

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION

- A) ACCEPTING THE DEDICATION AND TRANSFER OF REAL PROPERTY IDENTIFIED AS ASSESSOR'S PARCEL NUMBER 005-510-(NOT YET ASSESSED) ("PROPERTY"), CONSISTING OF "PARCEL B" AND "PARCEL C" IN THE CALLIPPE HILL AREA OF SAN BRUNO MOUNTAIN, TO THE COUNTY OF SAN MATEO; AND**
- B) AUTHORIZING THE COUNTY EXECUTIVE, OR THEIR DESIGNEE, TO EXECUTE AND RECORD, SUCH DOCUMENTS AS MAY BE NECESSARY TO EFFECTUATE THE ACCEPTANCE AND TRANSFER, INCLUDING BUT NOT LIMITED TO THE ESCROW INSTRUCTION, CERTIFICATE OF ACCEPTANCE AND GRANT DEED**
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RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on September 12, 1982, the Board of Supervisors, by Resolution No. 43988, adopted the San Bruno Mountain Habitat Conservation Plan ("HCP"), requiring, among other things, the dedication of certain parcels to the County of San Mateo for inclusion in the San Bruno Mountain County Park ("Park") as Conserved Habitat; and

WHEREAS, a number of parcels have been dedicated and are now incorporated into the Park and the HCP; and

WHEREAS, Parcels B and C ("Parcels") identified as a portion of Assessor's Parcel Number 005-510-(not yet assessed), described and depicted in Exhibit A, are the remaining parcels to be incorporated into the Park, the first of the three, Parcel E,

offered for dedication by Brookfield Northeast Ridge II, LLC, was accepted by Board Resolution No. 72083 on July 24, 2012; and

WHEREAS, Toll CA XIX, LP (“Toll Brothers”), is the owner of the Parcels B and C, and now offers the Parcels for dedication in accordance with the terms of the HCP; and

WHEREAS, the Parcels consist of land totaling approximately 78.27 acres, a prime butterfly habitat subject to conservation by HCP Amendment 5, as approved in 2010; and

WHEREAS, that certain Maintenance Agreement Regarding Private Slope and Drainage Facilities, recorded in the Official Records of the County of San Mateo as Document No. 95054910 (the “Maintenance Agreement”), as shown in Exhibit B, establishes maintenance obligations affecting the subject property; and

WHEREAS, pursuant to the Maintenance Agreement, the Homeowners’ Associations, Landmark at the Ridge II and Viewpoint at the Ridge, will maintain the concrete drainage ditches and drainage devices within Parcels B and C and by agreement, will maintain the 30-foot-wide fire buffer around the boundary of Parcels B and C; and

WHEREAS, in connection with the proposed transfer, Toll Brothers will transfer, \$**127,504.06**, and the City of Brisbane will transfer, \$**14,394.44**, to County Parks for County Parks to perform habitat restoration and conservation; and

WHEREAS, the Planning Department of the City of Brisbane has made a finding that the acquisition by the County is in conformance with the City's General Plan; and

WHEREAS, acquisition of the Property is categorically exempt under the California Environmental Quality Act (CEQA).

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors accepts the dedication and transfer of Parcels B and C on San Bruno Mountain to San Mateo County; and

IT IS FURTHER DETERMINED AND ORDERED that the County Executive, or their designee is authorized to execute and record, such documents as may be necessary to effectuate the acceptance and transfer including but not limited to the escrow instructions, certificate of acceptance and grant deed.

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