

**ATTACHMENT D - 1**

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

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_\_\_

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION ESTABLISHING AN AGRICULTURAL PRESERVE PURSUANT  
TO THE CALIFORNIA LAND CONSERVATION ACT OF 1965**

The following resolution is now offered and read:

**WHEREAS**, Section 51230 of the Government Code of the State of California provides that this Board of Supervisors may, by resolution, establish an agricultural preserve after a public hearing is held and after notice of hearing has been published pursuant to Government Code Section 6061; and

**WHEREAS**, the County of San Luis Obispo has a General Plan; and

**WHEREAS**, Government Code Section 51233 provides that two weeks' written notice of said hearing shall be given to the Local Agency Formation Commission and to every city within one mile of the exterior boundaries of the preserve; and

**WHEREAS**, a public hearing has been held to consider the establishment of an Agricultural Preserve (**File No. AGP2010-00015 – Jorian Clarke**) situated in the County of San Luis Obispo, State of California, and more particularly described in Exhibit A, attached hereto and by this reference incorporated herein; and

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**WHEREAS**, notice of hearing has been published and written notice of hearing given as required by Government Code Sections 51230 and 51233.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. This Board finds that:
  - (a) The area described will qualify for an Agricultural Preserve contract for the protection of open-space for 20 years. The establishment of this Agricultural Preserve is consistent with the San Luis Obispo County General Plan, including the Land Use Element, the Agriculture Element, the Conservation and Open Space Element, and the Rules of Procedure to Implement the California Land Conservation Act of 1965, and the land included within the Agricultural Preserve, after consultation with and considering the recommendation of the State Department of Fish and Game, is determined to be an area of importance for the protection and enhancement of the wildlife resources of the State and is hereby designated as a "Wildlife Habitat Area" pursuant to the provisions of Government Code section 51201(j).
  - (b) The area described is El Pomar Preserve No. 87.
  - (c) A public hearing has been held pursuant to Section 51230 of the Government Code of the State of California after publication of notice and after giving written notice as required by Sections 51230 and 51233 of the Government Code of the State of California.
  - (d) The appropriate minimum parcel size is 320 acres.
2. An agricultural preserve is hereby established in the area described.

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Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call votes, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

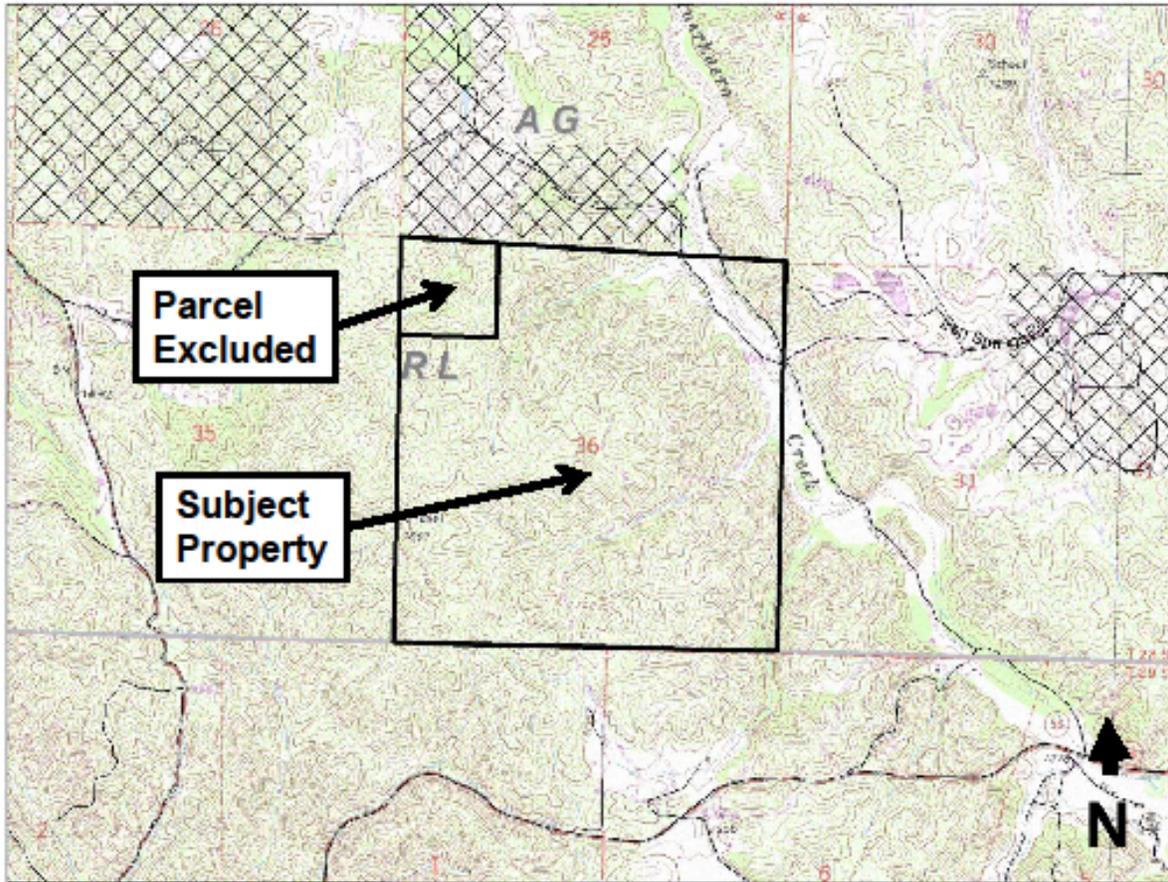
APPROVED AS TO FORM AND LEGAL EFFECT

RITA L. NEAL  
County Counsel

By:   
Deputy County Counsel

Dated: October 22, 2012

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**Exhibit A: El Pomar  
Agricultural Preserve No. 87**

 **Subject Property APN: 043-291-031**

 **Existing Preserve & Contract**

**EXHIBIT A: Establishing an Agricultural Preserve -  
Wildlife Habitat Area**

<b>File No. AGP2010-00015</b>	<b>Jorian Clarke</b>
<b>Minimum Parcel Size:</b>	<b>320 Acres</b>
<b>Minimum Term of Contract:</b>	<b>20 years</b>
<b>Resolution No:</b>	<b>Date:</b>