

IN THE BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

..... Day, 20.....

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE DONATION OF COUNTY OWNED
REAL PROPERTY IN THE CITY OF SAN LUIS OBISPO TO
TRANSITIONS MENTAL HEALTH ASSOCIATION**

The following Resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo currently owns property (“Property”) consisting of approximately 1.32 acres of land and a former juvenile hall building known as “Sunny Acres” located at 1600 Bishop Street, a portion of APN 003-601-00, in the City of San Luis Obispo; and

WHEREAS, the Property is not now nor will in the future be required for County purposes or other public use; and

WHEREAS, the use of the Property is not restricted by any conditions by which the County acquired the Property; and

WHEREAS, Government Code section 25372(b)(5) allows the County Board of Supervisors to donate surplus property that is not required for County use to an organization exempt from taxation pursuant to 26 U.S.C. section 501(c)(3) that is organized to provide health or human services and upon any terms or conditions determined by the Board to be appropriate;

WHEREAS, Transitions Mental Health Association (“TMHA”) is a non-profit 501(c) (3) organization that provides mental health services; and

WHEREAS, TMHA intends to construct a residential care facility on the Property and to operate the facility upon completion; and

WHEREAS, the County desires to assist in this effort to improve services to the mentally disabled population and is willing to enter into an Option to Purchase Real Estate and Easements with TMHA under which the County shall transfer ownership of the property to TMHA, at no charge, provided the exterior of the Property is preserved and the building is used as affordable housing for the mentally disabled population; and

WHEREAS, the proposed project has been determined by the City of San Luis Obispo Planning Commission to be in conformity with their General Plan and exempt from CEQA in accordance with Section 15262 of CEQA guidelines, per County Planning Commission Resolution PC-5576-12 on July 12, 2012. **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. Pursuant to Government Code 25372, the Board finds the Property and all interests to be donated are not required for County purposes.
2. Pursuant to Government Code 25372, the Board determines that TMHA’s proposal benefits the mentally disabled population and serves a public purpose.
2. The Board finds the Option to Purchase Real Estate and Easements is not subject to CEQA, per Section 15265 of CEQA Guidelines.
3. The Chairperson of the Board of Supervisors is hereby authorized and instructed to execute the Option to Purchase Real Estate and Easements and the Memorandum of Option between the County of San Luis Obispo and TMHA on behalf of the County of San Luis Obispo.
4. The Clerk of the Board is hereby authorized to record the Memorandum of Option at the Office of the County Clerk-Recorder.
5. The County Real Property Manager is hereby authorized to sign permit applications and other documents related to TMHA’s development process.

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

Date: _____

ATTEST:

Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By:  _____
Chief Deputy County Counsel

Dated: March 17, 2014