

RESOLUTION NO. _____

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

*** * * * ***

RESOLUTION AUTHORIZING (A) THE BOARD OF SUPERVISORS TO ACCEPT AN IRREVOCABLE OFFER TO DEDICATE OPEN SPACE AND CONSERVATION EASEMENT AND DECLARATION OF RESTRICTIONS PERTAINING TO THE PROPERTY LOCATED AT 2050 CABRILLO HIGHWAY, IN THE UNINCORPORATED AREA OF SAN MATEO COUNTY; AND (B) THE PRESIDENT OF THE BOARD TO EXECUTE THE CERTIFICATE OF ACCEPTANCE THEREOF, FOR AND ON BEHALF OF THE COUNTY

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, Grantors DAVID R.LEE AND CHERYL L. MOSER, (hereinafter referred to as “Grantor”), are the legal owners of a fee interest subject real property located in the County of San Mateo, State of California, Assessor’s Parcel Number 089-230-220, commonly described as 2050 Cabrillo Highway, Pescadero, California.

WHEREAS, on August 9, 2001, the California Coastal Commission (hereinafter referred to as the “Commission”), acting on behalf of the State of California approved the de-novo appeal review permit number A-2-SMC-99-066, (hereinafter referred to as “Permit”), related to San Mateo County Planning Permit PLN1999-00296, allowing the Grantor to develop a 6,000-sf single family dwelling with a 700-sf detached accessory building and swimming pool on the subject property.

WHEREAS, the 84-acre parcel project site is located adjacent to the inland side of Hwy 1, within the unincorporated area of San Mateo County, inland of the Año Nuevo State Park, and contains environmentally sensitive habitat areas (ESHA), including habitat suitable for the San Francisco garter snake and California red-legged frog (CRLF).

WHEREAS, to protect the ESHA on the site, the Commission approved the Permit subject to Special Conditions #6 and #7, requiring the recordation of an Offer to Dedicate (OTD) a habitat conservation easement and deed restriction to protect CRLF dispersal corridors, respectively.

WHEREAS, pursuant to Special Condition #6 and #7, on April 10, 2002, Grantor recorded the "Irrevocable Offer to Dedicate Open Space Easement and Declaration of Restrictions," San Mateo County Recorder's Document # 2002-069771. The project description provided within the OTD describes the habitat conservation easement restrictions pertaining to the sag pond and all areas within 300 feet of upland limit of riparian vegetation associated with the sag pond, as specifically described in Exhibit C of said OTD.

WHEREAS, the recorded Offer to Dedicate was recorded on April 10, 2002 and is, by its terms, capable of being accepted for 21 years from that date.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors hereby accepts the Irrevocable Offer to Dedicate Open Space and Conservation Easement and Declaration of Restrictions, recorded on April 10, 2002, in the official records of San Mateo County Recorder's Office, Document Number 2002-069771, and the President of the Board is hereby authorized and directed to execute Exhibit E, Certificate of Acceptance for and on behalf of the County.

* * * * *