

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE April 4, 2006	(3) CONTACT/PHONE Richard Marshall Development Services Engineer (805) 781-5280	
(4) SUBJECT Submittal of a Resolution for Acceptance of Grant Deed for Drainage Basin Purposes in Mission Heights, Supervisorial District 1			
(5) SUMMARY OF REQUEST As part of the processing of the Mission Heights development in San Miguel, an Assessment District was formed to establish service charges for the ongoing maintenance of two detention basins. A necessary final step is to transfer the ownership of the two lots on which the basins are located from the developer, West Templeton Partners LLC, to the Flood Control and Water Conservation District.			
(6) RECOMMENDED ACTION It is our recommendation that your Board approve the attached Resolution Accepting a Grant Deed from West Templeton Partners LLC, a California Limited Liability Company, on behalf of the San Luis Obispo County Flood Control and Water Conservation District.			
(7) FUNDING SOURCE(S) FC Zone 16	(8) CURRENT YEAR COST N/A	(9) ANNUAL COST N/A	(10) BUDGETED? <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): Planning & Building, County Counsel			
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____			
(13) SUPERVISOR DISTRICT(S) 1st	(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A		
(15) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)	(16) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(17) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A	(18) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		

Reference:

T:\BOARD\CVR\MHts basin accept.cvr.wpd

(19) ADMINISTRATIVE OFFICE REVIEW	<p><i>OK Leslie Brown</i></p> <p><i>B-2 (A.4.06)</i></p>
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SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

Noel King, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

Fax (805) 781-1229

email address: pwd@co.slo.ca.us

TO: Board of Supervisors

FROM: Richard Marshall, Development Services Engineer *RM*

VIA: Glen L. Priddy, Deputy Director – Engineering Services *GP*

DATE: April 4, 2006

SUBJECT: Submittal of a Resolution for Acceptance of a Grant Deed for Drainage Basin Purposes in Mission Heights, Supervisorial District No. 1

Recommendation

It is our recommendation that your Board approve the attached Resolution accepting a Grant Deed from West Templeton Partners LLC, a California Limited Liability Company, on behalf of the San Luis Obispo County Flood Control and Water Conservation District.

Discussion

Lot Line Adjustment COAL 90-058 was an adjustment of 120 existing lots in the northerly end of the town of San Miguel. Development Plan D010214D authorized the construction of residences on these lots and established requirements for public improvements, including access, utilities and drainage. As part of the design of drainage improvements for the development, two detention basins were constructed to meter the flow downstream from the site.

As part of the processing of this development, an Assessment District was formed to establish service charges for the ongoing maintenance of these two detention basins. Upon formation of the Assessment District, the property was annexed into Zone 16 of the Flood Control and Water Conservation District (FCWCD) in order for County crews to perform the maintenance activities funded by these service charges.

A necessary final step is to transfer the ownership of the two lots on which the basins are located from the developer, West Templeton Partners LLC, to the FCWCD. The attached Resolution implements this step.

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Other Agency Involvement/Impact

The Lot Line Adjustment and Development Plan were processed by the Department of Planning & Building. The attached Resolution has been reviewed by the Office of County Counsel.

Financial Considerations

Approving this resolution results in no financial impact to Flood Control Zone 16.

Results

Your action today will complete the process necessary for County crews to perform the maintenance work funded by the assessments.

Attachments: Resolution
 Grant Deed
 Vicinity Map

File: Planned Developments - Mission Heights

Reference: 06APR4-C-3

L:\DEVELOP\APR06\BOS\MHts Basin Lot accept.blr.wpd.REM:CAH

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BEFORE THE BOARD OF SUPERVISORS

of the
**SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

_____ day _____, 20__

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION ACCEPTING A GRANT DEED FROM
WEST TEMPLETON PARTNERS LLC,
A CALIFORNIA LIMITED LIABILITY COMPANY
ON BEHALF OF SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

The following resolution is now offered and read:

WHEREAS, the San Luis Obispo County Flood Control and Water Conservation District, a special district in the County of San Luis Obispo, State of California, has been duly requested to accept the conveyance of Lots 67 and 88 of Lot Line Adjustment COAL 90-058, on behalf of the San Luis Obispo County Flood Control and Water Conservation District; and

WHEREAS, the subdivider has created a zone of benefit within Flood Control Zone 16; and

WHEREAS, the County Surveyor, by letter, has duly recommended that the Board of Supervisors accept the conveyance in the Grant Deed for Lots 67 and 88 of COAL 90-058 on behalf of the San Luis Obispo County Flood Control and Water Conservation District.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors, on behalf of the Flood Control and Water Conservation District of the County of San Luis Obispo, State of California, as follows:

1. That the conveyance in the Grant Deed for Lots 67 and 88 of Lot Line Adjustment COAL 90-058, be accepted.
2. That the Clerk of the Board of Supervisors be and hereby is authorized and directed to record the Grant Deed along with this resolution in the office of the County Recorder of the County of San Luis Obispo.
3. Said Grant Deed is conveyed by West Templeton Partners LLC, a California Limited Liability Company.

B-2
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Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

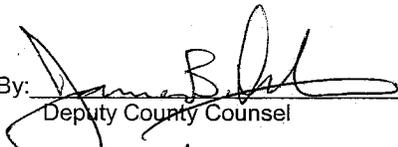
Chairman of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.
County Counsel

By: 
Deputy County Counsel

Dated: March 22, 2006

L:\DEVELOP\APR06\BOS\Resolution of the Flood Control District.wpd.rem.cah

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

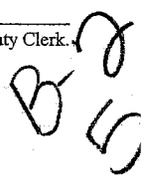
I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board of Supervisors

By _____ Deputy Clerk.



RECORDING REQUESTED BY
First American Title

AND WHEN RECORDED MAIL TO:
County of San Luis Obispo

Space Above This Line for Recorder's Use Only

A.P.N. 021-013-048; 021-012-032

File No.: 4012-1907033 (SMKB)

GRANT DEED

The Undersigned Grantor(s) Declare(s): DOCUMENTARY TRANSFER TAX \$0.00; CITY TRANSFER TAX \$0.00;
SURVEY MONUMENT FEE \$

- computed on the consideration or full value of property conveyed, OR
- computed on the consideration or full value less value of liens and/or encumbrances remaining at time of sale,
- unincorporated area; City of **San Miguel**, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **West Templeton Partners LLC, a California Limited Liability Company**

hereby GRANTS to **County of San Luis Obispo**

the following described property in the Unincorporated Area of **San Miguel**, County of **San Luis Obispo**, State of **California**:

PARCEL 67 & 88 OF PARCEL MAP COAL 90-058, IN THE COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA, ACCORDING TO MAP RECORDED JUNE 15, 1993 IN BOOK 50 AT PAGE 94 OF PARCEL MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXCEPTING FROM A PORTION OF SAID LAND ALL URANIUM, THORIUM AND ALL OTHER MATERIALS DETERMINED PURSUANT TO SECTION 5 OF THE ATOMIC ENERGY ACT OF 1946, TO BE PECULIARLY ESSENTIAL TO THE PRODUCTION OF FISSIONABLE MATERIALS TOGETHER WITH THE RIGHT TO PROSPECT FOR, MINE AND REMOVE THE SAME AS PROVIDED IN SAID ACT, AS RESERVED BY THE UNITED STATES OF AMERICA, BY DEED DATED DECEMBER 29, 1948 AND RECORDED FEBRUARY 5, 1949 IN BOOK 502 AT PAGE 247 OF OFFICIAL RECORDS.

Dated: 03/17/2006

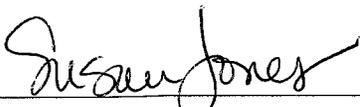
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A.P.N.: 021-013-048; 021-012-032 Grant Deed - continued

File No.: **4012-1907033**
(SMKB)
Date: **03/17/2006**

West Templeton Partners LLC, a California
Limited Liability Company

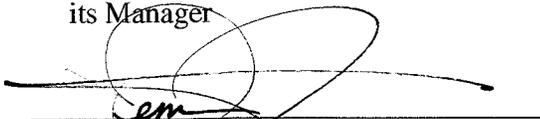
By: Midland Pacific Management
Corporation, a California Corporation,
its Manager



By: Susan Jones, Assistant Secretary

West Templeton Partners LLC, a California
Limited Liability Company

By: Midland Pacific Management
Corporation, a California Corporation,
its Manager



By: Dennis Moresco, President

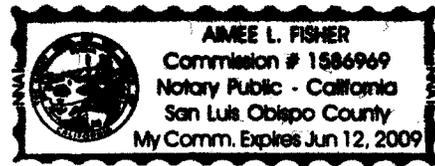


STATE OF California)SS
COUNTY OF San Luis Obispo)

On March 21, 2006, before me, Aimee L. Fisher,
Notary Public, personally appeared

Susan Jones and Dennis Moresco, personally known to me
(~~or proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) ~~is~~ are subscribed to
the within instrument and acknowledged to me that ~~he~~ ~~she~~ they executed the same in ~~his~~ ~~her~~ their authorized
capacity(ies) and that by ~~his~~ ~~her~~ their signature(s) on the instrument the person(s) or the entity upon behalf of
which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Signature

Aimee L. Fisher

My Commission Expires: June 12, 2009

This area for official notarial seal

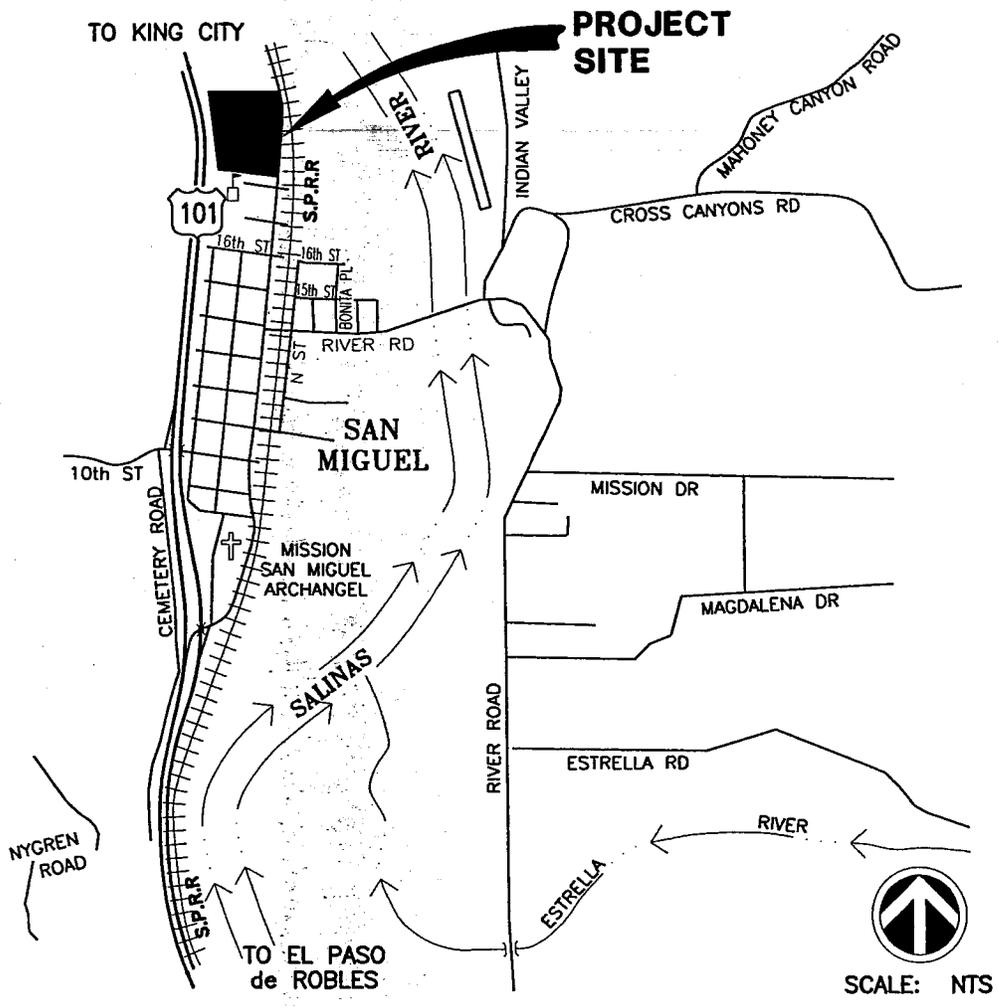
Notary Name: Aimee L. Fisher

Notary Phone: 805 466-5000

Notary Registration Number: 1586969

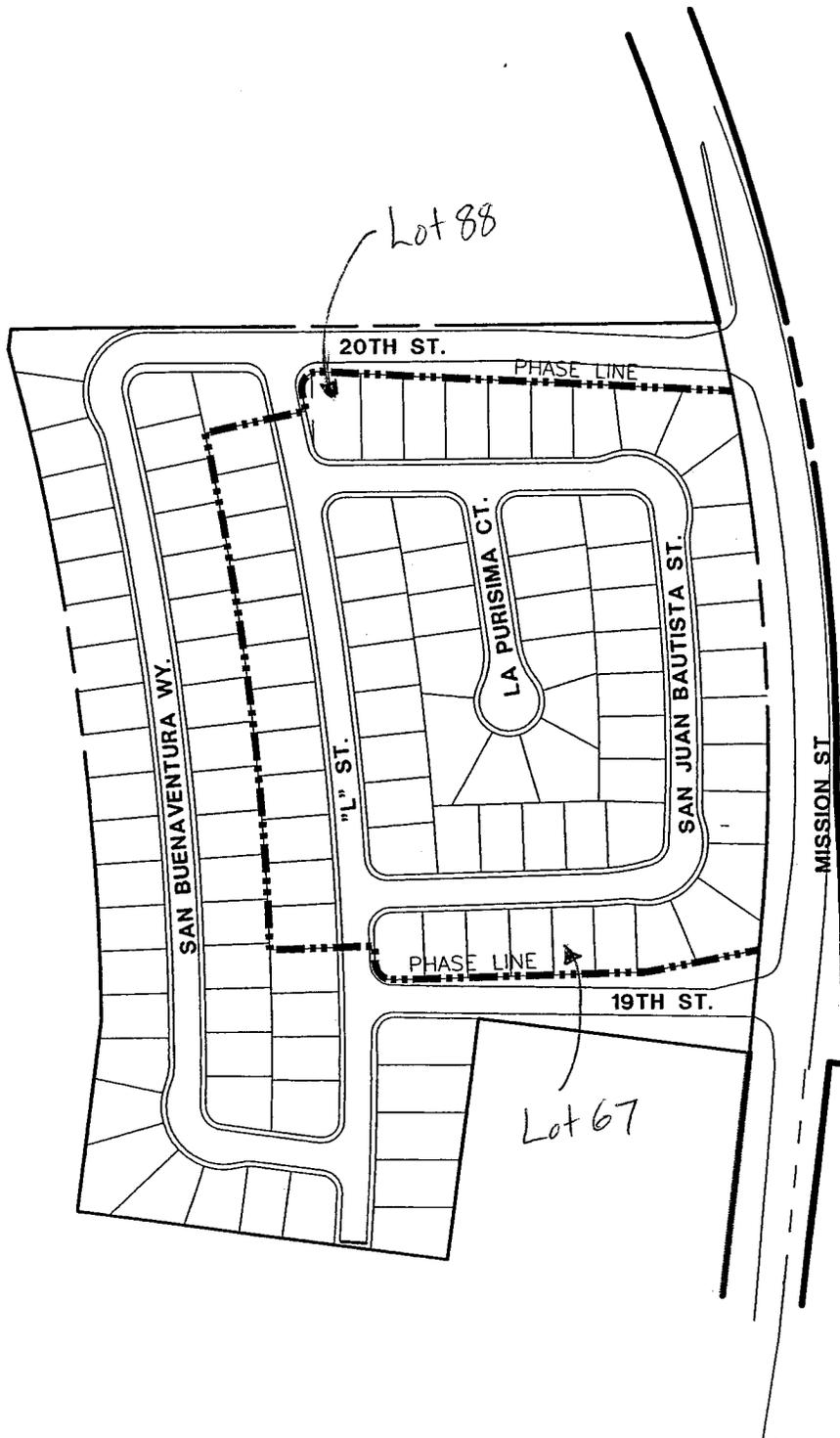
County of Principal Place of Business: SLO

B-2



C.O.A.L. 90-058
VICINITY MAP

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C.O.A.L. 90-058
LAYOUT



SCALE: 1"=250'

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10*