

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A QUITCLAIM DEED RELEASING THE 1983 FLOOD CONTROL EASEMENT ON 13 EAST CABRILLO BOULEVARD, AND TO RECORD SAME IN THE OFFICE OF THE SANTA BARBARA COUNTY RECORDER UPON RECORDATION OF THE FINAL ORDER OF CONDEMNATION IN SANTA BARBARA SUPERIOR COURT CASE NUMBER 1469840, CITY OF SANTA BARBARA V. VIRGINIA CASTAGNOLA-HUNTER, ET AL

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Approve and authorize the City Administrator to execute the Quitclaim Deed, approved as to form by the City Attorney, to Virginia Castagnola Hunter, as trustee of the Virginia Castagnola-Hunter Trust, created u/d/t dated February 20, 2002; Scott Hollister; George C. Hollister and Cathleen W. Hollister, Trustees of the GCH and CWH Trust; Catherine Wallenfels; Francesca Hunter; and Alexis Hunter Chernow, as Trustee of the Alexis Hunter Chernow Trust, created u/d/t dated January 15, 2014, as heirs, successors and assigns to George V. Castagnola and Rena G. Castagnola, Husband And Wife, releasing an easement at 13 (a.k.a. 15) East Cabrillo Boulevard.

SECTION 2. The City will acquire a new flood control easement under the condemnation case Santa Barbara Superior Court Case No. 1469840, *City of Santa Barbara v. Virginia Castagnola-Hunter, et al.*, that encompasses the entire public flood control easement lying over the same southwesterly portion of 13 (aka 15) East Cabrillo Boulevard (Assessor Parcel Number 033-111-012), that was granted to the City by grant deed recorded February 14, 1983, Instrument Number 83-7191 (hereinafter referred to as the "1983 Easement Deed").

SECTION 3. Upon recordation of the Final Order for Condemnation in Santa Barbara Superior Court Case No. 1469840, the City will receive title to the new 745 square foot flood control easement, and will no longer need the 1983 Easement Deed.

SECTION 4. That this Ordinance shall be subject to a thirty-day referendum from the date of its adoption.

SECTION 5. That upon the effective date of this Ordinance, and upon recordation of the Final Order of Condemnation in Santa Barbara Superior Court Case No. 1469840, the City Clerk is authorized to record the Quitclaim Deed in the Official Records, in the Office of the County Recorder, Santa Barbara County.