**Resolution No. \_\_\_\_\_\_\_\_**

**A Resolution of the Board of Supervisors of the County of Siskiyou,**

**State of California, Directing Staff to Issue a Notice of Non-Renewal for 12.39-acres under Williamson Act Contract No. 72015**

**Whereas**, the California Land Conservation Act (the “Williamson Act”) was enacted on July 14, 1965 to implement a variety of state farmland preservation policies directed at discouraging the unnecessary and premature conversion of farmland to other uses; and

**Whereas**, over the past 40 years, the County of Siskiyou (“County”) has embraced and vigorously implemented the state farmland preservation policies set forth in the Act; and

**Whereas**, over 415,000 acres in the County are presently conserved by voluntary County and landowner participation in approximately 510 Williamson Act contracts involving approximately 2,600 assessor parcel numbers; and

**Whereas**, the County has been administering its Williamson Act program including monitoring compliance with the terms of each contract in accordance with the adopted Rules for the Establishment and Administration of Agricultural Preserves and Williamson Act Contracts as adopted on February 7, 2012, and amended on December 13, 2022; and

**Whereas**, pursuant to the terms on the County’s adopted universal contract and State law each contract holder is required to be engaged in a commercial agricultural use; and

**Whereas**, pursuant to the terms on the County’s adopted universal contract and State law each parcel shall be presumed to be in parcels large enough to sustain their commercial agricultural use if at least 40 acres in size; and

**Whereas**, Justin and Rebecca McMahon owns 12.39 acres that was placed in Williamson Act contract on April 17, 2008; and

**Whereas**, it has been determined that the 12.39 acres under Contract consist of parcels that are substandard in size; and

**Whereas**, in January of 2024 it was determined that the 12.39 acres under Contract 72015 should be considered for issuance of notice of non-renewal and that it was in the best interest of the County’s Williamson Act program to recommend to the Board of Supervisors that the 12.39 acres not be renewed beginning in 2025; and

**Whereas**, the Board of Supervisors desires to issue a notice of non-renewal for 12.39 acres under Williamson Act Contract No. 72015; and

**Now, Therefore, Be It Resolved** the Board of Supervisors hereby resolves as follows:

1. That the Board of Supervisors has conducted a public hearing at which time it has considered all information presented to it and the recommendation of County staff and the Agricultural Preserve Administrator.
2. That the 12.39 acres of Williamson Act contract, set forth in Exhibits A-2, referenced hereto and incorporated herein, are recommended for issuance of a notice of non-renewal by the Agricultural Preserve Administrator for not meeting the intentions the County’s Williamson Act program and the terms of the contract.
3. That it is the desire of the Board of Supervisors not to renew land in the Williamson Act contract set forth in Exhibits A-2, referenced hereto and incorporated herein, with or without cause, pursuant to Government Code 51245 and that said contracts not be renewed therefor.
4. That staff be directed to file a notice of non-renewal, substantially in the form attached hereto as Exhibit A-1, referenced hereto and incorporated herein, pursuant to Government Code Section 51245 for the properties that the Board has determined to be non-compliant to prevent said properties’ contracts from being renewed at the earliest possible time.
5. That the Board of Supervisors determine the issuance of a Notice of Non-Renewal of a Williamson Act contract is categorically exempt under the Class 17 exemption, Section 15317 of the CEQA Guidelines, as this action would not cause a change in use and the contract shall remain in effect for the balance of the period remaining since the last renewal as required by Government Code Section 51246(a).
6. That County staff are authorized to take such necessary and further actions as are appropriate to implement this Resolution and carry out the intent of the Board of Supervisors.

Passed and Adopted this 20th day of February, 2024 at a regular meeting of the Board of Supervisors by the following vote:

Ayes:

Noes:

Absent:

Abstain:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Michael N. Kobseff, Chair

Siskiyou County Board of Supervisors

Attest:

Laura Bynum, Clerk,

Board of Supervisors

By \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy