

# **County of Monterey**

Government Center - Board Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901



## **Meeting Agenda - Final**

**Wednesday, January 29, 2025**

**1:30 PM**

**Special Meeting**

**<https://attend.wordly.ai/join/THCT-8529>**

**Monterey County Planning Commission**

**The Planning Commission is pleased to announce a six-month Pilot Program for Interpretation Services, commencing in December 2024. This initiative aims to enhance accessibility and participation in our meetings.**

**To utilize interpretation services during the Planning Commission meetings, please access the meeting via the below link or use the QR Code on our website. Once logged in, select your preferred language and click on ‘Attend’ to join.**

**Thank you for your cooperation and we look forward to your participation.**

**La Comisión de Planificación se complace en anunciar un Programa Piloto de Servicios de Interpretación de seis meses de duración, que comenzará en diciembre de 2024. Esta iniciativa tiene como objetivo mejorar la accesibilidad y la participación en nuestras reuniones.**

**Para utilizar los servicios de interpretación durante las reuniones de la Comisión de Planificación, acceda a la reunión a través del siguiente enlace o utilice el código QR en nuestro sitio web. Una vez que haya iniciado sesión, seleccione su idioma preferido y haga clic en "Asistir" para unirse.**

**Gracias por su colaboración y esperamos contar con su participación.**

**<https://attend.wordly.ai/join/THCT-8529>**

**For optimal audio quality, please use a headset with your device. If you require assistance or do not have a device, reach out to the Clerk of the Planning Commission for support.**

**Para una calidad de audio óptima, utilice auriculares con su dispositivo. Si necesita ayuda o no tiene un dispositivo, comuníquese con el secretario(a) de la Comisión de Planificación para obtener ayuda.**

The Recommended Action indicates the staff recommendation at the time the agenda was prepared. That recommendation does not limit the Planning Commission alternative actions on any matter before it.

NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to the corresponding staff report and associated documents.

In addition to attending in person, public participation will be available by ZOOM and/or telephonic means:

You may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/95316276581>

OR to participate by phone call any of these numbers below:

- + 1 669 900 6833 US (San Jose)
- + 1 346 248 7799 US (Houston)
- + 1 312 626 6799 US (Chicago)
- + 1 929 205 6099 US (New York)
- + 1 253 215 8782 US
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Enter this Meeting ID number 953 1627 6581 when prompted.

**PLEASE NOTE: IF ALL COMMISSIONERS ARE PRESENT IN PERSON, PUBLIC PARTICIPATION BY ZOOM IS FOR CONVENIENCE ONLY AND IS NOT REQUIRED BY LAW. IF THE ZOOM FEED IS LOST FOR ANY REASON, THE MEETING MAY BE PAUSED WHILE A FIX IS ATTEMPTED BUT THE MEETING MAY CONTINUE AT THE DISCRETION OF THE CHAIRPERSON.**

If you choose not to attend the Planning Commission meeting in person, but desire to make general public comment, or comment on a specific item on the agenda, you may do so in two ways:

- a. Submit your comment via email by 5:00 p.m. on the Tuesday prior to the Planning Commission meeting. Please submit your comment to the Clerk at [phearingcomments@co.monterey.ca.us](mailto:phearingcomments@co.monterey.ca.us) . In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Planning Commission Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the meeting.
- b. You may participate through ZOOM or telephonically. For ZOOM or telephonic participation please join by computer audio using the links above.

**DOCUMENT DISTRIBUTION:** Documents related to agenda items that are distributed to the Planning Commission less than 72 hours prior to the meeting shall be available for public inspection at the meeting the day of the Planning Commission meeting and in the Housing and Community

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Development Office located at 1441 Schilling Place, 2nd Floor, Salinas California. Documents submitted in-person at the meeting, will be distributed to the Planning Commission. All documents submitted by the public at the meeting the day of the Planning Commission must have no less than sixteen (16) copies. Comments received after the agenda item will be made part of the record if received prior to the end of the meeting.

**ALTERNATIVE FORMATS:** If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132) and the federal rules and regulations adopted in implementation thereof. For information regarding how, to whom and when a person with a disability who requires a modification or accommodation in order to participate in the public meeting may make a request for disability-related modification or accommodation including auxiliary aids or services or if you have any questions about any of the items listed on this agenda, please call the Monterey County Housing and Community Development at (831) 755-5025.

**INTERPRETATION SERVICE POLICY:** The Monterey County Planning Commission invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Monterey County Housing and Community Development Department by phone at (831) 755-5025. The Clerk will make every effort to accommodate requests for interpreter assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting.

La medida recomendada indica la recomendación del personal en el momento en que se preparó la agenda. Dicha recomendación no limita las acciones alternativas de la Comisión de Planificación sobre cualquier asunto que se le haya sometido.

Además de asistir en persona, la participación del público estará disponible por ZOOM y/o medios telefónicos:

Puede participar a través de ZOOM. Para la participación de ZOOM, únase por computadora en: <https://montereycty.zoom.us/j/95316276581>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

- + 1 669 900 6833 US (San Jose)
- + 1 346 248 7799 US (Houston)
- + 1 312 626 6799 US (Chicago)
- + 1 929 205 6099 US (New York)
- + 1 253 215 8782 US
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Presione el código de acceso de reunión: 953 1627 6581 cuando se le solicite.

**TENGA EN CUENTA: SI TODOS LOS COMISIONADOS ESTÁN PRESENTES EN PERSONA, LA PARTICIPACIÓN PÚBLICA DE ZOOM ES SOLO POR CONVENIENCIA Y NO ES**

**REQUERIDA POR LA LEY. SI LA TRANSMISIÓN DE ZOOM SE PIERDE POR CUALQUIER MOTIVO, LA REUNIÓN PUEDE PAUSARSE MIENTRAS SE INTENTA UNA SOLUCIÓN, PERO LA REUNIÓN PUEDE CONTINUAR A DISCRECIÓN DEL PRESIDENTE DE LA REUNIÓN.**

Si decide no asistir a la reunión de la Comisión de Planificación en persona, pero desea hacer comentarios públicos generales o comentar sobre un tema específico de la agenda, puede hacerlo de dos maneras:

- a. Envíe su comentario por correo electrónico antes de las 5:00 p.m. del martes anterior a la reunión de la Comisión de Planificación. Por favor, envíe su comentario al asistente de la Comisión de Planificación a: [phearingcomments@co.monterey.ca.us](mailto:phearingcomments@co.monterey.ca.us) . En un esfuerzo por ayudar al asistente a identificar el tema de la agenda relacionado con su comentario público, indique en la Línea de Asunto, la audiencia de la reunión (ejemplo, la Junta de la Comisión de Planificación) y número de artículo (ejemplo, artículo n.º 10). Su comentario se incluirá en el registro de la reunión.
- b. Puede participar a través de ZOOM o telefónicamente. Para ZOOM o participación telefónica, únase por audio de computadora utilizando los enlaces anteriores.

**DISTRIBUCIÓN DE DOCUMENTOS:** Los documentos relacionados con los temas de la agenda que se distribuyan a la Comisión de Planificación menos de 72 horas antes de la reunión estarán disponibles para inspección pública en la reunión el día de la reunión de la Comisión de Planificación y en la Oficina de Vivienda y Desarrollo Comunitario ubicada en 1441 Schilling Place, 2nd Floor, Salinas California. Los documentos presentados en persona en la reunión se distribuirán a la Comisión de Planificación. Todos los documentos presentados por el público en la reunión del día de la Comisión de Planificación deben tener no menos de dieciséis (16) copias. Las observaciones recibidas después del tema del programa pasarán a formar parte del acta si se reciben antes de que finalice la sesión.

**FORMATOS ALTERNATIVOS:** Si se solicita, la agenda se pondrá a disposición de las personas con discapacidad en formatos alternativos apropiados, según lo exige la Sección 202 de la Ley de Estadounidenses con Discapacidades de 1990 (42 USC Sec. 12132) y las reglas y regulaciones federales adoptadas en implementación de la misma. Para obtener información sobre cómo, a quién y cuándo una persona con una discapacidad que requiere una modificación o adaptación para participar en la reunión pública puede hacer una solicitud de modificación o adaptación relacionada con la discapacidad, incluidas las ayudas o servicios auxiliares, o si tiene alguna pregunta sobre cualquiera de los temas enumerados en esta agenda, llame al Departamento de Vivienda y Desarrollo Comunitario del Condado de Monterey al (831) 755-5025.

**POLÍZA DE SERVICIO DE INTERPRETACIÓN:** Los miembros de la Comisión de Planificación del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un intérprete, por favor comuníquese con el Departamento de Vivienda y Desarrollo Comunitario localizado en el Centro de Gobierno del Condado de Monterey, (County of Monterey Government Center), 1441 Schilling Place, segundo

piso sur, Salinas – o por teléfono al (831) 755-5025. La asistente hará el esfuerzo para acomodar los pedidos de asistencia de un intérprete. Los pedidos se deberán hacer lo más pronto posible, y no más de lo mínimo de 24 horas de anticipo para cualquier reunión.

**NOTA:** Todos los títulos de la agenda relacionados con los puntos numerados de la agenda son enlaces web en vivo. Haga clic en el título para dirigirse al informe del personal correspondiente y los documentos asociados.

**COMENTARIO PÚBLICO:** Los miembros del público pueden dirigir comentarios a la Comisión de Planificación sobre cada punto del orden del día. El momento de los comentarios públicos será a discreción del presidente.

**NOTE: All agenda titles related to numbered items are live web links. Click on the title to be directed to corresponding Staff Report.**

**1:30 P.M. - CALL TO ORDER**

**ROLL CALL**

Planning Commissioners

Land Use Advisory Committees (LUAC):

Big Sur LUAC - Chair, and Members

Cachagua LUAC - Chair, and Members

Carmel Unincorporated/Carmel Highlands - Chair, and Members

Carmel Valley LUAC - Chair, and Members

Castroville LUAC - Chair, and Members

Del Monte Forest - Chair, and Members

Greater Monterey Peninsula LUAC - Chair, and Members

North County LUAC - Chair, and Members

South Coast LUAC - Chair, and Members

South County LUAC - Chair, and Members

Toro LUAC - Chair, and Members

**PUBLIC COMMENTS**

This is a time set aside for the public to comment on a matter that is not on the agenda.

**AGENDA ADDITIONS, DELETIONS AND CORRECTIONS**

The Clerk will announce agenda corrections, deletions and proposed additions, which may be acted on by the Planning Commission as provided in Sections 54954.2 of the California Government Code.

**ACTION ITEMS**

**1. LAND USE ADVISORY COMMITTEE (LUAC) MEMBER UPDATE**

Each Land Use Advisory Committee (LUAC) will be invited to present up to three issues from the past year for general discussion. These may include achievements, challenges or emerging issues.

After the presentations are completed there will be a discussion which may result in Planning Commission or staff recommendations or actions.

**2. TRAINING ITEMS FOR PLANNING COMMISSION AND LUAC's:**

- 1. Role of Land Use Advisory Committees
  - a. Review Procedures (Board Resolution 15-103) and Election of Officers
- 2. Role of the Planning Commission
- 3. Due Process and Brown Act

4. Conflict of Interest
5. Public Records
6. Commissioner/Committee Member Comments

**Attachments:** [Adopted Board Order and Resolution - April 28, 2015](#)

**ADJOURNMENT**





# County of Monterey

## Item No.1

### Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

Legistar File Number: PC 25-009

January 29, 2025

**Introduced:** 1/22/2025

**Current Status:** Agenda Ready

**Version:** 1

**Matter Type:** Planning Item

#### **LAND USE ADVISORY COMMITTEE (LUAC) MEMBER UPDATE**

Each Land Use Advisory Committee (LUAC) will be invited to present up to three issues from the past year for general discussion. These may include achievements, challenges or emerging issues.

After the presentations are completed there will be a discussion which may result in Planning Commission or staff recommendations or actions.



# County of Monterey

## Item No.2

### Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

Legistar File Number: PC 25-007

January 29, 2025

**Introduced:** 1/14/2025

**Current Status:** Agenda Ready

**Version:** 1

**Matter Type:** Planning Item

#### **TRAINING ITEMS FOR PLANNING COMMISSION AND LUAC's:**

1. Role of Land Use Advisory Committees
  - a. Review Procedures (Board Resolution 15-103) and Election of Officers
2. Role of the Planning Commission
3. Due Process and Brown Act
4. Conflict of Interest
5. Public Records
6. Commissioner/Committee Member Comments



# Monterey County

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

## Board Order

Upon motion of Supervisor Phillips, seconded by Supervisor Salinas and carried by those members present, the Board of Supervisors hereby:

Considered and:

- a. Found the consolidation of the North County-Inland and North County-Coastal Land Use Advisory Committees (LUAC) and revision of LUAC procedures is not a project under California Environmental Quality Act (CEQA) Guidelines;
- b. Adopted Resolution 15-103 consolidated the North County-Inland and North County-Coastal Land Use Advisory Committees; and
- c. Amended the Land Use Advisory Committee Procedures to reflect the consolidation. (North County Land Use Advisory Committees - REF150004/County of Monterey)

PASSED AND ADOPTED on this 28th day of April 2015, by the following vote, to wit:

AYES: Supervisors Phillips, Salinas and Potter  
NOES: Supervisors Armenta and Parker  
ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 78 for the meeting on April 28, 2015.

Dated: April 29, 2015  
File ID: RES 15-043

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By Denise Hancock  
Deputy

**Before the Board of Supervisors in and for the  
County of Monterey, State of California**

**Resolution No. 15-103**

Resolution of the Monterey County Board )  
of Supervisors consolidating the North )  
County-Inland and North County-Coastal )  
Land Use Advisory Committees and )  
amending the Monterey County Land Use )  
Advisory Procedures )  
(North County Land Use Advisory )  
Committees – REF150004/County of )  
Monterey)..... )

WHEREAS, on August 23, 1994, the Monterey County Board of Supervisors adopted Land Use Advisory Committee Procedures.

WHEREAS, on June 24, 2004, the Monterey County Board of Supervisors adopted interim Land Use Advisory Committee Procedures. Interim guidelines were established as a temporary measure to address reduction in Planning Department resources.

WHEREAS, the Planning Commission held public hearings between May 28 and August 8, 2008 to review amendments to the Land Use Advisory Committee Procedures. The proposed changes were intended to provide greater clarity to the roles and duties of the LUACs and planning staff as well as the type of projects that are reviewed by the LUACs. On August 27, 2008, the Planning Commission unanimously voted to recommend to the Board of Supervisors approval of revisions to the LUAC Guidelines.

WHEREAS, on November 18, 2008, the Board of Supervisors adopted the Land Use Advisory Committee Procedures (“Guidelines”) (Resolution No. 08-338).

WHEREAS, the need for a separate LUAC for the adopted Castroville Community Plan area was identified as its development is urban in nature as opposed to rural North County. On December 10, 2014, the Planning Commission held a public meeting to consider the establishment of a Castroville LUAC and make clarifying modifications to Exhibits A and B of the Land Use Advisory Committee Procedures (“Guidelines”). The Planning Commission voted to recommend the Board of Supervisors establish the Castroville LUAC and make the recommended changes to the LUAC Guidelines.

WHEREAS, on December 16, 2014, the Board of Supervisors amended the Land Use Advisory Committee Procedures to create the Castroville LUAC and area and make modifications to Exhibits A and B of the Land Use Advisory Committee Procedures (“Guidelines”) (Resolution No. 14-373).

WHEREAS, on December 10, 2014, the Planning Commission also conducted a workshop on the consolidation of the North County-Inland and Coastal LUACs and provided

direction to staff to attend the meetings of the potentially affected LUACs and obtain feedback from the members.

WHEREAS, on December 16, 2014, the North County-Coastal LUAC held a meeting and discussed the topic of merging the two North County LUACs; four members were present and one was absent. The LUAC was not in support of consolidation. The LUAC did, however, recommend that efforts should instead be concentrated on the solicitation and appointment of new members to both LUACs.

WHEREAS, on January 21, 2015, the North County-Inland LUAC held a meeting and discussed the topic of merging the two North County LUACs; three members were present. The North County-Inland LUAC voted unanimously to remain as two separate LUACs, as the LUAC feels that it is important that they be allowed to have a voice in the community.

WHEREAS, on January 28, 2015, the Planning Commission held a public hearing to consider the LUAC consolidation and weighed the LUAC's recommendation alongside the overall good of the public. The Planning Commission recommended the Board of Supervisors consolidate the North County-Inland and North County-Coastal LUACs due to a decrease in the amount of projects brought before the LUACs and that consolidation would result in a reduction of County costs and improved efficiency.

WHEREAS, on April 28, 2015, the Board of Supervisors considered the consolidation of the North County-Inland and North County-Coastal LUACs and amending Exhibit B of the LUAC Guidelines to reflect the change.

WHEREAS, establishment of a LUAC and adoption of these revisions to the Land Use Advisory Committee Procedures is an organizational, administrative activity that will not result in direct or indirect physical changes to the environment, and as such is not a project under CEQA pursuant to Sections 15061(b)(3) and 15378(b)(5) of the CEQA Guidelines.

### **DECISION**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors does hereby:

- a. Find that the consolidation of the North County-Inland and North County-Coastal LUACs and revision of LUAC procedures is not a project under CEQA;
- b. Consolidate the North County-Inland and North County-Coastal LUACs; and
- c. Amend the Monterey County Land Use Advisory Committee Procedures ("Guidelines") to reflect the consolidation, as shown in Exhibit 1, attached hereto and incorporated herein by reference.

**PASSED AND ADOPTED** upon motion of Supervisor Phillips, seconded by Supervisor Salinas carried this 28th day of April 2015, by the following vote, to wit:

AYES: Supervisors Phillips, Salinas and Potter  
 NOES: Supervisors Armenta and Parker  
 ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 78 for the meeting on April 28, 2015.

Dated: April 29, 2015  
File Number: RES 15-043

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By Denise Hancock  
Deputy

**EXHIBIT 1**  
**PROPOSED AMENDMENTS TO THE MONTEREY COUNTY LAND USE**  
**ADVISORY COMMITTEE PROCEDURES**

**Monterey County Land Use Advisory Committee Procedures**

*(Adopted November 18, 2008; amended December 16, 2014)*

The following procedures were adopted by the Board of Supervisors.

1. The purpose of a Land Use Advisory Committee (LUAC) is to:
  - a. Advise the Appropriate Authority by providing comments and recommendations on referred land use planning matters pursuant to the "Guidelines for Review of Applications" in **Exhibit A**.
  - b. Reflect the perspective of the local community with focus on neighborhood character, unique community site and conditions and potential local effects or contributions that would likely result from the implementation of a proposed project.
  - c. Perform such other review of land use issues as may be requested from time to time by the Planning Commission or the Board of Supervisors.
  - d. Provide a venue for project neighbors to provide input on proposed projects.
  - e. Identify concerns in response to staff-provided scope of review on neighborhood, community and site issues excluding regional impacts which are the purview of the Appropriate Authority.
  
2. Definitions:
  - a. "Appropriate Authority" means that person, official, or body designated to hear, grant, deny, modify, condition, revoke or otherwise act on permits required by County Zoning Ordinances.
  - b. "Brown Act" (a.k.a. Ralph M. Brown Act), as set forth in Section 54950 et seq. of the California Government Code, means the state open meeting law applicable to local government bodies.
  - c. "LUAC" means Land Use Advisory Committee.
  - d. "Planning Area" means geographic sub-regions of Monterey County established by the applicable General Plan, Area Plans and Local Coastal Program Land Use Plans (See **Exhibit B**).

3. Establishment of Committees.

- a. Land Use Advisory Committee boundaries shall reflect broad communities of interest.
- b. The Planning Commission may make a recommendation to the Board of Supervisors to establish a LUAC for each Planning Area, or for a more specific geographic area within a Planning Area of the County or to consolidate LUAC's from two or more different planning areas.
- c. A List of current LUAC's and other related advisory committees is attached as **Exhibit B**. Where a project is proposed in an area covered by more than one advisory committee, a project should be reviewed by one committee unless the Planning Director finds substantial issues that may require review by multiple committees. For example:
  - 1. Agricultural-related projects on lands in Agricultural zoning designations shall be reviewed by the Agricultural Advisory Committee (AAC), which is governed by a separate set of by-laws. This includes projects involving regulations established from the Agricultural Element of the General Plan such as: Routine and On-Going agriculture, agricultural buffers, lands under Williamson Act contract, etc.
  - 2. Projects located within an area where a Community Plan has been adopted and a Citizen Advisory Committee (CAC) exists, the project shall be reviewed by the CAC.
  - 3. Projects under the Agricultural Winery Corridor Plan (AWCP) shall be subject to review by the AAC. The Toro LUAC shall also review AWCP projects located within the Toro area.
  - 4. Projects with an agricultural-urban interface shall be review by the AAC and applicable LUAC.

4. Dissolution of Committees:

- a. The Planning Commission may recommend to the Board of Supervisors that a LUAC be dissolved for good cause, including but not limited to any of the following reasons:
  - 1. Failure to abide by the procedures approved by the Board of Supervisors;  
or
  - 2. Failure to apply adopted land use policies, standards, and regulations; or
  - 3. Consistent lack of a quorum or interest by the LUAC; or
  - 4. Lack of activity by the LUAC for an extended period of time; or
  - 5. Insufficient membership.
- b. The Board of Supervisors shall make the final determination whether to create new LUACs, consolidate LUACs or dissolve a LUAC.



5. Land Use Advisory Committee Members:

- a. A LUAC shall consist of not fewer than five (5) and not more than nine (9) members. A quorum shall be defined as a simple majority of all members.
- b. Members shall reside within the LUAC boundary area.
- c. New members of an existing LUAC shall be appointed to a term of two (2) years. If a vacancy occurs, the Planning Commission may appoint a member to fill a vacancy for the remaining portion of that term. The terms of initial appointments to any newly created LUAC shall be set by lot in such a manner as to stagger the terms.
- d. Encourage LUAC membership to include licensed or certified professionals in one or more of the following Building Industry Professions: Architecture, Engineering, Construction, Planning, and Building Inspection.
- e. LUAC members are expected to attend a minimum of 80% of the regular scheduled meetings each year.

6. Appointment Procedures.

- a. The Planning Commission shall seek the names and qualifications of nominees for membership on the LUAC from members of the public residing within the LUAC boundaries in order to have broad community representation. The Planning Commission shall consider geographical distribution, diversity of interest and of points of view in making LUAC appointments.
- b. As terms expire or vacancies occur, the County shall:
  1. Notify staff to update the County website
  2. Post notices in public locations
  3. Publish notices within a local newspaper
  4. Request names of potential new members from the LUAC
- c. Applicants shall submit a "Statement of Interest for Appointment to a LUAC" to the Secretary of the Planning Commission. The Planning Commissioner who is liaison to that LUAC shall solicit input from the represented community, and if satisfactory responses are obtained, may nominate the applicant to the Planning Commission for appointment.
- d. The Planning Commission shall appoint LUAC members at a regular meeting. The Director of Planning shall inform the Board of Supervisors, in writing, of all appointments.

7. Resignation:

A LUAC member shall submit his/her resignation in writing to the Secretary of the Planning Commission, with one copy to the LUAC chair. The Secretary shall provide a copy of the letter to the Planning Commission and the Board of Supervisors.

8. Committee Duties and Procedures:

a. Committee members shall familiarize themselves with:

1. Basics of reading plans and construction documents
2. Laws, ordinances, regulations, procedures, policies, and practices used in the land use regulatory process
3. Brown Act
4. Robert's Rules of Order

b. All newly created LUACs and newly appointed LUAC members shall:

1. Receive initial training materials and orientation from the Planning staff.
2. Not assume their duties until they have received these materials.
3. Receive annual training from the County.

c. The LUAC shall act on matters referred to it by the Board of Supervisors, the Planning Commission, or Planning Department. Review of referrals shall be pursuant to the "Guidelines for Review of Applications" attached as **Exhibit A**. The LUAC shall take action only on matters referred to it in accordance with these procedures. The LUAC meeting shall not be used as a forum for discussion of matters not on the written meeting agenda or beyond the purview of specific LUAC responsibilities.

d. Any information received from the project planner or the staff shall be made available to the public at the LUAC hearing on that item. Planners shall also provide a brief outline of the key planning Issues upon which the staff is seeking input. Committee members may request more information on any specific land use item that has been referred pursuant to Procedure 8f below. Each LUAC shall designate one member plus one alternative to serve as the liaison between the LUAC and staff/applicant and all such requests shall be channeled through this designee.

e. The LUAC may seek information that has not been supplied by the staff in order to clarify issues that arise during its consideration of an application. Such information must be requested through the Planning Department.

f. No matter may be continued more than two times unless requested by the applicant. An applicant's failure to appear at a properly noticed meeting may be considered an applicant request for a continuance for the purpose of this Section unless an applicant has specifically indicated he or she will not be attending. If the LUAC is unable to make comments or recommendations based on information provided in the project application, it may ask the staff for more information as described above and

continue the item. The continuance limitation shall not apply to projects that have not been staked per the planner's determination as to what is required. If after the second continued hearing the LUAC is still unable to make a recommendation, its report shall state that it was unable to come to a conclusion and explain why this is the case. Continued matters shall be heard at the next LUAC meeting whenever possible. (Also See Section 11h)

- g. To ensure the integrity of the planning process, LUAC members shall treat all members of the public in a respectful, courteous and impartial manner. Committee members will consider each application fairly and impartially on its merits, according to the applicable standards and regulations.
  - h. Individual LUAC members may communicate with the project applicant or members of the public concerning a project under review by the LUAC, as long as they abide by Brown Act requirements (for example, avoiding meeting serially or having a quorum of the LUAC present outside of a noticed public meeting). Any such contacts shall be reported at the commencement of the LUAC consideration of that item, and shall be recorded in the minutes of the meeting.
  - i. Members with any financial interest in a matter before the LUAC must and shall disqualify themselves from participation as LUAC members in any discussion or vote on the matter. Members who have disqualified themselves from participating as LUAC members may however comment on the item as members of the general public. LUAC members may speak as individuals before any official body deliberating on a matter from which they disqualified themselves. Such a member so speaking must state that they are not representing the LUAC.
  - j. LUAC members may speak as individuals before any official body deliberating on a matter. However, the LUAC member must state that he or she is not representing the LUAC unless that member has been authorized by the LUAC to represent it.
  - k. The LUAC may provide input to staff for the preparation of an annual report to the Planning Commission. The input may include significant problems and suggestions for improving the land use planning process.
  - l. The LUAC as a whole and its members individually have no permit enforcement authority. The LUAC Chair shall refer matters brought to the attention of the LUAC that require enforcement action to the Director of Planning.
  - m. In order to provide the greatest possible opportunity for community involvement in issues of local concern, the LUAC agenda including the project description shall be posted at the project site and/or in public locations by the LUAC.
9. Officers.
- a. The officers of each LUAC shall be the Chair and the Secretary.

- b. These officers shall be elected for a one-year term, at the first meeting of each year, by majority vote of the LUAC.

10. Officer duties.

a. The Chair shall:

1. Arrange for a regular meeting place and time in accordance with direction from the Director of Planning,
2. Preside at all meetings,
3. Cause the agenda for each meeting to be posted pursuant to the Brown Act,
4. When appropriate, cancel properly noticed meetings pursuant to the Brown Act.

b. The Secretary shall:

1. Prepare and maintain written minutes of all meetings and actions. Records shall be retained for three years.
2. Prepare and submit audio records of all meetings and actions to the Planning Department.
3. Submit legible copies of approved minutes of each LUAC meeting to the Planning Department.
4. Report continued items, request for information, and lack of quorum to the Planning Department within five days following the meeting date.
5. Report all adopted comments and recommendations in writing (email encouraged) using forms provided by the Planning Department. The report shall include reasons for the recommendations, and show the members' votes by name. Said report shall be submitted within five days following the meeting.
6. Receive, handle, and sign for all correspondence.
7. Act in the absence of the Chair.

11. Meetings.

- a. The LUAC meetings shall be noticed, held, and conducted in accordance with the Brown Act. The latest edition of Robert's Rules of Order shall govern meeting procedures except as otherwise specifically provided herein.
- b. The agenda for each LUAC meeting shall be publicly posted in accordance with the requirements of the Brown Act.
- c. All meetings shall be held in a public place, and shall be open to the public. Plans and exhibits under discussion shall be clearly visible to all in attendance. The public shall be allowed to comment on each item under review by the LUAC.
- d. Each LUAC shall establish and provide to the Planning Department, by the first

Monday in December, a schedule of regular meetings for the following year. The schedule will indicate the date, time, and place of regular meetings. No LUAC shall hold more than two regular meetings per month.

- e. Special meetings, if necessary, shall be convened pursuant to the Brown Act.
  - f. When field trips are a scheduled, said field trips shall be noticed pursuant to the provisions of the Brown Act.
  - g. Cancellation of meetings shall be noticed pursuant to the provisions of the Brown Act.
  - h. Applications that are not reviewed due to lack of quorum shall be continued to the next regular scheduled meeting and there shall be no further continuance unless requested by the applicant. Applications that are not reviewed at that continuance shall be returned to the Planning Department without comment. (Also See Section 8f)
  - i. Each LUAC shall hold an annual meeting in January. The meeting agenda shall include the election of officers and input for staff's annual report to the Planning Commission.
  - j. There will be an annual joint meeting of LUACs, Planning Department and the Planning Commission. The purpose of the meeting is to:
    1. Update the LUAC members on any pertinent changes in policies, practices, and procedures of the Planning Department, new issues and trends in land use regulation, and to review any applicable changes in the Brown Act or other pertinent regulations.
    2. Answer questions from LUAC members, relative to the function of the LUAC, the Planning Commission, or the Planning Department.
    3. Allow LUAC members to communicate issues, problems, needs and positive or negative impacts of land use regulations on their community to the staff and the Planning Commission liaison.
12. Staff Responsibilities. The Planning Department shall:
- a. Provide mandatory initial training for each newly formed LUAC. Staff will provide each LUAC with a reference copy of the Brown Act. Staff shall also furnish each LUAC a copy of materials provided by County Counsel regarding the Brown Act to facilitate the members' understanding of the Act and how it pertains to their committee's operations, as well as any additional explanatory materials relating to committee operations.
  - b. Provide training materials to each new member of established LUACs within ten days of their appointment. Training shall include familiarizing the new member with the LUAC procedures and the provisions of the Brown Act and Guidelines

for Review of Applications (**Exhibit A**).

- c. Appoint a planner to attend all meetings of each LUAC. If a planner is not able to attend the meeting, the LUAC may proceed to hear the project.
- d. Make evaluation cards available to applicants and the public to assess their experience at the LUAC meetings. Periodically report results of these evaluations to the designated Planning Commission liaison or the alternate. If problems are identified and no appropriate response occurs within a reasonable period of time, Planning Department may refer such problems to the Planning Commission Chair for placement on a Planning Commission meeting agenda.
- e. Prepare agendas for each LUAC meeting, including the approximate time each item will be heard. The LUAC Chair, pursuant to the Brown Act, will post these agendas.
- f. Furnish each LUAC with one set of all pertinent planning documents needed for its review of land use applications within its area. Such documents include, but are not limited to:
  - 1. Area/Land Use Plan pertinent to that LUAC
  - 2. General Plan
  - 3. Zoning Code
  - 4. Pertinent County Codes/Policies
- g. Furnish applicable LUAC with one copy of all necessary materials submitted as part of a land use permit application. Such documents include, but are not limited to:
  - 1. Application
  - 2. Project Plans
  - 3. Pertinent Studies/Reports
  - 4. Self-Addressed, stamped envelopes for property owners within 300-feet of the project site.
- h. Staff will ensure that the project is staked and flagged in accordance with Planning Department standards when the application is submitted.
- i. Arrange for site visits by the LUAC if requested. This will include providing reasonable notice to the project applicant and arranging for lawful entry into controlled access facilities. The agenda should clearly state if entry onto private property is required in order to view the site of the project under consideration. LUAC members shall not enter private property without specific permission from the applicant.
- j. Furnish each LUAC Secretary a copy of subsequent decisions by the Appropriate Authorities regarding a project that the LUAC has reviewed.

- k. Furnish each LUAC an adequate supply of stamped, addressed mailing envelopes to forward its comments and recommendations to the Planning Department. Furnish each LUAC with a tape recorder and tapes or equivalent medium for recording LUAC meetings.
  - l. Maintain membership records and term expiration dates. Staff will immediately notify the designated Planning Commission liaison when it becomes aware of a LUAC vacancy and at least 60 days prior to the expiration of a LUAC member's term.
  - m. Attach a copy of the LUAC's response to the staff report for any referred matters.
13. Removal of a LUAC member:
- a. A LUAC member serves at the pleasure of the Planning Commission, and may be removed by a majority vote of the Planning Commission at a regular meeting.
14. Planning Commission Responsibilities. The Commission will:
- a. Act promptly to fill LUAC vacancies.
  - b. Consider LUAC recommendations when acting on projects before it.
  - c. Consider addition, dissolution, or consolidation of LUACs and realignment of LUAC boundaries and make appropriate recommendations to the Board of Supervisors.
  - d. Appoint a Commissioner as its Primary Liaison, and one as an Alternate Liaison to each LUAC.
  - e. Conduct a periodic review of each LUAC, including regular review of evaluation cards and comments received.
  - f. The Liaison will:
    - 1. Attend the first two meetings of a newly formed LUAC, and thereafter attend at least one meeting per year.
    - 2. Provide a communication channel between the LUAC and the Planning Commission.
    - 3. Fulfill other responsibilities as may be described elsewhere in these Procedures.

**EXHIBIT A****GUIDELINES FOR REVIEW OF MATTERS REFERRED TO LAND USE ADVISORY COMMITTEES BY THE APPROPRIATE AUTHORITY.**

The Land Use Advisory Committee (LUAC) shall review and make recommendations on land use issues only as specifically set out by the following guidelines:

1. The applicable LUAC shall review projects that require the following:
  - a) Development requiring CEQA review [Negative Declaration, Mitigated Negative Declaration, or Environmental Impact Report (EIR)]
  - b) Lot Line Adjustments involving conflicts (e.g.; modifications to Scenic Easements or Building Envelopes, Williamson Act, the Coastal Zone, etc.).
  - c) Variances.
  - d) Design Approvals for projects subject to review by the Zoning Administrator or Planning Commission.
2. The LUAC shall review any discretionary permit application for which the local area plan, land use plan, master plan, specific plan, or community plan requires review by a local citizens' committee.
3. The LUAC shall review any discretionary permit application, and any land use matter that in the opinion of the Board of Supervisors, the Planning Commission, or Director of Planning, raises significant land use issues that necessitate review prior to a public hearing by the Appropriate Authority. The Director of Planning shall inform the Planning Commission of a Board of Supervisors' referral.
4. The LUAC shall focus recommendations on site design and local considerations.



**EXHIBIT B**

<b>PLANNING AREA</b>	<b>AREA PLAN</b>	<b>LUAC</b>
Big Sur	Big Sur Land Use Plan	South Coast LUAC
		Big Sur LUAC
Cachagua	Cachagua Area Plan	Cachagua LUAC
Carmel	Carmel Area Land Use Plan	Carmel Unincorporated /Highlands LUAC
Carmel Valley	Carmel Valley Master Plan	Carmel Valley LUAC
Central Salinas Valley	Central Salinas Valley Area Plan	Chualar Neighborhood Design Review Committee
	Chualar Community Plan	
Coast	NONE	N/A
Del Monte Forest	Del Monte Forest Land Use Plan	Del Monte Forest LUAC
Fort Ord	Fort Ord Master Plan	N/A
Greater Monterey Peninsula	Greater Monterey Peninsula Area Plan	Greater Monterey Peninsula LUAC
Greater Salinas	Greater Salinas Area Plan	Spreckels Neighborhood Design Review Committee
	Boronda Community Plan	
North County, Coastal and Inland	North County Land Use Plan	North County <del>Coastal</del> LUAC
	North County Area Plan	North County <del>Non-Coastal</del> LUAC
	Moss Landing Community Plan	LUAC
	Pajaro Community Plan	
	Castroville Community Plan	Castroville LUAC
South County	South County Area Plan	Bradley-Parkfield LUAC
Toro	Toro Area Plan	Toro LUAC
Ag Lands	All	Agricultural Advisory Committee
AWCP	AWCP	Toro LUAC if Project meets criteria listed in Exhibit A
		Agricultural Advisory Committee