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



ITEM: 3.38 (ID # 23123) MEETING DATE: Tuesday, October 31, 2023

FROM : TLMA-PLANNING:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/PLANNING: Notice of Non-Renewal on a portion of land (APN 942-030-011) subject to a Land Conservation Contract within the Rancho California Agricultural Preserve No. 7, Map No. 816 -- Applicant: Austin Vineyards, LLC -- Southwest Area Plan. District 3. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

AUTHORIZE the Applicant to submit a Notice of Non-Renewal on a portion of Assessor's Parcel Number 942-030-011 per Exhibit A to the Notice of Non-Renewal, which constitutes only a partial area of the property that is subject to the Land Conservation Contract.

ACTION:Policy

debrand 19/2023 lebrand.

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Gutierrez, seconded by Supervisor Spiegel and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes:	Jeffries, Spiegel, Washington and Gutierrez
Nays:	None
Absent:	Perez
Date:	October 31, 2023
XC:	Planning

Kim

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Тс	otal Cost:	Ongoi	ing Cost
COST	\$0	\$ 0		\$0		\$ 0
NET COUNTY COST	\$ 0	\$ 0		\$0		\$ 0
SOURCE OF FUNDS: Applicant Funds				Budget Adju	ustment:	No
				For Fiscal Y	ear:	23/24

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The property (Assessor Parcel Number 942-030-011) is subject to a land conservation contract according to the terms of the Land Conservation Act of 1965 (Williamson Act) and is located within the Rancho California Agricultural Preserve No. 7 and was the result of an enlargement shown on Map No. 295. The agricultural preserve has undergone a series of enlargements and diminishments since then, with the current configuration being depicted on Map No. 816. As a point of clarification, while the Notice of Non-Renewal references the original map (Map No. 295) that was used to place the property into the agricultural preserve, the subject property has remained unaffected through a series of enlargements and diminishments on the latest map of the agricultural preserve, which is Map No. 816.

The 22.32-acre property is planted with 17.75 acres of vineyards and developed with a residence, with the remainder vacant and uncultivated. The property is located southerly of Buck Road, westerly of Camino del Vino, northerly of Glen Oaks Road, and easterly of Rancho California Road.

The land conservation contract has been in effect through a succession of ownership changes, as the contract applies to successors in interest. Priscilla L. Wilson entered into a Land Conservation Contract on January 1, 1974, which was recorded on February 28, 1974, as Instrument No. 23567 (Attachment A). Subsequently, Priscilla L. Wilson transferred the property to the Richard C. and Priscilla L. Wilson Family Trust. The current property owner, Austin Vineyards, LLC, acquired the property on December 22, 2017, from the Richard C. and Priscilla L. Wilson Family Trust.

On February 28, 2023, Austin Vineyards, LLC, submitted a Notice of Non-Renewal No. APN220004 (Attachment B) for a 3.46-acre portion of the land that is covered by the land conservation contract. The remainder of the property is not subject to the notice and will remain under contract. The area of the diminishment is described in terms of "metes and bounds" in the legal description included in the notice.

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

The property has a land use designation of Agriculture and is located within the Temecula Valley Policy Area --- Winery District of the Southwest Area Plan, which is part of the Riverside County General Plan.

The property is zoned Wine Country/Winery Zone (WC-W), which is a qualifying agricultural zone. The property owner has also submitted Plot Plan No. 210141 to develop a new winery alongside the existing vineyards.

The County's Rules and Regulations Governing Agricultural Preserves (Resolution No. 84-526) state that a property owner needs to request authorization from the Board for a Notice of Non-Renewal that will remove only a portion of land under contract while keeping the remainder of the property under contract (Section 402). By contrast, no Board action is necessary if the Notice of Non-Renewal is made for the entirety of the land under a contract. In compliance with this provision, the Board is being requested to authorize a partial non-renewal to remove a portion of the land under contract and to keep the remainder of the land under contract.

ATTACHMENTS:

- Land Conservation Contract Α.
- Notice of Non-Renewal Β.

Jason Farin, Principal Management Analyst 10/25/2023

10/19/2023

RECEIVED FOR RECORD 6 FEB 28

LAND CONSERVATION CONTRACT

COUNTY OF RIVERSIDE, herein called "County" and _____

Priscilla L. Wilson

herein called "Owner," mutually agree:

1. This contract is made pursuant to the California Land Conservation Act of 1965, (Government Code, Section 51200, et. seq.) and affects the real property described in Exhibit "A" attached hereto and made a part of this contract, which lies within the <u>Rancho California No. 7, Amend. 1</u> Agricultural Preserve.

Map 295

2. This contract shall take effect on January 1, <u>1974</u>, and shall remain in effect for an initial term of 10 years.

3. On each anniversary date of this contract, one year shall be added to the initial term unless notice of non-renewal shall be given as provided in Section 51245 of the Government Code. Any notice of non-renewal referring to this contract shall be recorded by the County in the office of the County Recorder whenever the contract is not renewed.

4. This contract may be cancelled only in accordance with Sections 51282, 51283, 51283.3, 51284 and 51285 of the Government Code.

5. When any portion of land subject to this contract is acquired by condemnation of the fee title, or by purchase in lieu thereof, for a public improvement, this contract shall become null and void thereafter as to such portion, and may be amended to correctly reflect the description of any portion not so acquired.

6. In consideration of the execution hereof by County, and the execution by County and other owners within the preserve of similar contracts, the Owner, during the term of this contract, including any renewal period, agrees to use the described land only for agricultural uses and such compatible uses as are V

NDEXEr

permitted by or pursuant to the Uniform Rules established for the administration of agricultural preserves by Riverside County Ordinance No. 509. Said Uniform Rules are by this reference incorporated in and made a part of this contract.

7. In consideration of the execution hereof by the Owner and the execution of similar contracts by other property owners within the same agricultural preserve, County agrees not to authorize uses, other than uses permitted by or pursuant to said Uniform Rules, within said agricultural preserve, during the term of this contract or any renewal thereof. Nothing herein shall prohibit a change of boundaries of said agricultural preserve to omit lands not subject to such contract or to include additional lands.

8. Any notice to be given to the Owner pursuant to this contract or said Uniform Rules may be sent by U.S. Mail addressed to the Owner at the address shown below the signature of the Owner. Like notices to County may be sent by U.S. Mail addressed to Clerk, Board of Supervisors, Court House, Riverside, California. Either party may change such address by notice to the other.

9. This contract shall constitute a covenant running with the land herein described, and shall be binding upon and inure to the benefit of the heirs, successors and assigns of the parties hereto. This contract may be enforced by either party or by any owner of land within the same agricultural preserve which is subject to a similar contract.

Dated January 1, /974.

ATTEST: Donald D. Sullivan, Clerk by Rames Hugher (Seal) Deputy

STATE OF CALIFORNIA COUNTY OF Los Angeles

23554

On <u>February 21, 1974</u> before me personally appeared

Priscilla L. Wilson

COUNTY OF RIVERSIDE
By herter the
Chairman, Board of Supervisors
OWNER: Aucicla Collion
Priscilla L. Wilson
OWNER:
OWNER:
OWNER:
Mailing Address: 2066 Vista Avenue \vee

Arcadia, California

Known to me to be the person_whose name_____is___subscribed to the within instrument and acknowledged that____she____ executed the same.

Sapton Totary Public



- 2 -

All of the unincorporated territory of Riverside County, State of California described as follows:

A portion of Pauba Ranch, Map Book 13/601, records of San Diego County, also shown as Lot 1, Block 3, Rancho California Owners Map 25, described as follows:

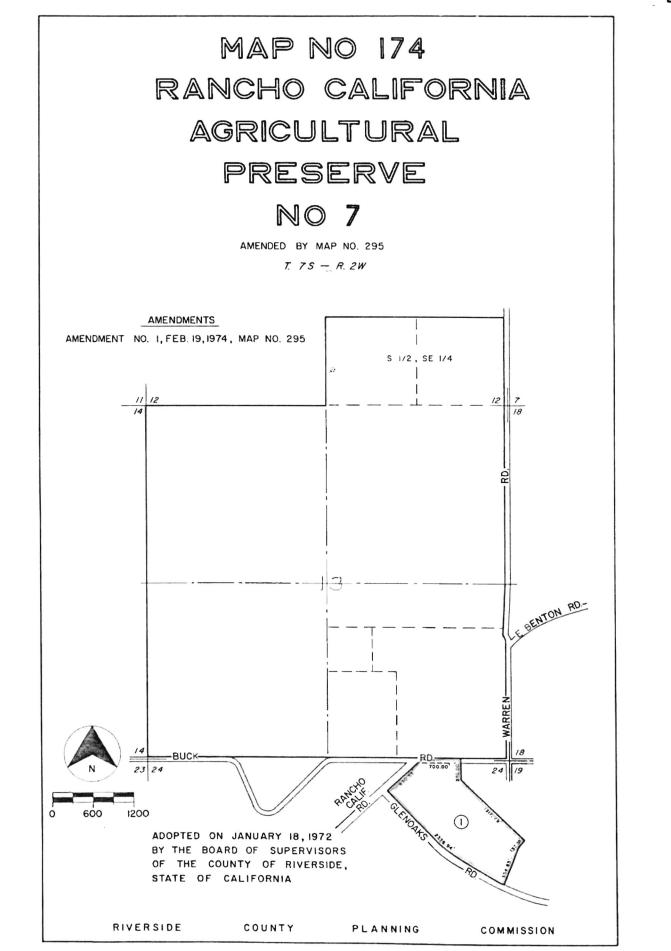
Beginning at a point on the northerly right of way inter of Glenoaks Drive with the intersection of the southeasterly right of way of Rancho California Road; thence northeasterly on said southeasterly right of we. line 630.55 feet to the northerly right of way line of Buck Road; thence easterly on said northerly right of way line 700 feet; thence southerly 270 feet; thence southeasterly 1317.79 feet; thence southwesterly 137.35 feet; thence southwesterly 654.83 feet to the northerly right of way line of Glenoaks Road; thence northwesterly 2,328.94 feet to the point of beginning.

Rancho California Agricultural Preserve No. 7, Amendment 1, Map 295

Assessor's Parcel No. 20-50-250-21 45.62 acres

235

3



PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KIMBERLY RECTOR, CLERK OF THE BOARD RIVERSIDE CO. CLERK OF THE BOARD 4080 LEMON STREET, 1ST FLOOR CAC PO BOX 1147 – RIVERSIDE, CA 92502

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO: <u>RETURN TO:</u> <u>STOP #1010</u> RIVERSIDE COUNTY CLERK OF THE BOARD PO BOX 1147 – RIVERSIDE, CA 92502





<u>NOTICE OF NON-RENEWAL</u> <u>FOR A LAND CONSERVATION CONTRACT</u> <u>CASE NO. APN 220004</u> <u>Resubmittal Date: September 26, 2023</u>

Re-Recording of Instrument No. 2023-0057129

The purpose for this document is to correct the legal description of the diminishment area in the Exhibit A to the Notice of Non-Renewal in Instrument No. 2023-0057129 recorded on 10/21/2021.

Rancho California Agricultural Preserve No. 7 Map No. 816

Current Owner: Austin Vineyards, LLC

TLMA/PLANNING

THIS PAGE IS ADDED TO PROVIDE AND SPACE FOR RECORDING INFORMATION

	DOC #2023-0288704 Page 2 of 12
PLEASE COMPLETE THIS INFORMATION	
RECORDING REQUESTED BY:	2023-0057129 02/28/2023 12:45 PM Fee: \$ 0.00
CLERK OF THE BOARD	02/20/2023 12:40 Pri Fee: \$ 0.00 Page 1 of 5
DEPARTMENT (CAC 1 st Floor)	Recorded in Official Records County of Riverside Peter Aldana
AND WHEN RECORDED MAIL TO:	Peter Aldana Asse <u>ss</u> or-County Clerk-Recorder
۲ I	
Clerk of the Board	927
(CAC Bldg. – 1st Floor)	527
LJ	THIS SPACE FOR RECORDERS USE ONLY
NOTICE OF NON-RENEWA	AL NO FOR <u>A PORTION</u> OF PROPERTY
UNDER A L	AND CONSERVATION CONTRACT
	$\frac{23}{74}$ as Instrument No. $\frac{1974}{23567}$ in the Office of the fornia. The real property affected by this notice is located in the No. 7 Amend., Map No. 295, dated $\frac{11}{1974}$.
Assessor's Parcel Number(s) of land affected	t: .
	A LANDER (S)
942-030-011 ORIGINAL OWNER(S)	Austin Vineyards, U.C.
942-030-011 ORIGINAL OWNER(S)	A LANDER (S)
942-030-011 ORIGINAL OWNER(S)	Austin Vineyards, U.C.
942-030-011 ORIGINAL OWNER(S) Signature (Interand Company II applicable) Priscillia L Wilson Print Name Signature (Interand Company II applicable)	Austin Remain Signature (Title and company if applicable) Signature (Title and company if applicable)
942-030-011 ORIGINAL OWNER(S) Signature (Trite and Company II applicable) Print Name Signature (Trite and Company II applicable) Frint Name	Austin Randall
942-030-011 ORIGINAL OWNER(S) Signature (Interand Company II applicable) Priscillia L Wilson Print Name Signature (Interand Company II applicable)	Austin Remain Signature (Title and company if applicable) Signature (Title and company if applicable)
942-030-011 ORIGINAL OWNER(S) Signature (Trite and Company II applicable) Print Name Signature (Trite and Company II applicable) Frint Name	Austin Remaine Signature (Title and company if applicable) Signature (Title and company if applicable) Signature (Title and company if applicable) Print Name
942-030-011 ORIGINAL OWNER(S) Signature (The and Company II approable) Prist Name Signature (The and Company II applicable) Print Name	Austin Remaine Signature (Title and Company if applicable) Print Name Signature (Title and Company if applicable) Print Name

NOTARY ACKNOWLEDGMENT

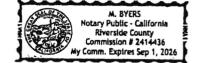
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

COUNTY OF RIVERSIDE)
ATVASILE)
On February 23, 203 before me, MByy Notary Public, (Marme and tille of officer (e.g.) "Jemes Doe, Notary Public")
personally appeared <u>Austin Kandall</u>
(Name(s) of signer(s)) who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he she/they executed the same in his/her/their authorized
capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which
the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

{SEAL}



Notary Jublic

DOC #2023-0288704 Page 4 of 12

PETER ALDANA COUNTY OF RIVERSIDE ASSESSOR-COUNTY CLERK-RECORDER

Recorder P.O. Box 751 Riverside, CA 92502-0751 (951) 486-7000

www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION FOR SEAL for the Riverside County Board of Supervisors (EMBOSSED ON DOCUMENT)
Bionstice County, California

Date:

02/28/2023

Signature:

VAUNA Snis

Print Name: Breanna Smith, Clerk of the Board Assistant

ACR 601P-AS4RE0 (Rev. 09/2005)

EXHIBIT A

RANCHO CALIFORNIA AGRICULTURAL PRESERVE NO. 7

MAP NO. 816

(NOTICE OF NON-RENEWAL)

Real Property in the Unincorporated Area of the County of Riverside, State of California, Described as Follows:

LEGAL DESCRIPTION:

See attached Rancho California Agricultural Preserve No. 7 Diminishment Legal Description (metes and bounds) dated May 26, 2023 for the portion of the parcel subject to the Notice of Non-Renewal. See attached Grant Deed dated September 22, 1989 for legal description of parcel.

Assessor Parcel No.	Acres (net)	Owner
942-030-011 (a portion of), formerly 942-030-009-7	Partial non-renewal of an area of 3.46 acres with the remainder of the 22.32 acre lot to remain under contract.	Austin Vineyards, LLC

EXHIBIT "A"

RANCHO CALIFORNIA AGRICULTURAL PRESERVE No. 7 DIMINISHMENT LEGAL DESCRIPTION

In the County of Riverside, State of California, in Section 2, Township 8 South, Range 2 West, Parcel 1 of Parcel Merger 180016 per Instrument No. 2018-0307897, being a portion of Parcels 2 & 3 of Parcel Map 27134 as shown by map on file in Book 182 of Parcel Maps, Pages 95 & 96, Records of said Riverside County, described as follows:

Commencing at the westerly most corner of said Parcel 1 of said Parcel Merger 180016;

Thence South 42°13'40" East, along the easterly right-of-way line of Glenoaks Road a distance of 146.50 feet to a point on said right-of-way, said point also being the TRUE POINT OF BEGINNING;

Thence South 42°13'40" East, continuing along said easterly right-of-way line a distance of 82.62 feet;

Thence North 13°08'33" East, leaving said easterly right-of-way of Glenoaks Road a distance of 30.54 feet;

Thence North 69°07'12" East, a distance of 30.46 feet;

Thence South 68°01'12" East, a distance of 48.56 feet;

Thence South 54°46'35" East, a distance of 85.24 feet;

Thence South 46°50'10" East, a distance of 87.84 feet;

Thence South 61°30'56" East, a distance of 34.99 feet;

Thence North 85°27'00" East, a distance of 31.10 feet;

Thence North 72°45'25" East, a distance of 35.64 feet;

Thence North 62°45'25" East, a distance of 56.83 feet;

Thence South 84°36'24" East, a distance of 32.07 feet;

EXHIBIT "A"

RANCHO CALIFORNIA AGRICULTURAL PRESERVE No. 7 DIMINISHMENT (CONTINUED)

Thence North 49°41'10" East, a distance of 48.27 feet; Thence North 22°22'11" East, a distance of 248.83 feet; Thence North 71°13'19" West, a distance of 296.50 feet; Thence North 56°33'23" West, a distance of 151.17 feet; Thence South 67°37'11" West, a distance of 47.25 feet; Thence South 23°03'49" West, a distance of 33.74 feet; Thence South 36°29'19" West, a distance of 55.69 feet; Thence South 69°37'32" West, a distance of 56.14 feet; Thence South 07°34'39" West, a distance of 19.93 feet; Thence South 25°19'21" East, a distance of 24.49 feet; Thence South 56°56'55" East, a distance of 217.26 feet; Thence South 24°51'32" West, a distance of 56.19 feet; Thence North 66°10'51" West, a distance of 23.32 feet; Thence North 23°49'09" East, a distance of 27.48 feet; Thence North 66°20'49" West, a distance of 85.13 feet; Thence South 25°16'11" West, a distance of 39.07 feet; Thence South 81°12'29" West, a distance of 49.12 feet;

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EXHIBIT "A"

RANCHO CALIFORNIA AGRICULTURAL PRESERVE No. 7 DIMINISHMENT (CONTINUED)

Thence South 64°42'10" West, a distance of 30.61 feet;

Thence North 88°25'44" West, a distance of 15.18 feet to a point on said easterly rightof-way of Glenoaks Road which is the TRUE POINT OF BEGINNING.

CONTAINING 151,000 SQUARE FEET, MORE OR LESS.

This description was prepared by me

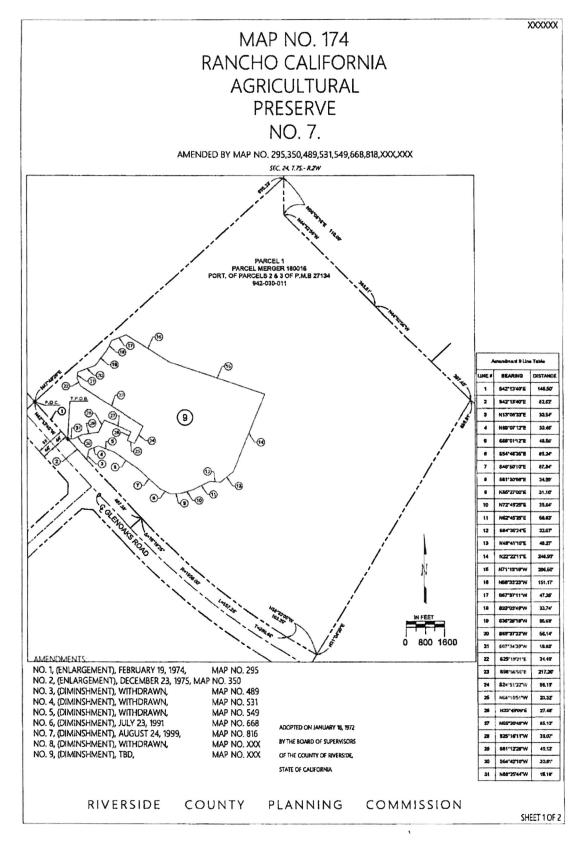
or under my direction:

Osbjorn Bratene RCE 21873,

<u>5/26/2023</u> Date



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DOC # 2017-0538321

12/22/2017 01:03 PM Fees: \$31.00 Page 1 of 3 Recorded in Official Records County of Riverside Peter Aldana Assessor-County Clerk-Recorder

**This document was electronically submitted to the County of Riverside for recording Receipted by: MARIA VICTORIA #411

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RECORDING REQUESTED BY: First American Title Order No. 5591137 Escrow No. 22368-SK Parcel No. 942-030-008 and 009

AND WHEN RECORDED MAIL TO:

AUSTIN VINEYARDS, LLC **3060 UPHAM STREET** WHEATRIDGE, CO 80033

tra: 094-021

SPACE ABOVE THIS LINE FOR RECORDER'S USB

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S) THAT DOCUMENTARY TRANSFER TAX IS \$1,375.00 and CITY \$

- computed on full value of property conveyed, or
- computed on full value less liens or encumbrances remaining at the time of sale.

unincorporated area: Temecula, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Richard C. Wilson, ... trustee of the Richard C. and Priscilla L. Wilson Family Trust dated

September 22, 1989

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hereby GRANT(S) to Austin Vineyards, LLC.

the following described real property in the County of Riverside, State of California: That portion of Parcels 1 and 2 of Parcel Map no. 18441, in the unincorporated territory of the County of Riverside, State of California, as shown by map on file in Book 112, pages 42 and 43 of Parcel Maps.

SEE "LEGAL DESCRIPTION" ATTACHED HERETO AND MADE A PART HEREOF FOR COMPLETE LEGAL DESCRIPTION.

More commonly known as: 35620 Glenoaks Road, Temecula, CA 92590

Mail Tax Statement to: SAME AS ABOVE or Address Noted Below

Page 1 of 3

Requested By: duran.I, Printed: 6/21/2022 3:59 PM

Date November 27, 2017

Richard C. Wilson, 45

••••

trustee of the Richard C. and Priscilla L. Wilson Family Trust dated September 22, 1989

TRUSTEE By: Richard C. Wilson

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA COUNTY OF RIVERSIDE LOS Angel 3.5. on December 5,2017

, before me, personally appeared Richard C. Wilson_

Ya. a notary public

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s); or the entity upon behalf of which the person(s) acted, executed the instrument.

1 certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal. 1 Signature (Seal)



Exhibit "A"

Legal Description

A.P.N.: 942-030-009-7 and 942-030-009-7

Real property in the unincorporated area of the County of Riverside, State of California, described as follows:

PARCELS 2 AND 3 OF PARCEL MAP 27134 AS PER MAP THEREOF FILED IN BOOK 182 PAGES 95 AND 96 OF PARCEL MAPS, RIVERSIDE COUNTY RECORDS.

Order: 7102209202 Doc: RV:2017 00538321

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