

# The County of Yuba

## Community Development & Services Agency

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April 8, 2008

TO: BOARD OF SUPERVISORS

FROM: MICHAEL LEE, DIRECTOR OF PUBLIC WORKS

SUBJ: ADOPT RESOLUTION APPROVING APPLICATION FOR A RIVER PARKWAYS GRANT TO ACQUIRE 9 PARCELS OF PROPERTY LOCATED WITHIN THE YUBA RIVER LEVEES

### RECOMMENDATION:

That the Board adopt the resolution approving an application for a River Parkways Grant to acquire 9 parcels of property located within the Yuba River levees east of the E Street Bridge.

### BACKGROUND:

The Yuba County Resource Conservation District (RCD) is pursuing a grant through the River Parkways program included as part of Proposition 40, approved by the voters of California in 2002. The River Parkways program advocates projects that acquire land to provide public access to rivers, streams, or river parkways. The proposed grant is for the acquisition of 9 parcels of property located primarily within the levees of the Yuba River (Floodway), east of the E Street Bridge (see attached aerial photo).

### DISCUSSION:

The RCD has requested that the grant be submitted with Yuba County listed as the grantee and that we accept fee title ownership to the property upon successful award of the grant and after the property is acquired. An acceptable price for the property has been agreed to by the property owner and sufficient funds are being requested with the grant to cover the full cost. Consistent with the goals of the recently adopted Countywide Park Master Plan, this property would provide enhanced access to the Yuba River. If acquired, this addition will increase the Shad Pad Park area by 37 acres and will provide regional parkland continuity from Beckworth Riverfront Park to just east of A Street in Marysville and will extend Yuba County's existing Shad Pad river access approximately one-half mile east along the south side of the Yuba River. Specific uses for the property would be proposed at a future date.

This grant opportunity was discussed with City of Marysville staff and they support the project. Their only request was that fee title ownership to the land on the north side of the Yuba River ultimately vest with the City while the County would retain ownership to the land on the south side of the river.

COMMITTEE ACTION:

The Land Use & Public Works Committee reviewed this item and recommends approval.

FISCAL IMPACT:

Local matching funds are not required to receive this grant. There is a potential for some maintenance costs associated with ownership of the property. However, no active maintenance is expected until such time as the property is developed with some form of park or trails facility. There is also a potential for some increased liability with acquiring fee title ownership to the property.

**BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF YUBA**

**APPROVE APPLICATION FOR GRANT            )**  
**FUNDS FOR THE RIVER PARKWAYS         )**  
**GRANT PROGRAM UNDER THE             )**  
**CALIFORNIA CLEAN WATER, CLEAN AIR, )**  
**SAFE NEIGHBORHOOD PARKS, AND        )**  
**COASTAL PROTECTION ACT OF 2002**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the Legislature and Governor of the State of California have made available grant funds for the RIVER PARKWAYS GRANT PROGRAM to promote the conversion of existing developed riverfront land into uses consistent with river parkways; and

**WHEREAS**, the County of Yuba desires to apply for those funds to acquire riverfront property within the County of Yuba to create a river parkway to promote the health, safety and welfare of its residents; and

**WHEREAS**, the State Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

**WHEREAS**, said procedures established by the State Resources Agency require a resolution certifying the approval of application by the applicants governing board before submission of said application to the State; and

**WHEREAS**, the County of Yuba has or will have sufficient funds to operate and maintain the river parkway project if the land for the parkway is acquired; and

**WHEREAS**, the County of Yuba, if selected as an applicant, will enter into an agreement with the State of California to carry out the project;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of the County of Yuba

1. Approves the filing of an application for the acquisition of nine (9) parcels equaling 37 acres along the north and south shores of the Yuba River at Shad Pad Park.
2. Certifies that applicant understands the assurances and certification in the application form; and

3. Certifies that applicant has or will have sufficient funds to operate and maintain the project; and
4. Certifies that applicant has reviewed and understands the Special and General Provisions contained in the Sample Project Agreement shown in the Procedural Guide; and
5. Appoints the Public Works Director as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_  
2008, by the Board of Supervisors of the County of Yuba, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

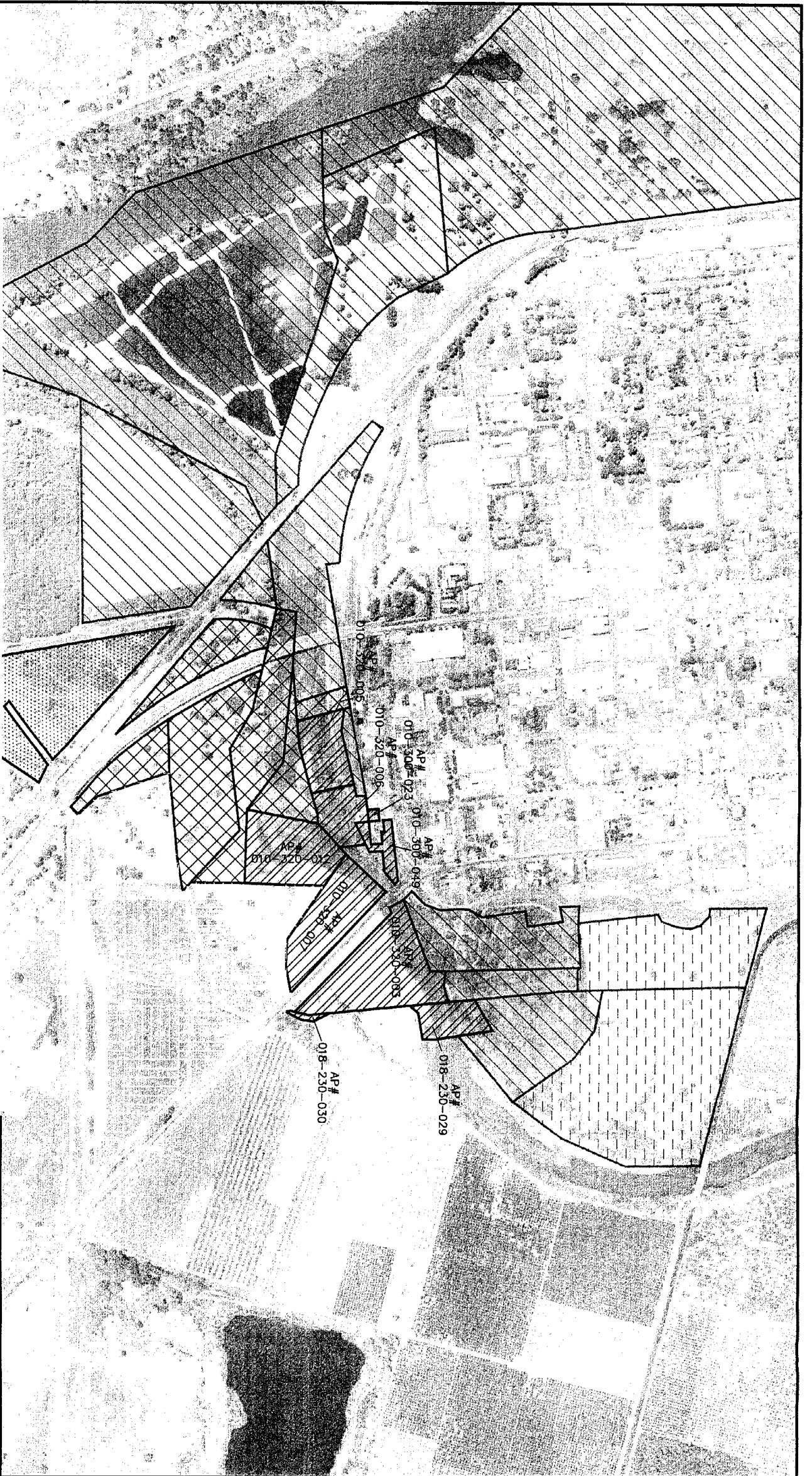
\_\_\_\_\_  
Daniels Logue, Chairman

ATTEST:

\_\_\_\_\_  
Donna Stottlemeyer, Clerk of the Board

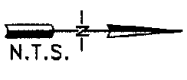
APPROVED AS TO FORM:

*By Pat Garamore, Deputy*  
\_\_\_\_\_  
Daniel G. Montgomery, County Counsel



**LEGEND**

-  CITY OF MARYSVILLE
-  YUBA COUNTY
-  PROPOSED ACQUISITION
-  BALDWIN
-  E STREET MX. INC.
-  DI GIORDANO



**YUBA COUNTY PUBLIC WORKS DEPT.**

**PROPERTY OWNERSHIP NEAR SHAD PAD**

DRAWN BY: *GS* DATE: 03-25-2008

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