Resolution No. \_\_\_\_\_-\_\_\_\_\_

Resolution of the Siskiyou County Board of Supervisors Approving

the Rescission and Re-Entry of Existing Williamson Act Contract

Under Application APA-23-23

**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,** Arleen Earnest owns approximately 160 acres that was placed in Williamson Act contract on February 23, 1978; and

**WHEREAS,** pursuant to the *Rules for the Establishment and Administration of Agricultural* *Preserves and Williamson Act Contracts*, as adopted by the Siskiyou County Board of Supervisors on February 7, 2012, and amended on December 13, 2022, upon sale or purchase of Williamson Act contracted land that constitutes only a portion of an Agricultural Preserve, the owner shall apply for a separate contract; and

**WHEREAS,** an Agricultural Preserve Contract Amendment application (APA-23-23) was submitted to the County on December 18, 2023, that proposes to rescind approximately 160 acres from an existing Williamson Act Contract; and

**WHEREAS,** the Staff Report for APA-23-23 prepared for the Agricultural Preserve Administrator contains a detailed analysis of how said application complies with the *Rules for the* *Establishment and Administration of Agricultural Preserves and* *Williamson Act Contracts*, as adopted by the Siskiyou County Board of Supervisors on February 7, 2012 and amended on December 13, 2022; and

**WHEREAS,** the Staff Report for APA-23-23 prepared for the Board of Supervisors contains the staff analysis and recommendation by the Agricultural Preserve Administrator; and

**WHEREAS,** a Notice of Public Hearing was published in the Siskiyou Daily News on April 3, 2024, for this matter to be heard at the April 16, 2024, Board of Supervisors meeting; and

**WHEREAS,** public hearing notices were provided pursuant to Siskiyou County Code Section 10-6.2805 et seq.; and

**WHEREAS,** the Planning Division presented its oral and written staff report on the proposed Williamson Act Contract request (APA-23-23) at a regular meeting of the Board of Supervisors on April 16, 2024; and

**WHEREAS,** approval of the proposed project would not result in any significant adverse environmental effect and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15317, *Open Space Contracts or Easements.*

**WHEREAS,** on April 16, 2024, the Board of Supervisors held the duly noticed public hearing on the proposed new Williamson Act Contract for APNs: 023-030-090, 023-030-340 and 023-030-350; and

**WHEREAS,** on April 16, 2024, the Chair of the Board of Supervisors opened the duly noticed public hearing on the proposed Williamson Act Contract request (APA-23-23) to receive testimony both oral and written, following which the Chair closed the public hearing and the Board discussed the requested Williamson Act Contract prior to reaching its decision.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors finds the above recitals true and correct.

**BE IT FURTHER RESOLVED** that the Board of Supervisors approves the rescission and re-entry of existing Williamson Act contract, and the Agreement attached hereto as Exhibit A, under application APA-23-23.

**BE IT FURTHER RESOLVED** that the Board of Supervisors instructs staff to take the necessary steps to rescind from the existing contract the land in question and take the necessary actions to prepare for the re-entry of that same land into a new Williamson Act contract.

**BE IT FURTHER RESOLVED** that County Counsel is hereby authorized to make any necessary technical amendments to the legal descriptions in order to fully implement the intent of the Board of Supervisors in amending the Williamson Act contract.

**BE IT FURTHER RESOLVED** that County staff is directed to record said Williamson Act contract at the earliest opportunity once completed.

**BE IF FURTHER RESOLVED** that the project would not result in any significant adverse environmental effect and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15317, *Open Space Contracts or Easements.*

**IT IS HEREBY CERTIFIED** that the foregoing Resolution No. \_\_\_\_\_\_\_\_\_ was duly adopted on a motion by Supervisor \_\_\_\_\_\_\_\_\_\_\_\_\_ and seconded by Supervisor \_\_\_\_\_\_\_\_\_\_\_\_\_\_, at a regular meeting of the Board of Supervisors of the County of Siskiyou, State of California, held on the 16th day of April, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Michael N. Kobseff, Chair

Board of Supervisors

ATTEST:

Laura Bynum, Clerk

Board of Supervisors

By

Deputy