

**CITY OF ALBANY
CITY COUNCIL AGENDA
STAFF REPORT**

Agenda Date: 03/03/2008

Reviewed by: *BP*

SUBJECT: Approve Resolution #08-01 A Resolution of the Albany city Council Accepting the Offer of Dedication of a Conservation Easement over a portion of Codornices Creek Lying on a Portion of 1101 5th Street, Berkeley CA: Lower Codornices Creek Restoration – Phase II.

REPORT BY: Judy Lieberman, Assistant City Administrator

STAFF RECOMMENDATION

Approve Resolution #08-01 A Resolution of the Albany city Council Accepting the Offer of Dedication of a Conservation Easement over a portion of Codornices Creek Lying on a Portion of 1101 5th Street, Berkeley CA: Lower Codornices Creek Restoration – Phase II.

BACKGROUND

The Codornices Creek Project is a cooperative project between the cities of Albany and Berkeley and the University of California. As part of the restoration of the creek, a conservation easement is required in order to allow each entity to fulfill their obligations with regard to maintenance and monitoring, and also to ensure that the easement area is retained and managed in perpetuity in a manner that will protect its Conservation Value. This grant of conservation easement is from the sole private property owner whose land is part of the project to date. The area in question is a small triangular sliver of land on the south side of the creek, part of what used to be the old “Bryant Lab” building. The grant of easement allows the cities and the University to go onto the property to maintain and monitor the restoration area.

FINANCIAL IMPACT

There is no additional financial cost related to acceptance of the easement. The costs related to maintenance and monitoring are paid out of the “Creek Account” funded by the University and the City of Berkeley.

Attachments:

1. Resolution #08-01
2. Offer of Dedication – Conservation Easement