



## **MEMO**

**To:** NCRA Board of Directors

**From:** Executive Director Stogner

**Date:** February 8, 2017

**Subject:** **Agenda Item - F.3 Authorization of Executive Director to Execute and Record Covenant Running with the Land as Required by the North Coast Regional Water Quality Control Board pertaining to Allowable uses of "The Mason St. Property"**

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In 2014, following the remediation of the Ukiah Depot Site, the North Coast Regional Water Quality Control Board (NCRWQCB) advised NCRA that it would issue a "No Further Action" letter once NCRA signed a covenant restricting use of the Depot parcels south of E. Perkins St. This covenant, which the NCRA executed in 2014, runs with the land and restricts use of the land to "industrial, commercial and/or office space." The covenant specifically prohibits use of the land for residential, hospitals, or schools for students under 21 years of age.

The parcels north of E. Perkins St., the so-called Mason St. Property, have also been analyzed and the NCRWQCB is prepared to issue a "No Further Action" letter for these parcels subject to NCRA's execution of a covenant substantially identical to the covenant for the Ukiah Depot property i.e. land cannot be used for residential, hospital, or schools.

### **Staff Recommendation:**

Authorize the Executive Director to sign the required covenant applicable to NCRA's Mason St. Property immediately north of E. Perkins in Ukiah.