



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

Department Name: General Services/Public Works
Department No.: 063/054
For Agenda Of: June 5, 2018
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Janette Pell, General Services 560-1011
Directors: Scott McGolpin, Public Works 568-3010
Contact Info: Skip Grey, Assistant Director of General Services 568-3083
Chris Sneddon, Assistant Director of Public Works 568-3005
SUBJECT: Proposed Vacation of Portions of Pine Street, Lincoln Street & Camino Arroyo Rights-of-Way, Santa Ynez; Third Supervisorial District (Real Property File # 3559)

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: NA

Other Concurrence: NA

As to form:

Recommended Actions: That the Board of Supervisors:

- A) Adopt the attached Resolution and Notice of Intent to Vacate a County Road declaring the County's intent to vacate portions of Pine Street, Lincoln Street & Camino Arroyo Road across APN 143-141-007 in Santa Ynez, and setting the date of July 3, 2018 on the Board's Administrative Agenda for final Board action to approve the vacation of such portions of these County Rights-of-Way; and
- B) Determine that there is no possibility that the recommended action may have a significant effect on the environment and therefore is exempt from further review under the California Environmental Quality Act (CEQA) Guidelines, pursuant to Section 15061(b)(3), Review for Exemption, and approve and direct staff to file and post the attached Notice of Exception (Attachment 2) on that basis.

Summary Text:

This item is being brought to the Board of Supervisors to request the Board's approval of the Resolution and Notice of Intent to Vacate a County Road, which sets a hearing date on July 3, 2018 for the Board to consider and approve a resolution that would remove County rights-of-way easements on an unimproved and undeveloped parcel that includes portions of Pine Street, Lincoln Street and Camino

Arroyo Road (the “Portions”). Portions proposed to be vacated cross and/or are adjacent to County Assessor’s Parcel Number 143-141-007 (the “Property”) commonly known as 1187 Lincoln Street, Santa Ynez, CA.

Background:

The application to vacate the Portions was submitted to the County’s Real Property Division on September 22, 2014.

The Portions and trail easement are located within the Property, and are described and shown on Exhibits “1A”, “1B”, “2A”, “2B”, “3A”, “3B”, “4A”, and “4B” of the Resolution and Notice of Intent to Vacate a County Road (herein the “Notice”). The subject rights-of-way are held in easement by the County. No parcels will be landlocked if the vacation is consummated. The Portions are currently unimproved and situated on an undeveloped parcel. The property owners of the parcel would like to develop the parcel, however, the rights-of-way easements create a significant burden on the parcel.

The proposed rights-of-way vacation will dispose of County road rights-of-way by removing the County’s easement interest in the Portions. The Portions are approximately 14,636 square feet cumulatively.

Upon approval of the subject Resolution and Notice of Intent to Vacate a County Road, the Board’s intention to consummate the proposed vacation of the Portion will be advertised for at least two (2) successive weeks prior to final Board action to consider the adoption of the Order to Vacate the Portions pursuant to Streets and Highways Code Section 8322(a) and Government Code Section 6066. Notice of such final Board action shall also be posted in the vicinity of the Portion for at least two (2) successive weeks in three locations along the Portion pursuant to Government Code Section 8323. The Board shall consider the final Order to Vacate at its meeting on July 3, 2018, which, if approved, shall be recorded and permanently remove the County’s interest in the public rights-of-way easements over the Portions.

All public utility providers were informed of the proposed vacation and asked if they maintain facilities in the Portions. Frontier Communications (formerly Verizon) and PG&E each have in-place and in-use public utility facilities located within the Portions, an easement for which shall be reserved and excepted from the vacation should the County vacate the Portions in accordance with Section 8340(c) of the California Streets and Highways Code. No County departments objected to the proposed vacation.

Pursuant to the California Environmental Quality Act (CEQA) 14 CCR Section 15061(b)(3), the recommended action should be considered exempt from CEQA review, there is no possibility that the activity in question will have a significant effect on the environment as the recommended action consists solely of adopting the Resolution and Notice of Intent to Vacate a County Road.

Fiscal and Facilities Impacts:

Budgeted: N/A

Narrative:

The applicant paid for the County staff time needed to facilitate this transaction. There are no facilities impacts associated with the proposed actions. Other than paying for staff time, there is no compensation received by the County in exchange for the easement vacated.

Special Instructions:

Clerk of the Board, please distribute as follows:

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| 1. Original Resolution of Intent | Clerk of the Board |
| 2. Copy of the Resolution of Intent | General Services, Attn: Netza Ortiz |
| 3. Minute Order | General Services, Attn: Netza Ortiz |

The General Services Department's Real Property Division shall publish Notice of Resolution of County's Intent to Vacate a County Road in the *Santa Ynez Valley News* for at least two (2) successive weeks prior to the time fixed for hearing of the Order to Vacate on July 3, 2018. The Real Property Division shall also post notices conspicuously of such hearing along the Portions in accordance with Section 8323 of the Streets and Highways Code.

Attachments:

1. Resolution of Notice of Intent to Vacate
2. CEQA Notice of Exemption

Authored by:

Netza Ortiz, Real Property Agent II, General Services – Real Property Division, 568-3073