



Legislation Details (With Board Report)

File #: 15-0104 **Name:** Telespan Communications LLC - Hassett
Type: General Agenda Item **Status:** Passed
File created: 2/2/2015 **In control:** Board of Supervisors
On agenda: 3/3/2015 **Final action:** 3/3/2015

Title: a. Accept and authorize the Chair to execute the Conservation and Scenic Easement Deed.
b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing. (Conservation and Scenic Easement Deed - PLN120802/Telespan Communications LLC, half mile south of the Hall Road and San Miguel Canyon Road Intersection, Royal Oaks)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Board Report, 2. Attachment A - Conservation & Scenic Easement Deed, 3. Completed Board Order & Recording Cover Page, 4. Fully Executed Agreement between the County of Monterey and Patrick M. Hassett & Eric Anthony as Successor Trustees of the John Anthony Hassett and Dolores Ingeborg Hassett Revocable Trust as Granter; Crown Castle Towers 06-02 LLC

Date	Ver.	Action By	Action	Result
3/3/2015	1	Board of Supervisors	approved	

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PROJECT INFORMATION:

Planning File Number: PLN120802

Owners: Telespan Communications LLC

Project Location: Half mile south of the Hall Road and San Miguel Canyon Road Intersection, Royal Oaks

APN: 181-061-012-000

Agent: Tim Cotter, Telespan Communications LLC

Plan Area: North County Land Use Plan

Flagged and Staked: No

CEQA Action: Adopted Mitigated Negative Declaration (Resolution No. 14-007)

RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Accept and authorize the chair to execute the Conservation and Scenic Easement Deed;
- b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing.

SUMMARY:

The Planning Commission approved a Combined Development Permit for a wireless communication facility (Resolution No. 14-007) subject to 22 conditions of approval and 1 mitigation measure. Mitigation Measure

No. 1 (Condition No. 19), Pajaro Manzanita Replanting, requires the applicant to record a Conservation and Scenic Easement Deed over the identified Pajaro Manzanita replanting area. The applicant has submitted the conservation and scenic easement deed and map showing the exact location of the easement on the property, along with the metes and bounds description.

DISCUSSION:

A Combined Development Permit (CDP) for the project (Telespan Project) was approved by the Planning Commission on January 29, 2014. A Mitigated Negative Declaration was prepared for the project and adopted at that time by the Planning Commission. The Combined Development Permit allowed the development of a wireless communications “co-location” facility. Mitigation Measure No. 1 (Condition No. 19) of the CDP required the recordation of a conservation and scenic easement deed, over a portion of the property, to protect a Pajaro Manzanita replanting area so future development does not disturb the area. The applicant has submitted the conservation and scenic easement deed and map showing the exact location of the easement on the property.

OTHER AGENCY INVOLVEMENT:

The Office of the County Counsel and the California Coastal Commission has reviewed and approved the Conservation and Scenic Easement as to form.

FINANCING:

Development fees have been collected to finance the processing and review required for the applicant to proceed.

Prepared by: Dan Lister, Assistant Planner ext. 6617

Approved by: Mike Novo, Director, RMA-Planning, ext. 5192

Carl Holm, Acting Director Resource Management Agency

This report was reviewed by Luke Connolly, RMA Services Manager, ext. 5173

cc: Front Counter Copy; California Coastal Commission; Luke Connolly, RMA Services Manager; Telespan Communications LLC, Applicant; The Open Monterey Project (Molly Erickson); LandWatch (Amy White); Project File PLN120802

The following attachment is on file with the Clerk of the Board:

Attachment A Conservation and Scenic Easement Deed