

County of El Dorado

BOARD OF SUPERVISORS

WILLIAM S. BRADLEYDISTRICT I
RAYMOND J. NUTTINGDISTRICT II
J. MARK NIELSENDISTRICT III
WALTER L. SHULTZDISTRICT IV
JOHN E. UPTONDISTRICT V
DIXIE L. FOOTE CLERK OF THE BOARD

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C O N F O R M E D

A G E N D A

Regular Meeting of the Board of Supervisors

July 25, 1995

8:00 A.M.

BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A, Placerville

J. MARK NIELSEN, Chairman Dixie L. Foote, Board Clerk
SUPERVISORS: BRADLEY, NUTTING, NIELSEN, SHULTZ AND UPTON
Supervisor Bradley absent

Persons wishing to speak on a Consent Calendar item are requested to so advise the Chairman or Clerk prior to 9:00 a.m. Public testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals representing a group are allocated 5 minutes. (Adptd 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum at 9:00 a.m. Public comments during Open Forum are limited to five minutes per person. The Board reserves the right to waive said rules by a majority vote.

8:00 A.M. - CALL TO ORDER AND ADOPTION OF AGENDA

BOARD ACTION - Agenda adopted.

UNuNS B(a)

Closed Sessions have been scheduled to discuss the following pursuant to Government Codes cited:

Existing litigation pursuant to Government Code Section 54956.9 regarding the following:

a. Anthony Braswell vs County of El Dorado, et al, Case No. PV001010;

BOARD ACTION - Board authorized referral of the matter to the outside firm of Caulfield, Davies & Donahue for representation of the County and named County defendants.

UNuNS B(a)

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11263

(Closed Sessions continued from page 1)

b. **Leathem vs County of El Dorado, et al, Federal Court Case Nos. CIV-S-95-811 DFL PAN and CIV S-95-813 DFL PAN.**

BOARD ACTION - Board rejected requests for tender of defense for parties that were not requested to aid the enforcement of animal control. 11304
SNUU B(a)

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation. ✓

BOARD ACTION - No action reported.

9:00 A.M. - PLEDGE OF ALLEGIANCE TO THE FLAG

OPEN FORUM - Glen Campbell re: Bass Lake Hills Specific Plan 10395

DEPARTMENT MATTERS

1. Planning Department submitting a progress report on the General Plan and Environmental Impact Report (EIR) and recommending the following:

(1) Receive and file said report;
BOARD ACTION - Report received and filed. USNuN B(a)

(2) Direct staff and the Planning Commission to develop a detailed adoption schedule;

BOARD ACTION - Staff and Planning Commission directed to develop a detailed adoption schedule to accomplish completion as soon as possible of the analysis of site specific requests as well as the General Plan, including the Supplemental EIR; and as regards the General Plan process, staff of the Planning and Transportation Departments were directed to take direction exclusively from the Planning Commission with the understanding the Board retains its authority to render final approval. 9399
USNuN B(a)

(3) Schedule a closed session to receive legal advice similar to that which has been provided to the Planning Commission concerning threatened litigation over the General Plan and General Plan Environmental Impact Report.

BOARD ACTION - Prior to taking action on recommendations 1 and 2 above, the Board convened in closed session after which it announced there was no action to report out. USNuN B(a)

TIME ALLOCATIONS - 11:00 A.M.

County Service Area 3 Meeting (refer to separate agenda)

County Service Area 7 Meeting (refer to separate agenda)

Air Pollution Control District Meeting (refer to separate agenda)

Public Housing Authority Meeting (refer to separate agenda)

Water Agency Meeting (refer to separate agenda)

COMMITTEE REPORTS**LUNCH RECESS****TIME ALLOCATIONS - 2:00 P.M.**

80. Hearing to consider adoption of Ordinance rezoning (Z95-09) 3.84 acres in the Diamond Springs/El Dorado Area (District III) from RE-5, Estate Residential Five-Acre Zone to C-PD, Commercial-Planned Development Zone, and Development Plan 95-06 for said lands, petitioned by El Dorado Savings Bank:
BOARD ACTION - Board adopted the Negative Declaration; waived reading, read by title only, and adopted **ORDINANCE NO. 4374** approving the rezoning; and adopted the development plan as the official development plan subject to conditions set forth on Attachment 2 to the Planning Department Agenda Transmittal regarding same dated 7/18/95, based on the findings of the Planning Commission on 7/13/95. USNuN B(a) 11417

81. Hearing to consider adoption of Ordinance rezoning (Z95-03) 1.5 acres of a 7.3 acre parcel in the Diamond Springs/El Dorado Area (District III) from RE-5, Estate Residential Five-acre Zone to R2A, Single-family Two-acre Residential Zone requested by Barbara M. Fernsten.
BOARD ACTION - Board adopted the Negative Declaration; and waived reading, read by title only, and adopted **ORDINANCE NO. 4375** approving the rezoning based on the findings of the Planning Commission on 7/13/95. USNuN B(a) 11418

- 82. Hearing to consider an amendment (Z95-07) to the County Zoning Ordinance, Chapters 17.06, General Provisions, and 17.48, Recreational Facilities Zone District.

BOARD ACTION - Board adopted the Negative Declaration; and waived reading, read by title only, and adopted **ORDINANCE NO. 4376** approving the Zoning Ordinance amendment based on the findings of the Planning Commission on 6/22/95. SNU NU B(a)

8887

- 83. Hearing to consider adoption of Ordinance rezoning (Z95-04) 18.2 acres in the Shingle Springs Area (District III) from RE-10, Estate Residential Ten-acre Zone to RF, Recreational Facilities Zone, requested by Placerville KOA Kampground.

BOARD ACTION - Board certified the addendum to the Environmental Impact Report (EIR); and waived reading, read by title only, and adopted **ORDINANCE 4377** approving the rezoning based on the findings of the Planning Commission on 6/22/95. USNU N B(a)

8887

- 84. Hearing to consider the following for Cinnabar Subdivision on 7,868 acres in the Diamond Springs/El Dorado and Latrobe Areas (District II) requested by Cook Ranch Partners:

- a. Adoption of Ordinance, after waiver of reading and reading by title only, rezoning (Z92-25) said lands from RA-40, Residential Agricultural Forty-acre Zone, RA-80, Residential Agricultural Eighty-acre zone, and Open Space to RE-10/PD, Estate Residential Ten-acre/Planned Development Zone;

- b. Development Plan 91-12;

- c. Tentative Subdivision Map 92-1259 with requested design waivers creating 566 residential parcels ranging in size from 5.0 acres to 85 acres totaling 4,930 acres, 25 open space parcels ranging in size from 3.6 acres to 643.8 acres totaling 2,834.6 acres, and 5 special equestrian and day use facilities; and phasing plan to allow the project to be developed in five phases.

9821

BOARD ACTION - The Board acted as follows:

- (1) Certified, pursuant to Section 15090 of the State California Environmental Quality Act (CEQA) Guidelines that:

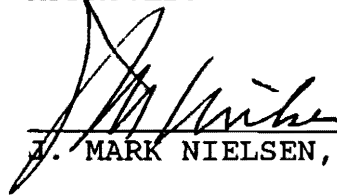
- (a) The final EIR has been completed in compliance with CEQA;

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- (b) The final EIR was presented to the decision making authority of the Lead Agency, and that the decision making authority reviewed and considered the information contained therein prior to approving the project; and
 - (c) The EIR reflects the independent judgement of the Lead Agency.
- (2) Adopted the Statement of Findings for the Final EIR set forth on Attachment 1 to the Planning Department Agenda Transmittal dated 7/19/95.
- (3) Adopted the Statement of Overriding Consideration set forth on Attachment 2 to the Planning Department Agenda Transmittal dated 7/19/95.
- (4) Adopted the Findings with Respect to Alternatives set forth on Attachment 3 to the Planning Department Agenda Transmittal dated 7/19/95.
- (5) Adopted the Findings with Respect to Project Approval set forth on Attachment 4 to the Planning Department Agenda Transmittal dated 7/19/95. 9821
- (6) Adopted the Mitigation Monitoring Program as amended consistent with the Planning Commission action on 7/20/95, pursuant to the requirements of Section 21081(a) of the Government Code, based on the findings set forth on Attachment 5 to the Planning Department Agenda Transmittal dated 7/19/95.
- (7) Adopted ORDINANCE NO. 4378, after waiving reading and reading by title only, approving the requested rezoning based on the findings set forth on Attachment 4 to the Planning Department Agenda Transmittal dated 7/19/95.
- (8) Approved Planned Development 91-12, adopting the development plan as the official development plan, based on the findings listed on Attachment 4 to the Planning Department Agenda Transmittal dated 7/19/95.
- (9) Approved Tentative Subdivision Map 92-1259 based on the findings set forth on Attachment 4 to the Planning Department Agenda Transmittal dated 7/19/95, and subject to conditions set forth on Attachment 6 to the Planning Department Agenda Transmittal dated 7/19/95 with modifications made by the Board and agreed to by the applicant this date. NuSNU B(a)


MEETING ADJOURNED

APPROVED:



J. MARK NIELSEN, Chairman

ATTEST:



DIXIE L. FOOTE, Clerk of the Board