

**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:** 9/30/03  
**Department Name:** Pub Wks-Laguna Co San Dist  
**Department No.:** 054  
**Agenda Date:** 10/14/03  
**Placement:** Administrative  
**Estimate Time:**  
**Continued Item:** NO  
**If Yes, date from:**  
**Document File Name:**

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**TO:** Board of Directors  
Laguna County Sanitation District

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

**STAFF CONTACT:** Mark A. Schleich, Deputy Director  
Martin J. Wilder, District Manager, x8755

**SUBJECT:** Acceptance of Permanent Easement for the Dutard-Solomon Trunk Sewer Line (DURSOL) - Fourth and Fifth Supervisorial Districts

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**Recommendation(s):**

That the Board of Directors:

- A. Accept the Easement Deed by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the Certified Copy of the Easement Deed for the real property conveyed to the Laguna County Sanitation District by the following property owners:

Darren and Laura C. Huebner (APN 105-010-029)

**Alignment with Board Strategic Plan:**

The recommendation(s) are primarily aligned with Goal No. 2: A safe and healthy community in which to live, work and visit.

**Executive Summary and Discussion:**

The Dutard-Soloman trunk sewer line project involves the construction of a new trunk line from the westerly end of old town Orcutt to the Laguna County Sanitation District wastewater treatment plant located at the westerly terminus of Dutard Road. The project has been identified as a capital improvement since 1959

when the plant was built and was intended to replace the lift station located near the intersection of Blosser Road and Clark Avenue when it met its useful life. The project was included in the Orcutt Community Plan EIR dated December 1995 and approved by the Board July 22, 1997 (Clerk of the Board file No. 20,536).

The Board adopted the Mitigated Negative Declaration and authorized the District to initiate right-of-way acquisition for the project on June 20, 2000. In all, easements were required on fifteen parcels. Five easements have been acquired through eminent domain action per Resolutions of Necessity adopted by the Board on February 6, 2001. Real property purchase contracts and escrow instructions were negotiated with the other ten property owners and were executed by the Board on March 23, 2001 and May 24, 2001. Four of the ten easement deeds were accepted by the Board on September 11, 2001. The Board accepted four additional easement deeds on September 18, 2001, and one more on March 26, 2002. This action represents the last Deed needing acceptance on this project. The Real Property Purchase Contract and Escrow Instructions on this parcel were approved by the Board on October 23, 2001. The owner and escrow company delayed the Deed signature while waiting on a subordination agreement from the lender on the property.

Acceptance of this easement deed will provide for the close of escrow, recordation of the deed and allow for compensation to be made on the easement acquisition listed above.

This project is included in the Five-Year Capital Improvement Plan 1997/2002 CIP B-65).

**Mandates and Service Levels:**

There are no changes to service levels with this action.

**Fiscal and Facilities Impacts:**

Purchase of the easements will cost the District \$2,815. Of this amount \$2,000 will constitute the purchase price to be paid to the property owners, and approximately \$815 will pay for cost such as title insurance, escrow closing fees and other miscellaneous expenses. On February 8, 1994, your board adopted Ordinance No. 4142 that established charges for future trunk sewer connections. Funding is available in Department 054, Fund 2870 and Account 8200 for Real Property services as well as for the project.

**Special Instructions:**

Upon Board action, please distribute as follows:

1. Certified Copy of Deed: North County Public Works, attn: Scott Dickinson
2. Minute Order: North County Public Works, attn: Scott Dickinson
3. Minute Order: Public Works Department, Laguna County Sanitation District, attn. Sheila Engellenner

After the deeds are recorded, copies will be forwarded to the Clerk of the Board.

**Concurrence:** County Counsel