BOARD OF SUPERVISORS MINUTES September 28 19 82

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

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The Invocation was offered by Pastor Norm Parker, Cameron Park Community Church.

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

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The Agenda was adopted, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, with the addition of a letter from the County Chamber of Commerce Economic Development Council requesting funds to secure space at a major Industrial Site Exposition being held in San Jose on November 16 and 17, 1982.

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The Minutes of September 21, 1982, were approved as corrected, on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present.

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

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

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Budget Transfer No. 17 was approved, advancing \$30,000.00 from the County Treasury to the El Dorado Hills Community Services District.

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The Board approved Assessment Roll Changes numbered 1160, 1164, 1165, 1166, 1765, 1766, 1770, 1771, and 1772.

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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:

Name	Volume a	nd Page
Lisa Boulding	1113	69
Wayne Boulding	1011	530
Wayne & Candace Boulding	942	362

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At the request of the Welfare Department, the Chairman was authorized to sign an Agreement with the State Department of Social Services, continuing the County's designation as the entity responsible for performing licensing functions for foster family homes for Fiscal Year 1982-83, at a maximum amount of reimbursement not to exceed \$24,467.00.

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At the recommendation of the Health Department (Mental Health Division) the Board took the following actions relating to Domestic Violence Agreements:

a. Terminated the Agreement with Womenspace Unlimited, in the amount of \$60,000.00, for Fiscal Year 1982-83, which was approved by the Board on June 29, 1982;

b. The Chairman was authorized to sign Agreements with Womenspace Unlimited, aka the Women's Center of South Lake Tahoe, in the amount of \$37,500.00, for Fiscal Year 1982-83; and El Dorado Wo/Mens Information Center, in the amount of \$22,500.00, for period October 1, 1982 - June 30, 1983.

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At the request of County Training Programs, the Chairman was authorized to sign an Agreement with Del Norte County for counseling services for said County's CETA participants.

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At the request of County Training Programs, the Manager of said Department's Grants Program (CETA) was authorized to sign on-the-job training contracts with private businesses in El Dorado County.

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At the recommendation of the Planning Department, RESOLUTION NO. 257-82 was adopted, authorizing the Chairman to sign Claim No. 2 for Transportation Development Act (TDA) funds, in the amount of \$6,620.00, to be allocated to the Planning Department for transportation planning for County streets and roads, and development of circulation studies for area plans in high growth areas; and directing that said Claim be forwarded to the Local Transportation Commission for consideration.

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At the recommendation of the Data Processing Department, the Chairman was authorized to sign the following:

a. Agreement with Alta Sierra Software and Control Micro Systems for the purchase of hardware and software for the Mental Health Statistical Information System, at a cost of \$10,064.70; and

b. Budget Transfer No. 16, transferring \$7,945.00 from Data Processing Department's Rents & Leases - Equipment (\$1,320.00), Communications (\$1,422.00), and Professional & Specialized Services (\$5,203.00) to Fixed Assets, to pay for same.

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RESOLUTION NO. 258-82 was adopted, congratulating Betty Hewitt, El Dorado County Home Economist/4-H Youth Advisor, on her retirement, effective September 30, 1982, and extending the Board's appreciation for her many contributions to El Dorado County.

At the request of the 4-H Citizenship Teen Leader, the Board proclaimed the week of October 3 - 9, 1982, as "4-H Week" in El Dorado County.

2, 1982, as "Lions White Cane Days", in support of sight in El Dorado County. At the request of Lions International, the Board proclaimed October 1 and

At the request of the El Dorado County Fire Chiefs' Association, the Board proclaimed the week of October 3 - 9, 1982, as "Fire Prevention Week" and urged all citizens to observe the National theme of "Learn not to burn, wherever you are".

Pastor Larry George was appointed as a member of the El Dorado County Commission on Aging, Advisory Council to the Area Agency on Aging, representing District I, for a term to expire January 6, 1985.

The Board accepted the resignation of Mr. Martin F. Zdolsek as a member of the Greenwood Cemetery Trustees, and directed that a Certificate of Appreciation be forwarded to Mr. Zkolsek.

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At the request of the County Clerk, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, RESOLUTION NO. √255-82 was adopted, setting compensation for precinct workers for the General Election to be held November 2, 1982, and thereafter, as follows, pursuant to Section 1653 of the Elections Code: Inspectors - \$45.00; Judges and Clerks - \$40.00.

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At the recommendation of Community Programs, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, RESOLUTION NO. √256-82 was adopted, establishing the policy and room usage fees for said Department's Spring Street facility. (Supersedes Resolution No. 25-80)

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Upon being advised by the project engineer that improvements for Meadow Creek Unit No. 1 Rural Subdivision have been completed in accordance with the plans and specifications, the Board authorized the release of the performance hond in the amount of \$12,700.00 performance bond, in the amount of \$12,700.00, which guaranteed completion of same, with labor and material bond, in the amount of \$3,765.00, to be held for six months to insure payment to laborers and materialmen.

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At the recommendation of the Chief Administrative Officer, and on motion of Supervisor Walker, seconded by Supervisor Dorr, and unanimously carried by those present, the Board took no action on the following:

- Letter Amendment to the Agreement with Nopp, Zeiner, Atchinson & Associates to authorize same to proceed with the design for the complete remodeling of a spay/neuter treatment room at the Animal Control facility, at a cost not to exceed \$1,000.00, and bidding and construction phase for the Animal Control Expansion Project, at a cost not to exceed \$4,075.00; and
- Budget Transfer No. 19, transferring \$1,000.00 from Revenue Sharing Contingency Fund (9-900) into the Project Budget (3-366C).

General Services Division submitted for Board review, Nopp, Zeiner, Atchinson & Associates' analysis regarding the three potential sites for the Ponderosa Judicial Court Facility, and recommended the final site be selected for acquisition.

Supervisor Dorr made a motion, seconded by Supervisor Stewart, to continue the matter to October 5, 1982, to allow owners of the three sites an opportunity to make one last and final offer, with no offers to be received after 5:00 p.m. on Monday, October 4, 1982; to request a letter from the El Dorado Irrigation District stating whether it will provide sewer and water to all three sites and, if so, under what conditions; and to forward a letter to the owner of site 7 (Merrychase Drive at Camerado School) stating the Board cannot agree to his stipulation of no land cost contingent upon the rezoning of his land adjacent to the site. The motion did not carry by the following vote: Ayes: Supervisors Dorr and Stewart; Noes: Supervisors Flynn and Walker; Absent: Supervisor Lowe.

Supervisor Walker made a motion, seconded by Supervisor Flynn, to accept the offer for site 4 (Meder Road and Cameron Park Drive), contingent upon public hearings, and to request the Planning Department to proceed immediately with the public hearings for the required special use permit. The motion did not carry by the following vote: Ayes: Supervisors Walker and Flynn; Noes: Supervisors Dorr and Stewart; Absent: Supervisor Lowe.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the matter was continued to October 5, 1982, at which time it is expected a full Board will be present.

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At the recommendation of the General Services Division, and on motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; No: Supervisor Dorr; Absent: Supervisor Lowe, the Chairman was authorized to sign a Letter Contract with Nopp, VZeiner, Atchinson & Associates for the permits and application phase of the proposed Senior Citizens Center at South Lake Tahoe, at a cost not to exceed \$11,000.00 in professional fee, plus an estimated \$4,000.00 in expenses, contingent upon 50 per cent funding from the City of South Lake Tahoe.

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At the recommendation of General Services Division, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved the District Attorney Building Remodel Project as submitted by the Architect, Edward T. Murray, and authorized advertisement for bid opening to be held on October 18, 1982, at 3:00 p.m.

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The Personnel Director recommended the following, relating to the position of the Director of Psychiatric Health Facility:

Aa. Adoption of a Resolution changing the bargaining unit designation from Management to Supervisory;

from Management to Supervisory;
b. Approval of a 7 per cent salary range increase for this classification, offsetting the elimination of the Management benefit of paid PERS contribution.

A motion by Supervisor Stewart, seconded by Supervisor Dorr, to approve the recommendation of the Personnel Director, did not carry by the following vote: Ayes: Supervisors Dorr and Stewart; No: Supervisor Walker; Abstain: Supervisor Flynn; Absent: Supervisor Lowe. (Supervisor Flynn abstained from voting on the issue due to the fact he was not present for the Personnel Session held earlier this date, at which time arguments for and against the recommendation were presented.)

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried by those present, the matter was continued to October 5, 1982.

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At the recommendation of the Personnel Director, and on motion of Supervisor Dorr, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 259-82 was adopted, adding one Program Assistant I and .50 Clerk II General positions to Community Programs to staff the Supplemental Nutrition Program for Women, Infants and Children (WIC).

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The Airports Department recommended approval of Mr. John Medina's request that the annual minimum rent of \$9.50 per square foot for lease of the area in the Lake Tahoe Airport terminal known as the Sky Room be waived only until the Lease Agreement with same is renegotiated, which would be prior to the exercising of the first five-year renewal option.

On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, the Board reduced the annual minimum rent per year by half of what it presently is (from \$28,889.50 to \$15,000.00).

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The Public Works Department submitted a letter from Mr. Loren Carnahan, regarding the planned oil and chip repair of Starks Grade Road, and, if the Board desires that this work be completed this fall, recommending the following:

- a. Approval of project and appropriation of road impact funds from the Pleasant Valley/Oak Hill area, in the amount of \$12,350.00;
- b. Agreement with Loren/Carnahan be entered into for the preparation of the road surface as outlined in his letter dated September 17, 1982.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the recommendations, with County Counsel to prepare the required Agreement (b.); and the Board requested a report on the cost effectiveness of this project when same is completed.

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Upon being advised by the Planning Director and County Counsel that the Governor has signed Senate Bill 2011 (Greene), dealing with school impact mitigation fees, which nullifies County Ordinances 3000 and 3098, the Board took no action on the request of Mr. Mace Lumsden that the El Dorado High School District be disallowed any further collections of impaction fees due to said District receiving Third Phase Leroy Green funds.

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At the recommendation of the Public Works Department, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved specifications for Project No. 7073, "Reconstruction of Drainage Improvements at Six Locations on County Roads on the West Slope of El Dorado County", and authorized advertisement for bid opening on October 14, 1982, at 2:00 p.m., with award by the Board on October 19, 1982, and funding of same from the appropriate Road Improvement Fund. A Dela Dela Company

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NAt the recommendation of the Building Department, and on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board authorized the review of the Building Department fees in relation to the discussion in said Department's memorandum to the Board dated September 20, 1982; and requested the Auditor/Controller to Update his study of Building Department related costs (County wide).

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County Counsel submitted a Peremptory Writ of Mandamus issued by Judge William E. Byrne in the EPIC v. County of El Dorado matter, and recommended the Board take action to return to the second take action to the second take ac mended the Board take action to set aside its approval of the Camino-Fruitridge and Greenstone Area Plans and proceed to prepare and consider new plans for same.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved County Counsel's recommendation in concept, and requested County Counsel to prepare the appropriate Resolution, for Board adoption on October 5, 1982, to set aside approval of the Camino/Fruitridge and Greenstone Area Plans.

At the request of County Counsel, and on motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board continued to October 5, 1982, the matter of an Agreement with Mr. Louis W. Franz, whereby the County will grant Mr. Franz a right-of-way easement at the east end of County-owned Parcel No. 67-270-06, on Green Valley Road, for access to the ou acres Village Unit No. 3 Rural Subdivision. for access to the 80 acres Mr. Franz is planning to develop as Highland

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On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Chairman was authorized to sign a letter to the Sierra-Sacramento Valley Emergency Medical Service, stating El Dorado County's decision not to renew its Agreement with same for assumption of the EMT-P program in El Dorado County.

On motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, the Board elected not to authorize payment, in the amount of \$4,604.00, as El Dorado County's contribution to the Sierra-Sacramento Valley Emergency Medical Services Agency for Fiscal Year 1982-83.

On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board designated the County Health Department as the local Emergency Medical Services (EMS) Agency for El Dorado County, and the County Health Officer as Medical Director of same, pursuant to Senate Bill 125; and also appointed Supervisor Dorr as liaison Board member.

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Mrs. Terry Seymour requested the waiver of County Ordinance Code requirements relating to electric service panels, for a well pump and future barn to be built on her property in the Shingle Springs area.

At the recommendation of the Building Department, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the request with the stipulation that the panel's main disconnect switch and service entry conductors be limited to no more than 30 amps size and capacity to serve the well pump at this time.

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At the recommendation of the Building Department, and on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, the Board denied the request of Mr. David White that the County refund the \$161.00 fee he paid on December 22, 1980, for Building Permit No. 33067, which has since expired, as the Building Department was never required to make any inspections relative to same.

SPECIAL ORDERS

PLANNING MATTERS



Hearing was held as duly advertised to consider amendments to the Airport Approach Overlay Zone Ordinance, which would limit heights of buildings and vegetation on certain parcels of land surrounding airports within El Dorado County.

Mr. Joe Stancil, Chairman of the Airports Advisory Committee, was present and spoke on behalf of same.

There were no protests, and the hearing was closed.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the amendments were approved in concept, and County Counsel was requested to prepare, for Board consideration on October 26, 1982, the Ordinance in final form in coordination with Planning staff and the Airports Advisory Committee.

At the recommendation of the Planning Commission, and on motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the Development Plan for Site "D", located in Pony Express Station, subject to the 9 conditions proposed by the Planning Commission, based on the following findings:

- The development plan is consistent with the General Plan;
- The proposed development is so designed to provide a desirable environment within its own boundaries;
- The site is physically suited for the proposed uses; and
- Adequate services are available for the proposed uses.

Hearing was held as duly advertised to consider the following:

- Cancellation of portion of Agricultural Preserve No. 227 in the Gold Hill area, consisting of 5 acres, requested by William and Alma Graham (Agricultural Commission and Planning Commission recommend approval);
- Rezoning of said lands from Exclusive Agricultural Zone to Residential Agricultural Twenty-Acre Zone (Planning Commission recommends approval).

The applicants were not present; there were no written or verbal protests; and the hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the Negative Declaration, as filed, and approved the subject cancellation based on the following findings:

- The cancellation and proposed alternative use are consistent with the General Plan;
- The cancellation and proposed alternate use doe not result in "leapfrog" (discontiguous urban land use patterns) development;
- As the agricultural use has already been diminished by surrounding land uses, the proposed alternate use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties, as required by the Long Range Goals and Policies.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the Negative Declaration and the subject rezoning, by adoption of ORDINANCE NO. 3302 which amends the County Zoning Ordinance accordingly, based on the following findings:

- The rezoning is consistent with the General Plan;
- The parcel is isolated from other good agricultural land and is less than 50 acres;
- The parcel is located in an area predominately Low Density Residential (5 acre parcels) and more intensive land uses;
- The applicant has submitted evidence that the parcels have failed to adequately produce agricultural products and that it is not feasible or practical to sell the parcel as an agricultural unit.

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Hearing was held as duly advertised to consider the following:

a. Cancellation of portion of Agricultural Preserve No. 192 in the Pleasant Valley area, consisting of 16.66 acres, requested by John MacCready (Agricultural Commission and Planning Commission recommend approval);

b. Rezoning of said lands from Exclusive Agricultural Zone to Residential Agricultural Twenty-Acre Zone (Planning Commission recommends

approval).

The applicant was not present; there were no written or verbal protests; and the hearing was closed.

On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the Negative Declaration, as filed, and approved the subject cancellation, based on the following findings:

1. The cancellation and proposed alternative use are consistent with the General Plan;

. The cancellation and proposed alternate use does not result in "leap-

frog" (discontiguous urban land use patterns) development;

3. The proposed alternate use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties, as spoken to by the Long Range Goals and Policies.

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On motion of Supervisor Flynn, seconded by Supervisor Dorr, and unanimously carried by those present, the Board approved the Negative Declaration and the subject rezoning, by adoption of ORDINANCE NO. 3303 which amends the County Zoning Ordinance accordingly, based on the following findings:

1. The rezoning is consistent with the General Plan;

2. RA-20 zoning would not be detrimental to the adjacent agricultural preserve or to the parcel itself.

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Hearing was held as duly advertised to consider the following:

a. Cancellation of Agricultural Preserve No. 24 in the Shingle Springs area, consisting of 85.555 acres, requested by Donald W. Thomas and M. and C. Anastasios (Agricultural Commission and Planning Commission recommend approval);

b. Rezoning of 36.974 acres of said lands from Exclusive Agricultural Zone to Residential One-Acre Zone, petitioned by Donald W. Thomas

(Planning Commission recommends approval);

c. Rezoning of 48.581 acres of said lands from Exclusive Agricultural Zone to Estate Residential Ten-Acre Zone, petitioned by M. and C. Anastasios (Planning Commission recommends approval).

M. and C. Anastasios were not present. Mr. Thomas was present, along with his agent, Mr. Gene Thorne, and responded to questions of Board members. Mrs. Brosker requested clarification of whether the lots in Mr. Thomas' proposed subdivision will be on sewers or septic systems. Mr. Thorne responded that both sewers and septic systems will be utilized.

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

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the Negative Declarations, as filed, and approved the subject cancellation, based on the following findings:

The cancellation and proposed alternative use are consistent with the General Plan;

The cancellation and proposed alternate use doe not result in "leap-

frog" (discontiguous urban land use patterns) development;
As the agricultural use has already been diminished by surrounding land uses, the proposed alternate use will not diminish or impair the agricultural use or potential agricultural use of this property or contiguous properties.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the Negative Declaration and the rezoning of 36.974 of said lands as requested by Donald W. Thomas, from Exclusive Agricultural Zone to Residential One-Acre Zone, by adoption of ORDINANCE NO. 3304 which amends the County Zoning Ordinance accordingly, based on the following findings:

The request is consistent with the General Plan; SFRMD, 1.0 - 4.9 acre parcels;

The rezoning would not result in "leapfrog" (discontiguous urban land use patterns) development;

The parcels are isolated from other good agricultural land and are less than 50 acres;

The parcels are located in an area predominately Low Density Residential (5 acre parcels) and more intensive land uses;

The applicant has submitted evidence that the parcels have failed to adequately produce agricultural products and that it is not practical or feasible to sell the parcels as an agricultural unit.

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On motion of Supervisor Dorr, seconded by Supervisor Flynn, and unanimously carried by those present, the Board approved the Negative Declaration and the rezoning of 48.581 acres of said lands as requested by M. and C. Anastasios, from Exclusive Agricultural Zone to Estate Residential Ten-Acre Zone, by adoption of ORDINANCE NO. 3305 which amends the County Zoning Ordinance accordingly, based on the following findings:

The request is consistent with the General Plan; RRA10-160;

The rezoning would not result in "leapfrog" (discontiguous urban land use patterns) development;

The parcels are isolated from other good agricultural land and are less than 50 acres;

The parcels are located in an area predominately Low Density Residential (5 acre parcels) and more intensive land uses;

5. The applicant has submitted evidence that the parcels have failed to adequately produce agricultural products and that it is not practical or feasible to sell the parcels as an agricultural unit.

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On motion of Supervisor Stewart, seconded by Supervisor Flynn, and carried by the following vote: Ayes: Supervisors Flynn, Stewart, and Walker; No: Supervisor Dorr; Absent: Supervisor Lowe, the Board approved the Memorandum of Understanding submitted by the City of South Lake Tahoe, regarding participation in the preparation of the Tahoe Regional Planning Agency Plan preparation process.

Further, on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present, Supervisor Stewart was authorized to sign said Memorandum of Understanding at the Tahoe Basin Association of Governments (TBAG) meeting on October 4, 1982.

GENERAL ORDERS

In a letter dated September 24, 1982, Mr. Scott L. Wilson, Economic Development Coordinator, requested, on behalf of the County Chamber of Commerce Economic Development Council, that the Board provide funds, in the amount of \$2,000.00, to secure space for El Dorado County at a major Industrial Site Exposition being held in San Jose on November 16 and 17, 1982. The Board approved the request, in concept, and directed that the necessary budget transfer, transferring the \$2,000.00 from the County General Fund Contingencies to the County Chamber of Commerce, be placed on the Board's agenda for October 5, 1982, for final approval, on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present.

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The Sierra Planning Organization requested comments on the following:

- Application of Diamond Investors for Diamond Springs Apartment -16 units;
- Application of El Dorado County Planning Department for El Dorado Hills Business Park;
- Preapplication of Green Valley, a limited partnership, for Green Valley Apartments.

Reference items b. and c., the Board concurred with the Sierra Planning Organization staff's recommended review comments, on motion of Supervisor Stewart, seconded by Supervisor Dorr, and unanimously carried by those present.

Item a. was continued to October 5, 1982, to allow the Planning Department an opportunity to review the request and comment on same, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present.

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There being no further business, the Board adjourned to Tuesday, October 5, 1982, at 10:00 a.m.

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APPROVED:

WALKER, Chairman

ATTEST:

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

toole Deputy Clerk

September 28, 1982