

## **RESOLUTION NO. .**

### **BOARD OF SUPERVIORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION: A) AUTHORIZING THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE A TRANSFER AGREEMENT WITH THE PENINSULA OPEN SPACE TRUST FOR THE TRANSFER AT NO COST OF ASSESSOR'S PARCEL NUMBER 047-300-120 CONSISTING OF APPROXIMATELY 21 ACRES AT PILLAR POINT BLUFF; AND B) AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO SIGN ESCROW INSTRUCTIONS AND EXECUTE ANY AND ALL NOTICES, AMENDMENTS, CONSENTS, APPROVALS, DEEDS, CERTIFICATES OF ACCEPTANCE AND DOCUMENTS IN CONNECTION WITH THE AGREEMENT AS NEEDED TO COMPLY WITH THE INTENT OF THIS RESOLUTION AND THE AGREEMENT**

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

**WHEREAS**, a Transfer Agreement is now presented to this Board of Supervisors for its consideration and acceptance, reference to which is hereby made for further particulars, whereby Peninsula Open Space Trust ("POST"), a California non-profit benefit corporation, shall transfer to the County, at no cost, Assessor's Parcel Number 047-300-120 consisting of approximately 21 acres of open space ("Property"); and

**WHEREAS**, by Resolution No. 071388 adopted on May 10, 2011, this Board authorized the acquisition from POST of three Pillar Point Bluff parcels (Assessor's Parcel Numbers 037-300-010, 037-300-080 and 047-311-070) situated on either side of the Property; and

**WHEREAS**, upon transfer of the property, the County will agree to: 1) assume POST's obligations as grantee pursuant to an acquisition grant from the State Coastal Conservancy to ensure the permanent protection of the natural resources values and ecological integrity, public recreation, and open space; 2) undertake tree removal and perform erosion control measures, which costs will be reimbursed by POST up to

\$25,000; and 3) allow for the potential completion of the California Coastal Trail at Pillar Point Bluff; and

**WHEREAS**, the County has no payment obligation for the purchase of the Property but will agree to pay closing costs; and

**WHEREAS**, this Board has examined and approved such Transfer Agreement as to both form and content and desires to enter into same; and

**WHEREAS**, the Clerk of this Board has published once a week for three successive weeks in the San Mateo County Times, in the form and manner provided by law, a Notice of Intention to purchase the Pillar Point Bluff parcel; and

**WHEREAS**, closing costs and all other affiliated transfer expenses not to exceed \$25,000 will be paid by the County from the Mid-coast Parks Development Fund; and

**WHEREAS**, this Board has determined that it is necessary and desirable to execute the Transfer Agreement on behalf of the County of San Mateo; and

**WHEREAS**, it is anticipated that notices, documents, and agreements associated with the acquisition of the Property, including, without limitation, escrow instructions and a certificate of acceptance, may be needed in order to facilitate the acquisition of the Property and to satisfy the expressed intention of this Board; and

**WHEREAS**, a Notice of Exemption under the California Environmental Quality Act (CEQA) was filed August 16, 2016 for the acquisition of the parcels; and

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the

1. President of the Board of Supervisors be, and is hereby authorized and directed, for and on behalf of the County of San Mateo to execute the Transfer Agreement for the acquisition of the Property from Peninsula Open Space Trust, and the Clerk of this Board shall attest the President's signature thereto; and

2. County Manager or his designee be, and is hereby authorized and directed to execute notices, documents and agreements associated with the acquisition of the Property, including, without limitation, escrow instructions and a certificate of acceptance, in order to facilitate the acquisition of the Property and to meet the intent of this Resolution and the Board.

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