

RESOLUTION NO. 22-

**RESOLUTION OF THE YOLO COUNTY BOARD OF SUPERVISORS APPROVING
THE PURCHASE OF CONSERVATION EASEMENTS TO SATISFY
AGRICULTURAL LAND MITIGATION REQUIREMENTS FOR THE YOLO
COUNTY CENTRAL LANDFILL SOIL BORROW SITE PROJECT AND
AUTHORIZING THE DIRECTOR OF THE INTEGRATED WASTE DIVISION TO
EXECUTE THE AGREEMENTS AND TAKE OTHER ACTIONS NECESSARY TO
COMPLETE THE PURCHASE WITH THE YOLO LAND TRUST AND THE
PROPERTY OWNER (CACHE CREEK 243, LLC)**

WHEREAS, the Yolo County Central Landfill requires a steady supply of soil to support a variety of Landfill operations, including daily and intermediate cover, final closure of individual landfill modules, and construction of new modules to ensure continued compliance with State requirements; and

WHEREAS, the Landfill proposed a new project, the Yolo County Central Landfill Borrow Site Project (“Project”) to provide a new source of such soil from a borrow site on approximately 243-acres (a portion of APN 042-100-017) adjacent to the Landfill, which is projected to satisfy the soil needs of the Landfill for the next 50 years; and

WHEREAS, on June 9, 2015, following a public hearing, the Board of Supervisors (among other actions) adopted Resolution No. 16-64, certifying the Project’s Environmental Impact Report, making Findings of Fact, and Adopting a Mitigation Monitoring and Report Program with Conditions of Approval for the Project that incorporated the mitigation requirements; and

WHEREAS, the Project’s MMRP and Conditions of Approval require the County to mitigate for the loss of agricultural land caused by the Project (Mitigation Measures AG-1a and AG-1b), which may be accomplished by acquiring conservation easements; and

WHEREAS, the Integrated Waste Division of the County’s Community Services Department has contracted with the Yolo Land Trust, a nonprofit conservation organization, to locate properties for the required conservation easements and preparing the conservation easement agreements pursuant to which Yolo Land Trust will accept the conservation easements and monitor compliance with the conservation requirements (Agreement No. 2021-3955); and

WHEREAS, Cache Creek 243, LLC is willing to sell two agricultural conservation easements for APN 048-210-008 and APN 048-190-016 that will protect farmland in perpetuity, to be conveyed in two phases to the Yolo Land Trust, with the first phase consisting of approximately 99.88 acres on a portion of APN 048-210-008 (“South Parcel”), closing by June 30, 2022, and the second phase consisting of approximately 140.516 acres on a portion APN 048-190-016 (“North Parcel”), closing by August 31, 2022; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Yolo County as follows:

1. The Board approves the Grant Deed of Agricultural Conservation Easement and Permanent Restrictions on Use between the Yolo Land Trust and Cache Creek 243, LLC, to which the County is a third-party beneficiary, for the purchase of the South Parcel for a purchase price of \$599,280.00 and accepts the 99.88-acres as partial satisfaction of the County’s Project mitigation requirements (Mitigation Measures AG-1a and AG-1b).

2. The Board approves the Amended and Restated Grant Deed of Agricultural Conservation Easement and Permanent Restrictions on Use between the Yolo Land Trust and Cache Creek 243, LLC, to which the County is a third-party beneficiary, which amends the South Parcel conservation easement to include the North Parcel (portion of APN 048-190-016), for an additional purchase price of \$831,096.00 in substantially the form presented to the Board on June 28, 2022, subject to final approval as to form by County Counsel and approval of a budget adjustment for FY 2022-23, and accepts the additional 140.516 acre North Parcel as additional mitigation land to satisfy the County's Project mitigation requirements (Mitigation Measures AG-1a and AG-1b).

3. The Board approves the Conveyance Agreement ("Agreement") between the County, Cache Creek 243, LLC (Seller), and the Yolo Land Trust in substantially the form presented to the Board, subject to approval as to form by County Counsel, and further authorizes the Director of the Integrated Waste Division to execute the Agreement on behalf of the County.

4. The Director of the Integrated Waste Division or the Director's designee is further authorized to execute any other documents, in forms approved by County Counsel, and to administer all actions necessary to complete acquisition of the North Parcel and South Parcel conservation easements.

PASSED AND ADOPTED by the Yolo County Board of Supervisors at its meeting on June 28, 2022, by the following vote:

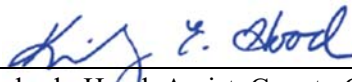
AYES:
NOES:
ABSENT:
ABSTENTON:

Angel Barajas, Chair
Yolo County Board of Supervisors

Attest: Julie Dachtler, Senior Deputy Clerk
Yolo County Board of Supervisors

Approved as to Form:
Philip J. Pogledich, County Counsel

By: _____
Deputy (Seal)

By: 
Kimberly Hood, Assist. County Counsel