

**CITY OF GILROY  
COMMUNITY DEVELOPMENT DEPARTMENT  
PLANNING DIVISION**

**WILLIAMSON ACT CANCELLATION PROCEDURE  
LAND CONSERVATION CONTRACT**

**INSTRUCTIONS FOR FILING APPLICATION:**

Each Special One-Time Petition for Cancellation of Williamson Act Contract\* shall contain the following items:

- (1) Application Fee:\*..... **\$7310.00**
- (2) Attorney's Fee ..... **\$2,490.00**
- (3) Publishing Costs..... **\$220.00** deposit
- (4) Radius of Property.....**Hourly staff fee**
- (5) Postage for Public Notification of Public Hearing...**Actual cost**
- (6) Original and 3 copies of signed Petition for Cancellation of each Contract.\*\*
- (7) Legible and reproducible copy of legal description to be Exhibit A.
- (8) Map showing size and location of land and adjoining parcels to be Exhibit B.
- (9) Copy of title or preliminary report, which is no more than 6 months old, showing ownership by the Assessor's Parcel Number.
- (10) List of names and addresses of property owners, who are within 1 mile of applicant's land and who are also under a Land Conservation contract.
- (11) A copy of each Williamson Act contract to be cancelled.
- (12) Reasons for cancellation, including a proposal for a specified alternative use of the land.
- (13) Any other displays or information which the applicant believes may support the request.

Note: Each individual owner may file one petition for as many contracts as he holds within Gilroy's city limits (additional petition forms should be used to show the needed information for each contract).

**\* Actual employee cost + 21% will be charged for processing this application.**

**Please note that the City bills for actual time spent processing applications; the filing fee indicated on the application form is a deposit, and the actual cost to process this application could be more than or less than the filing fee. The applicant is also responsible for paying staff cost of preparing a radius required for public hearings, plus actual postage costs.**

**\*\* Cancellation fee of 12.5% of Current Base Year Market Value as determined by Assessor must be paid prior to final cancellation.**

UNDER LAND CONSERVATION CONTRACT

TO THE HONORABLE CITY COUNCIL OF THE CITY OF GILROY

Pursuant to the California Land Conservation Act of 1965 (hereafter "law") the undersigned respectfully represent:

Name

Address

Telephone #

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Contact Person: \_\_\_\_\_ Telephone: \_\_\_\_\_

Address: \_\_\_\_\_

(The contact person should be an individual with adequate responsibility for the project to carry out all project negotiations with the City).

1. Land. The petitioners constitute all of the present owners of the land whose legal description is set forth in Exhibit A attached to this petition and is hereby incorporated herein by reference. The land is located within the following Agricultural Preserve: \_\_\_\_\_

2. Map. A map showing the size and location of said lands and its relationship to adjoining parcels is set forth on Exhibit B attached to this petition and is hereby incorporated herein by reference.

3. Contract. A Land Conservation Contract has heretofore been entered into between \_\_\_\_\_

\_\_\_\_\_ and \_\_\_\_\_

The Contract was recorded in the Office of the Recorder of Santa Clara County on \_\_\_\_\_, in Book \_\_\_\_\_, Page \_\_\_\_\_; land described in (1) is all / part of that land subject to Contract No. \_\_\_\_\_.

4. Has a Notice of Non-Renewal been filed with the Clerk of the Board of Supervisors or Clerk of the City of Gilroy? Yes \_\_\_\_\_ No \_\_\_\_\_ When Filed: \_\_\_\_\_ . Please attach copy of same.

5. Cancel Contract. The undersigned hereby request that the Council of the City of Gilroy approve cancellation of the Contract as to the land described in (1). The applicant is required to present a detailed written report containing substantial evidence to establish why cancellation of the contract is not inconsistent with the purposes of the Land Conservation Act of 1965, as amended, Chapter 1095, Section 51280 et sec. of the Government Code. The report must be attached as Exhibit C. Each petition shall be accompanied by a proposal for a specific alternative use of the land.

6. Date property was annexed to the City of Gilroy: \_\_\_\_\_  
Wherefore, the undersigned hereby request that the above matter be heard and that the Council take action thereon as provided by Law.

The undersigned, each for himself and not the other, does hereby declare that the above is true and correct under penalty of perjury.

Petition must be signed by all property owners in identical manner as property is vested and signatures acknowledged by notary public.

EXECUTED ON \_\_\_\_\_

AT \_\_\_\_\_

EXECUTED ON \_\_\_\_\_

AT \_\_\_\_\_

STATE OF CALIFORNIA, COUNTY OF \_\_\_\_\_ on \_\_\_\_\_ before me  
the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ personally known to me -OR- \_\_\_\_\_ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature \_\_\_\_\_

NOTE: Prior to submitting this application, the project proposal should be reviewed by the Planning Division.

If you have any questions during the processing of this application, please contact the City of Gilroy, Planning Division at (408) 846-0440.

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**IF YOU REQUIRE ACCOMMODATIONS OR ASSISTANCE TO COMPLETE THIS APPLICATION PROCESS, DUE TO A DISABILITY AS DEFINED BY THE AMERICANS WITH DISABILITIES ACT, PLEASE DESCRIBE THE ACCOMMODATIONS YOU NEED:** \_\_\_\_\_

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