

Recorded at the request of: Naila Thrower, Public Works Real Estate Division

Return To: Daphne Wakefield, Public Works Real Estate

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA  
and for Special Districts, Agencies and Authorities Governed by the Board**

**Adopted this Resolution on 03/20/2018 by the following vote:**

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2018/99

IN THE MATTER OF: Vacating three Contra Costa County Flood Control and Water Conservation District Easements in connection to the Marsh Creek flood control channel to Griffith Lane, Brentwood area, District III. (Project No.: FCP 617-17-WL083A) (CP#17-46)

WHEREAS, In order to maintain access to the Marsh Creek flood control channel in the City of Brentwood, the District accepted easement Parcel No. 78 in the document recorded on May 8, 1968 in Book 5619 at Page 251, of the Contra Costa County Official Records and accepted easement Parcel Nos. 84 and 85 in the document recorded on February 1, 1968 in Book 5549 at Page 379, of the Contra Costa County Official Records. The three easements are located between Assessor's Parcel Nos.: 017-680-077 and 017-131-019.

WHEREAS, the applicant, Pulte Homes, constructed a six-foot-tall wall between Assessor's Parcel Nos. 017-680-077 and 017-131-019, inside of Easements 78, 84 and 85 described and shown in Exhibits "A-1", "B-1" and "A-2" and "B-2" attached hereto and incorporated herein by reference. The District has determined that the easements are no longer needed for access to the Marsh Creek flood control channel because there are other points of access available.

WHEREAS, there is no possibility that vacating the easements may have a significant adverse effect on the environment.

WHEREAS, this activity has been found to conform to the General Plan of the City of Brentwood.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, as the Governing Body of the Contra Costa County Flood Control and Water Conservation District that: The easements described above, which the Board finds are no longer required for Flood Control purposes, are HEREBY ORDERED VACATED, pursuant to Section 31 of the Flood Control Act. The Board FINDS that this activity is not subject to the California Environmental Quality Act (CEQA), pursuant to Article 5, Section 15061 (b)(3) of the CEQA Guidelines,

The Board DIRECTS the Real Estate Division of the Public Works Department to cause a certified copy of this Resolution to be recorded in the office of the County Clerk-Recorder.

From and after the date this Resolution is recorded, the easements described above, are vacated and no longer public service easements.

**Contact:** Naila Thrower, 925. 313-2245

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

**ATTESTED: March 20, 2018**

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

**cc:**