



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: Public Works
Department No.: 054
For Agenda Of: June 3, 2008
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Directors, Flood Control and Water Conservation District
FROM: Department Scott McGolpin, Director
Director(s) Public Works Department (568-3010)
Contact Info: Thomas Fayram, Deputy Public Works Director, (568-3436)
SUBJECT: Acceptance of an easement across a portion of APN 001-070-031

County Counsel Concurrence

As to form: Yes

Other Concurrence: N/A

As to form: No

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

That the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District:

- (a) Approve the attached "Notice of Exemption" pursuant to California Environmental Quality Act (CEQA) guidelines regarding the acceptance of an Easement Deed granting access across a portion of 899 Concha Loma Drive (APN 001-070-031) to Carpinteria Creek; and
- (b) Accept an Easement Deed from the owners of the above referenced property by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached thereto.

Summary Text:

If accepted and recorded the Easement Deed will grant to the Santa Barbara County Flood Control and Water Conservation District (herein the "District") the right to cross a specific portion of the property commonly known as 899 Concha Loma Drive (herein the "Subject Property") to gain access to Carpinteria Creek.

Background:

The owners of the Subject Property constructed a single family residence thereon. As a condition of that construction the owners were required to grant the Easement Deed to the District. District staff have reviewed and approved the Easement Deed and the physical area of the Subject Property used to access Carpinteria Creek. If accepted and recorded the Easement Deed will formalize the District's ingress and egress rights across the Subject Property.

Performance Measure:

NA

Fiscal and Facilities Impacts:

Budgeted: No. There are no fiscal or facility impacts associated with the proposed actions.

Fiscal Analysis:

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund			
State			
Federal			
Fees			
Other:			
Total	\$ -	\$ -	\$ -

Narrative: There are no fiscal impacts associated with these actions. The Easement Deed indemnifies the Flood Control District from liability associated with contaminates in the land covered by the easement. Real Property staff time needed to complete this project was paid for by the owners of the Subject Property.

Staffing Impacts:

Legal Positions:

FTEs:

Special Instructions:

- | | |
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| 1. Original Notice of Exemption | Clerk of Board Files |
| 2. Copy of Notice of Exemption | Surveyor's Division, Attn: Jeff Havlik |
| 3. Original Easement & Certificate of Acceptance | Surveyor's Division, Attn: Jeff Havlik |
| 4. Copy of Easement & Certificate of Acceptance | Clerk of the Board Files |
| 5. Minute Order | Surveyor's Division, Attn: Jeff Havlik |

NOTE: The Real Property Section will record the Easement Deed at the County Recorder's Office. Upon recordation, Real Property will return the original Easement to the Clerk of the Board. A copy will be delivered to the Grantors, and copies will be retained by Public Works: Flood Control and Real Property Divisions.

Attachments:

- (a) Notice of Exemption
- (b) Easement Deed

Authored by:

Jeff Havlik, Public Works Department, Surveyor's Division, Real Property Section, 568-3073

CC:

Maureen Spencer, Flood Control