

Recording requested by  
and to be returned to:  
COUNTY OF SANTA BARBARA  
Public Works Department  
Surveyor's Office (Real Property)  
WILL CALL

**COUNTY OF SANTA BARBARA**  
**OFFICIAL BUSINESS**  
Document entitled to free recordation  
Per Government Code § 6103

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**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

In the Matter of the Summary            )  
Vacation of a Portion of Camino        )  
Arroyo in the town of Santa Ynez,     )  
California, 3<sup>rd</sup> Supervisorial District )

**RESOLUTION NO.** \_\_\_\_\_

**STREETS AND HIGHWAYS**  
**CODE SECTIONS 8331 et seqq.**

**SUMMARY ORDER TO VACATE  
A PORTION OF A COUNTY ROAD  
KNOWN AS CAMINO ARROYO  
IN THE TOWN OF SANTA YNEZ, CALIFORNIA**

**WHEREAS**, the County of Santa Barbara, a political subdivision of the State of California, (the "County") acquired a fee interest in the public road right-of-way known as Camino Arroyo in the unincorporated area of the County in the town of Santa Ynez, by that certain Map of the Town of Santa Ynez filed in Book 1, Page 41, of Maps and Surveys, and also by Tract Map No. 10,210, Unit No. Two, recorded in Map Book 58, Pages 75-87, in the records of the County of Santa Barbara; and

**WHEREAS**, a portion of Camino Arroyo approximately two feet (2') wide (the "Excess Portion") abutting the northerly property line of Assessor's Parcel Number 143-344-006, commonly known as 3521 Tivola Street, Santa Ynez, California, (hereinafter referred to as the "Property") is excess right-of-way which is encumbered by a historical barn structure constructed sometime between 1895 and 1925; and

**WHEREAS**, the Excess Portion consists of approximately 99.92 square feet, and is legally described and shown on Exhibits A and B attached hereto and incorporated herein by this reference; and

**WHEREAS**, the owners of the Property have petitioned the County to abandon the Excess Portion in order to permanently protect the historical barn structure encroaching onto the Excess Portion; and

**WHEREAS**, by vacating the right-of-way within the Excess Portion the County will be ensuring that the historic structure is located entirely on the Property and out of the public right-of-way; and

**WHEREAS**, much of Camino Arroyo is an unimproved, dirt roadway with no sidewalk, pavement or roadway improvements; and

**WHEREAS**, the roadway is designated as a local road and not a collector, and therefore does not appear in the Circulation Element; and

**WHEREAS**, the Public Works Department has no plans to build the roadway out to the fullest extent of the right-of-way at any point in the future; and

**WHEREAS**, in the event the Public Works Department *does* desire to improve the roadway at some point, it would be possible to accommodate both the roadway improvements and the historic outbuilding due to the minimal area being vacated, as the County will still retain fifty-three feet (53') of right-of-way adjacent to the Property; and

**WHEREAS**, it has been determined by County's Public Works Department that, in accordance with Section 892(a) of the California Streets and Highways Code, the Excess Portion is not useful as a nonmotorized transportation facility; and

**WHEREAS**, in accordance with Section 8334(a) of the California Streets and Highways Code, the Excess Portion is excess right-of-way not required for street or highway purposes, is unnecessary for present or prospective public use, and is therefore eligible for summary vacation; and

**WHEREAS**, in accordance with Section 8334.5 of the California Streets and Highways Code, there are no in-place public utility facilities within the Excess Portion which are in use and would be affected by the vacation; and

**WHEREAS**, vacation of the Excess Portion will not impair public or private access; and

**WHEREAS**, vacation of the Excess Portion will not affect existing or future traffic circulation; and

**WHEREAS**, vacation of the Excess Portion is in the public interest, in that the County will be relieved of liability for the Excess Portion if it is vacated; and

**WHEREAS**, at the Planning Commission hearing of March 11, 2009, the Planning Commission found the abandonment of the Excess Portion to be consistent with the County's Comprehensive Plan pursuant to Government Code Section 65402(a).

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, the Board of Supervisors of the County of Santa Barbara, State of California does hereby find, determine and order as follows:

1. The recitals set forth above are true and correct.
2. That the Excess Portion, legally described on Exhibit A and shown on Exhibit B attached hereto and incorporated herein by this reference, is hereby summarily vacated as a County road right-of-way pursuant to California Streets and Highways Code Sections 892(a), 8334(a), and 8334.5.
3. That this Resolution, attested to by the Clerk of the Board under the seal of the Board, shall be recorded in the Office of the County Recorder in the County of Santa Barbara, State of California, and that the date of recording shall become the effective date of this Summary Order to Vacate.

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**PASSED and ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, by the following vote:

**AYES:**  
**NOES:**  
**ABSENT:**  
**ABSTAINED:**

COUNTY OF SANTA BARBARA

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Chair, Board of Supervisors  
County of Santa Barbara

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DENNIS MARSHALL  
COUNTY COUNSEL

By:   
Michael Ledbetter  
Deputy County Counsel

**EXHIBIT A**  
**Legal Description**

That portion of Camino Arroyo Street, in the Town of Santa Ynez, County of Santa Barbara, State of California as shown on Record of Survey filed in Book 116, Page 29 of Maps, in the office of the County Recorder of said County, more particularly described as follows:

Beginning at a ½" iron pipe with plastic plug marked "L.S. 4427" set at the northeast corner of Lot 14 as shown on said Record of Survey, said point shown as being on the southerly right of way of Camino Arroyo, from which a two inch brass disk set one foot below the asphalt at the intersection of Camino Arroyo and Tyndall Street marked " S.B. County Survey" bears North 84°52'09" West, a distance of 290.86 feet;

Thence, 1<sup>st</sup>, North 89°48'00" West, along the southerly right of way of Camino Arroyo, fifty-five feet (55') in width as shown on said Record of Survey, a distance of 49.96 feet to the northwest corner of said Lot 14;

Thence, 2<sup>nd</sup>, northerly along the prolongation of the westerly boundary of said Lot 14 North 00°12'00" East, a distance of 2.00 feet;

Thence, 3<sup>rd</sup>, parallel with the southerly right of way of Camino Arroyo, South 89°48'00" East, a distance of 49.96 feet to the intersection with the prolongation of the easterly line of said Lot 14;

Thence, 4<sup>th</sup>, southerly along the prolongation of the easterly boundary of said Lot 14, South 00°12'00" West, a distance of 2.00 feet to the POINT OF BEGINNING.

Containing 99.92 square feet more or less.

The above described land is shown on Exhibit "B" attached hereto and made a part of this description by reference thereto.

This legal description was prepared as a convenience only and is not intended for use in the division and/or conveyance of land in violation of the Subdivision Map Act of the State of California.

End of Description.



*MA Castellanos*  
11/4/2008



Unit No. Two  
 Tract No. 10,210  
 BK.58, PG. 79-86

60'

80'

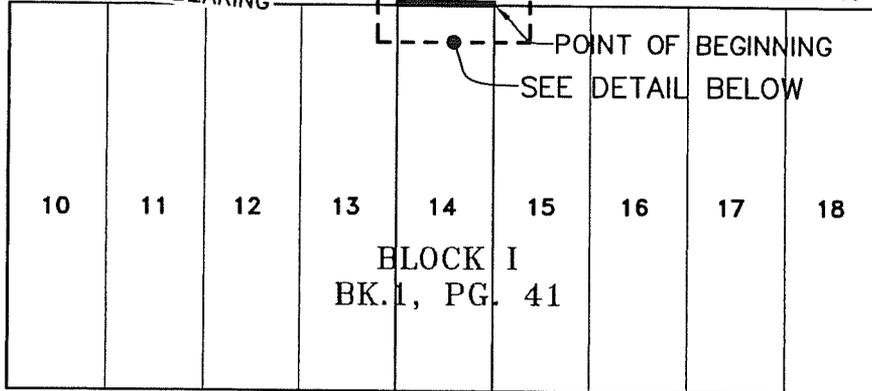
2" B.C. "S.B.CO SURVEY"  
 N84°52'09" W 290.86'  
 BASIS OF BEARING

CAMINO ARROYO

55'  
 25' 30"

TYNDALL STREET

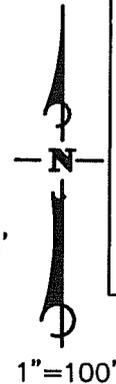
70'



TIVOLA STREET 80'

EDISON STREET

130'



CAMMINO ARROYO

N 00°12'00" E  
 2.00'

S 89°48'00" E 49.96'

S 00°12'00" W  
 2.00'

30'  
 24'

R/W

R/W

PORTION TO BE  
 VACATED

N 89°48'00" W 49.96'

POINT OF BEGINNING

LOT 14  
 BK. 1, PG. 41  
 APN:143-344-006

**DETAIL**

*M.A. Castellanos*  
 11/4/2008



**EXHIBIT B**  
**PORTION OF**  
**CAMINO ARROYO**  
**TO BE VACATED**  
 SANTA YNEZ, CALIFORNIA



**Penfield & Smith**  
 Engineering · Surveying · Planning  
 · Construction Management ·

SCALE: varies

10/15/2008

W.O.

Engel-legal.dwg