



County of El Dorado

Planning and Building
Department
2850 Fairlane Court
Placerville CA 95667
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Minutes - Final Planning Commission

Andy Nevis, Chair, District 4
Jon Vegna, First Vice-Chair, District 1
Kris Payne, Second Vice-Chair, District 2
Lexi Boeger, District 3
Daniel Harkin, District 5

Aurora Osbual, Clerk of the Planning Commission
Karen L. Garner, Executive Secretary

Thursday, March 9, 2023

8:30 AM

<https://edcgov-us.zoom.us/j/84255690969>

2850 Fairlane Court, Building C, Hearing Room OR Live Streamed

PUBLIC PARTICIPATION INSTRUCTIONS: In accordance with new guidance from the California Department of Public Health, the meeting room will be open to the public. The meeting will continue to be live-streamed via Zoom.

Members of the public may address the Commission in-person or via Zoom to make a public comment. Seating is limited and available on a first-come, first-served basis. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 842 5569 0969. Please note you will not be able to join the live-stream until the posted meeting start time.

To observe the live stream of the Planning Commission meeting go to <https://edcgov-us.zoom.us/j/84255690969>.

If you are joining the meeting via Zoom and wish to make a comment on an item, press the "raise a hand" button. If you are joining the meeting by phone, press *9 to indicate a desire to make a comment. Speakers will be limited to 3 minutes.

By participating in this meeting, you acknowledge that you are being recorded.

If you choose not to observe the Planning Commission meeting but wish to make a comment on a specific agenda item, please submit your comments to the Clerk of the Planning Commission at planning@edcgov.us. Planning Services cannot guarantee that any public comment received the day of the Commission meeting will be delivered to the Commission prior to any action.

The Clerk and Planning staff is here to assist you, please call 530-621-5355 if you need any assistance with the above directions to access the meeting.

Planning Commission video recordings, Agendas, Staff Reports, Supplemental Materials and Minutes are available on the internet at: <http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. If you require accommodation, please contact the Clerk to the Planning Commission at 530-621-5355 or via e-mail, planning@edcgov.us.

All Planning Commission hearings are recorded via Zoom Webinar and available for Live Web Streaming on the internet (follow instructions listed under the Public Participation Instructions in this agenda). A video recording of this meeting will be published to the website.

The Planning Commission is concerned that written information submitted to the Planning Commission the day of the Commission meeting may not receive the attention it deserves. Planning Services cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Commission prior to action on the subject matter.

For purposes of the Brown Act, Section 54954.2(a), the numbered items on this agenda give a brief description of each item to be discussed. Recommendations of the staff, as shown, do not prevent the Commission from taking other action.

Staff materials related to an item on this agenda submitted to the Commission after distribution of the agenda packet are available for inspection during normal business hours in Planning Services located at 2850 Fairlane Court, Placerville, CA. Such documents are also available on the Commission's Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Commission Chair.

Except with the consent of the Commission, individuals shall be allowed to speak to an item only once.

Matters not on the agenda may be addressed by the general public during Public Forum/Public Comment. Comments during Public Forum/Public Comment are limited to three minutes per person. The Commission reserves the right to waive said rules by a majority vote. Public Forum/Public Comment is for comment only. No action will be taken on these items unless they are scheduled on a future agenda.

Public testimony will be received on each agenda item as it is called. Individuals will have three minutes to address the Commission. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Commission, time to speak by any individual may be extended.

Upon completion of public comment on an agenda item, the matter shall be returned to the Commission for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Commission for a point of clarification or question by the Commission.

Individual Commission members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Commission.

If a person providing input to the Commission creates a disruption by refusing to follow Commission guidelines, the Chair of the Commission may take the following actions:

Step 1. Request the person adhere to the Commission guidelines. If the person refuses, the Chair may ask the Clerk to turn off the speaker's microphone.

Step 2. If the disruption continues, the Chair may order a recess of the Commission meeting.

Step 3. If the disruption continues, the Chair may order the removal of the person from the Commission meeting.

8:30 A.M.

CALLED TO ORDER / ROLL CALL

The meeting was called to order at 8:30 AM by Chair Nevis.

Commissioner Harkin detailed his just cause for remote participation in the meeting in compliance with Assembly Bill 2449.

Present: 5 - Commissioner Vegna, Commissioner Boeger, Commissioner Harkin, Commissioner Payne and Commissioner Nevis

PLEDGE OF ALLEGIANCE TO THE FLAG

Commissioner Payne led the Pledge of Allegiance to the Flag.

ADOPTION OF AGENDA AND APPROVAL OF THE CONSENT CALENDAR
(All items on the Consent Calendar are to be approved by one motion unless a Commission member requests separate action on a specific item.)

A motion was made by Commissioner Payne, seconded by Commissioner Vegna, to Adopt the Agenda and Approve the Consent Calendar with the following changes:

Commissioner Harkin abstained from item 1 as he was not present at the meeting.

Commissioner Boeger recused herself from item 3 and left the meeting at 8:48 AM.

Yes: 5 - Commissioner Vegna, Commissioner Boeger, Commissioner Harkin, Commissioner Payne and Commissioner Nevis

CONSENT CALENDAR

- 1. [23-0426](#) Clerk of the Planning Commission recommending the Commission approve the MINUTES of the regular meeting of February 9, 2023.

This item was Approved on the Consent Calendar.

Yes: 4 - Commissioner Vegna, Commissioner Boeger, Commissioner Payne and Commissioner Nevis

Abstained: 1 - Commissioner Harkin

END OF CONSENT CALENDAR

PUBLIC FORUM / PUBLIC COMMENT

TO AND FROMS: Commission members may make a brief report on commissioner districts, committee meetings, department matters or make a brief announcement on matters of countywide concern (May be called at any time during the meeting)

**Robert Peters, Deputy Director of Planning, reported on the following:
 March 23, 2023 Planning Commission meeting.
 Board of Supervisors approval of two resolutions of intent.**

**Commissioner Payne reported on the following:
 Participation in community meetings.**

**Commissioner Vegna reported on the following:
 APAC meeting on Wednesday, March 15, 2023.**

**Commissioner Boeger reported on the following:
 El Dorado County Parks and Trails Master Plan.**

AGENDA ITEMS

2. [23-0429](#)

Hearing to consider Determination of Conformity with the General Plan (GOV23-0003 3883 Ponderosa Road Property Acquisition) for a proposed acquisition of real property. The property identified by Assessor’s Parcel Number 070-270-031-000, consisting of 2.12 acres, is located on the west side of Ponderosa Road, at the intersection with Deelane Road in the Shingle Springs area, submitted by Chief Administrative Office (CAO), Facilities Division; staff recommends the Planning Commission take the following actions:

1) Render a report that a purchase of real property, identified by Assessor’s Parcel Number (APN) 070-270-031-000, in Shingle Springs, is in conformity with the El Dorado County 2004 General Plan, pursuant to Government Code Section 65402.

Chair Nevis opened the public hearing and upon conclusion of public comment and staff input, closed the public hearing.

A motion was made by Commissioner Payne, seconded by Commissioner Vegna to

1) Render a report that a purchase of real property, identified by Assessor’s Parcel Number (APN) 070-270-031-000, in Shingle Springs, is in conformity with the El Dorado County 2004 General Plan, pursuant to Government Code Section 65402.

Yes: 5 - Commissioner Vegna, Commissioner Boeger, Commissioner Harkin, Commissioner Payne and Commissioner Nevis

3. [23-0435](#) Hearing to consider: Agriculture Department and Planning and Building Department proposed amendments to Title 130 (Zoning Ordinance) of the County Code (OR23-0001) that would amend the Ranch Marketing Ordinance (Zoning Ordinance section 130.40.260) and the Winery Ordinance (Zoning Ordinance section 130.40.400) and staff recommending the Planning Commission recommend the Board of Supervisors take the following actions:
- 1) Recommend the Board of Supervisors approve the California Environmental Quality Act (CEQA) Addendum to the Targeted General Plan Amendment/ & Zoning Ordinance Update (TGPA/-ZOU) Final Environmental Impact Report (EIR) consistent with Sections 15162 and 15164 of the CEQA Guidelines (Attachment A); and
 - 2) Recommend the Board of Supervisors approve the proposed amendments to the Zoning Ordinance, incorporating additional changes recommended by the Planning Commission on March 9, 2023, and adopt an Ordinance for Title 130 Zoning Ordinance of the El Dorado County Code (Attachment B) based on the Findings as presented by staff.

Public Comment: L. Tannenbaum, J. Bisnen, M. Rinali, C. Delfino, R. Games, P. Harrison, G. Helm, S. Rombaugh, S. Arsenith, L. Marengo, J. Powell, Sue, Christine F.

Chair Nevis opened the public hearing. Upon conclusion of public comment and staff input, Commissioner Vegna made a motion, seconded by Commissioner Payne, to continue the public hearing to a date certain of April 27, 2023 and directed staff to consider Commissioner comments and recommended that staff meet with certain interest groups, including the community, on the Ranch Marketing and Winery Ordinance drafts.

Commissioner Boeger left the meeting at 8:48 AM.

Yes: 3 - Commissioner Vegna, Commissioner Harkin and Commissioner Nevis

Noes: 1 - Commissioner Payne

Recused: 1 - Commissioner Boeger

ADJOURNED

Meeting was adjourned at 2:45 PM by Chair Nevis.

All persons interested are invited to participate remotely (following instructions listed under the Public Participation Instructions in this agenda) and be heard or to write their comments to the Planning Commission. If you challenge the application in court, you may be limited to raising only those items you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Commission at, or prior to, the public hearing. Any written correspondence should be directed to Planning Services; 2850 Fairlane Court; Placerville, CA 95667.