



Contra  
Costa  
County

To: Board of Supervisors  
From: Julia R. Bueren, Public Works Director/Chief Engineer  
Date: August 2, 2016

Subject: Accept an Access Easement from the City of Oakley regarding the Cypress Grove Development Project

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**RECOMMENDATION(S):**

ACCEPT an access easement from the City of Oakley conveying to the Contra Costa County Flood Control and Water Conservation District the right to access the portion of the Marsh Creek Channel located adjacent to Warhol Way in the City of Oakley (Project No. 7521-6D8325 [SCH#: 2001122073])

DIRECT the Real Estate Division of the Public Works Department to record the above referenced Access Easement in the Office of the County Clerk-Recorder.

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

Prior to construction

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR ☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **08/02/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Mary N. Piepho, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

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: August 2, 2016

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

By: June McHuen, Deputy

Contact: Olivia Reynolds, (925)  
313-2306

cc:

### BACKGROUND: (CONT'D)

of the Cypress Grove Development Project, the District had an access road to the Marsh Creek Channel (Channel) located off E. Cypress Road, on the north side of the railroad tracks. The developer was allowed to remove the access road and build a new trail along Warhol Way to connect to the East Bay Regional Parks District (EBRPD) trail/District Maintenance Road along the Channel, with the understanding that the District would have access to the Channel north of the railroad tracks by using Warhol Way. It is now necessary for the District to acquire an access easement from the City over the trail from Warhol way to the Channel.

On October 6, 2004, the County Board of Supervisors adopted the previously certified City of Oakley's Final Environmental Impact Report for the project. SCH # 2001122073.

### CONSEQUENCE OF NEGATIVE ACTION:

The District will not have sufficient access rights to maintain Marsh Creek.

### ATTACHMENTS

Access Easement, Cypress Grove Dev., Oakley