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## Legislation Details (With Text)

**File #:** 15-00448      **Version:** 1

**Type:** Agenda Item      **Status:** Passed

**File created:**      **In control:** BOARD OF SUPERVISORS

**On agenda:** 6/2/2015      **Final action:** 6/2/2015

**Title:** Acting as the Board of Director, Flood Control and Water Conservation District:

Consider recommendations regarding Lower Mission Creek Flood Control Project, Reach 1B Easements County Project No. SC8042, Second District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute a Real Property Settlement Agreement and Escrow Instructions between the Santa Barbara County Flood Control and Water Conservation District, and Jonathan and Cassandria Blackmore (Blackmores), for a permanent easement on a portion of the Blackmore Property, located at 112 Chapala Street, in Santa Barbara, (APN 033-074-009), in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042 (Project);
- b) Approve and authorize the Director of Public Works to execute a Temporary Construction Easement between the District and the Blackmores related to the use of the temporary construction easement for the duration of the Project on a portion of the Blackmore Property, in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042;
- c) Accept the Easement Deed conveying an easement from the Blackmores to the District over a portion of the Blackmore Property, by authorizing the Clerk of the Board to execute the Certificate of Acceptance; and
- d) Approve and authorize the Chair to execute an Easement Deed, conveying an easement from the District to the Blackmores, over a portion of the District-owned property known as County APN 033-074-020, which is adjacent to the Blackmore Property; and
- e) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the recommended actions because there are no substantial changes proposed, no substantial changes in circumstances, and no new information of substantial importance regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the recommended actions are within the scope of the project covered by the Environmental Initial Study/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved by the Board of Directors as a Responsible Agency on May 10, 2011, and no subsequent environmental document is required.

**Sponsors:** GENERAL SERVICES DEPARTMENT, PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSER

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Letter, 2. Real Property Settlement Agreement and Escrow Instructions - 003699, 3. Temporary Conctruction Easement - Lower Mission Creek Flood Control - Blackmore, 4. Easement Deed - Blackmores to District, 5. Easement Deed - District to Blackmores

Date	Ver.	Action By	Action	Result
6/2/2015	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass

Acting as the Board of Director, Flood Control and Water Conservation District:

Consider recommendations regarding Lower Mission Creek Flood Control Project, Reach 1B Easements County Project No. SC8042, Second District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute a Real Property Settlement Agreement and Escrow Instructions between the Santa Barbara County Flood Control and Water Conservation District, and Jonathan and Cassandra Blackmore (Blackmores), for a permanent easement on a portion of the Blackmore Property, located at 112 Chapala Street, in Santa Barbara, (APN 033-074-009), in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042 (Project);
- b) Approve and authorize the Director of Public Works to execute a Temporary Construction Easement between the District and the Blackmores related to the use of the temporary construction easement for the duration of the Project on a portion of the Blackmore Property, in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042;
- c) Accept the Easement Deed conveying an easement from the Blackmores to the District over a portion of the Blackmore Property, by authorizing the Clerk of the Board to execute the Certificate of Acceptance; and
- d) Approve and authorize the Chair to execute an Easement Deed, conveying an easement from the District to the Blackmores, over a portion of the District-owned property known as County APN 033-074-020, which is adjacent to the Blackmore Property; and
- e) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the recommended actions because there are no substantial changes proposed, no substantial changes in circumstances, and no new information of substantial importance regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the recommended actions are within the scope of the project covered by the Environmental Initial Study/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved by the Board of Directors as a Responsible Agency on May 10, 2011, and no subsequent environmental document is required.