

**FREEWAY AGREEMENT**

THIS AGREEMENT, made and entered into on this 28<sup>th</sup> day of February, 2023, by and between the STATE OF CALIFORNIA acting by and through the Department of Transportation (herein referred to as "STATE"), and the County of Santa Barbara (herein referred to as "COUNTY"),

WITNESSETH:

WHEREAS, the highway described above has been declared to be a freeway by Resolution of the California Highway Commission on November 17, 1948, April 19, 1950, and October 19, 1962; and

WHEREAS, STATE and COUNTY have entered into a Freeway Agreement dated December 16, 1968, relating to that portion of State Highway Route from 0.4 Mi South of Cravens Lane to Sheffield Drive; and

WHEREAS, STATE and COUNTY have entered into a Freeway Agreement dated March 23, 1953, relating to that portion of State Highway Route from Sheffield Drive to San Ysidro Road; and

WHEREAS, STATE and COUNTY have entered into a Freeway Agreement dated June 1, 1954, relating to that portion of State Highway Route between San Ysidro Road and the Santa Barbara City Limits; and

WHEREAS, a revised plan map for such freeway has been prepared showing the proposed plan of the STATE as it affects roads of the COUNTY; and

WHEREAS, it is the mutual desire of the parties hereto to enter into a new Freeway Agreement in accordance with the revised plan of said freeway;

NOW, THEREFORE, IT IS AGREED:

1. This Agreement supersedes in its entirety said Freeway Agreement dated December 16, 1968.
2. This Agreement supersedes in its entirety said Freeway Agreement dated March 23, 1953.
3. This Agreement supersedes that portion of said Freeway Agreement dated June 1, 1954, between San Ysidro Road and Olive Mill Road.
2. COUNTY agrees and consents to the closing of COUNTY roads, relocation of COUNTY roads, construction of frontage roads and other local roads, and other construction affecting

COUNTY roads, all as shown on the plan map attached hereto marked Exhibit A and made a part hereof by this reference.

3. STATE shall, in construction of the freeway and at STATE'S expense, make such changes affecting COUNTY roads in accordance with the plan map attached hereto marked Exhibit A.

4. STATE agrees to acquire all necessary right of way as may be required for construction, reconstruction, or alteration of COUNTY roads, frontage roads, and other local roads, and COUNTY hereby authorizes STATE to acquire in its behalf all such necessary right of way.

5. It is understood between the parties that the right of way may be acquired in sections or units, and that both as to the acquisition of right of way and the construction of the freeway projects, the obligations of STATE hereunder shall be carried out at such time and for such unit or units of the projects as funds are budgeted and made lawfully available for such expenditures.

6. COUNTY will accept control and maintenance over each of the relocated or reconstructed COUNTY roads, and the frontage roads, and other STATE constructed local roads on receipt of written notice to COUNTY from STATE that the work thereon has been completed, except for any portion which is adopted by STATE as a part of the freeway proper. COUNTY will accept title to the portions of such roads lying outside the freeway limits upon relinquishment by STATE.

On Route 101 from 0.7 mile south of Padaro Lane to Olive Mill Road

7. This Agreement may be modified at any time by the mutual consent of the parties hereto, as may become necessary for the best accomplishment, through STATE and COUNTY cooperation, of the whole freeway project for the benefit of the people of the STATE and of the COUNTY.


IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective duly authorized officers.

STATE OF CALIFORNIA  
Department of Transportation

TONY TAVARES  
Director of Transportation  
By 

Scott Esedes  
RICHARD ROSALES (acting)  
District 05 Director

APPROVED AS TO FORM:

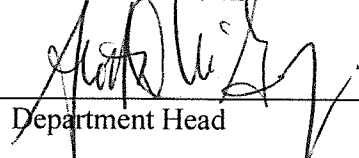
By 

Richard Rosales  
Attorney (State)

COUNTY OF SANTA BARBARA


RECOMMENDED FOR APPROVAL:

Scott D. McGolpin  
Director of Public Works

By:   
Department Head

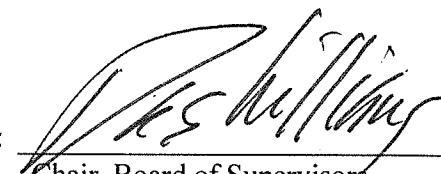
ATTEST:

Mona Miyasato  
County Executive Officer  
Clerk of the Board

By:   
Deputy Clerk

COUNTY OF SANTA BARBARA:

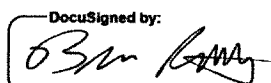
Das Williams

By:   
Chair, Board of Supervisors

Date: 2-28-23


APPROVED AS TO FORM:

Rachel Van Mullem  
County Counsel

By:   
Deputy County Counsel

APPROVED AS TO FORM:

Greg Milligan  
Risk Manager

By:   
Risk Management