

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 22 1982

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

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12-7 The Invocation was offered by Reverend Sandy Peirce, Federated Church.

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The Pledge of Allegiance to the Flag was led by Supervisor Stewart.

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The Agenda was adopted, on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, with the following additions: Consent of Assignment of the Lease for operation of the cafeteria in the County Government Center; Mother Lode Arabian Horse Association requesting equestrian use of certain roads and trails; Award of bid for the Cameron Park Cable Television Franchise; and South Tahoe Public Utility District's request for support, by letter to the State Water Resources Board, for reinstatement of its wastewater treatment project onto the 1983 Grant list.

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The Minutes of June 15, 1982, were approved as submitted, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present.

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On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present, 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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117 Budget Transfer No. 108 was approved for County Service Area No. 7, transferring \$1,000 from Workers Compensation (92-1150) to Fixed Assets (92-3370) for the purchase of mattresses for fire stations, and transferring \$500 from Memberships (92-2150) to Office Expense (92-2170) as no money was appropriated for same.

Budget Transfer No. 109 was approved for the Area Agency on Aging, transferring \$1,580 from Professional Services (92-2180) to Fixed Assets (92-3370) for the purchase of office equipment.

Budget Transfer No. 110 was approved for the Health Department, transferring \$350 from Regular Salaries (92-1010) to Fixed Assets (92-3370) to replace the stove in the laboratory which was destroyed by fire.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 22 19 82

298a The Board approved Assessment Roll Changes numbered 1626 and 1628 through 1632.

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247 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>	
Liz Gibbs	2063	421
Dorothy E. Sanders	614	441 & 442

\* \* \* \*

2 The Chairman was authorized to sign an Agreement with Hahn Devcorp, releasing same from liability claims of El Dorado Transit passengers.

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(115) 22.3 The request of the Health Department to fill one Public Health Nurse Practitioner position, on an extra help basis, to cover the position recently vacated by the resignation of Ms. Margaret, was continued to June 29, 1982.

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341-1 RESOLUTION NO. 164-82 was adopted, authorizing the Chairman to sign an Agreement with the State Department of Food and Agriculture, in the amount of \$33,717.00, for equipment, personnel, and materials necessary to place 300 traps for the Mediterranean Fruitfly Trapping Program for Fiscal Year 1982-83.

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At the recommendation of the Probation Department, the Chairman was authorized to sign Agreements with the following for Fiscal Year 1982-83:

- 214-1
- California Youth Authority for diagnostic and treatment services and temporary detention in facilities of the Department of the Youth Authority, at a cost of \$2,061.00 per month per case;
  - Counties of Solano, Yolo, and Colusa, for use of Fouts Springs Boys' Camp, at a cost of \$1,155.00 per month per ward;
  - County of Del Norte, for use of Bar-O-Boys Ranch, at a cost of \$835.00 per month per placement.

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164 RESOLUTION NO. 165-82 was adopted, designating the County Deputy Director of Emergency Services, Mr. Vern Peterson, (Category I) as the County's representative to acquire Federal surplus property from the California State Agency for surplus property.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

June 22

19 82

(61-7)  
52  
RESOLUTION NO. 166-82 was adopted, requesting the Commissioner of the California Highway Patrol to exempt El Dorado County Service Area No. 7 (Ambulance Service) in the Camino-Pollock Pines, Diamond Springs-El Dorado, and the Georgetown-Northside Fire Departments from the California Administrative Code (Section 1100.3 of Title 13), which requires each ambulance responding to an emergency fire scene be staffed by both a driver and an attendant.

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213  
At the request of the Auditor-Controller, the Board set a public hearing for July 13, 1982, at 11:30 a.m., to consider adoption of a Resolution establishing \$30,922,859.00 as the appropriation limitation from proceeds of taxes for the 1982-83 Fiscal Year, to comply with the provisions of Article XIII B of the California Constitution relating to the provisions of Proposition 4.

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12-6  
The Board approved the request of the Board Clerk to destroy records two or more years old, pursuant to Government Code Section 26202.

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104  
At the recommendation of the County Fire Chiefs' Association, the Board reappointed Chief Jack Anderson and Chief Al Herzig, and appointed Chief Bert Cherry of South Lake Tahoe, to the El Dorado County Fire Advisory Board for two-year terms.

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332  
The Board accepted the resignation of Mr. Ralph Lao as member of the Committee for Lower Utility Rates, and directed a Certificate of Appreciation be forwarded to Mr. Lao.

\* \* \* \*

74-7c  
The Chairman was authorized to sign the Assignment of Lease, approving the assignment of the lease for operation of the cafeteria in the County Government Center from Earline and Gilbert Gutenberger to Judith A. and Richard W. Liddell.

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248  
(83)  
The Board referred to the County Recreation Commission for its recommendation, a letter to the United States Department of Interior, Bureau of Land Management, from the Mother Lode Arabian Horse Association, dated June 15, 1982, wherein said Association requested equestrian use of the roads and trails between the end of the Pioneer Express Trail at Oregon Bar and the Western States Trail at Robie Point, as well as across the coffer dam to and from Cool.

\* \* \* \*

Reference the Cameron Park Cable Television Franchise Proposals, the Board took the following action:

- (288)  
141
- Received and filed the evaluation and recommendation submitted by the Cable Television consultants;
  - Awarded in principle the Cameron Park franchise to King Video Public Company; and
  - Directed County Counsel's office to work with the appropriate cable officers to draft the necessary contractual arrangements.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

June 22

19 82

58-1  
At the recommendation of County Counsel, the Board denied the claim of Jan Grasmoen for damages, in the amount of approximately \$824.00, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; No: Supervisor Lowe; Absent: Supervisor Dorr.

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283  
(95)  
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized the Sheriff to conduct a one day "Swift Water" training seminar for holders of current river use permits for the South Fork of the American River, at no cost to the County, with the understanding that it is the Board's intent to make said seminar mandatory for 1983 permittees.

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341-1  
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign an Agreement (No. 4070) with the State Department of Food and Agriculture for funds, in the amount of \$6,600.00, for reimbursement of compensation paid the County Agricultural Commissioner during Fiscal Year 1982-83.

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(50)  
340  
Ehlman & Roberts, Inc., Certified Public Accountants, submitted an Audit Report for grants administered by the El Dorado County Community Action Council, Inc., for the year ending February 28, 1982. On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board referred same to the Local Transportation Commission to resolve the issue raised in "Note 4" under "Notes to the Financial Statements as at February 28, 1982" regarding utilization of the services of an accounting clerk whose salary and related payroll expenses were paid by another El Dorado County agency.

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507-1  
At the request of the Area Agency on Aging, and on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign a Sub-Contract Interagency Agreement with Community Programs Department, for the continuation of the Older Americans Act Title III Grant Award, in the amount of \$255,909.00, for the period July 1, 1982 through June 30, 1983.

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22-2  
(50-7)  
On motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Area Agency on Aging to submit to the State Office of County Health Services and Local Public Health Assistance, a Letter of Interest to Apply for Special Needs and Priorities Funds, in the amount of \$30,000.00, to develop a County Plan to implement an Adult Health Day Care model for elders that would be integrated into the existing County operated multi-service Senior Center.

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22-11A  
(44)  
At the request of the South Tahoe Public Utility District (STPUD), and on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present, the Board directed that a letter be sent to the State Water Resources Control Board, which is responsible for the establishment of a priority list for the award of Federal and State grant monies for sewer plant improvements, requesting said Board reinstate STPUD's wastewater treatment project onto the 1983 grant list.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

June 22

19 82

12-14  
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present, the Board directed that, in the future, persons requesting Policy Review Sessions will submit an agenda for same and provide the Board with supportive documents at least five days prior to the Session.

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(115)  
165-2  
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the District Attorney was authorized to temporarily assign a Typist Clerk I to an Account Clerk II position for the audit of the tax return intercept program, and to hire one Typist Clerk I on an extra-help basis to fill the vacated position, rather than hire an Account Clerk II on an extra-help basis as previously authorized.

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(115)  
298-1  
The request of the Assessor, to fill a vacant Assessment Clerk III position with an Assessment Clerk II, for the administration of the homeowners' property tax exemptions, organizational exemptions and other related duties, was continued to June 29, 1982, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present.

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The County Fish and Game Committee reported that it recommends denial of the request of the Lake Tahoe Wildlife Care, Inc., for funds, in the amount of \$3,000.00, for the care of orphaned and injured wildlife. Mr. Thomas W. Millham, Secretary of the Lake Tahoe Wildlife Care, Inc., was present and stated they were <sup>not</sup> notified by the Fish and Game Committee of its meeting on May 20, 1982, at which it considered the request, even though the Board of Supervisors had directed that they be so notified. Mr. Millham reiterated the request for funds on behalf of Lake Tahoe Wildlife Care, Inc.

(337)  
113  
On motion of Supervisor Lowe, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Lowe, Flynn, and Stewart; No: Supervisor Walker; Absent: Supervisor Walker, the request was continued to budget hearings in August, with the Chief Administrative Officer requested to notify Lake Tahoe Wildlife Care, Inc., of the specific date and time the Board will review the Fish and Game Committee's budget for Fiscal Year 1982-83.

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165  
The request of the District Attorney, for authorization to participate in the work-study program sponsored by the McGeorge School of Law, University of the Pacific, at a cost of approximately \$840 for June, July, and August, was continued to June 29, 1982, on motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present.

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296-5  
20-2-1380  
39-107  
95  
(2-33-4)  
ORDINANCE NO. 3274 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Walker, and unanimously carried by those present, amending the County Ordinance Code to add Section 12.64.065, "Activities on Bridges", and amend Section 12.64.070, "Use of Personal Floatation Devices Required". (Sponsor: Supervisor Dorr/Introduced 6/15/82)

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 22 19 82

390-241  
132  
ORDINANCE NO. 3275 was adopted, on motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, amending the County Ordinance Code relating to working animals, to include police dogs. (Sponsor: Supervisor Dorr/Introduced 6/15/82)

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132  
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board approved the request of Terry Wolf and waived the school impact fee (bedroom tax), in the amount of \$475.00, for a trailer on a mine site which is used as an office, and as an office/rest area for a guard/maintenance person three nights a week in the Diamond Springs/El Dorado area.

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132  
On motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried, the Board concurred in the South Lake Tahoe City Council's approval of reasonable extensions of time to obtain building permits on commercial projects due to delays caused by agency processing.

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## SPECIAL ORDERS

### PLANNING MATTERS

57-11a  
At the recommendation of the Planning Department, and on motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign a letter to the State Mining and Geology Board, requesting said Board not officially transmit its map classifying mineral resources in the Placerville Quadrangle until it has completed its classification of the other five quadrangles for El Dorado County (Folsom, Auburn, Georgetown, Camino and Saddle Mountain) and can submit all six together; whereby only one amendment to the Conservation Element of the County General Plan will be required, rather than six, which is a costly and time consuming process.

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(95)  
115  
On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board authorized the Planning Department to take the following action relating to the development of the River Management Plan:

- a. Hire an extra-help person immediately;
- b. Hire a technical consultant on an hourly basis to oversee the assembly of the River Management Plan Carrying Capacity Analysis and Threshold Study;
- c. Hire a commercial outfitter's services to transport technical advisory committee members and County staff to areas for water samples, etc., that are only accessible by river.

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# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES

June 22

19 82

The Planning Department requested direction relating to the potential environmental impact of the 19 requests for cancellation of Williamson Act Contracts, encompassing a total of 8,000+ acres.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board directed the Planning Department to schedule hearings on the 19 applications for cancellation in the order they were received.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board requested the Assessor to calculate the cancellation fees for said cancellations.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; No: Supervisor Lowe; Absent: Supervisor Dorr, the Board determined that individual impact reports on the proposed cancellations will be done only in specific instances where projects are involved which require a significant rezoning differing from the General Plan.

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Hearing was held as duly advertised to consider the Appeal of Leslie A. Davis on the Zoning Administrator's granting of Special Use Permit No. 82-24 to allow a church and ball park on five acres zoned Single Family Residential One Acre, in the Shingle Springs area; Cameron Park Community Church.

Mr. Doug Noble, Assistant Planning Director, was present and spoke on behalf of the Planning Commission.

Mrs. Leslie Davis was present and spoke to her appeal. She submitted to the Board, a petition signed by 40 residents of the area in question who are opposed to the construction of the church and ballpark; a map from the Public Works Department indicating the intersection of Ponderosa Road and the north side of Highway 50 as having the highest rate of multiple-car and multiple car-death accidents; and a letter from the Dennis J. Shaw family which resides in the area and is opposed to the church and ballpark.

In addition, the following area residents were present and spoke in opposition to the church and ballpark: Ben Waldron, Felicia Mosley, Olivia Waldron, and Jess Davis. The Board is also in receipt of letters of opposition from the following area residents: Opal Wakelee, Jess and Leslie Davis, the Meyer family, and Douglas and Jean Johnson.

The following persons were present and spoke in favor of the church and ballpark: Pastor Norm Parker of the Cameron Park Community Church, Al Chesterman, John Hood, Louis DeVogo, and Phil Adamic. The Board is also in receipt of a petition signed by 80 persons in favor of the church and ballpark, and letters in favor from the following area residents and property owners: L. Scott McArthur, Suzanne P. Smart, Mr. and Mrs. Noble Duncan, Mr. and Mrs. Jim Mullen, Mr. and Mrs. Randy Long, Ron and Rhonda Catlett, Mrs. Patricia Lacey, Jack M. Roach, Harry Reed, Mr. and Mrs. Thomas J. Wilks, Paul Swanson, and Mr. and Mrs. Steven R. Reed. The Board also received a letter in favor from Mr. James J. Lucas of Camino.

Generally, the concerns of those area residents opposed are: increased traffic, noise, and loss of the rural atmosphere.

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

Continued next page . . . . .



# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 22 1982

The Chairman ordered that the following correspondence received by the Planning Department, be entered into the records of the Board's meeting this date: letter in opposition to the church and ballpark from Douglas Johnson, area resident; letter in favor from J. Scott McArthur, owner of property in the area; letter dated May 20, 1982, from El Dorado County Resource Conservation District regarding erosion control requirements and specifications; letter dated April 20, 1982, from the El Dorado Irrigation District regarding service capability; letter dated April 19, 1982, from the Shingle Springs Fire Protection District regarding fire flow requirements that will be imposed on the proposed church facility; memorandum dated March 10, 1982, from the County Public Works Department wherein said Department commented, "Access to Wild Chapparal Drive should comply with El Dorado County Encroachment Ordinance Standard Plan 103(4)."; and memorandum dated March 15, 1982, from the County Environmental Health Department regarding well location and production, and sewage disposal system for the proposed church facility.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board denied the Appeal and upheld the Zoning Administrator's granting of Special Use Permit No. 82-24, subject to the 11 conditions proposed by him, with condition number 2 amended to read, "The applicant shall secure permits from the El Dorado County Building and Environmental Health Departments prior to construction of the church and the ballpark."; and approved the Negative Declaration; based on the following findings:

1. The request to establish a church and ballpark in a R1A, Single Family Residential, One Acre Zone District is authorized by Section 9411.5(b-1) of the El Dorado County Code;
2. The establishment of a church and ballpark is not considered detrimental to the public health, safety and welfare, or injurious to the neighborhood in light of the mitigation measures included in the conditions imposed on the Special Use Permit.

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Hearing was held as duly advertised to consider the Appeal of Frank Stefurak on the Planning Commission's denial of Variance No. 82-02 to allow two lots with less width than required by County Ordinance on 4.94 acres zoned Single Family Residential Two-Acre, in the Pleasant Valley area.

Mr. Jack Ryden was present and spoke on behalf of Mr. Stefurak who was also present.

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

On motion of Supervisor Lowe, seconded by Supervisor Flynn, and unanimously carried by those present, the Board upheld the appeal and directed that Variance No. 82-02 be granted as requested, with the condition that there be only one encroachment onto Sly Park Road for the two lots; and the Negative Declaration was approved; based on the following findings:

1. The topography and lay of the land provides such extraordinary circumstances as denies the owner the reasonable use of the land;
2. Granting of the Variance would not be detrimental to the health and safety of the neighborhood.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 22 19 82

GENERAL ORDERS

The following Resolutions were adopted, on motion of Supervisor Lowe, seconded by Supervisor Stewart, and unanimously carried by those present:

61-3 RESOLUTION NO. 167-82 setting a public hearing at South Lake Tahoe Superior Court on July 8, 1982, at 10:00 a.m. to consider adoption of a Resolution of Intention to provide snow removal service in County Service Area No. 3; RESOLUTION NO. 168-82 setting a public hearing at South Lake Tahoe Superior Court on July 8, 1982, at 10:00 a.m. to consider adoption of a Resolution of Intention to provide ambulance service in County Service Area No. 3.

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61-2 On motion of Supervisor Flynn, seconded by Supervisor Lowe, and unanimously carried by those present, the Board set a public hearing on July 13, 1982, at 3:00 p.m., to consider the assessment of \$100 per parcel for road improvements in County Service Area No. 2, Section B, Hidden Lake Estates Area, for Fiscal Year 1982-83, as requested by residents of said area.

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101 (A 21-5) On motion of Supervisor Stewart, seconded by Supervisor Lowe, and unanimously carried by those present, the Chairman was authorized to sign a letter to Assemblyman Norm Waters advising this Board takes intense exception to the letter to the U.S. Forest Service, from the State Water Resources Control Board, Division of Water Rights, wherein said Board requests that representatives of the U.S. Forest Service testify at hearings being conducted by the Division of Water Rights on the South Fork of the American River (SOFAR) Project, and itemizes specific issues to be addressed.

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There being no further business, the Board adjourned to Tuesday, June 29, 1982, at 10:00 a.m.

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APPROVED:

W.P. Walker  
W. P. "DUB" WALKER, Chairman

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

By Dixie L. Foote  
Deputy Clerk