

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

\_\_\_\_\_ day \_\_\_\_\_, 2016

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF INTENTION TO SURPLUS AND SELL  
AND AUTHORIZING EXECUTION OF QUITCLAIM DEED FOR SALE OF  
SURPLUS COUNTY OWNED PROPERTY  
IN THE UNINCORPORATED AREA OF LOS OSOS

The following resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo (the "County") currently owns real property totaling approximately 3,125 square feet located at 1027 El Moro Avenue in the unincorporated community of Los Osos, known as Assessor's Parcel Number 038-292-006 (hereinafter, "County Property"); and

WHEREAS, the County Property consists of one (1) vacant parcel surrounded by private ownership in the Residential Single Family land use category; and

WHEREAS, the County acquired the County Property on October 25, 1973 via tax default; and

WHEREAS, the County Department of Planning and Building approved a certificate of compliance recorded on March 28, 2012; and

WHEREAS, due to its small size and setback constraints imposed on the County Property, the surplus of the County Property is intended for sale to an adjacent property owner; and

WHEREAS, the County Property is no longer necessary for County use; and

WHEREAS, the County has given notices to other government agencies of the availability of the County Property pursuant to Government Code Section 54220 et. seq., and no agencies expressed an interest in the property; and

WHEREAS, Government Code Section 25526 provides that County Property may be sold in accordance with the provisions of said code section after the adoption of a resolution by two-thirds vote of the members of the Board of Supervisors declaring the Board's intention to surplus and sell said property; and

WHEREAS, Government Code Section 25526.5 provides that when the Board declares its intention to surplus and sell said property, and the property's estimated value does not exceed twenty-five thousand dollars (\$25,000), the County may quitclaim the real property as a sole source sale without a public auction; and

WHEREAS, the County Property has been appraised by a State Board of Equalization certified

appraiser from the County Assessor's office; and

WHEREAS, the Real Property Services Division of the County Central Services Department offered the County Property to both record owners of parcels adjacent to the County Property via sealed written bid with a deadline of 5:00 pm on Friday, September 9, 2016 to receive the sealed written bids; and

WHEREAS, one adjacent property owner responded to the Real Property Services Division that it was not interested in acquiring the County Property; and

WHEREAS, the second adjacent property owner submitted a sealed written bid to acquire the County Property for a purchase price of Fifteen Thousand One Hundred and Ten Dollars (\$15,110.00); and

WHEREAS, the Central Services Department, Real Property Services Division recommends a sale to Lawrence J. Grik, Jr. and Helene R. Grik, adjacent property owners, at a sales price of fifteen thousand one hundred ten dollars (\$15,110.00) cash, subject to the conditions set forth in Written Bid—Sale of Surplus County Real Property and the Real Property Purchase Agreement entered into by and between the County and Lawrence and Helene Grik; and

WHEREAS, the County of San Luis Obispo Department of Planning and Building on July 7, 2016 determined that the County's surplus and sale of County Property is in conformity with the County's General Plan and said General Plan Conformity Report DTM2015-00001 was approved by the County Planning Commission on July 14, 2015; and

WHEREAS, the County of San Luis Obispo Department of Planning and Building issued a Categorical Exemption citing Section 15312(a), Class 12 on the basis that Class 12 consists of sales of surplus government property except for parcels of land located in an area of statewide, regional, or area wide concern identified in Section 15206(b)(4), and said determination was filed on August 8, 2016 and certified as Environmental Determination 16-030; and

WHEREAS, it is in the public interest to surplus and sell the County Property.

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. Pursuant to Government Code 25526 the Board finds the County Property and all interests to be deeded are not required for County use and declares its intent to surplus and sell the County Property to Lawrence and Helene Grik at a sales price of Fifteen Thousand One Hundred and Ten Dollars (\$15,110.00).
2. Pursuant to Government Code Section 25526.5, that the real property described in Exhibit "A" is hereby sold to Lawrence J. Grik, Jr. and Helene R. Grik for \$15,110.00 and the Chair of the Board of Supervisors is hereby authorized and directed to execute one (1) Quitclaim Deed for the real property to the above designated purchasers.

3. The Director of Central Services, or his/her designee, is authorized to take all such further actions as may be necessary to complete the sale of the County Property, including executing on behalf of the County, all documentation and to take other actions, necessary to sell the County Property.
4. Consents to the recordation of the Quitclaim Deed for the County Property as described above and in the Quitclaim Deed, and directs the Clerk of the Board to record the Quitclaim Deed.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, 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

BY: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT

RITA L. NEAL  
County Counsel

By: Sharon G. Matuszewicz  
Deputy County Counsel

Dated: September 16, 2016

**EXHIBIT “A**  
**Legal Description**

Real property in the unincorporated area of the County of San Luis Obispo, State of California, described as follows:

Lot 5 in Block 74 of the Town of El Moro, in the County of San Luis Obispo, State of California, according to Wood’s revised Map of El Moro, filed for recorded February 11, 1901 in Book A at Page 80 of Maps.

APN 038-292-006