



# Mendocino County

## Legislation Text

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**File #:** 18-1449, **Version:** 1

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**To:** Board of Supervisors

**From:** County Counsel

**Meeting Date:** March 27, 2018

**Department Contact:** Katharine L. Elliott  
**Department Contact:** Matthew Kiedrowski

**Phone:** 234-6885  
**Phone:** 234-6885

**Item Type:** Consent Agenda

**Time Allocated for Item:** N/A

**Agenda Title:**

Adoption of Resolution of the Mendocino County Board of Supervisors Rescinding Resolution Numbers 15-054 and 15-087 Related to Certain Property Located Near Longvale (APN 036-190-26)

**Recommended Action/Motion:**

Adopt Resolution of the Mendocino County Board of Supervisors rescinding Resolution numbers 15-054 and 15-087 related to certain property located near Longvale (APN 036-190-26); and authorize Chair to sign same.

**Previous Board/Board Committee Actions:**

Adoption of Resolution No. 15-054 determining that resumption of asphalt production on the subject property is not a new or changed use pursuant to the Mendocino County Code. Adoption of Resolution No. 15-087, rescinding Resolution No. 15-054.

**Summary of Request:**

The Board's adoption of Resolution No. 15-054 was challenged by the Friends of Outlet Creek, which litigation is currently on appeal before the First District Court of Appeal. This lawsuit, as well as several related lawsuits, is the subject of a Settlement Agreement agreed to by the Board in closed session on February 6, 2018, and entered into between the various interested parties. Pursuant to the Settlement Agreement, the County has until April 6, 2018, to rescind both Resolution Nos. 15-054 and 15-087.

**Alternative Action/Motion:**

None recommended.

**Supplemental Information Available Online at:** N/A

**Fiscal Impact:**

**Source of Funding:** N/A  
**Current F/Y Cost:** N/A

**Budgeted in Current F/Y:** N/A  
**Annual Recurring Cost:** N/A

**Supervisory District:** District 3

**Vote Requirement:** Majority

**Agreement/Resolution/Ordinance Approved by County Counsel:** Yes

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**CEO Liaison:** Carmel J. Angelo, CEO

**CEO Review:** Yes

**CEO Comments:**

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**FOR COB USE ONLY**

Executed By: Karla Van Hagen

Date: March 28, 2018

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Final Status:**Adopted**

Executed Item Number: **Resolution** 18-041

