

RESOLUTION OF ACCEPTANCE NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA TO ACCEPT PERMANENT EASEMENT INTERESTS LOCATED AT 1122 AND 1130 NORTH MILPAS STREET, AND CONSENTING TO THE RECORDATION OF THE LOWENA DRIVE EASEMENT DEEDS IN THE OFFICIAL RECORDS, COUNTY OF SANTA BARBARA

WHEREAS, the City of Santa Barbara Planning Commission on November 1, 2012 approved a conditional use permit for the Santa Barbara Bowl Foundation project to construct a new box office, administration building, and pedestrian plaza, and such conditional approval included the vacation of a portion of Lowena Drive in the City of Santa Barbara;

WHEREAS, the Council of the City of Santa Barbara on December 4, 2012 approved a Resolution for the conditional vacation of a portion of Lowena Drive that would require certain improvements to the portion of Lowena Drive remaining as a public street to be completed, and such conditions have now been satisfied allowing for the recordation of the vacation in the Official Records, County of Santa Barbara;

WHEREAS, the Santa Barbara Bowl Foundation granted certain easement interests to the City of Santa Barbara over its real property commonly known as 1130 North Milpas Street, APN 029-201-004 for public street purposes, and the County of Santa Barbara also granted certain easement interests for public right of way and utility access and maintenance on its real property commonly known as 1122 North Milpas Street, APN 029-202-001, County of Santa Barbara;

WHEREAS, the Street Easement Deed from the Santa Barbara Bowl Foundation has been signed by the respective owner, and the County Board of Supervisors has approved the Grant of Easement Interests described in the Lowena Drive Easement Deed to allow the City to acquire the real property interests, subject to final approval by the Council of the City of Santa Barbara; and

WHEREAS, this Resolution will demonstrate intent by the Council of the City of Santa Barbara to accept the permanent easement interests particularly described in the respective Street Easement Deed as executed by the Santa Barbara Bowl Foundation, and the County Board of Supervisors approved Lowena Drive Easement Deed delivered for such purposes, without further action or subsequent resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City of Santa Barbara hereby accepts the interests on the real property mentioned above, as more particularly described in the Street Easement Deed signed by the authorized representatives of the Santa Barbara Bowl Foundation, and the Lowena Drive Easement Deed authorized by the County Board of Supervisors, which have been executed and delivered hereunder.

SECTION 2. The City of Santa Barbara hereby consents to the recordation of the Street Easement Deed by the Santa Barbara Bowl Foundation, and the Lowena Drive Easement Deed by the County of Santa Barbara, in the Official Records, County of Santa Barbara subsequent to the acceptance of this Resolution.

SECTION 3. This Resolution shall become effective immediately upon its adoption.