

Resolution Number

County of Sonoma  
Santa Rosa, California

June 2, 2009  
PLP08-0121 Karin Theriault

RESOLUTION OF THE BOARD OF SUPERVISORS, COUNTY OF SONOMA, STATE OF CALIFORNIA, GRANTING THE REQUEST BY [REDACTED] TO MUTUALLY RESCIND AN EXISTING TYPE I WILLIAMSON ACT CONTRACT (BK 2937 PG 551) AND SIMULTANEOUSLY REPLACE IT WITH A NEW TYPE I CONTRACT AS A RESULT OF PREVIOUSLY APPROVED LOT LINE ADJUSTMENT PLP08-0121 AND AUTHORIZE THE CHAIR OF THE BOARD TO SIGN AND EXECUTE THE REPLACEMENT WILLIAMSON ACT CONTRACT RESTRICTING THE PARCEL OF 24.95 ACRES ON PROPERTY LOCATED AT 6415 ENTERPRISE ROAD, GLEN ELLEN; APN 055-040-073

WHEREAS, the applicant, [REDACTED] filed an application with the Sonoma County Permit and Resource Management Department to mutually rescind an existing Type I Williamson Act Contract (Bk 2937 Pg 551) and simultaneously replace it with a new Type I Williamson Act Contract as a condition of approval for previously approved Lot Line Adjustment PLP08-0121 and authorize the Chair of the Board to sign and execute the replacement Williamson Act Contract restricting the 24.95 acre parcel located at 6415 Enterprise Road, Glen Ellen; Zoning DA (Diverse Agriculture), B6 20/20, SD (Scenic Design), SR (Scenic Resources); APN's 055-040-073; Supervisorial District 1; and

WHEREAS, on March 26, 2009, the Board of Supervisors approved PLP08-0121, for an expansion of an existing Agricultural Preserve 1-535 and a minor Lot Line Adjustment between three parcels of 5.01 acres, 22.95 acres, and 5 acres in size resulting in two parcels of 8.01 acres and 24.95 acres in size; and

WHEREAS, a condition of approval for Lot Line Adjustment PLP08-0121 requires rescission of an existing Type I Williamson Act Contract and replacement with a new contract reflecting the new parcel and resulting parcel description; and

WHEREAS, Section 15317 of Title 14 of the California Code of Regulations provides that establishment of an Agricultural Preserve and the making and renewing of Williamson Act contracts is exempt from the California Environmental Quality Act; and

WHEREAS, the 24.95 acre parcel (the "Property") is devoted to an agricultural use, is large enough to sustain agricultural use, produces sufficient income from commercial agricultural use of the land, and is located in an established agricultural preserve; and

WHEREAS, the Property qualifies for a Type I Land Conservation Contract under the California Land Conservation Act (a.k.a. Williamson Act), and the County's Rules and Regulations for the Administration of Agricultural Preserves (Type I);

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NOW THEREFORE BE IT RESOLVED, said Board finds that the above recitals are true and correct, and that the Property qualifies for the requested Type I Land Conservation contract.

BE IT FURTHER RESOLVED that the Board of Supervisors hereby grants the request by [REDACTED] to mutually rescind an existing Type I Williamson Act Contract (Bk 2937 Pg 551) and simultaneously replace it with a new Type I contract restricting the adjusted parcel boundary pursuant to Lot Line Adjustment PLP08-0121, and authorize the Chair of the Board to sign the new Williamson Act Contract.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is hereby instructed to record this Resolution with the Office of the Sonoma County Recorder; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to sign the new Type I Williamson Act Contract; and

BE IT FURTHER RESOLVED that the Board of Supervisors finds that the project described in this resolution is exempt from the requirements of the California Environmental Quality Act by virtue of Section 15317 of Title 14 of the California Code of Regulations (CEQA Guidelines) in that the project is an establishment of a Williamson Act Contract.

BE IT FURTHER RESOLVED that the Board of Supervisors designates the Clerk of the Board as the custodian of the documents and other material which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the Clerk of the Board, 575 Administration Drive, Room 100-A, Santa Rosa, California 95403.

SUPERVISORS VOTE:

Brown:	Kerns:	Zane:	Carrillo:	Kelley:
	Ayes:	Noes:	Absent:	Abstain:

SO ORDERED.