

**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:** 10/03/02  
**Department:** Flood Control/Public Works  
**Budget Unit:** 054-04  
**Agenda Date:** 11/05/02  
**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:** Philip M. Demery, Director  
Public Works Department

**STAFF CONTACT:** Thomas Fayram, Deputy Public Works Director, Ext. 3436  
Karl Treiberg, Environmental Planner, SR., Ext. 3443

**SUBJECT:** Lower Devereux Creek Project, Third Supervisorial District

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**Recommendations:**

That the Board of Directors:

- A. Approve and authorize the Chair to execute an Agreement with Devereaux Creek Properties, Inc. (owners of the Ocean Meadows Golf Course) to allow for construction of the Lower Devereux Creek Project and to identify tasks and responsible for the project;
- B. Accept an Easement Deed (Temporary Construction Easement) from Devereaux Creek Properties, Inc., owners of 6925 Whittier Drive (APN: 073-090-062), by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached hereto. (Clerk, Four-fifths vote required); and
- C. Approve and authorize the Chair to execute a Memorandum of Agreement with the University of California, Santa Barbara (UCSB) to allow for access during construction of the Lower Devereux Creek Project.

**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:**

On September 3, 2002, your Board approved the Lower Devereux Creek Project (02-ND-25). The project is located on the Ocean Meadows Golf Course, just west of UCSB and will consist of approximately 2,200 feet of lower Devereux Creek.

Currently, during heavy rain events, sediment gets deposited and plugs stormdrain outlets, which causes flooding in the University Village subdivision. The purpose of this project is to

alleviate the sedimentation problem and reduce flooding in this area. In addition, habitat enhancement elements are also included in this project.

The project will consist of:

1. Removing approximately 7,500 cubic-yards of material from lower Devereux Creek,
2. Constructing a sedimentation basin approximately 90 feet by 90 feet, and
3. Provide habitat enhancement including high marsh, freshwater marsh, and riparian elements.

Construction of the project requires temporary access to properties owned by Devereaux Creek Properties, Inc. and UCSB. Approving the Agreements as well as accepting the Easement Deed will allow the District to obtain temporary access to these properties for construction of the project.

In addition, the agreement with Devereaux Creek Properties, Inc. also identifies tasks and long-term responsibilities for the project for the District the Devereaux Creek Properties, Inc. After completion of the project, Devereaux Creek Properties, Inc. will grant the District a perpetual easement for maintenance of and access to the sediment basin.

#### **Mandates and Service Levels:**

This project will reduce flooding in the University Village subdivision and will provide additional flood control benefits to the residents in the area as well as improve the biodiversity of that section of the creek.

#### **Fiscal and Facilities Impacts:**

There are no costs associated with these agreements, however, this project was included in the Adopted 2002/03 Budget and costs were allocated in the Design Cost Center under the Water Resources Division of the Public Works Department as shown on page D-300 in the budget book. Costs for this project will be paid from Dept: 054, Acct: 8700, Fund: 2610, Program: 3005. This project is also identified in the 2002 Capital Improvement Plan.

#### **Special Instructions:**

Direct the Clerk of the Board to send a copy of the Agreement with Devereaux Creek Properties Inc., the Easement Deed, the Memorandum of Agreement with UCSB, and of the minute order of these actions to the Flood Control District, Attn: Christina Lopez.

**Concurrence:** County Counsel, Auditor Controller, and Risk Management