



## Monterey County Board of Supervisors

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

### Board Order

**Resolution No.: 19-111, Agreement No.: A-14276**

Upon motion of Supervisor Adams, seconded by Supervisor Lopez and carried by those members present, the Board of Supervisors hereby:

Adopt a Resolution No. 19-111 to:

- a. Certified that the Board has reviewed and considered the information in the Mitigated Negative Declaration previously adopted for the Moss Landing Underground application (PLN130590);
- b. Approved and authorize the Chair to sign a Contract to Purchase from Keith Family Investments, LLC a Public Utility Easements (APN 133-221-001 - PUE "X") in the amount of \$5,943.50 for the Moss Landing Rule 20A Underground Utility District Project in the community of Moss Landing;
- c. Approved and authorize the Chair to sign the Acceptance and Consent to Recordation for the Grant of the Public Utility Easement; and
- d. Directed the Clerk of the Board to record the executed Easement with the County Recorder's Office.

PASSED AND ADOPTED on this 2<sup>nd</sup> day April of 2019, by the following vote, to wit:

AYES: Supervisors Phillips, Lopez, Parker and Adams

NOES: None

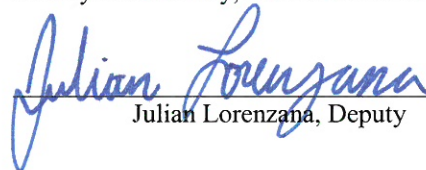
ABSENT: Supervisor Alejo

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 April 2, 2019.

Dated: April 3, 2019

File ID: RES 18-171

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

  
Julian Lorenzana, Deputy

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

**Resolution No. 19-111**

- Adopted Resolution No. 19-111 to: )  
 )  
 a. Certify that the Board has reviewed and considered the information in )  
 the Mitigated Negative Declaration previously adopted for the Moss )  
 Landing Underground application (PLN130590); )  
 b. Approve and authorize the Chair to sign a Contract to Purchase from )  
 Keith Family Investments, LLC a Public Utility Easements (APN )  
 133-221-001 - PUE "X") in the amount of \$5,943.50 for the Moss )  
 Landing Rule 20A Underground Utility District Project in the )  
 community of Moss Landing; )  
 c. Approve and authorize the Chair to sign the Acceptance and Consent )  
 to Recordation for the Grant of the Public Utility Easement; and )  
 d. Direct the Clerk of the Board to record the executed Easement with )  
 the County Recorder's Office..... )

**WHEREAS**, on December 11, 2016, the Zoning Administrator approved Resolution No. 140-041 adopting a Mitigated Negative Declaration, approving a Combined Development Permit, and adopting a Mitigation Monitoring and Reporting Plan for the Moss Landing Rule 20A Underground Utility District project (PLN130590); and

**WHEREAS**, on December 16, 2014, the Board of Supervisors approved Resolution No. 14-364 adopting the Conditions of Approval and Mitigation Monitoring and Reporting Program for the project; and

**WHEREAS**, the purchase of this easement is part of the project analyzed in the Mitigated Negative Declaration.

**WHEREAS**, there are no substantial changes are proposed in the project which would require major revisions to the previous mitigated negative declaration; and

**WHEREAS**, there are no substantial changes with respect to the circumstances under which the project is undertaken which would require major revisions to the previous mitigated negative declaration; and

**WHEREAS**, there is no new information of substantial importance that would show (i) the project would have one or more significant effects no discussed in the previous mitigated negative declaration; (ii) significant effects previously examined would be substantially more severe than shown in the previous mitigated negative declaration; (iii) that any mitigation measures or alternatives previously thought not to be feasible would, in fact, be feasible and would substantially reduce one or more significant effects of the project, and; (iv) that any mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment.

**WHEREAS**, ten mitigation measures have been identified in the Mitigated Negative Declaration and none of these measures are related to easement purchases; and

**WHEREAS**, this easement is an integral part of the Moss Landing Rule 20A Underground Utility District Project 8657; and

**WHEREAS**, this project will significantly enhance the quality of life for the community of Moss Landing by removing unsightly overhead wires and poles and providing an up-to-date utility infrastructure; and

**WHEREAS**, the acquisition of this easement will be borne by the Moss Landing Deposit Account funded by Duke Energy/Dynegy funds.

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

- a. Certified that they have reviewed and considered the information in the Mitigated Negative Declaration previously adopted for the Moss Landing Underground application (PLN130590);
- b. Approves and authorizes the Chair to sign a Contract to Purchase from Keith Family Investments, LLC a Public Utility Easements (APN 133-221-001 - PUE "X") in the amount of \$5,943.50 for the Moss Landing Rule 20A Underground Utility District Project in the community of Moss Landing;
- c. Approves and authorizes the Chair to sign the Acceptance and Consent to Recordation for the Grant of the Public Utility Easement; and
- d. Directs the Clerk of the Board to record the executed Easement with the County Recorder's Office.

**PASSED AND ADOPTED** on this 2<sup>nd</sup> day April of 2019, by the following vote, to wit:

AYES: Supervisors Phillips, Lopez, Parker and Adams

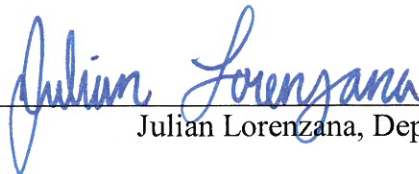
NOES: None

ABSENT: Supervisor Alejo

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 April 2, 2019.

Dated: April 3, 2019  
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Valerie Ralph, Clerk of the Board of Supervisors  
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Julian Lorenzana, Deputy