

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:

Prepared on: 01/21/03
Department Name: Flood Control/Public Works
Department No.: 054-04-04
Agenda Date: 02/04/03
Placement: Administrative
Estimate Time: N/A
Continued Item: NO
If Yes, date from:
Document Name: MNT86-CP-106.Davis.doc

TO: Board of Supervisors
County of Santa Barbara

Board of Directors
Santa Barbara County Flood Control & Water Conservation District

FROM: Phillip M. Demery
Public Works Director

STAFF CONTACT: Thomas Fayram, Deputy Public Works Director, Ext. 3436
Dale W. Weber, P.E., Development Engineer, Ext. 3446

SUBJECT: Approval of Maintenance Agreement and Notice to Property Owner with Hanson Aggregates Mid-Pacific, Inc., Owners of Davis Unit Mining Operation, 86-CP-106 RV01 and 86-RP-006 RV01, Fifth Supervisorial District

Recommendation(s):

That the Board of Supervisors/Directors:

- A. Authorize the Chair to execute the Maintenance Agreement for maintenance of private basins and drainage improvements with Hanson Aggregates Mid-Pacific, Inc. (formerly known as Kaiser Sand and Gravel Company), owners of Davis Unit Mining Operations, 86-CP-106 RV01 and 86-RP-006 RV01; and

That the Board of Supervisors:

- B. Authorize the Chair to execute the Notice to Property Owner for APNs: 129-110-24 and 129-210-26 to record on the title of each property that surface mining will occur as described in the Land Use Permit.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with Goal No. 2. Ensure the Public Health and Safety and Provide Essential Infrastructure.

Executive Summary and Discussion:

This Maintenance Agreement and the Notice to Property Owner are conditions for Case Nos. 86-CP-106 RV01 and 86-RP-006 RV01 for mining and reclamation under the Santa Barbara County Conditional Use Permit and Master Reclamation Plan Article III, Chapter 35 dated December 9, C:\Documents And Settings\Ctoma\Local Settings\Temp\MNT86-CP-106.Davis.Doc

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1997 (corrected 11/3/98). The mining operation is located in and adjacent to the Santa Maria and Sisquoc Rivers.

The agreement will provide that Hanson Aggregates Mid-Pacific, Inc. (Owner/Operator) will be responsible to design, construct, maintain, repair, and replace the mining basin facilities. In addition, the agreement also indemnifies and holds harmless the County and the District from any liability associated with the approval, construction, operation, use, maintenance, and monitoring of basin facilities.

Prior to the beginning of any mining or reclamation of the basins, the Maintenance Agreement and the Notice to Property Owner will be recorded.

Mandates and Service Levels:

Direction by the Board will not change programs and service levels.

Fiscal and Facilities Impacts:

There are no fiscal or facilities impacts with this action.

Special Instructions:

Direct the Clerk of the Board to send the Maintenance Agreement and Notice to Property Owner to the Clerk Records office to be recorded. After both documents have been recorded send copies of the documents and a copy of the minute order to the Flood Control District office, Attn: Dale Weber.

Concurrence: County Counsel, Risk Management

Attachments: Maintenance Agreement
Notice to Property Owners