

Monterey County

*Monterey County Government Center
Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Meeting Agenda - Final-revised

Wednesday, December 12, 2018

1:30 PM

Board of Supervisors.

*Chair Luis A. Alejo - District 1
Vice Chair John M. Phillips - District 2
Supervisor Simón Salinas - District 3
Supervisor Jane Parker - District 4
Supervisor Mary L. Adams - District 5*

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901.

As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

ALTERNATE AGENDA 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. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS: These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

TO ADDRESS THE BOARD DURING PUBLIC COMMENT: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

DOCUMENT DISTRIBUTION: Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

INTERPRETATION SERVICE POLICY: The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of

the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. 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 of the Board of Supervisors.

La Cámara de Supervisores 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 la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un intérprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

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

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

1:30 P.M. - Call to Order

Roll Call

Pledge of Allegiance

Additions and Corrections

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

1:30 P.M. - Scheduled Matters

1. **Clark Colony Road Vacation/Abandonment**
 - a. Adopt a Resolution, pursuant to California Streets and Highways Code Section 8324:
 1. Finding that abandonment of roads involves existing highways and streets, and minor alterations to land which qualify respectively as Class 1 and Class 4 categorical exemptions under the CEQA Guidelines Sections 15301(c) - existing highways and streets; and 15304 - minor public alterations in the condition of the land, and there are no exceptions under Section 15300.2;
 2. Vacating approximately 8.4 miles of public road right-of-way interest over certain Clark Colony roads, namely all of Fir Avenue, Pear Avenue, Pesch Avenue (portions also known as Peach Road), Canal Street, Fifteenth Street, Sixteenth Street and portions of Cedar Avenue, Pine Avenue and Oak Avenue, (said roads being 6.3 miles of public road right-of-way that are privately maintained and are not part of the County Road System, together with an additional 2.07 miles of County maintained roads that are part of the County Road System) subject to the reservation of easements for public utilities within said roads;
 3. Finding that said Clark Colony roads are unnecessary for present or prospective public use;
 4. Finding that the vacation of said Clark Colony roads is in the public interest because it furthers public health and safety by: (1) increasing food safety by limiting potential agricultural field contamination from unauthorized access and activities along said roads, including trespassing and illegal dumping; (2) reducing illegal poaching occurring in the Arroyo Seco River by controlling access to the river from said roads; and (3) eliminating a non-standard road intersection at the intersection of Peach Road and Thorne Road.

5. Accepting the Planning Commission resolution dated November 14, 2018 finding General Plan conformity, together with a memorandum from RMA-Planning Services dated November 16, 2018 providing a list of specific General Plan policies that demonstrates such conformity;
6. Finding that the County's right-of-way interest of said Clark Colony roads is not useful as a nonmotorized transportation facility, as required by California Streets and Highways Code Section 892.
7. Authorizing the removal of said Clark Colony roads from the maintained County Road System, as applicable.
 - b. Direct the County Surveyor to submit the certified copy of the resolution to the Monterey County Recorder for recordation.

Attachments: [Board Report](#)

[Attachment A - Description of Roads to be Vacated](#)

[Attachment B - Map showing Roads to be Vacated](#)

[Attachment C - Petition Letter](#)

[Attachment D - Map of Clark Colony](#)

[Attachment E - Volume 182 of Deeds](#)

[Attachment F - Planning Commission Resolution](#)

[Attachment G - RMA Planning Memorandum](#)

[Attachment H - Vicinity Map](#)

[Attachment I - Board Resolution](#)

2.

PLN170624 - Greer (Glass) (Continued from November 6, 2018)

Consider continuing the public hearing to January 29, 2019 on the appeal by Andres Czerwiak from the August 9, 2018 Zoning Administrator's decision approving an application (PLN170624/Greer (Glass)) for a Coastal Administrative Permit to allow the conversion of an existing test well to a permanent, single connection well and a Design Approval.

Project Location: 124 Fern Canyon Road, Carmel Highlands, Carmel Area Land Use Plan, Coastal Zone

Proposed CEQA Action: N/A for continuance of hearing
(ADDED VIA ADDENDA)

Attachments: [Board Report](#)

[Attachment A - Continuance request dated November 30, 2018](#)

Adjournment

Addenda/Supplemental

3. ADDENDA

Added to 1:30 P.M. - Scheduled Matters

2. PLN170624 - Greer (Glass) (Continued from November 6, 2018)

Consider continuing the public hearing to January 29, 2019 on the appeal by Andres Czerwiak from the August 9, 2018 Zoning Administrator’s decision approving an application (PLN170624/Greer (Glass)) for a Coastal Administrative Permit to allow the conversion of an existing test well to a permanent, single connection well and a Design Approval.

Project Location: 124 Fern Canyon Road, Carmel Highlands, Carmel Area Land Use Plan, Coastal Zone

Proposed CEQA Action: N/A for continuance of hearing

SUPPLEMENTAL

Revised cover page

Time revision to cover page from 9:00 AM to 1:30 PM