



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: July 6, 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: Horton Agricultural Preserve Replacement Contract, Carpinteria 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. 08AGP-00000-00041 for approval of one agricultural preserve replacement contract for Horton Family Living Trust.

- A. Approve and direct execution and recordation by the Clerk of the Board of contract 08AGP-00000-00041. The replacement contract involves Assessor's Parcel Numbers 001-090-045, -046, 001-080-017 and is located at 5146 Foothill Road, approximately 2 miles east of the City of Carpinteria, First Supervisorial District.

Summary Text:

The 33.58 acre Agricultural Preserve contract is comprised of three Assessor Parcels, 001-090-045 (10.25 acres), -046 (11.05 acres), 001-080-017 (12.28 acres) and is planted in avocados. The parcels are under contract (76-AP-009) and the owner is seeking a replacement contract to fulfill a condition of approval for Lot Line Adjustment (06LLA-00000-00002). The lot line adjustment was recorded on December 18, 2008 as Instrument No. 2008-70026. The Agricultural Preserve Advisory Committee reviewed the project on May 1, 2009, and found it to be consistent with the Uniform Rules for Agricultural Preserves and Farmland Security Zones. The motion was contingent upon the conditions stated in the County Surveyor Memorandum, dated April 28, 2009 being met. The County Surveyor memo required quitclaim deeds be obtained to ensure ownership will be vested in the proper parties. The necessary quitclaim deeds have been obtained, therefore the project is considered to be consistent with the Uniform Rules.

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 \$3,646.00, and is budgeted in the Agricultural Planning program on Page D-323 of the proposed 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
Assessor
Surveyor
Clerk
Glenna Berry-Horton
5146 Casitas Pass Road
Carpinteria, CA 93013

Contract, Map
Contract, Map
Contract
Contract
Contract, Map

Attachments:

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

Authored by:

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Agricultural Planning Division, Planning and Development Department