40A.03.030 Agricultural land mitigation requirements.
   (a) Beginning on November 1, 1995, the city shall require
       agricultural mitigation by applicants for zoning changes or any
       other discretionary entitlement which will change the use of
       agricultural land to any nonagricultural zone or use.
   (b) Agricultural mitigation shall be satisfied by:
      (1) Granting a farmland conservation easement, a farmland deed
          restriction or other farmland conservation mechanism to or for
          the benefit of the city and/or a qualifying entity approved by
          the city. Mitigation shall only be required for that portion of
          the land which no longer will be designated agricultural land,
          including any portion of the land used for park and recreation
          purposes. One time as many acres of agricultural land shall be
          protected as was changed to a nonagricultural use in order to
          mitigate the loss of agricultural land; or
      (2) In lieu of conserving land as provided above, agricultural
          mitigation may be satisfied by the payment of a fee based upon a
          one to one replacement for a farmland conservation easement or
          farmland deed restriction established by the city council by
          resolution or through an enforceable agreement with the developer.
          The in lieu fee option must be approved by the city council. The
          fee shall be equal to or greater than the value of a previous
          farmland conservation transaction in the planning area plus the
          estimated cost of legal, appraisal and other costs, including staff
          time, to acquire property for agricultural mitigation. The in lieu
          fee, paid to the city, shall be used for farmland mitigation purposes,
          with priority given to lands with prime agricultural soils and habit.
          (c) The land included within the one hundred foot agricultural
              buffer required by section 40A.01.050(c) shall not be included in
              the calculation for the purposes of determining the amount of land
              that is required for mitigation.
   (d) It is the intent of this program to work in a coordinated
       fashion with the habitat conservation objectives of the Yolo County
       habitat management program, and, therefore, farmland conservation
       easement areas may overlap partially or completely with habitat
       easement areas approved by the State Department of Fish and Game
       and/or the Yolo County habitat management program. Up to twenty
       percent of the farmland conservation easement area may be enhanced
       for wildlife habitat purposes as per the requirements of the State
       Department of Fish and Game and/or Yolo County habitat management
       program; appropriate maintenance, processing or other fees may be
       required by the habitat program in addition to the requirements set
       forth herein. (Ord. No. 1823, § 1 (part).)
instruments; duration.40A.03.070 - City of Davis farmland conservation program adviso...40A.03.080 - Annual report.