

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE GRANTING OF EASEMENTS ON CITY-OWNED PROPERTIES ADJACENT TO MISSION CREEK TO THE COUNTY OF SANTA BARBARA FLOOD CONTROL AND WATER CONSERVATION DISTRICT FOR FLOOD CONTROL AND ALL RELATED PURPOSES, AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AS NECESSARY THE EASEMENT DEEDS IN A FORM APPROVED BY THE CITY ATTORNEY

WHEREAS, the City has acquired fee ownership of properties that were necessary for the completion of the Cota Street Bridge Replacement Project;

WHEREAS, the City is in the process of completing construction and replacement of the bridge at Cota Street;

WHEREAS, the City and the County of Santa Barbara Flood Control and Water Conservation District (SBFCD) are working jointly to improve water conveyance and flood control within a portion of Mission Creek beginning at Canon Perdido Street and continuing to Cabrillo Boulevard known as the Lower Mission Creek Flood Control Project (LMCFCP) as originally designed by the US Army Corp of Engineers; and

WHEREAS, the intent between both the City and SBFCD has been to permanently grant easements and or other property rights acquired by the City that may allow for enhanced access and flood control purposes by SBFCD within Mission Creek, and that the City and SBFCD have agreed to transfer and accept those certain easement interests as particularly described by the respective Grant Deeds to be executed by both parties subsequent to the approval of this Ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. The City hereby grants to SBFCD easements for access, flood control, and related purposes on the City fee owned properties as particularly described and shown in the existing Grant Deeds to City, filed as Instruments Nos. 2013-0033385 dated May 20, 2013; 2013-0058033 dated August 29, 2013; and 2013-0033387 dated May 20, 2015, of Official Records, in the Office of County of the County Recorder, County of Santa Barbara, State of California.

SECTION 2. The City Administrator is authorized to execute, in the form approved by the City Attorney, the above referenced Easement Grant Deeds, and other related documents as maybe necessary.

SECTION 3. Following the effective date of this ordinance, the City Clerk is hereby authorized to cause the recordation of said Easement Grant Deeds in the Official Records, in the Office of the County Recorder, County of Santa Barbara, State of California.