

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

(1) DEPARTMENT Planning and Building	(2) MEETING DATE 8/16/2016	(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 DRC2014-00022 with M & R Investment One Company Inc., a Nevada Corporation. 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 DRC2014-00022 with M & R Investment One Company Inc., a Nevada Corporation 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: 8/16/2016

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 DRC2014-00022 with M & R Investment One Company Inc., a Nevada Corporation. 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 DRC2014-00022 with M & R Investment One Company Inc., a Nevada Corporation 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 DRC2014-00022. The open space easement was required to protect Monarch butterfly habitat, and enhance native riparian habitat.

The project is a Minor Use Permit/Coastal Development Permit to allow for grading and the construction of three (3) new 2-story residences located on three existing parcels totaling approximately 31,300 square feet. The development includes: a 2,600 square foot residence with a 400 square foot garage; a 3,200 square foot residence with a 400 square foot garage; and a 3,200 square foot residence with a 400 square foot garage. The project is located on the northwest corner of Birch Avenue and "E" Street, in the community of Cayucos, in the Estero planning area. The project was approved at a Planning Department Hearing on May 15, 2015.

The area included in the open space easement is approximately 0.44 acres. The total project site is approximately 0.72 acres.

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 - Agreement
- Attachment 3 - Graphics