

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

_____ day _____, 20____

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION ALTERING THE BOUNDARIES OF EL POMAR AGRICULTURAL
PRESERVE NO. 10, AMENDMENT NO. 3, PURSUANT TO THE CALIFORNIA LAND
CONSERVATION ACT OF 1965**

The following resolution is hereby offered and read:

WHEREAS, on February 25, 1986, the Board of Supervisors duly approved Resolution No. 86-90 which established El Pomar Agricultural Preserve No. 10; and

WHEREAS, on January 24, 1977, the Board of Supervisors duly approved Resolution No. 77-54 which established El Pomar Agricultural Preserve No. 10, Amendment No. 1; and

WHEREAS, on November 15, 2005, the Board of Supervisors duly approved Resolution No. 2005-373 which established El Pomar Agricultural Preserve No. 10, Amendment No. 2; and

WHEREAS, Government Code Sections 51230, 51231, and 51232 provide that the Board of Supervisors may, by resolution, alter the boundaries of an agricultural preserve after a public hearing is held and after notice of hearing has been (i) published pursuant to Government Code Section 6061, and (ii) furnished by first class mail to each owner of land under a land conservation contract, any portion of which is situated within one mile of the exterior boundaries of the land to be added to the preserve; and

ATTACHMENT A - 1

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

WHEREAS, Government Code Section 51233 provides that two weeks prior 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 alteration of the boundaries of said agricultural preserve to add land (**File No. AGP2014 - 00003 – Lewis Feuerstein**) for the real property 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 as though set forth in full; and

WHEREAS, notice of hearing has been published and written notice of hearing given as required by Government Code Sections 51230, 51231, 51232, 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 in Exhibit A will qualify for inclusion in said agricultural preserve pursuant to the California Land Conservation Act of 1965.
 - (b) The area described in Exhibit A for inclusion in said agricultural preserve is an area restricted by land use category to agricultural and compatible uses, and an agricultural preserve including said area is consistent with the General Plan of the County of San Luis Obispo.
 - (c) A public hearing has been held pursuant to Government Code Section 51230 after publication of notice and after giving written notice as required by Government Code Sections 51230, 51231, 51232, and 51233.
 - (d) The appropriate minimum parcel size to preserve the agricultural and compatible uses of the property for the new Land Conservation Contract is 80 acres. The appropriate minimum term for the new contract is 20 years.

ATTACHMENT A - 1

2. The boundaries of El Pomar Agricultural Preserve No. 10, are hereby altered and established as set forth in Exhibit A attached hereto and incorporated by reference herein as though set forth in full.

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: November 19, 2014

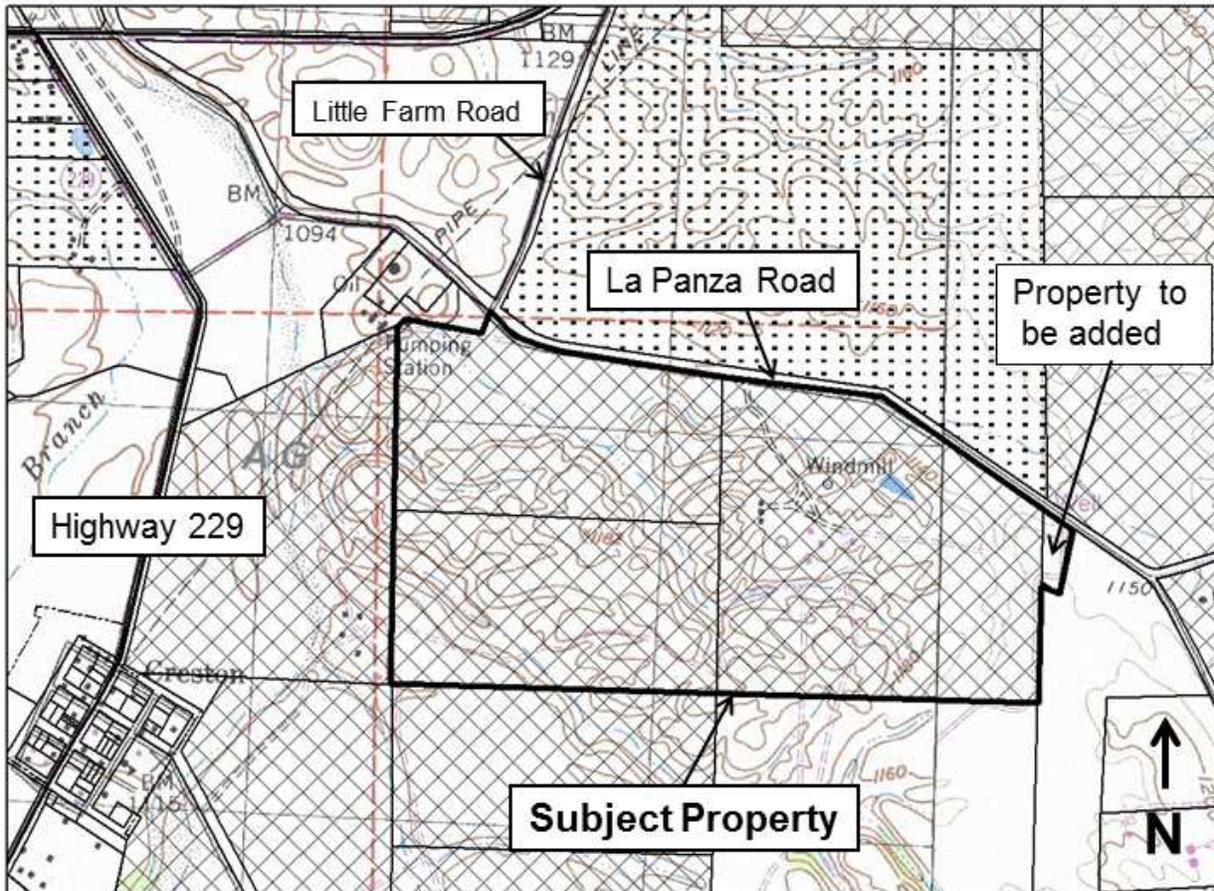


Exhibit A: El Pomar Agricultural Preserve No. 10, Amendment No. 3

-  Property APNs: 043-091-053, 063, 073 & 074
-  Surrounding Land in Preserve & Contract
-  Surrounding Land in Preserve Only

Exhibit A: Altering the Boundaries of an Agricultural Preserve

File No. AGP2014-00003 – Feuerstein
 Minimum Parcel Size: 80 Acres
 Minimum Term of Contract: 20 Years
 Resolution No: Date: