

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

_____ day _____, 20____

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION APPROVING AMENDMENT NO. 2
TO LAND CONSERVATION CONTRACT PURSUANT TO
THE CALIFORNIA LAND CONSERVATION ACT OF 1965**

The following resolution is hereby offered and read:

WHEREAS, Government Code Section 51240 provides that the County may enter into contracts for the purpose of preserving agricultural land within an agricultural preserve; and

WHEREAS, on February 20, 1996, the Board of Supervisors duly adopted Resolution No. 96-91, a copy of which is on file in the office of the County Clerk and is incorporated by reference herein as though set forth in full, wherein the County entered into a Land Conservation Contract recorded on February 26, 1996, as Document No. 1996-008729, inclusive, of the official records in the office of the County Recorder of the County of San Luis Obispo; for certain real property located in the County of San Luis Obispo; and

WHEREAS, on August 6, 1996, the Board of Supervisors duly adopted Resolution No. 96-279 approving certain amendments to the Original Contract recorded on August 12, 1996, as Document No. 1996-040114 in order to correct an error in the legal description in Exhibit A of the Original Contract, while otherwise continuing the Original Contract in full force and effect.

Attachment C1

WHEREAS, Owner desires to further amend the Original Contract with County by amending the legal description as presented in Exhibit B (attached hereto and incorporated by reference herein as though set forth in full) for the purpose of redefining the boundaries under the Original Contract (within a portion of the subject legal parcel) while maintaining the current amount of acreage under contract; and

WHEREAS, an Amendment No. 2 to Land Conservation Contract (the "Amendment") has been presented to the Board of Supervisors by CHICAGO GRADE LANDFILL & RECYCLING, LLC., a California Limited Liability Company, owner of the land described therein, which land is located within an agricultural preserve previously established by the Board of Supervisors; and

WHEREAS, the applicant for the Amendment No. 2 has presented to the County all necessary supporting documents as required by the Rules of Procedure to Implement the California Land Conservation Act of 1965 in San Luis Obispo County adopted by the Board of Supervisors; and

WHEREAS, all owners of the property to be added and all trust deed beneficiaries and mortgagees of the property to be added, if any, have properly executed said Amendment and their signatures thereto have been notarized; and

WHEREAS, the Board of Supervisors finds that it is in the public interest to approve execution of the above Amendment.

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. That Amendment No. 2 to Land Conservation Contract submitted by CHICAGO GRADE LANDFILL & RECYCLING, LLC., a California Limited Liability Company, attached hereto and made a part hereof, is hereby approved by the County of San Luis Obispo, and the Chairperson of the Board of Supervisors is hereby authorized and directed to execute said Amendment on behalf of the County of San Luis Obispo.

2. The Clerk of the Board of Supervisors is authorized and directed to record the above Amendment in the office of the County Recorder of the County of San Luis Obispo.

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

Attachment C1

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: January 27, 2016

