

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

_____ day _____, 20____

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION APPROVING CONTRACT AGP2014-00009 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, Government Code Section 51243 requires that the County limit such land to those uses which are compatible with agricultural uses; and

WHEREAS, Land Conservation Contract AGP2014-00009 (the "Contract") has been presented to the Board of Supervisors by THE GEORGE AND ELEANOR GARCIA FAMILY TRUST DATED NOVEMBER 22, 2000-SURVIVOR'S TRUST and THE GEORGE AND ELEANOR GARCIA FAMILY TRUST DATED NOVEMBER 22, 2000-BYPASS TRUST, owner of the land described therein, which land is within an agricultural preserve previously established by the Board of Supervisors; and

WHEREAS, the Contract presented is in the form previously approved by the Board of Supervisors; and

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WHEREAS, the applicant for the Contract has presented to the County all necessary supporting documents as required by Rules of Procedure adopted by the Board of Supervisors; and

WHEREAS, all owners of the property and all trust deed beneficiaries and mortgagees of the property have properly executed said Contract and their signatures thereto have been notarized; and

WHEREAS, the Board of Supervisors finds it is in the public interest to approve execution of the above Contract; and

WHEREAS, the Board of Supervisors finds that Lot Line Adjustment (COAL 14-0116/ SUB2014-00037), as it pertains to this Land Conservation Contract, to be consistent with all of the provisions of Government Code Section 51257(a) through (c) based upon Findings A through I set forth in the Department of Planning and Building staff report dated August 25, 2015 a copy of which is on file with the Department of Planning and Building under file number AGP2014-00009 and is incorporated by reference herein as though set forth in full.

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 Land Conservation Contract submitted by THE GEORGE AND ELEANOR GARCIA FAMILY TRUST DATED NOVEMBER 22, 2000-SURVIVOR'S TRUST and THE GEORGE AND ELEANOR GARCIA FAMILY TRUST DATED NOVEMBER 22, 2000-BYPASS TRUST, on file with the Clerk of the Board of Supervisors is hereby approved by the County of San Luis Obispo and the Chairperson of the Board of Supervisors is authorized and directed to execute said Contract 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 Contract in the Office of the County Recorder of the County of San Luis Obispo.

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3. The Contract presented supersedes and replaces the existing contract entered into on February 21, 1978 by Resolution No. 78-146 and recorded on February 28, 1978 as Document No. 9246, Book 2051, Page 1 through Page 20 inclusive.

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]

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APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

A handwritten signature in cursive script, appearing to read "Rita L. Neal", is written over a horizontal line.

By: Deputy County Counsel

Dated: April 18, 2016

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STATE OF CALIFORNIA,)
) ss.
County of San Luis Obispo,)

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20__.

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

By _____
Deputy Clerk.

(SEAL)