



Legislation Text

File #: 19-00923, **Version:** 1

HEARING - Consider recommendations regarding Lower Mission Creek Reaches 2B-Phase II and 3 (N. Scott Vincent Irrevocable Trust and Reginald E. Drew, Jr.) for partial fee acquisition, permanent and temporary easements (APNs: 037-245-004 and 037-245-017), First District, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

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

- a) Approve, adopt and authorize the Chair to execute the Resolution of Necessity for the acquisition of permanent and temporary easements in the real property located at 325 Chapala Street, Santa Barbara (325 Chapala Property), which is owned by N. Scott Vincent, Trustee of the 2018 N. Scott Vincent Irrevocable Trust, N. Scott Vincent, Trustee of the 2018 James B. Vincent Irrevocable Trust and N. Scott Vincent, Trustee of the 2018 John J. Vincent Irrevocable Trust (collectively “N. Scott Vincent Irrevocable Trust”), for the Lower Mission Creek Project;
- b) Approve, adopt and authorize the Chair to execute the Resolution of Necessity for acquisition of a partial fee interest and permanent and temporary easements in the real property located at 315 Chapala Street, Santa Barbara, (315 Chapala Property) (together, with the 325 Chapala Property, the “Properties”), which is owned by Reginald E. Drew, Jr., for the Lower Mission Creek Project;
- c) Authorize the Director of Public Works, or designee, to execute any documents and to expend funds for deposit with the State Treasurer’s Office in a sum equal to the appraised fair market values for the 325 Chapala and 315 Chapala Property interests, estimated at \$491,400.00 (\$97,400.00 for APN 037-245-004 and \$394,000.00 for APN 037-245-017), plus related costs and fees, in order to acquire these interests;
- d) Approve Budget Revision Request (BJE 0006667) to transfer appropriations of \$383,643.00 in the Public Works South Coast Flood Zone from Capital Assets Infrastructure to Capital Assets Land for purchase of a permanent easement needed for the Lower Mission Creek Project; and
- e) After considering the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project and the discussion included herein, find that pursuant to the California Environmental Quality Act (CEQA) Section 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, pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the 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; and approve and direct staff to file the Notice of Determination on these bases.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE