

Attachment C

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ATTACHMENT C

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

Resolution No.

Resolution of the Monterey County Board of Supervisors to:)
Consider County initiated Notices of Non-Renewal of Williamson Act Land)
Conservation Contracts effective January 1, 2016)

a. Consider adoption of Resolution approving County-initiated Notices)
of Non-Renewal for portions of ten (10) Williamson Act Agricultural)
Preserve Land Conservation Contracts due to not meeting Williamson)
Act Program and County Land Conservation Contract requirements)
and/or with the Property Owner's consent:)

1. Borel – Contract # 71-066 - APN 137-081-006-000)
2. Radich – Contract # 04-007 – APN's 420-161-037-000 & 420-)
161-038-000)
3. Silacci – Contract # 68-052 – APN 415-071-009-000)
4. Nacitone – Contract # 73-034 – APN 423-061-068-000)
5. Jones – Contract # 68-033 – APN 420-151-045-000)
6. C&S – Contract # 71-032 – APN 418-401-011-000)
7. Rosenberg – Contract # 71-060 – APN 237-101-002-000)
8. Cederquist – Contract # 70-015 – APN 418-401-027-000)
9. Braga – Contract # 73-025 – APN's 257-081-026-000 & 257-)
081-027-000)
10. Herschbach – Contract # 93-001 – APN's 257-041-022-000 &)
165-011-012-000)

b. Direct the Clerk of the Board of Supervisors to record County-)
initiated Notices of Non-Renewal for portions of ten (10) Contracts)
with the County Recorder on or before November 1, 2015 and to)
provide a copy of the recorded Notices of Non-Renewal to the)
Department of Conservation, Williamson Act Program:)

1. Borel – Contract # 71-066 - APN 137-081-006-000)
2. Radich – Contract # 04-007 – APN's 420-161-037-000 & 420-)
161-038-000)
3. Silacci – Contract # 68-052 – APN 415-071-009-000)
4. Nacitone – Contract # 73-034 – APN 423-061-068-000)
5. Jones – Contract # 68-033 – APN 420-151-045-000)
6. C&S – Contract # 71-032 – APN 418-401-011-000)
7. Rosenberg – Contract # 71-060 – APN 237-101-002-000)
8. Cederquist – Contract # 70-015 – APN 418-401-027-000)
9. Braga – Contract # 73-025 – APN's 257-081-026-000 & 257-)
081-027-000)
10. Herschbach – Contract # 93-001 – APN's 257-041-022-000 &)
165-011-012-000)

(REF150064 – County initiated Notices of Non-Renewal 2016 – Portions of)
Williamson Act Agricultural Preserve Land Conservation Contracts)

County initiated Notices of Non-Renewal of Williamson Act Land Conservation Contracts)
effective January 1, 2016 came on for public hearing before the Monterey County Board of)
Supervisors on October 13, 2015. Having considered all the written and documentary evidence,)

the administrative record, the staff report, oral testimony, and other evidence presented, the Monterey County Board of Supervisors hereby finds and decides as follows:

RECITALS

WHEREAS, Staff has received completed Questionnaires where Property Owners have clearly stated that the subject property is not in commercial agricultural production in accordance with the Williamson Act Program and corresponding Contract requirements. Additionally, Questionnaires were not returned by some property owners and subsequent investigation by the Assessor's Office indicates that some of the related properties are no longer being utilized for the commercial production of food and/or fiber; and

WHEREAS, on August 20, 2015, Staff sent each of these property owners a letter to inform them of the County's intent to initiate Notice of Non-Renewal of their respective Land Conservation Contract for the subject property and to notify the respective property owner of the October 13, 2015 Public Hearing for the Board of Supervisor's consideration of this matter, as well as their right to request reconsideration of the County's intent to initiate a Notice of Non-Renewal pursuant to Government Code Section 51245; and

WHEREAS, the Agricultural Preserve Review Committee is recommending County Initiated Notice of Non-Renewal for portions of ten (10) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting Williamson Act Program and County Land Conservation Contract requirements and/or with the Property Owner's consent, for the following Contracts:

- 1) Borel Private Bank & Trust Co. – Land Conservation Contract No. 71-066
- 2) Marko & Mara Radich- Land Conservation Contract No. 04-007
- 3) Pete Silacci Family Limited Partnership - Land Conservation Contract No. 68-052
- 4) Nacitone Foundation Inc. - Land Conservation Contract No. 73-034
- 5) Jacqueline Faye Jones - Land Conservation Contract No. 68-033
- 6) C&S Oak Properties LLC - Land Conservation Contract No. 71-032
- 7) Rosenberg Family Ranch LLC ET AL- Land Conservation Contract No. 71-060
- 8) John & Leslie Cederquist - Land Conservation Contract No. 70-015
- 9) Braga Trust - Land Conservation Contract No. 73-025
- 10) Rosemarie Herschbach - Land Conservation Contract No. 93-001

DECISION

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors does hereby:

- a. Approve County-initiated Notices of Non-Renewal for portions of ten (10) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting Williamson Act Program and County Land Conservation Contract requirements and/or with the Property Owner's consent:
 1. Borel – Contract # 71-066 - APN 137-081-006-000
 2. Radich – Contract # 04-007 – APN's 420-161-037-000 & 420-161-038-000
 3. Silacci – Contract # 68-052 – APN 415-071-009-000
 4. Nacitone – Contract # 73-034 – APN 423-061-068-000
 5. Jones – Contract # 68-033 – APN 420-151-045-000
 6. C&S – Contract # 71-032 – APN 418-401-011-000

7. Rosenberg – Contract # 71-060 – APN 237-101-002-000
 8. Cederquist – Contract # 70-015 – APN 418-401-027-000
 9. Braga Trust – Contract # 73-025 – APN’s 257-081-026-000 & 257-081-027-000
 10. Herschbach – Contract # 93-001 – APN’s 257-041-022-000 & 165-011-012-000
- b. Authorize the Chair to execute ten (10) Notices of Non-Renewal for the following Contracts:
1. Borel – Contract # 71-066 - APN 137-081-006-000
 2. Radich – Contract # 04-007 – APN’s 420-161-037-000 & 420-161-038-000
 3. Silacci – Contract # 68-052 – APN 415-071-009-000
 4. Nacitone – Contract # 73-034 – APN 423-061-068-000
 5. Jones – Contract # 68-033 – APN 420-151-045-000
 6. C&S – Contract # 71-032 – APN 418-401-011-000
 7. Rosenberg – Contract # 71-060 – APN 237-101-002-000
 8. Cederquist – Contract # 70-015 – APN 418-401-027-000
 9. Braga Trust – Contract # 73-025 – APN’s 257-081-026-000 & 257- 081-027-000
 10. Herschbach – Contract # 93-001 – APN’s 257-041-022-000 & 165-011-012-000
- c. Direct the Clerk of the Board to record ten (10) County-initiated Notices of Non-Renewal with the County Recorder on or before November 1, 2015, and to provide a copy of the recorded Notices of Non-Renewal to the Department of Conservation, Williamson Act Program.

PASSED AND ADOPTED on this 13th day of October, 2015, by the following vote, to-wit:

AYES:
 NOES:
 ABSENT:

I, Gail T. Borkowski, 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 ___ for the meeting on _____.

Dated:

Gail T. Borkowski, Clerk of the Board of Supervisors
 County of Monterey, State of California

By _____
 Deputy

