

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

(1) DEPARTMENT Public Works		(2) MEETING DATE May 16, 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 Vista Verde Estates (Tract 2409), Supervisorial District 4.					
(5) SUMMARY OF REQUEST As part of the processing of the Vista Verde Estates (TR2409) an Assessment District was formed to establish service charges for the ongoing maintenance of a retention basin. A necessary final step is to transfer the ownership of the lot on which the basin is located from the developer, Paul Edwards Promotion, 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 Paul Edwards Promotion, 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"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A					
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): County Counsel					
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" 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) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input checked="" type="checkbox"/> 4th, <input type="checkbox"/> 5th, <input type="checkbox"/> All			(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A		(15) Maddy Act Appointments Signed-off by Clerk of the Board <input checked="" type="checkbox"/> N/A
(16) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)			(17) 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		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A			(19) BUDGET ADJUSTMENT REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) <u>N/A</u>			(21) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		(22) Agenda Item History <input type="checkbox"/> N/A Date 4-23-02
(23) ADMINISTRATIVE OFFICE REVIEW <p align="center"><i>Ok Leslie Brown</i></p>					

*B4
5/16/06*



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 of the San Luis Obispo County Flood Control and Water Conservation District

FROM: Richard Marshall, Development Services Engineer *REM*

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

DATE: May 16, 2006

SUBJECT: Submittal of a Resolution for Acceptance of a Grant Deed for Drainage Basin Purposes in Vista Verde Estates (Tract 2409), Supervisorial District No. 4

Recommendation

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

Discussion

Tract 2409 (Vista Verde Estates) is a 28-lot single family subdivision near Tefft Street and Orchard Avenue in the town of Nipomo. The tract conditions established requirements for public improvements, including access, utilities and drainage. As part of the design of drainage improvements for the development, one retention basin was constructed.

As part of the processing of this development, an Assessment District was formed to establish service charges for the ongoing maintenance of the retention basin. 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. That annexation was approved by your Board on April 23, 2002.

The remaining step is the transfer of ownership of the lot on which the basin is located - from the developer, Paul Edwards Promotion, LLC, to the FCWCD. The attached Resolution implements this step.

*B4
B2*

Other Agency Involvement/Impact

This tract was processed by the Department of Planning & Building. The attached Resolution has been reviewed by the Office of County Counsel.

Financial Considerations

The subject lot (APN#092-512-029) is free of any recorded liens or encumbrances. Approving this resolution results in no additional 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

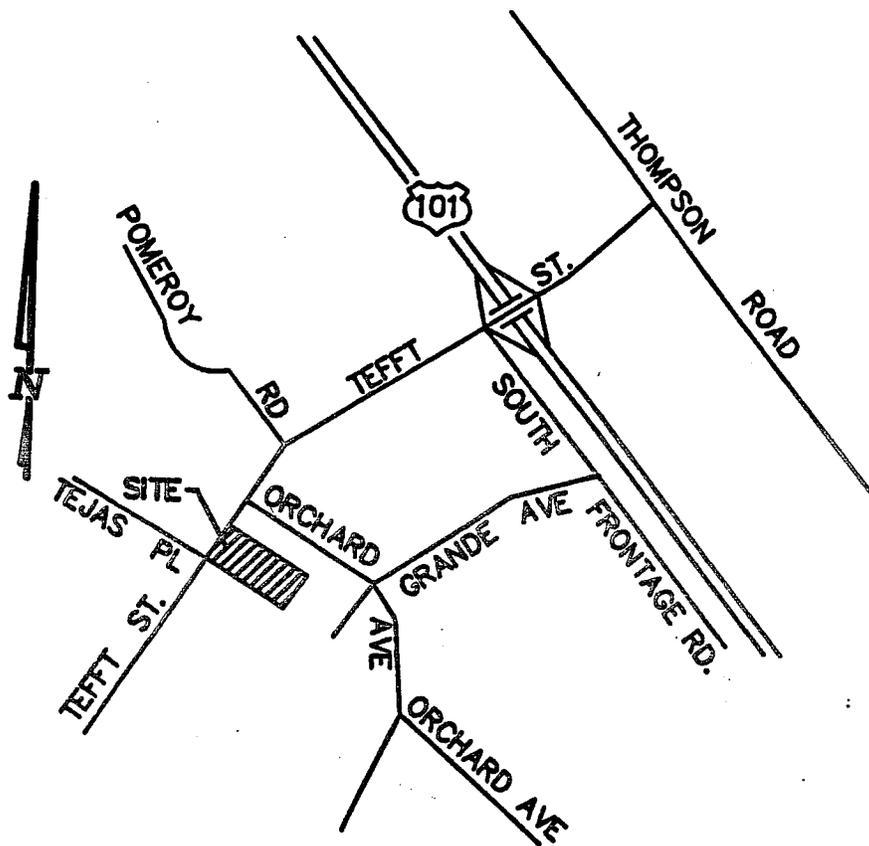
- Grant Deed
- Vicinity Map
- Assessment Diagram

File: Planned Developments - Tract 2409

Reference: 05MAY16-C-1

L:\DEVELOP\MAY06\BOS\TR2409_Basin_in_Fee_BLT.doc

B-4
B-3



VICINITY MAP

NTS

B-4

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

_____ day _____, 2006

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION ACCEPTING A GRANT DEED FROM
PAUL EDWARDS PROMOTION, LLC, A CALIFORNIA CORPORATION,
ON BEHALF OF SAN LUIS OBISPO 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 Lot 29 of Tract 2409, 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 pursuant to condition of approval No. 11 of the vesting tentative map of Tract 2409; and

WHEREAS, the County Surveyor, by letter, has duly recommended that the Board of Supervisors accept the conveyance in the Grant Deed for Lot 29 of Tract 2409 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 Lot 29 of Tract 2409, 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 PAUL EDWARDS PROMOTION, LLC, a California corporation.

B-4
B-5

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.

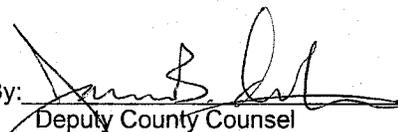
Chairman of the Board of Supervisors

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: May 8, 2006

3-4
B-6

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

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, 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 _____, 2006.

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

(SEAL)

By _____
Deputy Clerk.

pedwardsepres.wpd

3-4
B-7

RECORDING REQUESTED BY: and

AND WHEN RECORDED MAIL TO:

San Luis Obispo County Flood
Control & Water Conservation District
County Government Center, Room 207
San Luis Obispo, CA 93408

DOCUMENTARY TRANSFER \$ _____
() Computed on the consideration or value of property conveyed; OR
() Computed on the consideration or value less liens or encumbrances
() remaining at time of sale.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

* _____
Signature of Declarant or Agent determining tax - Firm Name -

APN: 092-512-029

GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

PAUL EDWARDS PROMOTION, LLC, a California corporation,

hereby GRANTS in fee to

THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND
WATER CONSERVATION DISTRICT, a special district,

the real property in the unincorporated area of the County of San Luis Obispo, State of California, described as:

Lot 29 of Tract 2409 in the County of San Luis Obispo, State of California, according to map
recorded April 30, 2002, in Book 20, Pages 03 inclusive of Maps, in the office of the
County Recorder of said County.

Dated: 3-20-06

PAUL EDWARDS PROMOTION, LLC

By: *Ron Edwards*

RON EDWARDS, Member
Principal

State of California
County of ~~San Luis Obispo~~ SANTA BARBARA

On 3-20-2006 before me, KATHY L. KIRKLAND, Notary Public personally appeared RON EDWARDS
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name 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(ies) upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and Official Seal

Kathy L. Kirkland
Signature



24
08

MAIL TAX STATEMENT TO: Same address as shown above

TRACT 2409 ASSESSMENT DIAGRAM

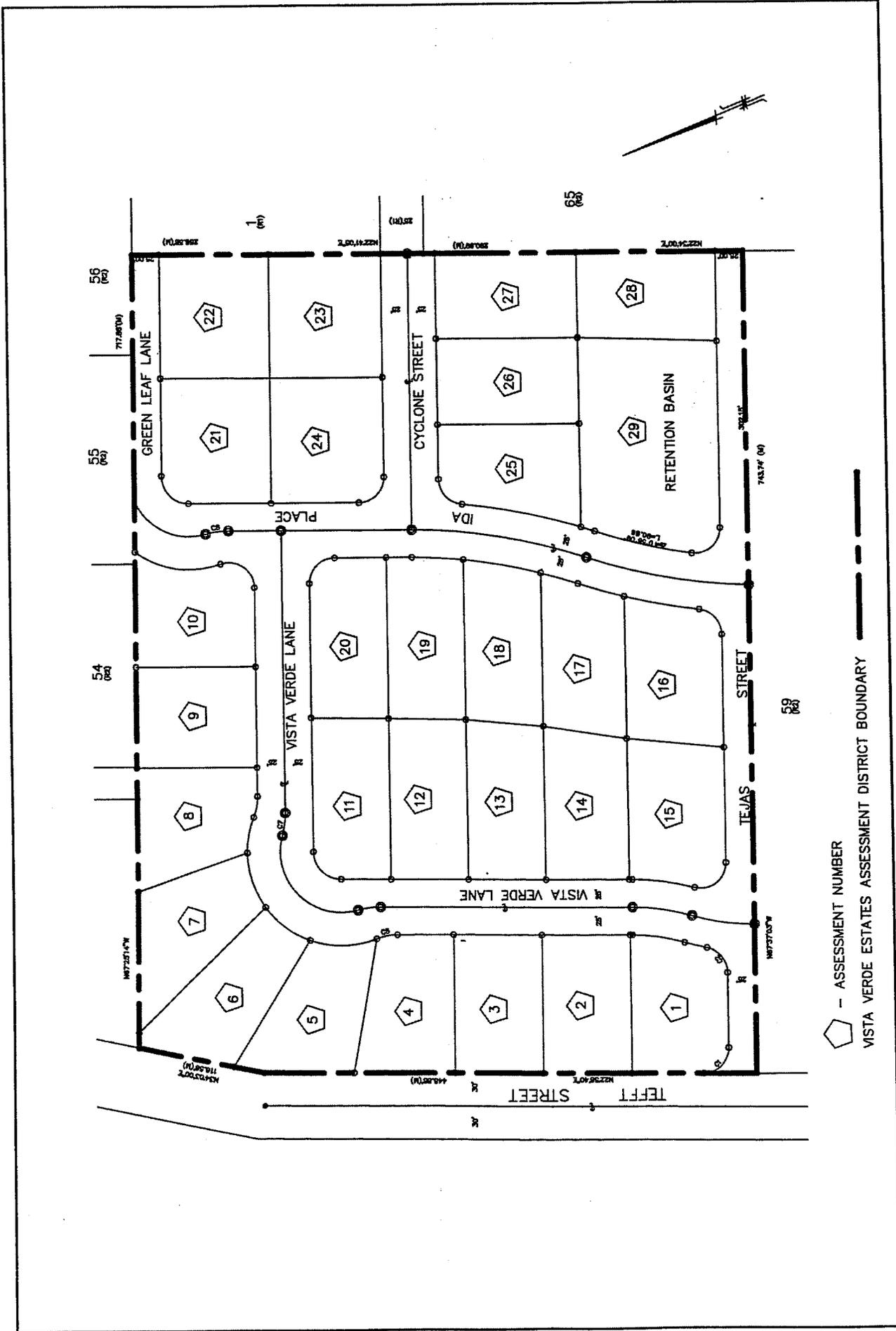


FIGURE 2

BY
9/4