

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: General Services Department/Support Services Division
(Lead Department/Division)

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) 009-060-050

Case No. Real Property File No. 003627

LOCATION: Manning County Park, Montecito, CA

PROJECT TITLE: Grant of Easement to 449 San Ysidro Road (Sewer Line Easement)


PROJECT DESCRIPTION: Realignment of existing sewer line for emergency and general maintenance and repairs accessibility on APN: 009-060-050

EXEMPT STATUS:(Check One)

- Ministerial
- Statutory
- X Categorical Exemption [Section 15301 (b)]
- Emergency Project
- No Possibility of Significant Effect

Cite specific CEQA Guideline Section: 15301 Existing Facilities (b)-Existing facilities of both investor and publicly-owned utilities used to provide electric power, natural gas, sewage, or other public utility services.

Reasons to support exemption findings: The project consists of a minor alteration of existing private structure and therefore is contemplated by the CEQA exemptions under Section 15301 Existing Facilities: "...consists of the operation, repair, maintenance,...or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination."

 7.26.10
Department/Division Representative Date

NOTE: A copy of this document must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitations on legal challenges.

Distribution:

DATE FILED WITH CLERK OF THE BOARD

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

RESOLUTION _____

| | |
|---|--------------------------------------|
| In the Matter of Declaring the County's) | NOTICE AND RESOLUTION OF |
| Intention to Sell an Easement across a) | INTENTION TO SELL AN INTEREST |
| Portion of County-Owned Property) | IN REAL PROPERTY |
| (APN 009-060-050) Known as Portion) | (Gov. Code Section 25526) |
| Of Manning County Park) | (2/3 Vote Required) |

WHEREAS, on June 24, 1935, the COUNTY OF SANTA BARBARA, a political subdivision of the State of California, (hereinafter "COUNTY"), acquired fee ownership of that certain parcel of real property in the County of Santa Barbara, State of California, particularly described as Santa Barbara County Assessor's Parcel Numbers 009-060-050 (hereinafter referred to as the "Property") and more commonly known as Manning County Park, Montecito, CA; and

WHEREAS, the adjacent owner of the property located at 461 San Ysidro Road (APN 009-710-019), is restoring the property, which is of historic merit, and in so doing desires to connect the existing sewer line servicing the parcel to the main sewer line maintained by the Montecito Sanitary District (hereinafter "District"); and

WHEREAS, the main sewer line maintained by the District is installed within an existing easement that runs through the COUNTY'S Property and the District has consented to the realignment of the sewer line connection; and

WHEREAS, in order for the adjacent owner, 461 San Ysidro Road LLC, to connect the sewer line to the District's main sewer line, the adjacent owner has petitioned COUNTY for an easement for such connection of sewer lines; and

WHEREAS, COUNTY has determined that conveying the easement across the Property will not impact COUNTY'S current or future use of the Property.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Government Code Section 25526 the Board of Supervisors of the County of Santa Barbara, State of California does hereby find, determine and order as follows:

1. The above recitals are true and correct.
2. The Santa Barbara County Board of Supervisors does hereby declare its intention to sell the Easement across a portion of the Property for the purpose of realigning an existing sewer easement, which easement area is shown on Exhibit "A" attached hereto and incorporated herein by reference.

- 3. It is in the public interest to sell the easement.
- 4. That the easement is being granted to: 461 San Ysidro Road, LLC.
- 5. That the purchase price for the easement to be paid by 461 San Ysidro Road LLC is: \$2,700.00.
- 6. That notice of the intention of the Board of Supervisors to sell said easement is hereby given, and subsequent to Board approval, the Clerk of the Board shall post the adopted Resolution in three public places in the county, not less than 15 days before the date of the meeting to execute said Grant of Easement pursuant to Section 25528. In addition, the Clerk of the Board shall publish the Resolution in a local newspaper of regular publication once a week for three successive weeks pursuant to Section 6063.

Passed and adopted by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2010, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

COUNTY OF SANTA BARBARA

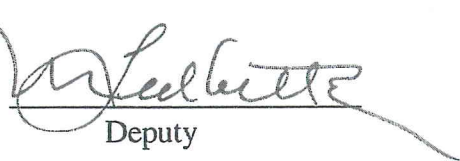
ATTEST:
 MICHAEL F. BROWN
 CLERK OF THE BOARD

By: _____
 Chair, Board of Supervisors

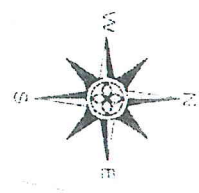
By: _____
 Deputy

APPROVED AS TO FORM:
 DENNIS MARSHALL
 COUNTY COUNSEL

APPROVED AS TO FORM
 ROBERT W. GEIS, CPA
 AUDITOR-CONTROLLER

By: 
 Deputy

By: 
 Deputy



S 0°16' E 330.30' per BK. 334, PG. 370 of O.R.

392.45' CALC.

S 00°07'00" E 90.93'

N 44°53'00" E 79.97'

| LINE | BEARING | LENGTH |
|---------|-------------|--------|
| L-1 | S67°26'45"W | 7.49' |
| L-2 | S89°56'50"W | 14.08' |
| L-3 | S44°56'50"W | 9.97' |
| L-4 | S90°00'00"W | 3.96' |
| TIE=L-5 | N89°56'50"E | 6.96' |

EASEMENT LEGEND

E-1 5' WIDE PRIVATE SEWER EASEMENT FOR INGRESS AND EGRESS FOR CONSTRUCTION, REPAIR, MAINTENANCE, REPLACEMENT AND OPERATION OF A PRIVATE SEWER LINE IN FAVOR OF THE 461 SAN YSIDRO ROAD.

E-2 EXISTING 20' WIDE PUBLIC SEWER EASEMENT IN FAVOR OF THE MONTECITO SANITARY DISTRICT.

N 89°53'00" E 195.37'

461 SAN YSIDRO ROAD
 APN 009-710-019
 LOT 19 of TRACT No. 14,416
 BK. 185, PGS. 80-82
 DOMINANT TENEMENT

N 89°56'50" E 251.14'
 N 89°56'50" E 643.58' per TRACT No. 14,416
 N 89°31' E 647.21' per BK. 334, PG. 370 of O.R.

449 SAN YSIDRO ROAD
 APN 009-710-050
 MANNING PARK
 BK. 334, PG. 370
 SERVANT TENEMENT

SAN YSIDRO ROAD

N 00°11'11" E 147.76'

EXHIBIT A

SEWER EASEMENT OVER A PORTION OF

APN 009-060-050
 449 SAN YSIDRO ROAD
 ~ OCTOBER 2009 ~

PREPARED BY:
 WATERS LAND SURVEYING INC.
 5553 HOLLISTER AVE. GOLETA, CA 93117
 805-967-4416



DATE: 11-18-09 W.D.: 8807 SHEET 1 OF 1