

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



FROM: TLMA - Planning Department

SUBMITTAL DATE:
November 16, 2009

SUBJECT: Adoption of Resolution No. 2009-320 – Disestablishment of San Jacinto Agricultural Preserve No. 15 – Agricultural Preserve Case and Map No. 1017 – Applicant: D.R. Horton – Third Supervisorial District – City of San Jacinto – San Jacinto Valley Area Plan – 201.72 Acres (Gross)

RECOMMENDED MOTION: Adoption of Resolution No. 2009-320 for the disestablishment of San Jacinto Agricultural Preserve No. 15, Map No. 1017, based upon the hereinafter listed findings and conclusions:

FINDINGS:

1. The 201.72-acre parcel is located southerly of the Ramona Expressway, easterly of Odell Avenue, west of and adjacent to N. Sanderson Avenue in the City of San Jacinto, western Riverside County, California.
2. Jake J. Westra and Alice Westra, husband and wife, entered into a land conservation contract with the County of Riverside for land within San Jacinto Agricultural Preserve No. 15. The contract is dated January 1, 1981, and was recorded on January 8, 1981, as Instrument No. 3039 in the Office of the County Recorder of Riverside County, California.
3. Pursuant to the Land Conservation Act, Jake J. Westra and Alice Westra, the property owners of Assessor's Parcel No. (APN) 431-020-005 (which rolled to 432-030-011-0), filed a notice of non-renewal on September 25, 1990, which notice was recorded on October 18, 1990, as Instrument No. 382741, and, as a consequence, the land

Ron Goldman
Planning Director

RG:kb

(Continued On Attached Page)

REVIEWED BY COUNTY COUNSEL
 DATE: 11/17/09
 TYPE NAME: David H.K. Huff
 Departmental Concurrence: 11/17/09

REVIEWED BY EXECUTIVE OFFICE
 DATE: _____
 Tina Grande

Dept'ec: _____
 Per Exec. Ofc.: _____

Policy
 Policy
 Consent
 Consent

Prev. Agn. Ref.

District: Third

Agenda Number:

conservation contract as it applies to the subject property expired on January 1, 2001.

4. Under both the County's Rules and Regulations Governing Agricultural Preserves and the General Plan's Williamson Act Program (i.e., Land Conservation Act), a landowner may apply to have property removed from the boundaries of an agricultural preserve, once the contract has expired.
5. The land conservation contract having expired, Daniel Boyd, as authorized representative for the current property owner of 432-030-011-0, D.R. Horton, has now applied to have the property removed from the boundaries of the agricultural preserve.

CONCLUSION:

1. The disestablishment of San Jacinto Agricultural Preserve No. 15, Map No. 1017, is consistent with the provisions of the Land Conservation Act and the Rules and Regulations Governing Agricultural Preserves in Riverside County as adopted by the Board of Supervisors.
2. The disestablishment of San Jacinto Agricultural Preserve No. 15, Map No. 1017, is consistent with the Riverside County General Plan.

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3 **RESOLUTION NO. 2009-320**
4 **DISESTABLISHMENT OF SAN JACINTO**
5 **AGRICULTURAL PRESERVE NO. 15**
6 **(Government Code Section 51231)**
7

8 **WHEREAS, Jake J. Westra and Alice Westra, husband and wife, entered into a Land**
9 **Conservation Contract with the County of Riverside pursuant to the California Land**
10 **Conservation Act of 1965 (Government Code Section 51200 et seq.), which contract is dated**
11 **January 1, 1981, and was recorded January 8, 1981, as Instrument No. 3039, in the Office of the**
12 **County Recorder of Riverside County, California; and,**

13 **WHEREAS, Jake J. Westra and Alice Westra filed a Notice of Nonrenewal on September**
14 **25, 1990, which notice was recorded on October 18, 1990, as Instrument No. 382741, in the**
15 **Office of the County Recorder of Riverside County, California;**

16 **WHEREAS, the filing of said Notice of Nonrenewal resulted in the expiration of the**
17 **contract as it applies to Assessor's Parcel No. 432-030-011-0 on January 1, 2001, pursuant to**
18 **Government Code Section 51245 and 51246;**

19 **WHEREAS, Daniel Boyd, as authorized representative for the current landowner of**
20 **APN 432-030-011-0, D.R. Horton, has requested to have the property removed from the**
21 **boundaries of the agricultural preserve; now, therefore,**

22 **BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of**
23 **Supervisors of the County of Riverside, State of California, in regular session assembled on**
24 **November 24, 2009, that:**

- 25 1. **San Jacinto Agricultural Preserve No. 15, Map No. 512, dated November 18, 1980,**
26 **and on file in the Office of the Clerk of this Board, is amended by deleting**
27 **therefrom the area shown on the map entitled "AGRICULTURAL PRESERVE**
28 **MAP NO. 1017: AMENDMENT NO. 1 (DISESTABLISHMENT) OF SAN**

APPROVED COUNTY COUNSEL
BY: [Signature] 11/17/09
DATE
DAVID H.K. HUFF

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JACINTO AGRICULTURAL PRESERVE NO. 15" and described by boundary description thereof, as fully set forth in the attached document entitled "EXHIBIT A, SAN JACINTO AGRICULTURAL PRESERVE NO. 15, MAP NO. 1017 (DISESTABLISHMENT)," which is made part of this resolution, said map and description both being on file in the Office of the Clerk of the Board.

- 2. The disestablishment of San Jacinto Agricultural Preserve No. 15, Map No. 1017, is consistent with the provisions of the Land Conservation Act of 1965, the Riverside County General Plan, and the Rules and Regulations Governing Agricultural Preserves in Riverside County as adopted by the Board of Supervisors.**

BE IT FURTHER RESOLVED that the Clerk of this Board shall file and record copies of this resolution, map and boundary description in the Office of the County Recorder of Riverside County, California, with the Director of Conservation of the State of California, and with the Office of the Assessor of Riverside County, California.

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**EXHIBIT A
SAN JACINTO AGRICULTURAL PRESERVE NO. 15
MAP NO. 1017
(DISESTABLISHMENT)**

All that certain real property situated in the State of California, County of Riverside and described as follows:

PARCEL A:

Parcel 2, as shown on Record of Survey, on file in Book 37, Page 24 of Records of Survey, Records of Riverside County, California.

EXCEPT the Easterly 50 feet.

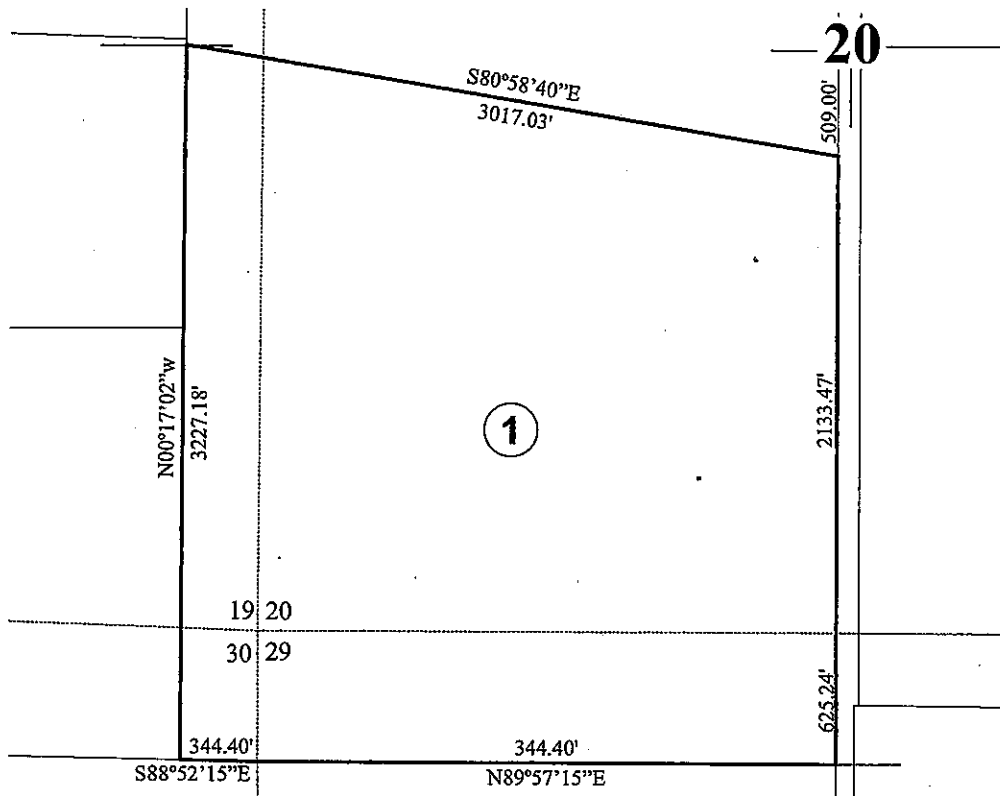
Assessor Parcel No.	Acres (Gross)	Owners
432-030-011-0	201.72	D.R. Horton
Total	201.72	

MAP NO. 512 SAN JACINTO AGRICULTURAL PRESERVE NO. 15

1017

AMENDED BY MAP NO. 1017

T. 4 S., R. 1 W. S.B.B. & M.



AMENDMENTS:
NO. 1, (DISESTABLISHMENT), NOVEMBER 24, 2009, MAP NO. 1017

ADOPTED ON NOVEMBER 18, 1980
BY THE BOARD OF SUPERVISORS
OF THE COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA.

