

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

(1) DEPARTMENT Planning and Building	(2) MEETING DATE 1/26/2016	(3) CONTACT/PHONE Stephanie Fuhs, Planner/(805)781-5721	
(4) SUBJECT Submittal of a resolution approving and accepting an Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2012-00085 with Russell E. Charvonía and Linda L. Charvonía, Trustees of the Charvonía Revocable Living Trust dated November 11, 2004. District 2.			
(5) RECOMMENDED ACTION It is recommended that the Board adopt and instruct the Chairperson to sign the resolution approving and accepting the Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2012-00085 with Russell E. Charvonía and Linda L. Charvonía, Trustees of the Charvonía Revocable Living Trust dated November 11, 2004 and instruct the County Clerk-Recorder to record said agreement.			
(6) FUNDING SOURCE(S) Current Budget	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____ ) <input type="checkbox"/> Board Business (Time Est. ____ )			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW Lisa M. Howe			
(18) SUPERVISOR DISTRICT(S) District 2			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Planning and Building / Stephanie Fuhs, Planner

VIA: Ellen Carroll, Planning Manager/Environmental Coordinator

DATE: 1/26/2016

SUBJECT: Submittal of a resolution approving and accepting an Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2012-00085 with Russell E. Charvonía and Linda L. Charvonía, Trustees of the Charvonía Revocable Living Trust dated November 11, 2004. District 2.

## **RECOMMENDATION**

It is recommended that the Board adopt and instruct the Chairperson to sign the resolution approving and accepting the Open Space Agreement Granting an Open Space Easement to the County of San Luis Obispo for Minor Use Permit DRC2012-00085 with Russell E. Charvonía and Linda L. Charvonía, Trustees of the Charvonía Revocable Living Trust dated November 11, 2004 and instruct the County Clerk-Recorder to record said agreement.

## **DISCUSSION**

Attached is an open space agreement that was required as a condition of approval for Minor Use Permit DRC2012-00085. The open space easement was required to protect maritime chaparral habitat occupied by a federally listed species, Morro shoulderband snail, on the project site.

The project is a Minor Use Permit / Coastal Development Permit to allow for the construction of a 5,335 square foot single family residence and a 400 square foot workshop and garage. The project will result in the disturbance of approximately 15,600 square feet of a 25,800 square foot parcel. The project is located at 2599 San Dominico Avenue in the Cabrillo Estates neighborhood, in the community of Los Osos. The site is in the Estero subarea of the North Coast planning area. The project was approved at a Planning Department Hearing on December 19, 2014.

The area included in the open space easement is 9,148 square feet. The total project site is 25,800 square feet.

The attached open space agreement is found to be consistent with the County's general plan.

## **OTHER AGENCY INVOLVEMENT/IMPACT**

County Counsel prepared the agreement and approved the resolution and document as to form and legal effect.

### **FINANCIAL CONSIDERATIONS**

None.

### **RESULTS**

Approving and accepting the open space agreement will provide for protection of biological resources on the project site. The easement is consistent with the County goal of promoting a healthy and livable community.

### **ATTACHMENTS**

- Attachment 1 – Resolution
- Attachment 2 – Open Space Agreement
- Attachment 3 - Graphics