

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES July 28 19 81

The Board convened in regular meeting. Present: Supervisors Robert E. Dorr, Patricia R. Lowe, W. P. "Dub" Walker, Joseph V. Flynn, and Thomas L. Stewart. Dixie L. Foote, Assistant Board of Supervisors Clerk, was also present. Chairman Flynn presided.

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12-1 The Invocation was offered by Reverend Kenneth D. Harris, Calvary Bible Church.

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The Pledge of Allegiance to the Flag was led by Supervisor Robert E. Dorr.

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The Board welcomed the Secretary/General of the Assembly for Warabe City (El Dorado County's Sister City) K. Terazono, and the brother of the Mayor of Warabe City, S. Tanaka.

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The Board awarded a plaque to Mr. Eugene F. LeSage, for his service as a County employee in the Public Works Department for period January 1, 1970, to June 26, 1981.

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The Agenda was adopted, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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The Minutes of July 21, 1981, were approved as submitted, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried.

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On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Consent Calendar matters were considered and acted upon as follows:

50-1 The Community Action Council Claims were approved and allowed for payment.

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11-7 Budget Transfer No. 3 was adopted, advancing \$50,000 from the County Treasury to the Pleasant Valley Fire Protection District until tax money is available.

\* \* \* \*

290A The Board approved Assessment Roll Changes numbered 2726 and 2735.

\* \* \* \*

150-2 The Board adopted RESOLUTIONS NOS. 213-81 and 214-81 Authorizing an Action for the Recovery of County Funds Paid Out for Western Slope Ambulance (County Service Area No. 7); Lake Tahoe Ambulance; Mental Health, Welfare, Library, Public Defender, and Probation Departments.

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251  
RESOLUTION NO. 215-81 was adopted Discharging Unpaid County Hospital Accounts.

\* \* \* \*

151-13  
RESOLUTION NO. 216-81 was adopted Discharging Unpaid County Welfare Accounts.

\* \* \* \*

7-27  
The Chairman was authorized to execute Releases of Lien, discharging all property encumbered by the Agreements to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County as follows:

<u>Name</u>	<u>Volume and Page</u>	
John Pruitt	1843	167
Genevieve A. Nelson	1378	720
Lance Paulusky	1754	163

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(22-6)  
At the recommendation of County Counsel, the Chairman was authorized to sign an Agreement with the California Tahoe Regional Planning Agency (TRPA), regarding the County's application to CTRPA for Project Permit No. 81-4-10 for the addition of 144 square feet of office space to the existing Animal Shelter at South Lake Tahoe, as well as the addition of 16 feet of paving to the existing parking area; said Agreement being an acknowledgment that the property is non-conforming in its land coverage and, at the time of conveyance of the property, the County agrees to put notice of such non-conformance in the deed.  
(back # 53-67)  
22-6  
22-1  
22-1  
22-1

\* \* \* \*

(22-7A)  
At the recommendation of County Counsel, the Board approved Conflict of Interest Codes submitted by the following, for submittal to the County Clerk's Office:  
22-7  
22-1  
22-1  
22-1

1. Lake Tahoe Unified School District
2. Indian Diggings School District
3. El Dorado County Board of Education
4. Lake Tahoe Community College District

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223-4  
At the request of the Sheriff, the Chairman was authorized to sign a contract for employment of one Reserve Sheriff's Deputy, at a cost of \$300.00, for the El Dorado County Chamber of Commerce's Annual Mother Lode Antique Show to be held at the Fairgrounds on August 27, 28, and 29, 1981.

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72  
Planning Department submitted certification of the California Department of Finance, Population Research Unit, that the population of El Dorado County was 91,929 as of January 1, 1981. The Board acknowledged receipt of said certification, and directed it be placed on file and the new media be advised.

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The Purchasing Agent was authorized to sign 2-year extended Full Service Maintenance Agreements with Xerox for the following machines:

1. Model 3400, located on the upper floor of Building A, at a cost of \$123.50 per month for 5,150 copies;
2. Model 7000, located on the lower floor of Building B, at a cost of \$189.00 per month for 10,300 acopies.

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## Bid Results

Bid No. 214 - transfer of cutback asphalt, awarded to low bidder, LeRoy Wing Sand and Gravel of Shingle Springs, in the amount of \$3,182.00.

Bid No. 215 - transfer of slurry seal, awarded to low bidder, Dick Harris Trucking of Loomis, in the amount of \$3,445.20.

Bid No. 216 - transfer of aggregate chips, awarded to low bidder, LeRoy Wing Sand and Gravel of Shingle Springs, in the amount of \$34,810.00.

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The Board approved applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for the following:

1. Frank P. & Rose Enea (APN 34-261-10)
2. Ambrosio Enterprises (APN 097-010-431 & APN 097-010-44)
3. Gene A. & Dorothy F. Fister etal (APN 23-661-34)
4. Floyd & Georgia Poole (APN 009-140-151)
5. Connie A. Kirchner (APN 15-312-08)
6. Barry Berkowitz & Donald Brown (APN 15-062-24)
7. Harold R. Ebright etal (APN 18-281-06)
8. William C. & Sally Slocum etal (APN 22-171-51)
9. Rainbow Rentals Inc. (APN 22-251-20)
10. Norman V. & Ann Findley (80%) & Ralph E. & Sandra D. Posey (20%) (APN 23-311-44)
11. Jerry & Lois Spaulding (APN 025-301-071)
12. Angel & Marcella Jimenez (APN 25-375-12)
13. William & Annette C. Elias (APN 27-156-03)
14. Robert A. & Irene S. Schaffer (APN 27-571-07)
15. Danis Associates (APN 029-066-031)
16. Blue Jay Associates III (APN 29-066-03)
17. Linda Kay Neves etal (APN 031-133-201)
18. Thomas L. & Janes R. Fay etal (APN 32-283-22)
19. Spinardi Investment Corp. (APN 33-160-15)
20. Bruce A. & Ellen R. Willingham (APN 33-343-12)
21. Harold F. & Mickey E. Baker (APN 33-642-10)
22. Eugene & Rose Davenport and Dennis & Nancy Balestrini (APN 033-783-011)
23. Bill & Brinilda E. Lum (APN 34-481-13)
24. William F. Scoble (APN 35-252-02)
25. William H. Johnston (APN 036-461-101)
26. John H. & Bernice R. Chamberlain (APN 41-493-02)
27. John S. & Golda E. Bybee (APN 41-620-22)
28. Garbis & Cynthia Ann Mergen (APN 041-642-011)
29. William R. & Luana G. Brown and Lawrence J. & Gwen F. Brown (APN 41-761-02)
30. Gary & Susan Schepker (APN 41-791-05)

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31. Graydon H. & Diane Simser (APN 042-690-201)
32. Mr. & Mrs. Robert Lukecart (APN 042-700-161)
33. Robert F. & Katherine B. Liddington (APN 46-440-48)
34. Anselmo & Victoria R. Lopez (APN 51-560-01)
35. Guy & Mary Wilson (APN 058-570-601)
36. Ernst G. & Elise K. Firnau and Jerry F. & Hannelore C. Zak (APN 61-281-11)
37. Jerry F. & Hannelore C. Zak and Ernst G. & Elise K. Firnau (APN 61-281-11)
38. James E. & Dolores Deqnan (APN 62-050-71)
39. William D. Huber (APN 066-651-101)
40. Sun Country (APN 067-260-481)
41. Sun Country (APN 067-260-491)
42. Mr. & Mrs. John D. Money and Mr. & Mrs. Richard B. Fulkerson (APN 068-352-121)
43. Paul L. & Mary F. Mora (APN 068-354-061)
44. Patricia Ann Moore (70.5%) & Cameron Park Development (29.5%) (APN 68-421-10)
45. Jerry N. & Marlene K. Provence (APN 69-170-75)
46. John P. Ferreira (APN 69-303-02)
47. Peter & Theodore Spinardi (APN 70-130-35)
48. Jens L. & Elfriede Hoppe (APN 71-030-77)
49. Fred Seiji & Alan Haddox (APN 71-380-02)
50. Transamerica Development Co (APN 72-131-16)
51. James B. & Margie K. Steffes (APN 73-030-72)
52. Avory D. & June E. Abbott (APN 76-180-21)
53. Orval E. & Imogene Y. Murr (APN 77-011-19)
54. Donald B. & Pamela Pitts (APN 78-200-28)
55. Charlie Howard Crowe and Mark Crowe (APN 82-274-03)
56. George M. Chambers and Joyce Y. Chambers (APN 83-082-03)
57. George M. Chambers and Joyce Y. Chambers (APN 83-082-06)
58. George F. & Pamela S. Burdi (APN 83-151-09)
59. Ida Rose McCray (APN 86-100-07)
60. Gary P. & T. Denise Hexom (APN 88-241-08)
61. Steven & Margaret A. Brushia and Mark & Jeannie A. Brushia (APN 88-273-05)
62. Edward L. & Donna T. Trevino (APN 90-123-03)
63. Claude P. & Diane K. Bullock (APN 90-130-17)
64. Louis F. Persichina and Ilse G. Persichina (APN 92-261-01)
65. Donna K. Harwell (APN 92-480-09)
66. Roscoe G. & Elizabeth C. Osborn (APN 92-510-06)
67. Robert M. Pastorello and Karolyn R. Pastorello (APN 96-020-03)
68. Ronald D. & Susan L. Alonzo (APN 96-020-03)
69. Justin N. & Elda Harrison and Thomas Withrow (APN 96-070-05)
70. Fritz L. & Rebecca Bailey (APN 98-020-24)
71. Jay D. & Linda McGowan (APN 317-250-32)
72. Lillian Wentworth (APN 96-101-032)
73. Antonio Mariano Claessens and Lolita B. Claessens (APN 319-090-11) and (APN 319-210-01)
74. David H. & Rosanne Rathkamp and John S. Scruby (APN 325-120-551)
75. Shoemake Gallagher Inc. (APN 76-260-10 and APN 76-260-17)
76. Robert Croft etal (APN 97-062-23)
77. George E. Stephenson and Lillian Y. Stephenson (APN 94-060-66)
78. Malcolm Anthony Rogers TR and Malcolm Anthony Rogers Trust (APN 86-331-11)
79. Carole Dummett (APN 82-253-02)
80. Kenneth D. Berry III and Diane J. Berry (APN 76-210-19)

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81. Joseph O. & Janice Earnshaw (APN 70-070-31)
82. Gertrude A. Paasch etal and Gertrude A. Paasch TR (APN 68-031-05)
83. Ray C. & Lisa B. White (APN 41-520-20)
84. Wesley G. Lundholm and Marion D. Lundholm (APN 41-495-05)
85. John Carrillo (APN 23-743-22)
86. Lloyd R. Bretthauer, etal (APN 028-121-291)

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The Board denied applications for abatement of penalties for failure to file Change in Ownership Statements with the County Assessor for the following, as the Assessor has not received said Statements as of this date:

1. Chalempol Thananopavarn, et al (APN 22-301-36)

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The Probation Department requested the Chairman be authorized to sign Agreements with Tuolumne and Alpine Counties for the placement of said Counties' Juveniles in the El Dorado County Juvenile Hall, increasing the rate to \$30 a day. On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the matter was referred to the County Chief Administrative Officer to research questions of Board members, including a breakdown of the costs involved.

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Planning Department submitted a request for reduction of the Subdivision Letter of Credit for Hines Ranch Estates Rural Subdivision, in the amount of \$53,630.00, leaving a balance of \$11,370.00. A resident of the area, Mr. LeDane was present to register his complaint about the roads within the subdivision. On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board referred the matter to the Public Works Department to review the site and determine whether the roads are built according to the plans and specifications.

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On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board set a public hearing for August 11, 1981, at 2:00 p.m., to consider the request of Charles and Signy C. Swift to establish Agricultural Preserve No. 236 in the Latrobe area, consisting of 194 acres.

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On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board set a public hearing for August 11, 1981, at 2:00 p.m., to consider the request of William L. and Teresa M. Klare to establish Agricultural Preserve No. 235 in the Somerset/Fairplay/Mt. Aukum area, consisting of approximately 44 acres.

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At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried, the Chairman was authorized to sign Change Order No. 1 to the contract with Shingle Springs Heating and Air Conditioning for the El Dorado County Jail Heating and Air Conditioning Replacement Project, increasing the cost by \$600.00.

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12-14  
(31-3)  
The Board approved a Policy Review Session on August 5, 1981, at 9:00 a.m., regarding the preparation of the Draft and Final Environmental Impact Report for the Lake Tahoe Airport Master Plan, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried.

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115  
At the recommendation of the County Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 217-81 was adopted reflecting numbers and classifications of employees of the Public Guardian/Veterans Service, Treasurer/Tax Collector, and County Training Programs Departments which will be affected by a necessary lay-off due to a lack of funds.

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421-1  
At the recommendation of the Public Works Department, and on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the request of Mr. Larry Fuller for a variance to County Ordinance requirements, to allow a sight distance of approximately 150 feet to the west for his driveway off Larsen Drive in Camino, due to the horizontal alignment of same.

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421-1  
At the recommendation of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved the request of Mr. John E. Bethke for a variance to County Ordinance requirements, to allow a sight distance of 100 feet to the north and 140 feet to the south, instead of the required 200 feet, for his driveway off Crystal Springs Road in Camino, due to the horizontal alignment of same; and denied the request for waiver of the \$100 variance fee.

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22-11A  
The Health Department (Environmental Health Division) submitted for approval, a proposed Interim Policy regarding wells and septic systems in areas of moratoriums on public utilities on the Western Slope of El Dorado County. On motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lowe, Walker, Stewart, and Flynn; No: Supervisor Dorr; the Board adopted the Policy, to be reviewed in one year, with deletion of sections 1(c), 3(h), 4, and 5, and language added to reflect this is an interim measure and not applicable to any and all proposed parcel maps that may be coming forth in the future.

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32  
(37-2)  
RESOLUTION NO. 218-81 was adopted, at the request of El Dorado Transit, and on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, authorizing the Chairman to sign the South Lake Tahoe Basin Annual Transportation Claim, in the amount of \$149,850.00, against the 1981-82 transportation fund apportioned to the California Tahoe Regional Planning Agency for provision of transit services in the South Lake Tahoe Basin; said claim includes funding for the Lake Tahoe Transportation System, Inc., Dial-A-Ride; City of South Lake Tahoe scheduled bus service to Meyers; and the Community Programs Department interim Elderly-Handicapped Service.

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59-9  
Mr. Austin Joy, member of the Board-appointed, three-member committee that investigated rent raises in Cameron Park Mobile Home Estates, was present to speak on behalf of said committee regarding its report, wherein the committee concluded that the adoption of a rent stabilization Ordinance would be counter productive.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board directed the Clerk to send Certificates of Appreciation to the committee members.

On motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board accepted the report and directed that it be placed on file.

On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board referred the question of hardship cases and financing of these issues to the Community Programs Department for a report back as to what would be required to institute such a program.

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350-2  
The Data Processing Manager requested approval of extending the service of providing certain property information to non-County agencies and companies, and authorization to sign Terminal Use Agreements, on behalf of El Dorado County, for same. On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried, the Board approved the request in concept, and the Chairman was authorized to sign Terminal Use Agreements only upon receiving information that it has been determined that the cost is appropriate and no confidential information is being given out.

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12-2  
At the request of Attorney Gregg R. Lien, representing Mr. Sam Kram, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried, the Board granted Mr. Kram's appeal and nullified the Building Department's revocation of his building permit (No. 18003), for Lot 3 on Rubicon Drive, Rubicon Bay Subdivision (APN 16-202-21), based on the finding the revocation was premature due to the failure of communication between the Building Department and Mr. Kram.

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132  
390-10  
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; No: Supervisor Stewart, the Board adopted ORDINANCE NO. 3156, as an urgency measure to become effective immediately, amending Section 10713 of the County Ordinance Code, which pertains to building permits in the Tahoe Basin, to allow the Board of Supervisors upon written request of the owner, to extend deadlines provided in Subparagraph (a) of said Section, except for those dealing with the payment of sewer connections and allocation processing fees, provided the Board finds the failure to meeting said deadlines was due to events beyond the control of the owner. (Sponsor: Supervisor Lowe)

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22-12  
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried, the Board accepted the resignations of Rosemary Graham and Vee Hembrow as members of the South Lake Tahoe Health Council, and directed Certificates of Appreciation be forwarded to same; and appointed Ellie Atkins and Frank Hembrow to said Council for terms ending in December of 1982.

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77-11-81  
On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried, the Board approved the request of Mr. and Mrs. Richard Fischer for a variance to the County Ordinance Code to allow a double-wide mobilehome on 10 acres of land zoned RE-10, in the Garden Valley area, as a temporary residence during construction of their permanent residence.

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296-4 Pleasant Valley Rd  
Mrs. Leone Davidson requested Board consideration of the effect of the Pleasant Valley Road Project on her property at 860 Pleasant Valley Road. Upon being advised by the Public Works Director that Mrs. Davidson's son is going to take care of the problem, the Board directed that the correspondence be placed on file, on motion of Supervisor Walker, seconded by Supervisor Lowe, and unanimously carried.

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132  
On motion of Supervisor Lowe, seconded by Supervisor Dorr, and carried by the following vote: Ayes: Supervisors Dorr, Lowe, Walker, and Flynn; Abstain: Supervisor Stewart, the Board approved the request of Mrs. Mollie Paulsen for an extension of deadlines for submitting building plans (August 31, 1981) and obtaining a building permit (September 30, 1981) for Lot 31, Rubicon Properties, in the Tahoe Basin, due to a severe medical hardship; with approval based on the letter from Dr. Robert L. Hill, dated July 20, 1981, attesting to said medical hardship; and the Board set October 15, 1981, as the deadline for Mrs. Paulsen to submit her building plans.

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## SPECIAL ORDERS

## PLANNING MATTERS

285-21-81  
310-1-81  
Hearing was held as duly advertised to consider rezoning of lands in the Placerville Periphery area from Agricultural Zone to Single Family Two-Acre, Single Family Three-Acre, Estate Residential Five-Acre, and Estate Residential Ten-Acre Zones, consisting of 72 acres, petitioned by James P. Head for Newtown Acres Subdivision; and the tentative map for Newtown Acres Subdivision in the Placerville Periphery area, consisting of 72 acres, comprising 14 lots; Subdivider: James P. Head. The Planning Commission recommended denial of the rezoning and tentative map, based on the following findings:

1. The motion is based on the recommendations of the Agricultural Commission, State Division of Forestry and the Soil Conservation Service;
2. The proposal is not in compliance with the proposed Placerville Periphery Zoning Map;
3. There are still more effects on the airport which need to be addressed;
4. The increased traffic would be detrimental to the public health, safety, and welfare of the neighborhood;
5. The proposed development will interfere with the adequate water supply to the current neighbors;
6. From the number of design waivers requested, there must be problems with the project;
7. The City of Placerville Plan designates this as a wildland area;
8. There is a commercial apple orchard across the street which needs buffering;
9. The archeological sites have not been properly defined; there appear to be more sites, based on testimony presented today, than originally designated;
10. The removal of the historical tree would have to be addressed in an E.I.R.;
11. This is not the best ultimate use of the land.

Continued next page . . . . .



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Mr. Ray Turk, of Furtwangler Engineering, was present and spoke on behalf of the applicant.

The following local business people were present and spoke in favor of the request, stating it will provide more work for those in the construction industry in this County: Ken Thompson, Al Hogreff, Dwain Moore, and Jerre Bruyn. Mr. Dale Hatley, a resident of Newtown Road for only three weeks, was also present and spoke in favor of the request.

The following area residents were present and spoke in opposition to the request, citing concerns of hazardous traffic conditions, water availability, sewer capability, loss of rural atmosphere, and disturbance of archeological sites: Robert and Carrie Diel, Jim and Mary Lou Campini, Charlotte Payton, Janice Condit, and Jan Stymeist. Mrs. Stymeist also read letters of opposition from her daughter and son-in-law who live in the area, Tim and Denise Ingalls, and her husband, Bill Stymeist, and mother, Erma Hankins. Some who spoke in opposition requested the Board not rezone any land in the area until the Placerville Periphery Area Land Use Plan is completed.

Ms. Florence Thomas, representing the El Dorado County Indian Council, and Mr. Benjamin Delaney, Resources Coordinator for the State Native American Heritage Commission, were present and spoke to their concern for the preservation of any archeological sites on the property in question. Mr. Delaney emphasized it was not their desire to prevent development or create a hardship for the developer. He stated their concerns would be alleviated if the developer will assure them that he will have representatives of the Indian Council present during excavation of the site.

The Chairman read into the record, a letter from Robert Bado, who owns 13 acres across the street from the property in question where he has apple and pear orchards, and he is opposed to the request as he feels higher density will infringe on his agricultural pursuits, i.e., water availability and orchard spraying could become a problem.

The Board is also in receipt of a letter, dated June 22, 1981, which advises the Planning Department has letters of opposition on file, from 38 residents of the Newtown Road/Mining Brook area.

Mr. James Head, applicant, was present and spoke to his request, and he submitted a petition signed by 182 County residents or property owners who favor the request on the basis it will bring much needed employment to the residents, provide much needed housing, being located close to town will result in a savings of gasoline and energy, and will provide additional taxes and revenue for the County. Mr. Head pointed out the high density zoning of some of the surrounding properties, and reviewed his mitigation of concerns of the area residents and Planning Commission.

There were no further protests, and the hearing was closed.

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On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board accepted the Negative Declaration, noting all environmental concerns are addressed as mitigation measures in the proposed development project; and approved the rezoning as requested and adopted ORDINANCE NO. 3157 which amends the County Zoning Ordinance accordingly, to become effective upon the filing of the Final Map for Newtown Acres Subdivision, based on the following findings:

1. The zoning is consistent with the General Plan as exists, and not inconsistent with the General Plan as presently drafted;
2. The property is suitable for the increased density proposed;
3. Suitable services are available to the property;
4. The property is adjacent to a County maintained road.

\* \* \* \*

*H23  
Newtown  
Acres  
Subdiv*

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried, the Board accepted the Negative Declaration, noting all environmental concerns are addressed as mitigation measures in the proposed development project; and approved the Tentative Map for Newtown Acres Subdivision, with the 22 conditions as proposed by the Planning Department, with condition number 9 amended to read "to involve the El Dorado County Indian Council in any activity that disturbs the soil", said approval based on the following findings:

1. The tentative map and proposed improvements are in compliance with the existing General Plan and the draft Placerville Periphery Area Plan;
2. The site is physically suited for the type of development and density proposed;
3. The design of the subdivision and the proposed improvements will not cause substantial environmental damage and will not substantially injure fish and wildlife or their habitat;
4. The environmental concerns identified in the review of the project have been adequately mitigated as a result of conditions placed on the tentative map;

EXCELEBRASE  
FOX RIVER

and the Design Waivers listed below were approved, based on the following findings, in accordance with Section 9316 of the County Ordinance Code:

1. There are special conditions or circumstances peculiar to the property proposed to be divided which would justify the design waivers;
2. Strict application of the design requirements would cause unnecessary hardship in developing the property;
3. Such waivers would not be injurious to adjacent properties or detrimental to the health, safety, convenience and welfare of the public;
4. Such waivers would not have the effect of nullifying the objectives of the applicable Chapter of the County Ordinance Code;
5. The design waivers are provided to assist, primarily, in the development of proper road systems as well as the implementation of a proper fire protection system, thus allowing those findings to be met.

Design Waivers

1. To allow Mortar Court cul-de-sac to have a length of 675 feet; Article 1-A-6 of the Interim Design Manual requires cul-de-sacs to have a maximum length of 500 feet.

The 675 foot length of Mortar Court resulted from an attempt to prevent Lots 5 and 6 from exceeding the 3:1 length to width ratio and to allow interior lot lines to conform to the existing section lines.

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EXCELERASE

- 2. To allow Old Ditch Drive to have a length of 900 feet; Article 1-A-6 of the Interim Design Manual requires cul-de-sacs to have a maximum length of 500 feet.

The proposed 900 foot length of Old Ditch Drive is necessary to allow access to parcels 11, 12 and 13. There is no provision for any emergency fire access way previously provided, although the developer has offered to clean the entire 50 foot right-of-way of brush.

- 3. To allow only one street connection to an existing improved public street; two street connections to an improved public street are required per Article 1-A-9 of the Interim Design Manual.

Originally, a future street extension was provided which would ultimately provide some form of looped circulation design.

The current proposal does not meet this design requirement of the Interim Design Manual.

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Hearing was held as duly advertised to consider adoption of an Ordinance amending the County Ordinance Code to delete Section 9430, Subsection (a), General Provisions, and add Section 9440, Subsection C 6 and 7, Non-Conforming Uses, to recognize lots created prior to March 4, 1972, as legal building sites and modify side-yard setback regulations for non-conforming parcels. (Introduced July 14, 1981)

57  
390-A  
Planning

There were no written or verbal protests, and the hearing was closed.

ORDINANCE NO. 3158 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried.

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The Board of Supervisors recessed to convene as the Board of Directors of County Service Area No. 2.

4-2

Hearing was held as duly advertised to consider the placement of a \$100 assessment fee on all parcels of land in the boundaries of Zone B, Hidden Lakes Estates area, of Service Area No. 2 for road maintenance for the 1981-82 Fiscal Year; and placement of a \$50 assessment fee on all parcels of land within the boundaries of Zone A, Arrowbee Ranch Estates area, of Service Area No. 2 for road maintenance for the 1981-82 Fiscal Year.

Mr. Ray Northy, representing the Board of Directors of the Homeowners Association for Arrowbee Ranch Estates, was present and spoke in favor of the \$50 assessment fee for same.

There were no written or verbal protests, and the hearing was closed.

On motion of Director Flynn, seconded by Director Walker, and unanimously carried the Board took the following action:

- 1. Adopted RESOLUTION NO. 219-81 placing a \$100 assessment fee on all parcels of land in the boundaries of Zone B, Hidden Lakes Estates area of County Service Area No. 2, for road maintenance for the 1981-82 Fiscal Year; and appointing the following persons to the Zone B Advisory Board for same: Gary Beauchamp, Tom Menefee, Bill Conn, Warren Radekin (alternate), and Manuel Cereceres (alternate);

Continued next page . . . . .

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES July 28 19 81

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- 2. Adopted RESOLUTION NO. 220-81 placing a \$50 assessment fee on all parcels of land within the boundaries of Zone A, Arrowbee Ranch Estates area of Servie Area No. 2, for road maintenance for the 1981-82 Fiscal Year; and appointing the following persons to the Zone A Advisory Board for same: George Garrett, Kevin DeHennis, Bill Cline, Larry Formby, and Anton Stinauer.

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The Board adjourned as the Board of Directors of County Service Area No. 2, and reconvened as the Board of Supervisors.

21-6

The request of Mr. Bill Cawelti, owner of Cawelti-O'Neil Transportation, Inc., for Board consideration regarding operation of his limousine service to and from the Lake Tahoe Airport, was continued to August 4, 1981, on motion of Supervisor Lowe, seconded by Supervisor Dorr, and unanimously carried.

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The Health Department (Environmental Health Division) submitted comments and recommendations on an Ordinance amending Section 9430(h), General Provisions and Exceptions, of the County Ordinance Code to clarify the intent of keeping horses on one acre or more.

22-11A

On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried, the Ordinance was introduced, the reading thereof waived, and it was continued to August 4, 1981, for consideration of adoption.

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At the recommendation of the Planning Commission, and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign a Grant of Open-Space Easement Agreement with Covenants with Paul A. and Betty F. Sneddon for the transfer of their sewer allocation from Lot 356, Tahoe Paradise Unit No. 20, to Lot 1010, Tahoe Paradise Unit No. 27.

137

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At the recommendation of County Counsel, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried, the Board approved the Final Map for Summit View Mobile Home Subdivision, Unit No. 1, in the Diamond Springs/El Dorado area, consisting of 29.22 acres, comprising 104 residential lots and 2 open space/recreational lots; Subdivider: Universal Development and Investments Company; the Clerk was authorized to endorse such approval on said Final Map; and the Chairman was authorized to sign the Agreement to Make Subdivision Improvements in said Subdivision.

4-23  
Sharon  
Vice  
Mobile  
Home  
Subdiv

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At the recommendation of the Planning Commission, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, and Ordinance amending Section 9614 et seq. of the County Ordinance Code, regarding Tentative Maps, was introduced, the reading thereof waived, and it was continued to August 18, 1981, for consideration of adoption.

57

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EXCELEBASE

by

FOX RIVER



STATE OF CALIFORNIA, COUNTY OF EL DORADO

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27  
The Board informally authorized the Chairman to sign letters to United States President Ronald Reagan and the Postmaster General, William Bolger, regarding the recent wage settlement agreed to by the U. S. Postal Service and its two major unions, and the impact of same on other public agencies; with copies of same to be sent to United States Senators S. I. Hayakawa and Alan Cranston, United States Congressman Norman Shumway, the County Supervisors Association of California, and the National Association of Counties.

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2  
(423)  
Middleton  
Oaks Subdiv  
On motion of Supervisor Dorr, seconded by Supervisor Stewart, and unanimously carried, the Board directed a letter be sent to the Placerville City Council, re-stating the Board's position as stated at the joint meeting of the Board of Supervisors and the City Council on July 21, 1981, in the matter of Mr. Wayne Ritz, representing Cold Properties, Ltd, requesting an encroachment onto Panning Way for an access road to serve Middletown Oaks Subdivision; the Board's position being that it will not allow encroachment onto Panning Way other than private driveways. (The Board of Supervisors denied the request of Mr. Ritz, for encroachment onto Panning Way, on May 6, 1980.)

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22-6  
There being no further business, the Board adjourned to Thursday, July 30, 1981, at 9:00 a.m., to consider the matter of the Agreement between the County and the Lake Tahoe Humane Society for animal control services on the western slope.

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APPROVED:

  
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JOSEPH V. FLYNN, Chairman

ATTEST:  
DOLORES BREDESON, County Clerk &  
ex officio Clerk of the Board

By   
\_\_\_\_\_  
Deputy Clerk