

RESOLUTION NO. 2026-_____

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT DECLARING THAT CERTAIN REAL PROPERTY, CONSISTING OF A TOTAL OF APPROXIMATELY 8.61 ACRES OF LAND, IN THE CITY OF HIGHLAND, IS NO LONGER NECESSARY FOR THE USES AND PURPOSES FOR WHICH IT WAS ACQUIRED BY THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT; AND DECLARING THAT THE LAND IS EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTION 54221(F)(1)(N), WATER CODE APPENDIX SECTION 43-6, AND COUNTY POLICY NO. 12-17.

On Tuesday January 27, 2026, on motion of Supervisor _____, duly seconded by Supervisor _____ and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, acting as the governing body of the San Bernardino County Flood Control District.

WHEREAS, the San Bernardino County Flood Control District (District) is a flood control district as recognized by California law and is organized and exercising those powers granted to it under Chapter 73 of the Statutes of 1939 (Chapter 43 of the Water Code Appendix) and other applicable law; and

WHEREAS, the District owns approximately 8.61 acres of land in fee (Assessor's Parcel Nos. 1201-341-63 (all); 1201-341-08 (portion); 1201-331-10 (portion); 1201-341-01 (portion)) situated on the northeast corner of Greenspot Road and State Route 210 in the City of Highland, County of San Bernardino, State of California (District Property); and

WHEREAS, the District Property is no longer necessary for the uses and purposes for which it was acquired by the District and is surplus to the District's needs pursuant to County Policy 12-17 and Water Code Appendix Section 43-6; and

WHEREAS, the Surplus Land Act ("Act") requires local agencies such as the District to declare any real property it owns as either "surplus land" or "exempt surplus land" prior to disposition of the real property; and

WHEREAS, the Act defines "exempt surplus land" as any land that is described under any subdivision of Section 54221 (f)(1) of the Act; and

WHEREAS, under Section 54221(f)(1)(N) of the Act, real property that is used by a local agency for an "agency's use" as defined by Section 54221(c) of the Act is exempt surplus land; and

WHEREAS, Section 54221 (c)(2)(B)(i) of the Act provides that in the case of a local agency that is a district whose primary mission or purpose is not supplying the public with a transportation system, "agency's use" may include disposition "for the sole purpose of investment or generation of revenue" provided that the district's governing body takes action in a public meeting declaring that the use will "[d]irectly further the express purpose of agency work or operations; and

WHEREAS, the disposition of the District Property will be for the purpose of generating revenue that will directly further the express purpose of the District's work and operations, including the development, maintenance, and operation of the District's flood control and water conservation improvements; and

WHEREAS, none of the characteristics listed under Section 54221(f)(2) of the Act apply to the District Property as the District Property is not: (i) within a coastal zone; (ii) adjacent to a historical unit of the State Parks System; (iii) listed on, or determined by the State Office of Historic Preservation to

be eligible for, the National Register of Historical Place; or (iv) within the Lake Tahoe region as defined by Government Code Section 66905.5; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors (Board) of San Bernardino County, acting as the governing body of the 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 Board hereby declares that, pursuant to County Policy 12-17, Water Code Appendix Section 43-6, and Government Code section 54221(f)(1)(N), the District Property is no longer necessary for the uses and purposes for which it was acquired and is "exempt surplus land" as the District Property will be disposed of by the District for the generation of revenue that will directly further the express purpose of the District's work or operations, including the development, maintenance, and operation of the District's flood control and water conservation improvements.

SECTION 3. The Board further declares none of the characteristics listed under Government Code section 54221(f)(2) apply to the District Property as the District Property is not within a coastal zone, is not adjacent to a historical unit of the State Parks System, is not listed on, or determined by the State Office of Historic Preservation to be eligible for, the National Register of Historic Places, and is not within the Lake Tahoe region as defined by Government Code Section 66905.5.

SECTION 4. The Clerk of the Board will certify to the adoption of this Resolution and the Real Estate Services Department will send a copy of this Resolution to the State of California Department of Housing and Community Development in accordance with Sections 104(c) and 400(e) of the Surplus Land Act Guidelines.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of San Bernardino County, acting as the governing body of the San Bernardino County Flood Control District, by the following vote:

AYES: SUPERVISORS:

NOES: SUPERVISORS:

ABSENT: **SUPERVISORS:**

* * * *

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, acting as the governing body of the San Bernardino County Flood Control District, 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 January 27, 2026.

LYNNA MONELL
Clerk of the Board of Supervisors

By _____
Deputy