

RESOLUTION NO. 2025-218

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT MAKING FINDINGS IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; DECLARING THAT RELINQUISHMENT OF A PORTION OF AN EASEMENT HELD BY THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT, WHICH PORTION CONSISTS OF APPROXIMATELY 1.404 ACRES, OVER REAL PROPERTY LOCATED IN THE CITY OF CHINO (PORTION OF ASSESSOR'S PARCEL NUMBER 1013-271-17-0000) IS NO LONGER NECESSARY FOR THE USES AND PURPOSES FOR WHICH IT WAS ACQUIRED AND RELINQUISHING IT WILL NOT SUBSTANTIALLY CONFLICT OR INTERFERE WITH THE USE OF THE RETAINED EASEMENT AREA; AND AUTHORIZING THE SALE OF THE RELINQUISHED PORTION BY QUITCLAIM DEED TO THE UNDERLYING PROPERTY OWNER, CHINO EAST END INDUSTRIAL, LLC, IN ACCORDANCE WITH WATER CODE APPENDIX SECTION 43-6 AND COUNTY POLICY 12-17.

On Tuesday October 21, 2025, on motion of Supervisor Baca, Jr., duly seconded by Supervisor Hagman and carried, the following resolution is adopted by the Board of Supervisors of the San Bernardino County Flood Control District, State of California.

WHEREAS, the San Bernardino County Flood Control District (FCD) controls and operates the San Antonio Creek Channel that runs along the westerly portion of real property located at the southwest corner of Francis and East End Avenues in the City of Chino (Assessor Parcel Number (APN) 1013-271-17-0000 (Property); and

WHEREAS, Chino East End Industrial, LLC (Landowner) is the fee owner of the Property; and

WHEREAS, FCD currently holds two separate easements at the Property, one that was obtained in 1943 (1943 Easement) and another in 1957 (1957 Easement); and

WHEREAS, Landowner has requested FCD relinquish a 1.404-acre portion of the 1943 Easement (Relinquished Portion) on their Property; and

WHEREAS, FCD reviewed the request and determined that the Relinquished Portion is no longer necessary for the uses and purposes for which it was acquired and that relinquishing it will not substantially conflict or interfere with the use of the retained portion of the 1943 Easement, and, therefore may be relinquished and quitclaimed to the Landowner in accordance with Water Code Appendix Section 43-6 and County Policy 12-17; and

WHEREAS, the relinquishment and sale of the Relinquished Portion shall not affect the retained portion of the 1943 Easement nor any portion of 1957 Easement, each of which will remain in place; and

WHEREAS, the Real Estate Services Department (RESA) staff reviewed the appraisal provided by the Landowner for the Relinquished Portion and by using an acceptable valuation method, which complies with County Policy 12-17, determined that the appraised value of \$0 is consistent with fair market value and is supported. However, the transfer of any property rights has a minimum threshold, or nominal, value, so FCD and the Landowner agreed to a nominal purchase price of \$1,000 for the Relinquished Portion, plus payment of administrative costs, estimated at \$16,640, upon execution of the Quitclaim Deed by the Chair of the Board of Supervisors; and

WHEREAS, the quitclaim of the Relinquished Portion was reviewed pursuant to the California Environmental Quality Act (CEQA) and was determined to be categorically exempt from further environmental review under California Code of Regulations sections 15312 (Surplus Government Property Sales), a Class 12 Categorical Exemption which consists of sales of surplus government property, except for parcels of land located in an area of statewide, regional, areawide concern, and California Code of Regulations section 15061(b)(3) (Common Sense Exemption) of the CEQA Guidelines, where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. FCD will have fulfilled its obligation under CEQA for the Portion of Easement with the posting of the Notice of Exemption by RESD; and

WHEREAS, the Board of Supervisors (Board) has considered the staff report presented at its meeting of October 21, 2025, relating to the relinquishment of the Relinquished Portion to the Landowner; and

NOW, THEREFORE, the Board of the San Bernardino County Flood Control District hereby finds, declares, and resolves as follows:

SECTION 1. The above recitals, including the findings, are true and correct and are a substantive part of this Resolution.

SECTION 2. The relinquishment and quitclaim of the Relinquished Portion is categorically exempt from further environmental review in accordance with Section 15312 of the CEQA Guidelines (Class 12, Surplus Government Property Sales), as well as Section 15061(b)(3) (Common Sense Exemption).

SECTION 3. The Board of the San Bernardino County Flood Control District hereby declares that the Relinquished Portion is no longer necessary for the uses and purposes for which it was acquired and that relinquishing it will not substantially conflict or interfere with the use of the retained portion of the 1943 Easement, and therefore the Relinquished Portion may be quitclaimed to the Landowner.

SECTION 4. The Board of the San Bernardino County Flood Control District authorizes the relinquishment and sale of the Relinquished Portion upon Landowner's payment of \$1,000 plus administrative costs, estimated to be \$16,640, with the total reimbursement amount to be calculated upon execution of the Quitclaim Deed by the Chair of the Board of Supervisors.

SECTION 5. RESD is directed to file a Notice Exemption for the relinquishment and sale of the Relinquished Portion.

PASSED AND ADOPTED by the Board of Supervisors of the San Bernardino County Flood Control District, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Jesse Armendarez, Dawn Rowe,
Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

STATE OF CALIFORNIA)
)
SAN BERNARDINO COUNTY) ss.

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of the San Bernardino County Flood Control District, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of October 21, 2025. #66 CCM

LYNNA MONELL
Clerk of the Board of Supervisors

By _____
Deputy