

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

594



FROM: TLMA-Department of Environmental Programs

SUBMITTAL DATE:
June 28, 2006

SUBJECT: Memorandum of Understanding with the Nott Family Trust concerning the Coachella Valley MSHCP.

RECOMMENDED MOTION: Approve and authorize the Chairman of the Board to execute the attached Memorandum of Understanding (MOU) with the NOTT FAMILY TRUST.

BACKGROUND: The County and the Nott Family have worked cooperatively with the Coachella Valley Association of Governments (CVAG) and the Coachella Valley Conservation Commission (CVCC) over the past few months to resolve concerns that the Nott Family has with ensuring that development of the "Nott Property" is compatible with the goals and objectives of the Coachella Valley Multiple Species Habitat Conservation Plan (CVMSHCP).

The Nott Family Trust MOU anticipates use of the Like Exchange process in order to achieve certain CVMSHCP conservation objectives for the Nott Property. CVAG has requested in the attached MOU, that the Federal Bureau of Land Management (BLM) consider a like exchange to add approximately 51 acres of BLM property to the Coachella Valley Stormwater Channel and Delta Conservation Area. Should this like exchange not occur, the CVCC will locate and conserve adequate substitute property in order for the project to proceed.

(CONTINUED ON NEXT PAGE)

Carolyn Symms Luna
Carolyn Symms Luna
Director Of Environmental Programs

FINANCIAL DATA	Current F.Y. Total Cost:	\$	In Current Year Budget:
	Current F.Y. Net County Cost:	\$	Budget Adjustment:
	Annual Net County Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

H. Sigmond

FORM APPROVED
COUNTY COUNSEL
JUN 29 2006
By *[Signature]*

Departmental Concurrence

Dept't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District:

Agenda Number:

3.88

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

The County agrees to allocate up to 12 acres of take, if necessary, in the Coachella Valley Stormwater Channel and Delta Conservation Area to the Nott Family in the event that the property is developed. This is contingent upon the CVMSHCP being approved and all associated permits issued. Additionally, such allocation would occur at the time a grading permit is obtained to develop the property.

In exchange, the Nott Family Trust and Bruce E. Nott have agreed not to challenge or oppose any agency or governmental body's approval of the MSHCP and any related documents. Moreover, the Nott Family Trust and Bruce E. Nott agree not to finance, sponsor, or participate in any advertising or public relations campaign for the purpose of opposing or challenging the CVMSHCP.