

BLA/LLA Revised County Ordinance:

Sec. 120.36.020. - Purpose.

The ordinance from which this subpart is derived is enacted for the purpose of implementing the Subdivision Map Act. The Board of Supervisors as the adoptive agency and authority assigns the duties outlined within this subpart to the County Planning Commission, Director of Planning and Building and the County Surveyor, as more specifically set forth herein.

(Prior Code, § 9602; Code 1997, § 16.36.020; Ord. No. 5051, § 2, 4-18-2017)

Sec. 120.53.021. - Approval of lot line adjustments.

1. A lot line adjustment shall not be permitted without the approval of the County Surveyor. For adjustments between parcels owned by different individuals, the lot line adjustment shall be approved if:

- A. The real property taken from a parcel is added to an adjacent parcel of real property;
- B. A greater number of parcels than originally existed is not thereby created;
- C. Real property taxes are current on all parcels involved in the proposed boundary line adjustments;
- D. All record title interest holders have consented to the adjustments;
- E. The resulting parcels conform to local zoning and building ordinances; and
- F. A sufficient legal description is provided by the parties desiring the lot line adjustments.

2. For adjustments between parcels with common ownership, the lot line adjustment shall be approved if:

- A. The real property taken from a parcel is added to an adjacent parcel of real property;
- B. A greater number of parcels than originally existed is not thereby created;
- C. Real property taxes are current on all parcels involved in the proposed lot line adjustments;
- D. All record title interest holders have consented to the adjustments;
- E. The resulting parcels conform to local zoning and building ordinances.
- F. A map, for which a tentative map is not required, delineating the resulting internal boundary lines shall be submitted to the County Surveyor for checking and filed with the County Recorder.

(Code 1997, § 16.53.020; Ord. No. 4074, § 1(part), 1989; Ord. No. 5051, § 2, 4-18-2017)

Sec. 120.53.025. - Recording.

A lot line adjustment shall be reflected in a deed and shall be filed with the County Recorder. A record of survey shall be recorded if required by Section 8762 of the Business and Professions Code, per the Subdivision Map Act Section 66412 (d) and 66451.10 (b) (1).

Sec. 120.53.030. Application requirements.

Lot line adjustment requests shall be submitted to the Department of the County Surveyor on the form provided by the Department. The application shall be accompanied by a filing fee as established by the most current resolution adopted by the Board of Supervisors and shall include, but not be limited to, the following information:

- A. An 11" x 17" exhibit drawn to scale showing all existing and proposed boundaries of affected properties. In addition to any other items requested on the application checklist, the exhibit must show exact location of roads, any existing or proposed utilities, existing easements, and existing or proposed structures with dimensions to the proposed boundary line.
- B. Current deeds describing all lots.
- C. Written consent from all current property owners.

(Code 1997, § 16.53.020; Ord. No. 4810, § 1, 2-10-2009 ; Ord. No. 5051 , § 2, 4-18-2017)

Sec. 120.53.040. Procedure/approval process.

Upon receipt of a complete application, the Department of the County Surveyor may distribute said documents to interested agencies for review and comment. No public notice is required.

- A. Within 30 days of accepting a complete application, the Department of the County Surveyor shall determine if the proposed lot line adjustment complies with all applicable State laws and County ordinances.
- B. A boundary line agreement can be memorialized through the Department of the County Surveyor application for approval subject to the discretion of the County Surveyor.

(Code 1997, § 16.53.040; Ord. No. 4810, § 1, 2-10-2009; Ord. No. 5128 , § 3, 9-1-2020)

Sec. 120.53.090. Appeals.

A. Any decision by the Department of the County Surveyor may be appealed by the applicant to the County Surveyor, whose decision shall be final, except for those issues involving road and public utility easements. For those excepted issues, the decision of the County Surveyor can be appealed to the Zoning Administrator subject to the timelines indicated in Subsection B of this section. The decision of the Zoning Administrator shall be final.

B. An appeal must be filed within ten working days from the decision by the Department of the County Surveyor by completing the appeal form and submitting said form together with the applicable fee, as established by resolution of the Board of Supervisors, to the Department of the County Surveyor. The appellant shall clearly identify on the appeal form the specific reasons for the appeal. The County Surveyor shall consider all issues raised by the appellant and may consider other relevant issues related to the lot line adjustment on appeal.

C. The decision on an appeal shall be rendered no more than 30 days from receipt of a completed appeal form and fee. The appellant may withdraw the appeal at any time prior to the final decision being made by the County Surveyor.

D. Final recordation of the lot line adjustment shall be stayed until the conclusion of the appeal period set forth in Subsection B of this section. A properly filed appeal shall stay the recordation of the lot line adjustment until the appeal is decided.

(Code 1997, § 16.53.090; Ord. No. 4810, § 1, 2-10-2009)