



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: Planning and Development  
Department No.: 053  
For Agenda Of: September 7, 2010  
Placement: Administrative  
Estimated Tme: N/A  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

---

**TO:** Board of Supervisors  
**FROM:** Department: Planning and Development  
Director: Glenn Russell, PhD. (568-2085)  
Contact Info: Michael Hays, Agricultural Land Use Planner (934-6923)  
Agricultural Land Use Planning Division  
**SUBJECT: Battaglia Agricultural Preserve Replacement Contract, Sisquoc area**

---

**County Counsel Concurrence**

As to form: Yes

**Other Concurrence:** N/A

As to form: No

**Auditor-Controller Concurrence**

As to form: No

**Recommended Actions:**

That the Board of Supervisors:

Consider Case No. 09AGP-00000-00012 for approval of one non-prime agricultural preserve replacement contract for Philip M. Battaglia and Lorraine M. Battaglia, Trustees of the Battaglia Family Trust dated April 3, 2001.

- A. Approve and authorize the Chair to execute agricultural preserve contract 09AGP-00000-00012. The replacement contract involves Assessor's Parcel Numbers 101-050-048 and -051 located on Foxen Canyon Road, approximately one mile east of Tepusquet Road, Fifth Supervisorial District.

**Summary Text:**

The 203.68 acre project site consists of two legal parcels, Assessor's Parcel Numbers 101-050-048 (23.68 acres) and 101-050-051 (180 acres). The parcels are currently under contract (70-AP-076) and used for cattle grazing. Assessor's Parcel Number 101-050-051 was part of a lot line adjustment (Case Number 00-LA-011) that recorded on August 12, 2005 as Instrument No.2005-0077416. The Uniform Rules for Agricultural Preserves and Farmland Security Zones requires replacement contracts to be obtained for parcels which are under Williamson Act contracts. Therefore, the owner was required to obtain replacement contracts after the Lot Line Adjustment was recorded. Although APN 101-050-048 was not part of the Lot Line Adjustment, the parcel is part of the original agricultural preserve contract (70-AP-076) and will be included with the replacement contract. On February 1, 2002, the Agricultural Preserve Advisory Committee reviewed the project and found it to be consistent with the Uniform Rules for Agricultural Preserves and Farmland Security Zones.

**Background:**

Government Code §51200 (known as the California Land Conservation Act of 1965 or the Williamson Act) provides that local jurisdictions may establish an agricultural preserve program having the goal of retaining land in an agricultural use. The County of Santa Barbara has adopted such a program which is codified under the Uniform Rules for Agricultural Preserves and Farmland Security Zones. Both the County's Uniform Rules and the Government Code provide that agricultural preserve contracts between the County and landowners are voluntary. Therefore, there are no state mandates associated with this program.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

There are no fees associated with replacement contracts. The cost for the contract review and preparation of this report is estimated to be \$4,557.00, and is budgeted in the Agricultural Planning program on Page D-344 of the adopted 2010–2011 fiscal year budget.

**Special Instructions:**

Please distribute copies of the recorded contract with attached legal descriptions and copies of the Board of Supervisors Minute Order as follows:

Stephanie Stark, P&D, Ag Land Use Planning  
Assessor  
Surveyor  
Clerk  
Philip M. Battaglia  
P.O. Box 209  
Los Olivos, CA 93441

Contract, Legal Description, Map  
Contract, Map  
Contract  
Contract  
Contract, Map

**Attachments:**

1. Agricultural Preserve Contracts (2)
2. Legal Description
3. Vicinity Map

**Authored by:**

Stephanie Stark, Agricultural Planner, 805-681-5604  
Agricultural Planning Division, Planning and Development Department