



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

(1) DEPARTMENT Planning and Building		(2) MEETING DATE 11/6/2018		(3) CONTACT/PHONE Stephanie Fuhs, Planner / (805) 781-5721 Theresa Braden, Secretary / (805) 781-1392	
(4) SUBJECT Submittal of resolution approving and accepting a Perpetual Conservation Easement Grant to the County of San Luis Obispo for Minor Use Permit/Coastal Development Permit D010085D with James H. Kroll and Sharon L. Kroll, for a property located at 302 and 304 Madera Street, in the community of Los Osos. District 2.					
(5) RECOMMENDED ACTION It is recommended that the Board adopt and instruct the Chairperson to sign the resolution approving and accepting the Perpetual Conservation Easement Grant to the County of San Luis Obispo for Minor Use Permit/Coastal Development Permit D010085D with James H. Kroll and Sharon L. Kroll, Co-Trustees of the James and Sharon Kroll Trust dated 6/9/2000 and instruct the County Clerk-Recorder to record said agreement.					
(6) FUNDING SOURCE(S) Planning Department 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 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 David E Grim					
(18) SUPERVISOR DISTRICT(S) District 2					



COUNTY OF SAN LUIS OBISPO

TO: Board of Supervisors

FROM: Planning and Building / Stephanie Fuhs, Planner

VIA: Trevor Keith, Director

DATE: 11/6/2018

SUBJECT: Submittal of resolution approving and accepting a Perpetual Conservation Easement Grant to the County of San Luis Obispo for Minor Use Permit/Coastal Development Permit D010085D with James H. Kroll and Sharon L. Kroll, for a property located at 302 and 304 Madera Street, in the community of Los Osos. District 2.

RECOMMENDATION

It is recommended that the Board adopt and instruct the Chairperson to sign the resolution approving and accepting the Perpetual Conservation Easement Grant to the County of San Luis Obispo for Minor Use Permit/Coastal Development Permit D010085D with James H. Kroll and Sharon L. Kroll, Co-Trustees of the James and Sharon Kroll Trust dated 6/9/2000 and instruct the County Clerk-Recorder to record said agreement.

DISCUSSION

Attached is a Perpetual Conservation Easement Grant that was required by the United States Fish and Wildlife Service (USFWS) for Minor Use Permit/Coastal Development Permit D010085D. The USFWS required the conservation easement prior to approval of the land use permit because the applicant disturbed the site without authorization and the USFWS wanted to ensure that no further site disturbance occurred on the property prior to any subsequent land use permit and/or construction permit approval. The conservation easement is being required to protect areas of the site that contain Morro Shoulderband snail, a federally listed endangered species.

The project is a request by Jim and Sharon Kroll for a Minor Use Permit/Coastal Development Permit to allow for the construction of a split-level, 2,374 square foot single family residence, an attached 1,378 square foot garage, and a 3,655 square foot barn on a 221,696 square foot parcel located at 302 & 304 Madera Street, Los Osos. Other improvements include two septic systems, landscaping, an agricultural well, and access improvements. The project will result in site disturbance of approximately 27,443 square feet (0.63 acres). The project site is within the Residential Suburban land use category of the Coastal Zone, within the community of Los Osos. The site is within

the Estero planning area. The area contained within the perpetual conservation easement grant is approximately 0.90 acres. The total project site is approximately 5.5 acres. The attached Perpetual Conservation Easement Grant is found to be consistent with the County's general plan.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel prepared the easement and approved the resolution and document as to form and legal effect. Public Works reviewed and approved the legal description contained in the perpetual conservation easement grant.

FINANCIAL CONSIDERATIONS

None.

RESULTS

Approving and accepting the perpetual conservation easement grant will protect a portion of the project site that contains Morro Shoulderband snail and its habitat. This is consistent with the County goal of providing a safe and livable community.

ATTACHMENTS

1. Attachment A- Resolution
2. Attachment B – Agreement
3. Attachment C - Graphics