



San Bernardino County

Legislation Text

File #: 7359, Agenda Item #: 42

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY
AND RECORD OF ACTION**

January 10, 2023

FROM

**TERRY W. THOMPSON, Director, Real Estate Services Department
BEATHA DAVIS, Director, Regional Parks Department**

SUBJECT

Resolution Declaring County-Owned Parcels in the Regional Park Area as Exempt Surplus Land

RECOMMENDATION(S)

1. Adopt Resolution that declares certain San Bernardino County-owned property as surplus, consistent with County Policy No. 12-17, and as Exempt Surplus Land pursuant to Government Code section 54221(f)(1)(G), consisting of an approximate 120.16 acre area of Assessor's Parcel Numbers 105721217 (portion), 105721218, 105721219, 105721220, 105722101 and 105722102 (portion) in the City of Chino, and no longer necessary for the uses and purposes of San Bernardino County and is in the public interest; adoption of the Resolution declaring parcels as Exempt Surplus Land will not substantially conflict or interfere with the use of the remaining property retained by the San Bernardino County Regional Parks Department, and will have no impact nor interfere with Regional Parks in the region.
2. Authorize the Director of the Real Estate Services Department to execute any other documents and take any actions necessary to declare parcels as Exempt Surplus Land, subject to County Counsel review. (Presenter: Terry W. Thompson, Director, 387-5000)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.
Pursue County Goals and Objectives by Working with Other Agencies and Stakeholders.**

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost), as this item is related to a Resolution declaring San Bernardino County-owned property as Exempt Surplus Land.

BACKGROUND INFORMATION

San Bernardino County (County) is no longer in need of approximately 120.16 acres of Assessor Parcel Numbers (APNs) 105721217 (portion), 105721218, 105721219, 105721220, 105722101 and 105722102 (portion) (Property), which is recommended for declaration as Exempt Surplus Land pursuant to the Surplus Lands Act. The Board of Supervisors (Board) may allow the surplus declaration and disposition of the Property under County Policy 12-17- Surplus Real Property. The Property was reviewed in accordance with the Surplus Land Act, and is recommended to be declared Exempt Surplus Land as defined in Government Code section 54221(f)(1)(G), because the surplus land is subject to valid legal restrictions not imposed by the County that would prohibit housing due to the Property being subject to the California Wildlife, Coastal, and

Park Land Conservation Act of 1988 (Proposition 70 (Prop 70)) and Senate Bill (SB) 1124, an uncodified act of the State Legislature in 2010, as well as an existing deed restriction that limits the use to agricultural preservation, including community gardens, agricultural heritage projects, agricultural and wildlife education or wildlife habitat, or for open-space conservation purposes. The Property falls under the Valid Legal Restrictions as Exempt Surplus Land, and pursuant to Surplus Land Act, Real Estate Services Department (RESD) recommends that the Board adopt the Resolution declaring the County-owned Property as Exempt Surplus Land.

By declaring the County-owned Property as Exempt Surplus Land, the Property will be available for development for revenue under leasehold interest(s) that are reversionary and fall directly under Prop 70 and SB 1124. Once the Resolution is approved and California Department of Housing and Community Development (HCD) concurrence is received, the Board will be presented with a future item to consider leasing 9.21 acres that are a part of the Property.

In accordance with HCD Surplus Land Act Guidelines Section 400(e), the RESD will provide a copy of the Resolution to HCD for review.

PROCUREMENT

Not applicable.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Suzanne Bryant, Deputy County Counsel, Scott Runyan, Supervising Deputy County Counsel, and Agnes Cheng, Deputy County Counsel, 387-5455) on January 6, 2023; Regional Parks (Beatha Davis, Director, 387-8812) on December 21, 2022; Purchasing (Michelle Churchill, Supervising Buyer, 387-2070) on December 20, 2022; Finance (Elias Duenas, Administrative Analyst, 387-5404, and Penelope Chang, Administrative Analyst, 387-4886) on December 21, 2022; and County Finance and Administration (Valerie Clay, Deputy Executive Officer, 387-5423) on December 27, 2022.

(AR: 893-0002)