

# 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:** June 30, 2004  
**Department:** Public Works  
**Budget Unit:** 054  
**Agenda Date:** August 3, 2004  
**Placement:** Administrative  
**Estimate Time:**  
**Continued Item:** NO  
**If Yes, date from:**

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

**FROM:** Phillip M. Demery, Director  
Public Works Department

**STAFF CONTACT:** Thomas Fayram, Deputy Public Works Director (568-3436)  
Mike Emmons, County Surveyor (568-3020)  
Jeff Havlik, Real Property Agent (568-3073)

**SUBJECT:** Acceptance of Permanent Easement  
A.P.N. 111-005-015  
Fifth Supervisorial District

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## Recommendations:

That the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District accept a Permanent Easement from Jay Hardy and Anne Hardy, owners of Santa Barbara County Assessor parcel number 111-005-015, by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the Permanent Easement deed. (Clerk, Four-fifths vote required). The easement encumbers a portion of 1430 McCoy Lane and is associated with the "A" Street retention basin in the City of Santa Maria.

## Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with actions required by law or by routine business necessity.

## Executive Summary and Discussion:

Mr. and Mrs. Hardy own the commercial property commonly referred to as 1430 McCoy Lane in Santa Maria (herein the "Property"). The Hardys submitted plans to construct a commercial building on their Property. The Santa Barbara County Flood Control and Water Conservation District (hereinafter the "District") operates the A Street groundwater recharge basin (herein the "Basin") to the rear of the Property and currently has a 20 foot easement thereon. As part of the permit process the District is requiring the dedication of an additional 5 feet of easement to mitigate the storm water runoff associated with the new construction. The additional 5 feet will allow the enlargement of the Basin while maintaining access thereto. The Hardys have agreed to the above condition and have executed the required Easement Deed.

Subject: Permanent Easement for A.P.N. 111-005-015  
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**Executive Summary and Discussion: (Cont.)**

At its regular meeting of July 21, 2004 the Santa Maria City Planning Commission determined the acceptance of the Easement Deed by the District is in compliance with the City of Santa Maria's approved General plan.

**Mandates and Service Levels:**

Acceptance of the Easement will provide additional ingress and egress to the Basin. Service levels may be improved.

**Fiscal and Facilities Impacts:**

There is no charge for the easement.

**Special Instructions:** After Board action, distribute as follows:

- |                                       |                                |
|---------------------------------------|--------------------------------|
| 1. Original Certificate of Acceptance | Jeff Havlik, Surveyor's Office |
| 2. Copy of Certificate of Acceptance  | Clerk of the Board Files       |
| 3. Minute Order                       | Jeff Havlik, Surveyor's Office |

**NOTE:** Real Property will deliver the original Certificate of Acceptance to the Santa Barbara County Recorder's office. Certified copies of the recorded Easement Deed and Certificate of Acceptance will be delivered to the District, the Clerk and the Hardys, the original will be retained by Real Property.

**Concurrence:**