



## Legislation Text

**File #:** 12-0348, **Version:** 1

Department of Transportation recommending the Board:

- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from Henry W. Heinzerling and Maureen E. Heinzerling, Trustees of the Heinzerling Family Trust U/D/T March 15, 2007 for Assessor's Parcel Number 033-332-18; and
- 2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Echo View 2 Erosion Control Project, CIP No. 95169.

**FUNDING:** Tahoe Regional Planning Agency Water Quality Mitigation Funds.

BUDGET SUMMARY:		
Total Estimated Cost		\$3,500
Funding		
Budgeted	\$3,500	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$3,500	
Change To Net County Cost		\$0

Fiscal Impact/Change to Net County Cost:

Acquisition costs are \$2,300 with title and escrow fee estimated at \$1,200 for a total estimated cost of \$3,500. Funding for the acquisition process will be provided by Tahoe Regional Planning Agency Water Quality Mitigation Funds.

Background:

The Department of Transportation (Department) is working to advance the Echo View 2 Erosion Control Project (Project), which will design and implement erosion control and water quality improvement measures reducing the discharge of sediment and pollutants into Lake Tahoe. It is anticipated that the Department will begin construction on this Project during the 2012 construction season

The Project area is located in South Lake Tahoe just west of Highway 50, off Sawmill Road. The Project area encompasses the entire Echo View subdivision north of Sawmill Road, including the following streets: Echo View Drive, Mountain Canary Drive, East Court, Lamor Court and Summit Drive.

On September 29, 2009, the Board authorized the Department to proceed with the acquisition process for the land rights necessary for the construction and completion of the Project. On October 4, 2011, the Board authorized the Department to make an offer to the property owners that was representative of the Waiver Valuation which was completed for these land rights.

**Reason for Recommendation:**

Negotiations have concluded with the property owners, Henry W. Heinzerling and Maureen E. Heinzerling, Trustees of the Heinzerling Family Trust U/D/T March 15, 2007, and a settlement has been reached that is representative of the appraised value of the necessary land rights.

**Action to be taken following Board approval:**

- 1) The Clerk of the Board will obtain the Chair's signature on the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the Grant of Temporary Construction Easement.
- 2) The Clerk of the Board will return all executed documents to the Department for final processing.

**Contact:**

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Concurrences: County Counsel