



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: October 19, 2010  
Placement: Administrative  
Estimated Time: N/A  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors  
**FROM:** Department: Planning and Development  
Director: Glenn Russell, PhD. (568-2085)  
Contact Info: Michael Hays, Agricultural Land Use Planner (934-6923)  
Agricultural Land Use Planning Division  
**SUBJECT: Green Canyon/Eugene Rene LeRoy Trust Agricultural Preserve Replacement Contract, Guadalupe area**

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**County Counsel Concurrence**

As to form: Yes

**Other Concurrence:** N/A

As to form: No

**Auditor-Controller Concurrence**

As to form: No

**Recommended Actions:**

That the Board of Supervisors:

Consider Case No. 10AGP-00000-00006 for approval of one agricultural preserve replacement contract for Deutsche Bank National Trust Company, as Successor Trustee under Declaration of Trust of Eugene Rene LeRoy

- A. Approve and authorize the Chair to execute agricultural preserve contract 10AGP-00000-00006. The replacement contract involves Lot Two of 09LLA-00000-00004 located approximately two miles east of Simas Street, between Highway 166 and Brown Road, Fourth Supervisorial District.
- B. Authorize recordation by the Clerk of the Board.

**Summary Text:**

The Agricultural Preserve contract is comprised of one 388.14 acre legal parcel to be created as a result of a lot line adjustment (09LLA-00000-00004). The site is fully planted with irrigated rotational crops. The parcel is currently under contract (70-AP-81) and the owner is seeking a replacement contract to fulfill a condition of approval for the LeRoy Lot Line Adjustment (09LLA-00000-00004). The subject parcel is Lot 2 of the approved lot line adjustment that has not yet recorded. The LeRoy Lot Line Adjustment (09LLA-00000-00004) and the Green Canyon/Eugene LeRoy Trust Agricultural Preserve Replacement contract (10AGP-00000-00006) will record concurrently. The Agricultural Preserve Advisory Committee reviewed the Green Canyon/Eugene Rene

LeRoy Trust Agricultural Preserve Replacement contract on August 13, 2010, and found it to be consistent with the Uniform Rules for Agricultural Preserves and Farmland Security Zones.

**Background:**

Government Code §51200 (known as the California Land Conservation Act of 1965 or the Williamson Act) provides that local jurisdictions may establish an agricultural preserve program with the intended goal of retaining land for long term 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

**Fiscal Analysis:**

There are no fees associated with replacement contracts. The cost for the contract review and preparation of this report is estimated to be \$1,641.00, and is budgeted in the Agricultural Planning program on Page D-323 of the adopted 2010–2011 fiscal year budget.

**Special Instructions:**

Clerk of the Board shall send a minute order to the County Surveyor's Office.

County Surveyor's Office shall record the agricultural preserve contract immediately after recordation of the Leroy Lot Line Adjustment (09LLA-00000-00004).

Clerk of the Board to distribute copies of the recorded contract (with legal description and vicinity map) and Minute Order, as follows:

- Stephanie Stark, Planning and Development Department
- Assessor's Office
- Surveyor's Office
- Clerk Recorder's Office
- Dudnick Detwiler Rivin & Stikker LLP  
351 California Street, 15<sup>th</sup> Floor  
San Francisco, CA 94104

**Attachments:**

1. Agricultural Preserve Contracts (2)
2. Legal Description
3. Vicinity Map

**Authored by:**

10AGP-00000-00006, Green Canyon/Eugene Rene LeRoyTrust Agricultural Preserve Replacement Contract  
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Stephanie Stark, Agricultural Planner, 805-681-5604  
Agricultural Planning Division, Planning and Development Department