

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE GRANTING OF EASEMENTS ON CITY OWNED PROPERTIES 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 THE GRANT DEEDS IN A FORM APPROVED BY THE CITY ATTORNEY

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

WHEREAS, the City of Santa Barbara (City) has acquired in fee the two properties commonly known as 15 and 20 West Mason Streets as necessary for the completion of the Mason Street Bridge replacement projects;

WHEREAS, the City is nearing completion of construction and replacement of the bridge at Mason Street;

WHEREAS, the City and the County of Santa Barbara Flood Control and Water Conservation District (District) 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 District has been to permanently grant all easements and or other property rights on properties acquired by the City that may allow for enhanced access and flood control purposes by District within Mission Creek, and that the City and District 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 COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. That the City hereby grants to the District, easements for access, flood control and all related purposes on the City fee owned properties as particularly described and shown in the existing Grant Deeds to City, filed as Instruments Nos. 2013-0039995, dated June 14, 2013, and 2013-0040007, dated

SEP 13 2016 #4 330.03

June 14, 2013, of Official Records, in the Office of County of the County Recorder, County of Santa Barbara, State of California.

SECTION 3. That the City Administrator is authorized to execute, in a form approved by the City Attorney, the above referenced Easement Grant Deeds, and other related documents as maybe necessary.

SECTION 4. 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.