



Legislation Text

File #: 2020-0558, **Version:** 1

To: Board of Directors, Sonoma County Water Agency
Department or Agency Name(s): Sonoma County Water Agency
Staff Name and Phone Number: Kevin Campbell 547-1921
Vote Requirement: Majority
Supervisory District(s): Second District

Title:

Grant of Private Road Easement to the Jacquin Family Trust

Recommended Action:

Approve Granting of Easement and Delegate Authority to the Sonoma County Water Agency's General Manager to execute an Easement Agreement with the Jacquin Family Trust. (Second District)

Executive Summary:

This item would approve granting an easement over Sonoma County Water Agency (Sonoma Water) property and delegate authority to the Sonoma Water General Manager to execute an easement agreement between the Sonoma County Water Agency and David Michael Jacquin Jr. and Heidi Lynn Jacquin, Trustees of the Jacquin Family Trust dated March 11, 2001. The purpose of this easement is to allow for construction and maintenance of a private road across Sonoma Water property to facilitate development of property owned by the Jacquin Family Trust that abuts the Sonoma Water property.

Discussion:

The Jacquin Family Trust owns property located at 1475 West Sierra Avenue (Assessor's Parcel Numbers 046-102-017 and 046-102-018) and is proposing to construct improvements to their property consisting of equine facilities. Sonoma Water owns a 50 foot wide strip of property that bisects the Jacquin's property and is used for the Cotati Intertie Pipeline which is a primary water supply for southern Sonoma County and Northern Marin County. The Jacquin Family Trust requested that Sonoma Water grant a private roadway easement over a portion of Sonoma Water's property to allow for construction and maintenance of a paved driveway.

Sonoma Water acquired the strip of property in 1975 for construction of the Cotati Intertie pipeline. The grant deed to Sonoma Water from the Grantor stipulates that Sonoma Water will agree to grant to Grantor, without cost, appropriate easements for public or private roads over or across the property granted to Sonoma Water providing such uses do not interfere with Sonoma Water's use of said property, when Grantor or successors have determined the need for such rights of way and have obtained Sonoma Water's approval of plans and specifications for any proposed road improvement or grade changes. Sonoma Water has received plans from the Jacquin Family Trust for construction of the proposed paved driveway and determined that construction of the proposed improvements will not adversely affect Sonoma Water's use of the property.

In accordance with Section 65402 of the Government Code, Sonoma Water requested the Sonoma County Permit and Resource Management Department (Permit Sonoma) to determine whether the granting of the

easement would comply with the Sonoma County's General Plan. As Permit Sonoma did not respond within 40 days to the request, per Section 65402 of the Government Code, the vacation of the easement is deemed to be in conformance with the County's General Plan.

The General Manager has determined that the Easement Agreement to the Jacquin Family Trust for ingress, egress and driveway improvements is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15268(a)(Ministerial Projects) and Section 15304(f)(Minor Alteration to Land), because Sonoma Water is required to grant the easement pursuant to Sonoma Water's grant deed, and because the granting of an easement for ingress, egress and driveway improvements would not result in the removal of any healthy, mature, scenic trees or result in any significant impact on plant or animal habitat

Prior Board Actions:

No

FISCAL SUMMARY

Expenditures	FY 20-21 Adopted	FY21-22 Projected	FY 22-23 Projected
Budgeted Expenses	\$2,000		
Additional Appropriation Requested			
Total Expenditures	\$2,000		
Funding Sources			
General Fund/WA GF			
State/Federal			
Fees/Other	\$2,000		
Use of Fund Balance			
Contingencies			
Total Sources	\$2,000	0	0

Narrative Explanation of Fiscal Impacts:

Although the easement agreement with the property owner requires that Sonoma Water grant the easement for no consideration, Sonoma Water expended approximately \$2,000 in staff cost to process the request from the property owner. Funds were budgeted in the Water Transmission Operations and Maintenance Account to cover staff costs.

Staffing Impacts:			
Position Title (Payroll Classification)	Monthly Salary Range (A-I Step)	Additions (Number)	Deletions (Number)

Narrative Explanation of Staffing Impacts (If Required):

None

Attachments:

Easement Agreement

Related Items “On File” with the Clerk of the Board:

None