



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: General Services/Public Works
Department No.: 063/054
For Agenda Of: August 13, 2019
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Janette Pell, General Services 560-1011
Directors: Scott McGolpin, Public Works 568-3010
Contact Info: Skip Grey, Assistant Director of General Services 568-3083
Chris Sneddon, Assistant Director of Public Works 568-3005
SUBJECT: Proposed Summary Vacation of Portions of County road right-of-way located in the alley adjacent to Jonata Street and Alamo Pintado, Los Olivos; Third District (Real Property File # 3837)

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: NA

Other Concurrence: NA

As to form:

Recommended Actions: That the Board of Supervisors:

- A) Adopt the attached Resolution and Order to Vacate a County Road (Attachment 1) vacating portions of County road right-of-way located in the alley adjacent to Jonata Street and Alamo Pintado, and adjacent to Assessor's Parcel Number (APN) 135-102-010 and APN 135-102-008 in Los Olivos; and
- B) Determine that there is no possibility that the recommended action may have a significant effect on the environment and therefore is exempt from further review under the California Environmental Quality Act (CEQA) Guidelines, pursuant to Section 15061(b)(3), Review for Exemption, and approve and direct staff to file and post the attached Notice of Exemption (Attachment 2) on that basis.

Summary Text:

This item is being brought to the Board of Supervisors in order to vacate portions of County road right-of-way located in the alley adjacent to Jonata Street and Alamo Pintado (the "Portions") adjacent to Assessor's Parcel Number (APN) 135-102-010 and APN 135-102-008 in Los Olivos. This action will remove from the County inventory, unimproved and underdeveloped portions of public rights-of-way. County will reserve private ingress and egress easements for the benefit of owners of APN 135-102-010

and APN 135-102-008. County will also reserve an easement for the Fire Department and emergency response access in the event of any emergency or when County Fire may require access to reach neighboring properties.

Background:

The application to vacate the Portions was submitted to the County’s Real Property Division on June 10, 2017. The proposed rights-of-way summary vacation will dispose of County road rights-of-way by removing the County’s easement interest in the Portions. The Portions are approximately 1,000 square feet cumulatively.

At its regular meeting on January 30, 2019, the County’s Planning Commission determined that the abandonment of the County’s rights-of-way is in conformity with the County’s Comprehensive Plan pursuant to Government Code Section 65402(a).

All public utility providers were informed of the proposed summary vacation and asked if they maintain facilities in the Portions. There are no in-place or in-use public utilities located within the portions. No County departments objected to the proposed summary vacation.

The Portions are located within the alley adjacent to Jonata Street and Alamo Pintado, and are described and shown on Exhibits “A”, “B”; and Exhibit “C”, of the Resolution and Order to Vacate a County Road (herein the “Order”). The subject rights-of-way are held in easement by the County. No parcels will be landlocked if the summary vacation is consummated. The Portions are currently unimproved and situated on an undeveloped parcel. The property owners of the parcel would like to develop the parcel, however, the rights-of-way easements create a significant burden on the parcel.

The Board shall consider the final Resolution and Order to Vacate a County Road at its meeting on August 13, 2019, which, if approved, shall be recorded and permanently remove the County’s interest in the public rights-of-way easements over the Portions.

Pursuant to the California Environmental Quality Act (CEQA) 14 CCR Section 15061(b)(3), the recommended action should be considered exempt from CEQA review, there is no possibility that the activity in question will have a significant effect on the environment as the recommended action consists solely of adopting the Resolution and Order to Vacate a County road right-of-way.

Fiscal and Facilities Impacts:

Budgeted: N/A

Narrative:

The applicant paid for the County staff time needed to facilitate this transaction. There are no facilities impacts associated with the proposed actions. Other than paying for staff time, there is no compensation received by the County in exchange for the easement vacated.

Special Instructions:

Clerk of the Board, please distribute as follows:

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| 1. Original Order to Vacate | General Services, Attn: Julie Lawrence |
| 2. <i>Certified</i> Copy of Order to Vacate | Clerk of the Board |
| 3. Minute Order | General Services, Attn: Julie Lawrence |
| 4. Notice of Exemption to be filed and posted | |

Attachments:

1. Resolution and Order to Vacate a County Road
2. CEQA Notice of Exemption