

*Before the Board of Supervisors in and for the
County of Monterey, State of California*

Resolution No.: 22-107

Adopt a Resolution, pursuant to California Streets and Highways Code Sections 940 and 943(a) to authorize acceptance of a Quitclaim deed for a portion of Scenic Road and execute an Irrevocable Offer to Dedicate to the State California:

- a. Finding that acceptance of a Quitclaim deed for a portion of road right-of-way affects existing highways and streets and minor alterations to land which qualify as Class 1 and Class 4 categorical exemptions respectively pursuant to California Environmental Quality Act (CEQA) Guidelines California Code of Regulations (CCR) Section 15301(c) – existing highways and streets, CCR Section 15304 – minor public alterations in the condition of the land, and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2;
- b. Approving and authorizing the Chair to sign the Acceptance and Consent to Recordation of a Quitclaim deed from the State Coastal Conservancy for 420 square feet of land adjacent to Scenic Road along the frontage of Assessor’s Parcel Number 009-463-021-000 for the purpose of becoming a part of the Scenic Road right-of-way;
- c. Approving and authorizing the Chair to execute an Irrevocable Offer to Dedicate Title in Fee and Declaration of Restrictive Covenants for said 420 square feet of land adjacent to Scenic Road along the frontage of Assessor’s Parcel Number 009-463-021-000; and
- d. Directing the Clerk of the Board to first record the executed Quitclaim deed with the County’s Acceptance and Consent to Recordation, and second, record the Irrevocable Offer to Dedicate in the Office of the County Recorder.

WHEREAS, the California Coastal Commission on August 20, 1979, approved Coastal Development Permit No. P-79-392 with a condition of approval to dedicate certain areas to the County of Monterey for road purposes, which area was determined to have an area of 420 square feet;

WHEREAS, on December 9, 1981, an Irrevocable Offer to Dedicate was executed by the permittee and the Coastal Commission consented to its recordation;

WHEREAS, on December 6, 2002, the California State Coastal Conservancy accepted the 1981 Irrevocable Offer to Dedicate;

WHEREAS, the California State Coastal Conservancy desires to transfer its interest in the 420 square feet to the County of Monterey subject to certain terms and restrictions;

WHEREAS, the Board of Supervisors is authorized to manage and control County roads, including the right to acquire property for road purposes pursuant to California Streets and Highways Code Sections 940 and 943(a); and

WHEREAS, acceptance of the Quitclaim deed for a portion of road right-of-way affects existing highways and streets and minor alterations to land which qualify as Class 1 and Class 4 categorical exemptions respectively pursuant to California Environmental Quality Act (CEQA) Guidelines California Code of Regulations (CCR) Section 15301(c) – existing highways and streets, CCR Section 15304 – minor public alterations in the condition of the land, and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the County of Monterey hereby finds and determines as follows:

1. The foregoing recitals are true and correct and so declares and determines;
2. Acceptance of the Quitclaim deed for a portion of road right-of-way affects existing highways and streets and minor alterations to land which qualify as Class 1 and Class 4 categorical exemptions respectively pursuant to California Environmental Quality Act (CEQA) Guidelines California Code of Regulations (CCR) Section 15301(c) – existing highways and streets, CCR Section 15304 – minor public alterations in the condition of the land, and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2;
3. Approves and authorizes the Chair to sign the Acceptance and Consent to Recordation of a Quitclaim deed from the State Coastal Conservancy for 420 square feet of land adjacent to Scenic Road along the frontage of Assessor's Parcel Number 009-463-021-000 for the purpose of becoming a part of the Scenic Road right-of-way;
4. Approves and authorizes the Chair to execute the Irrevocable Offer to Dedicate Title in Fee and Declaration of Restrictive Covenants for said 420 square feet of land adjacent to Scenic Road along the frontage of Assessor's Parcel Number 009-463-021-000; and
5. Directs the Clerk of the Board to first record the executed Quitclaim deed with the County's Acceptance and Consent to Recordation, and second, record the Irrevocable Offer to Dedicate in the Office of the County Recorder.

PASSED AND ADOPTED on this 22nd day of March 2022, by roll call vote:

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams

NOES: None

ABSENT: None

(Government Code 54953)

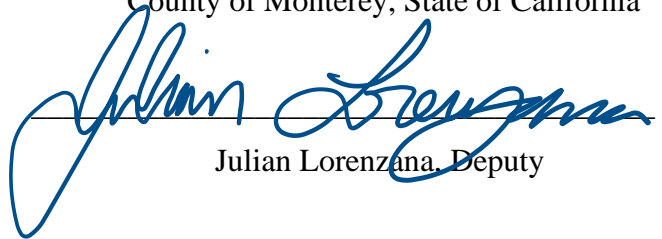
I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting March 22, 2022.

Dated: March 24, 2022

File ID: 22-229

Agenda Item No.: 55

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California



Julian Lorenzana, Deputy