

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

.....day, 20.....

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING EXECUTION OF A QUITCLAIM DEED TO
RELINQUISH COUNTY’S INTEREST IN EASEMENTS ON
BUCKLEY ROAD PROPERTY IN SAN LUIS OBISPO**

The following Resolution is hereby offered and read:

WHEREAS, Buckley Pacific, LLC (“Buckley Pacific”) owns certain real property in the vicinity of San Luis Obispo County Regional Airport, Assessor’s Parcel Number 076-063-003, which consists of approximately six acres of vacant land near the intersection of Buckley Road and Broad Street; and

WHEREAS, the County acquired the adjacent 3.2-acre vacant parcel, APN 076-063-033, to the east of Buckley Pacific’s property by Grant Deed recorded January 13, 2012 (“County Property”); and

WHEREAS, Central Coast Engineering, a previous owner of Buckley Pacific’s property, granted two easements benefiting property to the west of Buckley Pacific’s Property at 825 Buckley Road (Strasbaugh Property), for public road and public utility purposes, said documents recorded on July 22, 1997 as Document #1197-038161 and on July 30, 1997 as Document #1997-040098; and

WHEREAS, Central Coast Engineering recorded these easements without creating or making an offer of dedication of said easements for public road and public utility purposes, and without any request from the County for an offer of dedication related to the easements; and

WHEREAS, both easements were placed in the same location on Buckley Pacific’s property for public road and public utility purposes, the second easement being recorded to

correct the error in the first easement that failed to state the width of the easement; and

WHEREAS, Buckley Pacific has asked the County, as an adjacent property owner, to relinquish any interest it may have in the private easements recorded in favor of the Strasbaugh Property, by recording a quitclaim deed in favor of Buckley Pacific; and

WHEREAS, the easements benefiting the Strasbaugh Property do not create a public easement, do not confer any benefit upon the County’s property, and are of no value to the County or to the public; and

WHEREAS, relinquishing these easements is included in the Board of Supervisors determination on November 20, 2012 that such conveyance is an exempt action pursuant to the California Environmental Quality Act (CEQA) (Public Resources Codes, Section 21080(b)(1)), as implemented by the State CEQA Guidelines, California Code of Regulations, Section 15061(b)(3);

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. The Chairperson is hereby authorized and instructed to execute the Quitclaim Deed as presented.

2. The County Clerk of the County of San Luis Obispo is hereby directed to deliver the Quitclaim Deed and Resolution to the County Real Property Manager, who is hereby directed to deliver it to First American Title Company for recordation.

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.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

Rita L. Neal
County Counsel

By: Sharon G. Matuszewicz
Deputy County Counsel

Date: June 13, 2013