



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: Flood Control  
Department No.: 054-04-04  
For Agenda Of: 11/7/2006  
Placement: Administrative  
Estimate Time:  
Continued Item: NO  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Directors, Flood Control and Water Conservation District  
**FROM:** Department Director(s) Phillip M. Demery, Public Works Director, 568-3010  
Contact Info: Thomas D. Fayram, Deputy Public Works Director, 568-3436  
**SUBJECT: Owner's Agreement with Bill Neuman, 1997 Revocable Trust for Mid Coast Cooling Expansion Project**

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**County Counsel Concurrence:**

As to form:  Yes  No  N/A

**Auditor-Controller Concurrence:**

As to form:  Yes  No  N/A

**Other Concurrence:** Risk Management

As to form:  Yes  No  N/A

**Recommended Action(s):**

Approve and authorize the Chair to execute the "Owner's Agreement to Construct and Maintain Private Drainage Improvements and Private Drainage and Maintenance Easements" with Bill J. Neuman, 1997 Revocable Trust, owners of Mid-Coast Cooling Expansion , Development Case No. 04DVP-00000-00025 (APNs: 128-097-001/002). The Development Plan is to add 17,246sf to an existing 25,674sf agricultural cooling facility (APNs: 128-097-001/002).

FIFTH SUPERVISORIAL DISTRICT

**Summary:**

The Owner's Agreement is a condition of approval for the Mid-Coast Cooling Expansion Project, located on East Betteravia Road in the unincorporated area of Santa Maria. The Development Plan (04DVP-00000-00025) will add 17,246sf to an existing 25,674sf agricultural cooling facility on referenced parcels (APNs: 128-097-001/002). This agreement will require the present and future owners of the property to be responsible for the maintenance in perpetuity of the private drainage improvements of Development Case No. 04DVP-00000-00025.

**Background:**

The private drainage improvements address the runoff associated with the project.

**Fiscal and Facilities Impacts:**

**Staff time associated with reviewing this project are paid through development review fees and plan check fees collected for this project. Costs associated with development review are included in the Adopted 2006-07 Budget under the Development cost center in the Water Resource Division of the Public Works Departmental as shown on page D-322 in the budget book.**

Budgeted:  Yes     No

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund			
State			
Federal			
Fees			
Other:			
Total	\$ -	\$ -	\$ -

Narrative:

**Staffing Impact(s):**

**Legal Positions:**

**FTEs:**

**Special Instructions:**

Direct the Clerk of the Board to record this agreement with the Clerk-Recorders office and send a copy of the recorded agreement along with the minute order to the Flood Control office, Attention: Christina Lopez.

**Attachments:**

“Owner’s Agreement to Construct and Maintain Private Drainage Improvements and Private Drainage & Maintenance Easements” with Bill J. Neuman, 1997 Revocable Trust for Mid-Coast Cooling Expansion

**Authored by:** Dale Weber, Development Engineer, 568-3446

**cc:**