



**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

Submitted on:  
(COB Stamp)

**Department Name:** Public Works  
**Department No.:** 054  
**For Agenda Of:** October 17, 2006  
**Placement:** Administrative  
**Estimate Time:**  
**Continued Item:** NO  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors  
**FROM:** Department Director: Phillip M. Demery, Director  
Public Works Department 568-3010  
Contact Info: Mark Schleich; Deputy Director  
Resource Recovery and Waste Management 882-3603

**SUBJECT: Right of Entry License: Bar Z Ranch (Third District)**

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**County Counsel Concurrence:**

As to form/legality:  Yes  No  N/A

**Auditor-Controller Concurrence:**

As to form:  Yes  No  N/A

**Recommended Action(s):**

Accept the attached Right of Entry License with Bar Z Ranch (herein the "Ranch") and authorize the Chair of the Board of Supervisors to execute the License.

**Summary:**

The Ranch is located at 3333 Foxen Canyon Road, adjacent to the County's Santa Ynez Valley Recycling and Transfer Station and Foxen Canyon Landfill (herein the "Transfer Station"). Resource Recovery and Waste Management maintains an ongoing water monitoring and testing program for the inactive Foxen Canyon Landfill which includes taking samples from three wells on the Ranch. The Right of Entry License (herein the "License") grants Resource Recovery the right to enter the Ranch to collect water samples from the wells located thereon and to allow access to County testing wells adjacent to the Zimmerman property. No rent is paid, however, in exchange for the right to enter, Resource Recovery provides the Ranch owners with copies of the water test results. The License will remain in effect until it is terminated. The County and the owner of the Ranch may terminate the License upon ninety day written notice.

**Background:**

The monitoring well was installed on the Ranch near the Foxen Canyon Landfill as a protective measure to provide early detection of potential groundwater quality impacts from the landfill. Also the Regional Water Quality Control Board requires the ongoing sampling of the monitoring well. The County has provided the Ranch owner with the test results from the monitoring well and from samples taken from the Ranch domestic well and agricultural well since 1996 and no pollutants have ever been found.

**Fiscal and Facilities Impacts:**

Budgeted:  Yes     No

**Fiscal Analysis:**

Narrative: Real Property staff time is paid for by Resource Recovery from the Solid Waste Enterprise Fund. There is no monetary payment to the owner of the Ranch.

**Staffing Impact(s):**

**Legal Positions:**

**FTEs:**

**Special Instructions:**

- |                       |                                 |
|-----------------------|---------------------------------|
| 1. Original License   | Clerk of the Board Files        |
| 2. Duplicate Original | Public Works, Attn: Jeff Havlik |
| 3. Minute Order       | Public Works, Attn: Jeff Havlik |

NOTE: Real Property will make copies of the License and the Minute Order for Resource Recovery and the Real Property file. The duplicate original will be mailed to the owner of the Bar Z Ranch.

**Attachments: (list all)**

Right of Entry License

**Authored by:**

J. Jeffery Havlik  
SR/WA

**cc:**