



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: August 1, 2017

Subject: Adopt Resolution 2017/278 to vacate & quitclaim a portion of Grant of Easement, and take related actions under CEQA, Drainage Area 128, Concord area.

RECOMMENDATION(S):

ADOPT Resolution No. 2017/278 vacating a portion of a Grant of Easement (Easement) in Drainage Area 128, pursuant to Division 9, Part 3, Chapter 4 of the Streets and Highways Code, under Section 8335. A description of the area to be vacated is attached to the Resolution by reference located in Concord area. (Project No.: WL083A – EF1700614)(CP#17-21);

DETERMINE 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.

DIRECT the Director of the Department of Conservation and Development (DCD) to file a Notice of Exemption with the County Clerk, and

DIRECT the Public Works Director, or designee, to arrange for payment of the \$50 fee to the County Clerk for filing the Notice of Exemption, and a \$25 fee to the DCD for processing of the Notice of Exemption.

AUTHORIZE the Chair of the Board to execute a Quitclaim Deed on behalf of Contra

APPROVE

OTHER

RECOMMENDATION OF CNTY ADMINISTRATOR

RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **08/01/2017** APPROVED AS RECOMMENDED OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, 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 1, 2017

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

By: Stacey M. Boyd, Deputy

Contact: Jewel Lopez, 925.
313-2191

Costa County (County) and DIRECT the Real Estate Division of the Public Works Department to cause said Quitclaim Deed to be

RECOMMENDATION(S): (CONT'D)

delivered to the grantee for recording in the office of the County Clerk-Recorder.

DIRECT the Real Estate Division of the Public Works Department to record a certified copy of this Board Order and Resolution in the office of the County Clerk-Recorder.

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The County accepted a Grant of Easement for Drainage Area 128 identified as Parcel 15.01, in the document recorded on June 18, 1974, in Book 7252, Page 103 of Contra Costa County Official Records, within a portion of Assessor's Parcel Number 147-350-003. Currently, the property owner has development plans for this parcel and will construct a C.3 basin along the south side of the existing trapezoidal flood control channel of Drainage Area 128, which requires a partial vacation of the Easement. The County has determined that a 10-foot strip of the Easement is no longer needed. Therefore, the County intends to vacate and quitclaim any and all rights, title, interest, obligation, and responsibility of that portion of the Easement.

CONSEQUENCE OF NEGATIVE ACTION:

The property owner will be unable to construct the necessary C.3 basin to support the development of the eight (8) lot Subdivision 9392.

ATTACHMENTS

Resolution No. 2017/278

Quitclaim Deed

CEQA CP17-21

Exhibit A

Exhibit B