



Legislation Details (With Text)

File #: 20-00925 **Version:** 2

Type: Administrative Item **Status:** Agenda Ready

File created: 11/24/2020 **In control:** BOARD OF SUPERVISORS

On agenda: 12/8/2020 **Final action:** 12/8/2020

Title: Consider recommendations regarding The Village at Los Carneros Flood Control Resolution and Summary Order to Vacate, Easement Deed and License Agreement, in the City of Goleta, Third District, as follows:

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

a) Adopt the attached Resolution and Summary Order to Vacate, which (i) finds that, because it has been relocated, the Flood Control and Water Conservation District will no longer need for its purposes, the sixteen (16)-foot wide Access Easement identified as Parcel 2 in the Grant of Easements recorded on November 28, 2000, as Instrument Number 2000-0074010, on the property owned by The Village at Los Carneros Master Homeowners Association formerly known as RCS-Los Carneros, L.L.C., and located on Assessor Parcel Numbers 073-330-025 and included formerly -017 & -028, in the City of Goleta, Third Supervisorial District (the "Original Easement"); and (ii) vacates the Original Easement;

b) Approve and accept the attached Flood Control Access and Maintenance Easement Deed for portions of real property conveyed from The Village at Los Carneros Master Homeowners Association to the Santa Barbara County Flood Control and Water Conservation District consisting of an easement for access over the private streets Calle Koral to Cortona and onto Tecolotito Creek (Parcel 1) and a 50' wide easement running conjointly to the existing flood control maintenance access road for the purposes of flood control access and maintenance of Tecolotito Creek (Parcel 2), both exhibits within, and located on the property known as County Assessor Parcels Numbers 073-330-028, and -029, and authorize the Clerk of the Board to sign the Certificate of Acceptance attached thereto;

c) Approve and authorize the Chair of the Board to execute the attached License Agreement detailing the terms and conditions for the access, use and maintenance responsibilities of the trail, to cross the new easement, by the general public, Flood Control District and the Los Carneros Master Homeowners' Association; and

d) Consider the environmental effects of the project as shown in the Final Environmental Impact Report (FEIR), dated June, 2014, adopted by the Goleta Planning Commission on February 3, 2015, and find that pursuant to California Environmental Quality Act (CEQA) Guidelines §15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore approval of the Recommended Actions are within the scope of the Final Environmental Impact Report (FEIR).

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

Indexes:

Code sections:

Attachments: 1. Board Letter, 2. Attachment 1 - Resolution and Summary Order to Vacate, 3. Attachment 2 - Access and Maintenance Easement Deed, 4. Attachment 3 - License Agreement, 5. Adopted Resolution, 6. Executed Easement Deed, 7. Executed Agreement, 8. Minute Order

Date	Ver.	Action By	Action	Result
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12/8/2020

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BOARD OF SUPERVISORS

Acted on as follows:

Pass

Consider recommendations regarding The Village at Los Carneros Flood Control Resolution and Summary Order to Vacate, Easement Deed and License Agreement, in the City of Goleta, Third District, as follows:

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

- a) Adopt the Resolution and Summary Order to Vacate, which (i) finds that, because it has been relocated, the Flood Control and Water Conservation District will no longer need for its purposes, the sixteen (16)-foot wide Access Easement identified as Parcel 2 in the Grant of Easements recorded on November 28, 2000, as Instrument Number 2000-0074010, on the property owned by The Village at Los Carneros Master Homeowners Association formerly known as RCS-Los Carneros, L.L.C., and located on Assessor Parcel Numbers 073-330-025 and included formerly -017 & -028, in the City of Goleta, Third Supervisorial District (the “Original Easement”); and (ii) vacates the Original Easement;
- b) Approve and accept the Flood Control Access and Maintenance Easement Deed for portions of real property conveyed from The Village at Los Carneros Master Homeowners Association to the Santa Barbara County Flood Control and Water Conservation District consisting of an easement for access over the private streets Calle Koral to Cortona and onto Tecolotito Creek (Parcel 1) and a 50’ wide easement running conjointly to the existing flood control maintenance access road for the purposes of flood control access and maintenance of Tecolotito Creek (Parcel 2), both exhibits within, and located on the property known as County Assessor Parcels Numbers 073-330-028, and -029, and authorize the Clerk of the Board to sign the Certificate of Acceptance thereto;
- c) Approve and authorize the Chair of the Board to execute the License Agreement detailing the terms and conditions for the access, use and maintenance responsibilities of the trail, to cross the new easement, by the general public, Flood Control District and the Los Carneros Master Homeowners’ Association; and
- d) Consider the environmental effects of the project as shown in the Final Environmental Impact Report (FEIR), dated June, 2014, adopted by the Goleta Planning Commission on February 3, 2015, and find that pursuant to California Environmental Quality Act (CEQA) Guidelines §15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore approval of the Recommended Actions are within the scope of the FEIR.