



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: Planning and
Development
Department No.: 053
For Agenda Of: August 18, 2020
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Planning and Development
Director Lisa Plowman, Director, 568-2086
Contact Info: Travis Seawards, Deputy Director, 568-2518
SUBJECT: Ferini New Agricultural Preserve Contract, Santa Maria area, Third Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: N/A

As to form: No

Recommended Actions:

That the Board of Supervisors:

- a) Adopt a resolution creating Agricultural Preserve No. 19AGP-00000-00021 (Attachment 1) consisting of 38.7 acres located west of the intersection of Betteravia Road and Ray Road in the Santa Maria area (APN 113-140-012);
- b) Approve and authorize the Chair to execute New Agricultural Preserve Contract No. 19AGP-00000-00021 (Attachment 2);
- c) Authorize recordation by the Clerk of the Board; and,
- d) Find that the proposed action is an administrative activity of the County that will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

Auditor-Controller Concurrence

As to form: No

Summary Text:

Staff recommends that the Board of Supervisors adopt the Ferini New Agricultural Preserve Contract No. 19AGP-00000-00021 pursuant to Uniform Rule 6-2. The 38.7-acre property (designated as Assessor Parcel Number [APN] 113-140-012) was originally a part of Agricultural Preserve Contract No. 72-AP-148, which also included parcels numbered 113-140-003 and 113-140-011 and totaled 194.02 acres. The owner, the Ferini 2005 Family Trust, purchased one parcel previously under Agricultural Preserve Contract No. 72-AP-148 from the June S. Waller Revocable Trust. The new contract request is a result of a change in ownership of parcel 113-140-012. As a result, two separate contracts must be processed to replace the entirety of the original contract.

The Ferini New Agricultural Preserve Contract consists of 32 acres of prime farmland used for strawberry and vegetable production and 6.7 acres of nonprime farmland used for hay production. There are no other developments or uses on the property. The project is located immediately west of the intersection of Betteravia Road and Ray Road, in the Santa Maria area (Attachment 4).

The subject parcels is currently zoned AG-II-100 under the Land Use and Development Code and the proposed preserve would be consistent with the County’s Comprehensive Plan.

On February 7, 2020, the Agricultural Preserve Advisory Committee (APAC) reviewed 19AGP-00000-00021 and determined that this new agricultural preserve contract is consistent with the Uniform Rules.

Background:

Government Code §§51200 et seq. (known as the California Land Conservation Act of 1965 or as the Williamson Act) provide that local jurisdictions may establish an agricultural preserve program having the goal of retaining land in an agricultural use. The County of Santa Barbara has adopted such a program, which is codified under the Uniform Rules for Agricultural Preserves and Farmland Security Zones. Both the County’s Uniform Rules and the Government Code provide that agricultural preserve contracts between the County and landowners are voluntary. Therefore, there are no state mandates associated with this program.

Fiscal and Facilities Impacts:

Budgeted: Yes

The costs to process the project were borne by the applicant through the payment of processing fees. The total estimated cost to process this agricultural preserve contract is approximately \$3,735.00. Funding for this project is budgeted in the Planning and Development’s Permitting Budget Program on page D-294 of the County of Santa Barbara Fiscal Year 2020-21 adopted budget.

Special Instructions:

Clerk of the Board shall endorse the fact of this adoption and the date thereof on said Surveyor map and shall record this Short Form Land Conservation Contract (Short Form Contract) with description attached at the Office of the Santa Barbara County Recorder. In addition, the Clerk of the Board shall forward to the following interested parties copies of documents as follows:

1. To the County Recorder, a copy of the Surveyor's map;
2. To the property owner (Ferini 2005 Family Trust, 4828 Paint Horse Trail, Santa Maria, CA 93455), a conformed copy of the Short Form Contract, a certified copy of this Resolution and a copy of the Surveyor's map;
3. To the Planning and Development Department (Ben Singer and David Villalobos), a conformed copy of the Short Form Contract, a certified copy of this Resolution, and a copy of the Surveyor's map;
4. To the Assessor, a certified copy of the Short Form Contract, a certified copy of this Resolution, and a copy of the Surveyor's map; and,
5. To the Surveyor, a certified copy of the Short Form Contract.

Attachments:

1. Agricultural Preserve Resolution
2. Agricultural Preserve Contract
3. Approved Legal Description
4. Vicinity Map

Authored by:

Ben Singer, Planner 805-934-6587

Development Review Division, Planning and Development Department

ATTACHMENT 1: Agricultural Preserve Resolution

ATTACHMENT 2: Agricultural Preserve Contract

ATTACHMENT 3: Approved Legal Description

ATTACHMENT 4: Vicinity Map