



## Legislation Details (With Text)

**File #:** 18-00016 **Version:** 3  
**Type:** Agenda Item **Status:** Withdrawn  
**File created:** **In control:** BOARD OF SUPERVISORS  
**On agenda:** 2/27/2018 **Final action:** 2/27/2018  
**Title:** HEARING - Consider recommendations regarding Lower Mission Creek - Reaches 2B-Phase II and 3 (De La Vina Holdings, LLC) (APN: 037-245-018) Fee Acquisitions, Second District, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

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

a) Adopt a Resolution of Necessity to facilitate the acquisition of the fee interest in the real property for Reach 2B-Phase II and Reach 3 - the Lower Mission Creek Project on the property located at 324 De La Vina Street, Santa Barbara, (Property), which is owned by De La Vina Holdings, LLC.;

b) Authorize the Director of Public Works, or designee, to deposit with the Santa Barbara Superior Court a sum equal to the Parcel's appraised fair market value, estimated at \$1,660,000.00, plus related costs and fees, in order to acquire the Property; and

c) Find that pursuant to the California Environmental Quality Act (CEQA) Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the approval of the recommended action and therefore pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project as well as the Findings and Statement of Overriding Considerations accepted by the Board of Directors as a Responsible Agency on May 10, 2011, and no new environmental document is required.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

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

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Letter, 2. Attachment 1, 3. Attachment 2, 4. Attachment 3, 5. Public Comment - Mirtorabi (Owner), 6. Public Comment - Silverstein and Mirtorabi Correspondence, 7. Silverstein Law Firm Objection to Jan. 9 2018 re Proposed Resolution of Necessity, 8. Presentation, 9. Continuance Memorandum - 1/9/2018, 10. Continuance Memorandum - 1/30/2018, 11. Public Comment - Silverstein dated 2-7-2018, 12. Public Comment - Silverstein dated 2-8-2018, 13. Public Comment - Silverstein dated 2-21-2018, 14. Withdrawal Memorandum

Date	Ver.	Action By	Action	Result
2/27/2018	3	BOARD OF SUPERVISORS	Withdrawn from the agenda	Pass
1/30/2018	2	BOARD OF SUPERVISORS	Continued, as follows:	Pass
1/9/2018	1	BOARD OF SUPERVISORS	Continued, as follows:	Pass

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