



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
County Counsel



Date: October 2, 2015
Board Meeting Date: November 3, 2015
Special Notice / Hearing: None
Vote Required: Majority

To: Honorable Board of Supervisors

From: John C. Beiers, County Counsel

Subject: Resolution Authorizing Declaration of Covenants and Restrictions on Real Property on San Bruno Mountain for Payment of Assessments

RECOMMENDATION:

Adopt a resolution authorizing execution of a Declaration of Covenants and Restrictions on real property on San Bruno Mountain for payment of assessments.

BACKGROUND:

The San Bruno Mountain Area Habitat Conservation Plan ("HCP") requires each landowner who proposes to subdivide, develop or use any developable parcel within the HCP area to execute and record a Declaration of Covenants and Restrictions on Real Property ("Declaration") requiring payment by the landowner of an annual assessment into the San Bruno Mountain Habitat Conservation Trust Fund ("HCP Trust Fund").

DISCUSSION:

The owners of a parcel located within the San Bruno Mountain HCP area have applied to the City of Brisbane for approval of a single family residence on the parcel. The landowners, Thomas Tsz Wun Chan and Gladys Ging San Chan, have executed the Declaration, which now must be approved by the Board and recorded against the parcel (APN 007-350-310). The Declaration will impose a requirement for the payment by the present and future owners of an annual assessment into the HCP Trust Fund.

This action furthers the Shared Vision 2025 outcome of a Collaborative Community by coordination with other agencies to preserve natural resources.

FISCAL IMPACT:

No net county cost. Provides for landowner payment into HCP Trust Fund in an annually adjusted amount which, for fiscal year 2015-16, is \$48.63.