THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS **ACTION AGENDA SUMMARY**

DEPT: Planning and Community Development	BOARD AGENDA #_*D-1
Urgent ☐ Routine ☐ K/	AGENDA DATE June 24, 2008
CEO Concurs with Recommendation YES NO (Information Attached)	4/5 Vote Required YES NO ■
SUBJECT:	
Authorization to Record a Certificate of Cancellation of Willia Landucci (Friends of the Tuolumne)	amson Act Contract No. 2002-4481 - Richard
STAFF RECOMMENDATIONS:	
 Find that the conditions and contingencies of the Tentative satisfied; and, 	ve Certificate of Cancellation have been
2. Direct the Clerk of the Board to execute and record the C	Certificate of Cancellation by July 24, 2008.
FISCAL IMPACT:	
There are no fiscal impacts associated with this item.	
BOARD ACTION AS FOLLOWS:	
	No. 2008-480
On motion of Supervisor Monteith , Second and approved by the following vote,	
Ayes: Supervisors: O'Brien, Grover, Monteith, DeMartini and Chairm Noes: Supervisors: None	pan_Mayfield
Excused or Absent: Supervisors: None	
Abstaining: Supervisor: None	
1) X Approved as recommended 2) Denied	
3) Approved as amended	
4) Other:	

CHRISTINE FERRARO TALLMAN, Clerk

ATTEST:

File No.

Authorization to Record Certificate of Cancellation of Williamson Act Contract No. 2002-4481 - Richard Landucci (Friends of the Tuolumne) Page 2

DISCUSSION:

On March 25, 2008, your Board granted tentative approval of a petition to cancel Williamson Act Contract No. 2002-4481 for property owned by Richard Landucci. On March 27, 2008, a Certificate of Tentative Cancellation was recorded as Document Number 2008-0031910-00 Stanislaus County records. The certificate specified that the condition and contingency to be satisfied was the payment of the cancellation fee of \$37,500.00. Said payment was made to the County Auditor on May 9, 2008.

State law requires the landowner to notify the County Board of Supervisors when he has complied with the conditions of tentative cancellation and the landowner has done so. A Certificate of Cancellation is to be executed by the Board of Supervisors within 30 days of such notice and recorded with the County Recorder. Within 30 days of the execution of the Certificate of Cancellation by the Board of Supervisors, the County Treasurer shall transfer the entire cancellation fee amount to the State Controller.

POLICY ISSUES:

Government Code Section 51283.4(b) provides that the notification, execution and recordation of a Certificate of Cancellation takes place as outlined above.

STAFFING IMPACTS:

None.

ATTACHMENTS:

- 1. Stanislaus County Deposit Permit
- 2. Draft Certificate of Cancellation

I:\Staffrpt\VAR\2007\VAR 2007-02 LLA 2007-03 WAC 2007-01 - Friends of the Tuolumne\BOS\WA Certificate of Cancellation -- BOS discussion.wpd

STANISLAUS COUNTY DEPOSIT PERMIT



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CANARY COPY - TREASURER TO RETAIN THIS COPY. PINK COPY - DEPOSITOR WILL RECEIVE THIS COPY FROM THE TREASURER. RECORDING REQUESTED BY Stanislaus County Board of Supervisors

AND WHEN RECORDED MAIL TO:

Stanislaus County Board of Supervisors 1010 10th Street, Suite 6500 Modesto, CA 95354



Stanislaus, County Recorder Lee Lundrigan Co Recorder Office

DOC- 2008-0069514-00 Thursday, JUN 26, 2008 15:21:52

00.02 Ttl Pd

Nbr-0002562094 OCE/R2/1-2

CERTIFICATE OF CANCELLATION OF WILLIAMSON ACT CONTRACT NUMBER 2002-4481

WHEREAS, Richard Landucci, owner of the property described herein, gave written notice of the cancellation of the Williamson Act Contract No. 2002-4481 entered into between the owner, Richard Landucci and the County of Stanislaus; and

WHEREAS, the amount of the cancellation fee as set forth by the Board of Supervisors has been paid in the sum of \$37,500.00;

NOTICE IS HEREBY GIVEN that on June 24, 2008, the Board of Supervisors of the County of Stanislaus, State of California, determines that the conditions and contingencies enumerated in the Certificate of Tentative Cancellation, recorded March 27, 2008, as Document No.2008-0031910-00 have been satisfied.

NOTICE IS HEREBY GIVEN, that Williamson Act Contract No. 2002-4481 originally recorded on April 29, 2002, as Document No. 2002-0055171-00, of the Official Records of Stanislaus County affecting the land and improvements located on Assessor's Parcel No. 008-020-018, owned by Richard Landucci has been cancelled. The property is more fully identified on the attached map (Attachment 1).

The undersigned duly authorized officer of Stanislaus County declares that the foregoing is true and correct under penalty of perjury under the laws of the State of California.

DATED:

June 24, 2008

ATTEST:

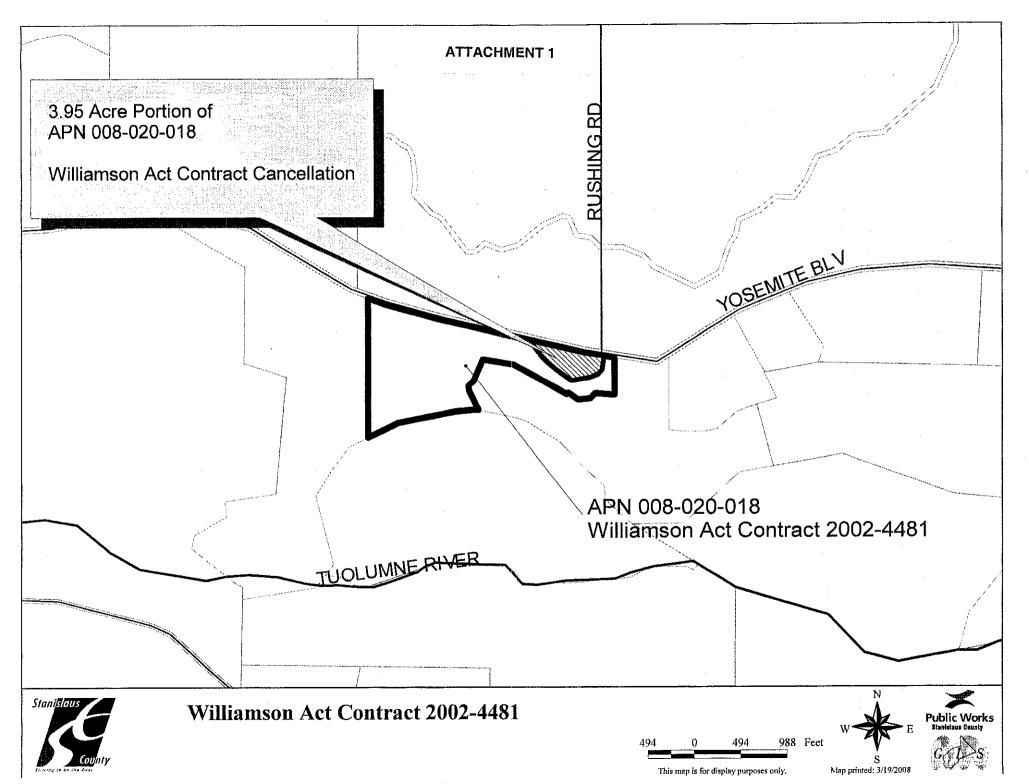
CHRISTINE FERRARO TALLMAN, Clerk

of the Board of Supervisors of the County of Stanislaus,

State of California

By:





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CHRISTINE FERRARO TALLMAN, Clerk

of the Board of Supervisors of the County of Stanislaus,

State of California

By:



CLERK OF THE BOARD OF SUPERVISOR



STANISLAUS COUNT

1010 10th Street, Suite 6700, Modesto, CA 9535 Phone: 209.525.4494 Fax: 209.525.442

June 24, 2008

Bridgett Luther, Director Department of Conservation 801 K Street, MS 18-01 Sacramento, CA 95814

RE: CERTIFICATE OF CANCELLATION OF WILLIAMSON ACT CONTRACT NO.

2002-4481

Dear Ms. Luther:

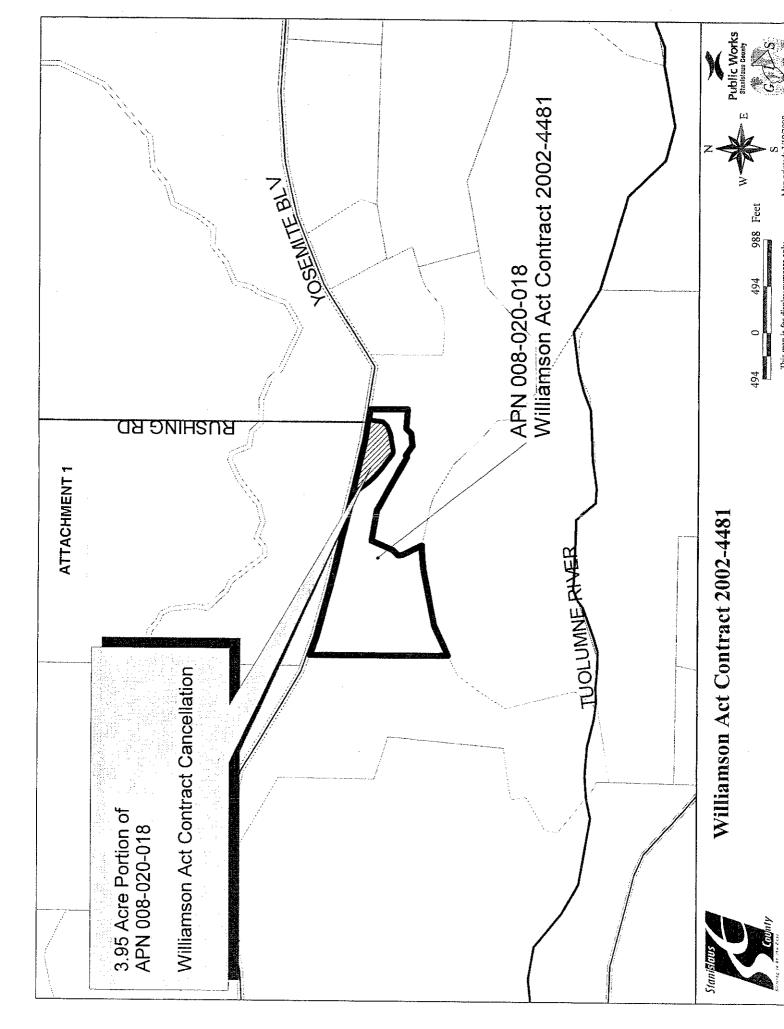
Enclosed is a copy of the Certificate of Cancellation of Williamson Act Contract No. 2002-4481. On June 24, 2008, the Board of Supervisors found that all conditions and contingencies of the Tentative Certificate of Cancellation have been satisfied.

For further information, please call the Planning and Community Development Department at 525-6330 or the Board of Supervisors at 525-6415.

Sincerely,

Elizabeth A. King Assistant Clerk of the

Board of Supervisors



CLERK OF THE BOARD OF SUPERVISOR



STANISLAUS COUNT

1010 10th Street, Suite 6700, Modesto, CA 953. Phone: 209.525.4494 Fax: 209.525.44

June 27, 2008

Mr. Richard Landucci 23792 Yosemite Blvd Waterford, CA 95386

RE:

CERTIFICATE OF CANCELLATION OF WILLIAMSON ACT CONTRACT

NO. 2002-4481

Dear Mr. Landucci:

Please find enclosed a copy of the Certificate of Cancellation for Williamson Act Contract No. 2002-4481 approved by the Board of Supervisors on June 24, 2008. The original Certificate of Cancellation was recorded in the office of the Stanislaus County Clerk-Recorder on 6/26/08 as Document No. 08-0069514-00.

For further information, please call the Planning and Community Development Department at 525-6330 or the Board of Supervisors at 525-6415.

Sincerely,

Elizabeth A. King

Assistant Clerk of the

Board of Supervisors