

BOARD OF SUPERVISORS AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors

105 E. Anapamu Street, Suite 407 Santa Barbara, CA 93101 (805) 568-2240

Department Name: Public Works

Department No.: 054

For Agenda Of: January 18, 2011
Placement: Administrative

Estimated Tme:

Continued I tem: No

If Yes, date from:

Vote Required: Majority

TO: Board of Supervisors

FROM: Department Directors Scott D. McGolpin, Director Public Works: 568-3010

Thomas D. Fayram, Interim Director Parks: 568-2461

Contact Info: Dacé Morgan, Deputy Director, Transportation; 568-3064

Michael Emmons, County Surveyor: 568-3020

SUBJECT: Proposed Vacation of a Portion of Bodger Road Right-of-Way, Lompoc;

Fourth Supervisorial District

County Counsel Concurrence Auditor-Controller Concurrence

As to form: Yes As to form: NA

Other Concurrence: NA

As to form:

Recommended Actions:

That the Board of Supervisors:

- A. Approve the filing of a Notice of Exemption, pursuant to California Environmental Quality Act (CEQA) guidelines, Section 15301(c), pertaining to minor alteration of existing facilities (POST) regarding the vacation and sale of a portion of the Bodger Road right-of-way, located on APN 093-111-019 in the unincorporated area of Santa Barbara County near the City of Lompoc; and
- B. Approve and authorize the Chair to execute the related Resolution; <u>Summary Order to Vacate a Portion of a County Road know as Bodger Road</u> pursuant to Street and Highway Code, Sections 8334, 8335 and 8355 Et. Seq; and
- C. Direct the removal of the vacated portion of Bodger Road from the County's maintained road system.

Summary Text:

The area proposed for vacation is that portion of the Bodger Road right-of-way located on Santa Barbara County Assessor Parcel number 093-111-019. The area proposed for vacation is described and shown on the exhibits attached to the Order to Vacate (herein referred to as the "Portion").

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The Portion was closed to vehicular traffic by the City of Lompoc several years ago to prevent littering and vandalism. Since that time the County has not maintain the Portion and does not plan to expand its infrastructure in the vicinity of the Portion. The Public Works Department does not object to the vacation of the Portion.

If consummated, the Summary Order to Vacate will terminate the right of public vehicles to use the Portion, and the Portion will be removed from the County Road Maintained System. Santa Barbara County Parks will take over maintenance over the Portion and emergency vehicles and pedestrians will be allowed to use the Portion.

Background:

The referenced Portion of Bodger Road lies just south of the Lompoc City limits, as shown on the exhibits attached to the Resolution. The City of Lompoc has blocked vehicular access to the Portion at the City/ County boundary to prevent littering and vandalism. Pedestrians do use the road on occasion. To allow the continued public use of the Portion, the Santa Barbara County Public Works and Parks Departments reached an agreement whereby a Recreational Trail Easement will be retained by the County, and the Parks Department will assume responsibility for maintenance of the Portion.

The right of emergency vehicles to enter the Portion has been reserved, and the County will also reserve the right to permit the installation of utilities therein.

The City of Lompoc and the owner of the property on which the Portion is located were contacted by staff, and neither have any objections to the proposed course of action.

On December 8, 2010, the Planning Commission determined that the proposed vacation and reservation of rights within the Portion is in conformity with the County's adopted General Plan. No Parcels will be "landlocked" if the vacation is consummated. The proposed right-of-way vacation is in conformity with applicable CEQA guidelines. Real Property published a notice of intent to inform the public of the date of this proposed Board action.

Fiscal and Facilities Impacts:

Budgeted: Yes.

The Portion will be removed from the County Road Maintained System, and County Parks will perform furture maintenance.

Staffing Impacts: None

Special Instructions:

Clerk of the Board, please distribute as follows:

Original Order to Vacate
 Copy of the Order to Vacate
 Public Works, Attn: Jeff Havlik
 Clerk of the Board

3. Copy of the stamped CEQA Public Works, Attn: Jeff Havlik

4. Minute Order SBC Parks, Attn: Claude Garciacelay

5. Minute Order Public Works, Attn: Jeff Havlik

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NOTE: After execution by the Board, Real Property will deliver the original, executed <u>Order to Vacate</u> for recordation. After recordation the original document will be delivered to the Clerk of the Board, Public Works will deliver scan copies to all interested parties, and retain a hard copy for their files.

Attachments:

CEQA: Notice of Exemption Summary Order to Vacate

Authored by:

Jeff Havlik, Real Property Agent, Public Works - Surveyors Division, 568-3073 Bret Stewart, Senior Development Engineering Manager, Public Works - Surveyors, 568-3041

Cc: Thomas D. Fayram, Director Parks Interim, 568-2461 John McGray, Road Maintenance Manager, Public Works, 568-3336