

Findings

1.0 CEQA FINDINGS

- 1.1 El Dorado County has considered the Mitigated Negative Declaration together with the comments received and considered during the public review process. The Mitigated Negative Declaration reflects the independent judgement of the County and has been completed in compliance with the California Environmental Quality Act (CEQA) and is adequate for this proposal.
- 1.2 No unmitigated significant impacts to the environment as a result of this project were identified in the Initial Study.
- 1.3 The documents and other materials which constitute the record of proceedings upon which this decision is based are in the custody of the Planning and Building Department, Planning Division, at 2850 Fairlane Court, Placerville, CA, 95667.

2.0 GENERAL PLAN

2.1 The project is consistent with General Plan Policy 2.2.1.2.

General Plan Policy 2.2.1.2 identifies that the purpose of the Low Density Residential (LDR) land use designation is to provide areas for single-family residential development in a rural setting.

Rationale: The subject site has a General Plan land use designation of LDR. The proposed Tentative Parcel Map for two (2) parcels; Parcel A equal to approximately 10 acres, and Parcel B which measures approximately five (5) acres is consistent with this policy to provide areas for single-family residential development in a rural setting.

2.2 The project is consistent with General Plan Policy 2.2.5.2.

General Plan Policy 2.2.5.2 requires that all applications for discretionary projects or permits shall be reviewed to determine consistency with the policies of the General Plan.

Rationale: Staff has prepared this section on General Plan findings to document the project's consistency with the policies of the General Plan.

2.3 The project is consistent with General Plan Policy 2.2.5.21.

General Plan Policy 2.2.5.21 requires that development projects be located and designed in a manner that avoids incompatibility with adjoining land uses.

Rationale: The project site currently has a single-family residence, detached garage, an accessory dwelling unit (ADU), and a barn on proposed Parcel A. Parcel B is undeveloped. The adjoining properties to the south and west are similarly zoned as Residential Estate – Five Acres (RE-5), and the properties to the north and east are zoned as Residential Estate – ten acres (RE-10). Each of the resultant parcels proposed will be consistent with the adjoining parcels of five and 10 acres in size. The project would be compatible with adjoining land uses. The project is consistent with this policy.

2.4 The project is consistent with General Plan Policy 2.6.1.3

General Plan Policy 2.6.1.3 requires that discretionary project reviewed prior to the adoption of the Scenic Corridor Ordinance, that would be visible from any of the important public scenic viewpoint identified in Table 5.3-1 and Exhibit 5.3-1 of the El Dorado County General Plan Draft Environmental Impact Report (DEIR), shall be subject to design review, and policies 2.6.1.4, 2.6.1.5 and 2.6.1.6.

Rationale: The project is viewable from a scenic viewpoint identified along Salmon Falls Road. The project has been reviewed for design review findings and policies 2.6.1.4, 2.6.1.5 and 2.6.1.6 of the General Plan.

2.5 The project is consistent with General Plan Policy 2.6.1.5

General Plan Policy 2.6.1.5 requires all development on ridgelines to be reviewed by the County for potential impacts on visual resources.

Rationale: The project is not located on a ridgeline. This policy is not applicable.

2.6 The project is consistent with General Plan Policy 2.6.1.6

General Plan Policy 2.6.1.6 requires that a Scenic Corridor (-SC) Combining Zone District shall be applied to all lands within an identified scenic corridor.

Rationale: The project is not located within a Scenic Corridor Combining Zone District. This policy is not applicable.

2.7 The project is consistent with General Plan Policy 5.1.2.1

General Plan Policy 5.1.2.1 requires a determination of the adequacy of the public services and utilities to be impacted by that development.

Rationale: Residences existing on site are currently connected to Pacific Gas and Electric (PG&E) for electric and gas services. Future development on site would connect to PG&E for electric and gas services. The single-family residence and ADU on proposed Parcel A are currently served by a shared

well and separate septic systems. Future development would be required to install a well and septic system as required by the County Environmental Management Department (EMD).

2.8 The project is consistent with General Plan Policy 5.2.1.2.

General Plan Policy 5.2.1.2 requires that adequate quantity and quality of water for all uses, including fire protection, be provided with proposed development.

Rationale: The El Dorado Hills Fire Department (EDHFD) provides fire protection to the site. The project must adhere to applicable requirements for fire flow and sprinkler requirements. Compliance with these requirements will assure adequate emergency water access. If any dwelling units are proposed in the future, the EDHFD would review the building permit application and include any fire protection measures at that time. EMD has confirmed the site has access to an adequate potable water supply. The project is consistent with this policy.

2.9 The project is consistent with General Plan Policy 5.2.3.4.

General Plan Policy 5.2.3.4 requires that all applications for divisions of land which rely on groundwater for domestic use, or any other type of use, shall demonstrate that groundwater is adequate as part of the review and approval process.

Rationale: EMD has confirmed that well reports demonstrate adequate potable water supply for both proposed parcels. Pursuant to the findings discussion of General Plan Policy 5.2.1.2, the site would be provided with adequate water supply for fire safety requirements prior to development.

2.10 The project is consistent with General Plan Policy 5.3.2.3.

General Plan Policy 5.3.2.3 requires the development of efficient and environmentally safe individual sewage disposal systems in rural areas.

Rationale: Soil percolation tests for proposed Parcel B were completed on December 2, 2021. Per the percolation reports, proposed Parcel B would be able to host a septic system to the satisfaction of EMD. The project is consistent with this policy.

2.11 The project is consistent with General Plan Policy 5.7.2.1.

General Plan Policy 5.7.2.1 requires the applicant to demonstrate that adequate emergency water supply, storage, conveyance facilities, and access for fire protection would be provided concurrent with development.

Rationale: The EDHFD provides fire protection to the site. The project must adhere

to applicable requirements for emergency vehicle access including roadway widths and turning radii, fire flow and sprinkler requirements, and vehicle ingress/egress. Compliance with these requirements will ensure adequate emergency access and evacuation routes. If any additional dwelling units are proposed in the future, the EDHFD would review the building permit application and include any fire protection measures at that time. These measures would include water storage tanks, fire hydrant(s), and residential sprinkler system(s). The size of water storage tanks would be determined during fire review of building and/or grading permits. Water storage tanks as determined by the fire authority are required to be placed on site prior to any ground disturbance of the site.

2.12 The project is consistent with General Plan Policy 6.2.2.2.

General Plan Policy 6.2.2.2 precludes development on properties designated as high or very high fire hazard severity, unless such development can be adequately protected from wildland fire as demonstrated in a fire safe plan as prepared by a qualified professional.

Rationale: At the time the project was deemed complete, the site was designated as a moderate fire hazard zone. Under the current wildland fire hazard map, the project site is currently designated as a high fire hazard. The project has been conditioned to provide a wildland fire safe plan and is consistent with this policy.

2.13 The project is consistent with General Plan Policy 6.2.3.2.

General Plan Policy 6.2.3.2 (Adequate Access for Emergencies) requires the applicant demonstrate that adequate access exists or can be provided to ensure that emergency vehicles can access the site and private vehicles can evacuate the area.

Rationale: Access to the proposed parcels has been reviewed by the County Department of Transportation (DOT). Parcel A has an existing driveway access point. Parcel B would require an encroachment onto Salmon Falls Road. The site will have adequate access for emergency access to the site and private vehicles can evacuate the area.

2.14 The project is consistent with General Plan Policy 7.4.4.4.

Policy 7.4.4.4 (Oak Resources Mitigation) requires that all new development projects or actions that result in impacts to oak woodlands and/or individual native oak trees including Heritage Trees, the County shall require mitigation as outlined in the El Dorado County Oak Resources Management Plan (ORMP).

Rationale: No oak resources are proposed for removal as part of this Tentative Parcel Map. However, if any oak resources are anticipated to be impacted by future development, mitigation for such impacts would be required

consistent with the requirements of the ORMP, as implemented under Chapter 130.39 (Oak Resource Conservation) of the Zoning Ordinance. Therefore, the project is consistent with this policy.

2.15 The project is consistent with General Plan Policy TC-Xa

- (1) Traffic from residential development projects of five (5) or more units or parcels of land shall not result in, or worsen, Level of Service (LOS) F (gridlock, stop-and-go) traffic congestions during weekday, peak-hour periods on any highway, road, interchange, or intersection in the unincorporated areas of the County.

Rationale: The project will not create five (5) or more residential units or parcels of land; therefore, this policy does not apply.

- (2) The County shall not add any additional segments of U.S. Highway 50, or any other highways and roads, to the County's list of roads from the original Table TC-2 of the 2004 General Plan that are allowed to operate at LOS F without first getting the voter's approval.

Rationale: This is not applicable as the project is not requesting any modifications to Table TC-2.

- (3) And (4). Intentionally blank as noted in the General Plan.

- (5) The County shall not create an Infrastructure Financing District unless allowed by a 2/3rds majority vote of the people within that district.

Rationale: This is not applicable as the project is not requesting the County create an Infrastructure Financing District.

- (6) Intentionally blank as noted in the General Plan.

- (7) Before giving approval of any kind to a residential development project of five (5) or more units or parcels of land, the County shall make a finding that the project complies with the policies above. If this finding cannot be made, then the County shall not approve the project in order to protect the public's health and safety as provided by State law to assure that safe and adequate roads and highways are in place as such development occurs.

Rationale: This project will not result in five (5) or more units or parcels of land for residential development.

2.16 The project is consistent with General Plan Policy TC-Xb

Policy TC-Xb ensures that potential development in the County does not exceed available roadway capacity.

Rationale: This policy is not applicable as this policy refers to the County preparing a Capital Improvement Program (CIP), preparing a Traffic Impact Mitigation (TIM) Fee Program, and monitoring traffic volumes.

2.17 The project is consistent with General Plan Policy TC-Xc

Policy TC-Xc directs that developer paid traffic impact fees combined with any other available funds shall fully pay for building all necessary road capacity improvements to fully offset and mitigate all direct and cumulative traffic impacts from new development.

Rationale: This policy is not applicable as this policy directs how the County will pay for building the necessary road capacity.

2.18 The project is consistent with General Plan Policy TC-Xd

LOS for County-maintained roads and State highways within the unincorporated areas of the County shall not be worse than LOS E in the Community Regions or LOS D in the Rural Centers and Rural Regions except as specified in Table TC-2. The volume to capacity ratio of the roadway segments listed in Table TC-2 shall not exceed the ratio specified in that table. LOS will be as defined in the latest edition of the Highway Capacity Manual (Transportation Research Board, National Research Council) and calculated using the methodologies contained in that manual. Analysis periods shall be based on the professional judgement of the Department of Transportation which shall consider periods including, but not limited to, Weekday Average Daily Traffic (ADT), AM Peak Hour, and PM Peak hour traffic volumes.”

Rationale: This project will not worsen LOS for any County-maintained road or State highway as defined by General Plan Policy TC-Xe.

2.19 The project is consistent with General Plan Policy TC-Xe

For the purposes of this Transportation and Circulation Element, “worsen” is defined as any of the following number of project trips using a road facility at the time of issuance of a use and occupancy permit for the development project:

- (1) A two (2) percent increase in traffic during the a.m. peak hour, p.m. peak hour, or daily; or
- (2) The addition of 100 or more daily trips; or
- (3) The addition of 10 or more trips during the a.m. peak hour or the p.m. peak hour.

Rationale: This project will generate fewer than 10 trips in the peak hour, and fewer than 100 daily trips. The thresholds in criteria A, B, and C of this policy are not met.

2.20 The project is consistent with General Plan Policy TC-Xf

At the time of approval of a Tentative Map for a single family residential subdivision of five (5) or more parcels that worsens (defined as a project that triggers Policy TC-Xe [A] or [B] or [C]) traffic on the County road system, the County shall do one of the following: (1) condition the project to construct all road improvements necessary to maintain or attain LOS standards detailed in this Transportation and Circulation Element based on existing traffic plus traffic generated from the development plus forecasted traffic growth at 10-years from project submittal; or (2) ensure the commencement of construction of the necessary road improvements are included in the County's 10-year CIP.

For all other discretionary projects that worsen (defined as a project that triggers Policy TC-Xe [A] or [B] or [C]) traffic on the County road system, the County shall do one of the following: (1) condition the project to construct all road improvements necessary to maintain or attain LOS standards detailed in this Transportation and Circulation Element; or (2) ensure the construction of the necessary road improvements are included in the County's 20-year CIP.

Rationale: The project will not create five (5) or more residential units and will not worsen traffic on the County road system. This policy does not apply.

2.21 The project is consistent with General Plan Policy TC-Xg

Each development project shall dedicate right-of-way, design, and construct or fund any improvements necessary to mitigate the effects of traffic from the project. The County shall require an analysis of impacts of traffic from the development project, including impacts from truck traffic, and require dedication of needed right-of-way and construction of road facilities as a condition of the development. This policy shall remain in effect indefinitely unless amended by voters.

Rationale: This policy is not applicable as this project does not worsen traffic conditions.

2.22 The project is consistent with General Plan Policy TC-Xh

All subdivisions shall be conditioned to pay the traffic impact fees in effect at the time a building permit is issued for any parcel created by the subdivision.

Rationale: This project will pay TIM fees at the time the first residential building permit on a parcel is issued.

2.23 The project is consistent with General Plan Policy TC-Xi

General Plan TC-Xi directs the County to coordinate and work with other agencies to

plan for the widening of U.S. Highway 50.

Rationale: This policy is not applicable to the project as it is directed to the County to coordinate with other agencies.

3.0 ZONING FINDINGS

3.1 The project is consistent with Section 130.24.010: Zones Established.

The RE-5 zone is intended to preserve the rural character of an area by providing for and regulating the development of low density and rural residential development.

Rationale: As conditioned the proposed parcels meet the required minimum lot size and lot width for RE-5 zoned parcels.

3.2 The project is consistent with Section 130.30.050.G.

Section 130.30.050.G (Protection of Wetlands and Sensitive Riparian Habitat) establishes standards for avoidance and minimization of impacts to wetlands and sensitive riparian habitats consistent with General Plan Policies 7.3.3.4, 7.4.2.5, and 7.4.2.8.

Rationale: The Biological Resources Report (Attachment B to Exhibit F), and an Aquatic Resource Delineation Report (Attachment C to Exhibit F) were both completed by SWCA Environmental Consultants. The Biological Resource Evaluation identifies no sensitive vegetation communities present on site. The Aquatic Resource Delineation Report identifies a total of four (4) impoundments and eight (8) channels on site. The impoundments are manmade obstacles to water flow and were placed in the 1970s as part of a permitted single-family residential development to create a landscaped waterfall system through the main back yard area. All impoundments and most channels existing on site are located within proposed Parcel A. No structures are within the riparian setback requirements. One channel, identified as CH-3, exists on proposed Parcel B. No mitigation measures were recommended as no special status species were observed on site. The Aquatic Resource Delineation Report confirmed that compliance with the County's riparian setback standards (Zoning Ordinance Section 130.30.050.G.3.d) would be sufficient for avoiding impacts to all channels and riparian features existing across the whole site. Future development of residences or accessory structures on either proposed parcel would be required to comply with riparian setbacks and the ORMP. The project is consistent with this policy.

4.0 DESIGN REIVEW FINDINGS

4.1 The project is viewable from a scenic viewpoint as identified in the Draft Environmental Impact Report (DEIR) for the El Dorado County General Plan. Pursuant to General Plan

Policy 2.6.13, discretionary project reviewed prior to the adoption of the Scenic Corridor Ordinance, that would be visibly from any of the important public scenic viewpoints, of the El Dorado County General Plan DEIR shall be subject to design review.

Rationale: The project proposes the creation of two (2) rural residential parcels. The project is not located along a ridgeline and would not create a visual break to skyline from public viewpoints. Future development would be residential and similar in nature to existing development patterns within the project vicinity.

5.0 PARCEL MAP FINDINGS

The Subdivisions Ordinance Section 120.44.030 (Findings Requiring Disapproval) requires that the approving authority not approve a tentative map if the approving authority makes any of the following findings:

5.1 The proposed Tentative Map, including design and improvements, is consistent with the General Plan and Specific Plans (Sections 120.44.030(A) and (B)).

Rationale: The project proposes to create two (2) parcels from a 15-acre parcel. The resulting lots would be Parcel A, approximately 10 acres and Parcel B, five (5) acres. The project parcel is in the El Dorado Hills area and the parcel's General Plan land use designation is LDR. The project site is not within a Specific Plan boundary. The proposed Tentative Parcel Map has been found consistent with all applicable General Plan policies as set forth in Finding 2.2.

5.2 The proposed Parcel Map conforms to the applicable standards and requirements of the County zoning regulations and Minor Land Division Ordinance.

Rationale: The proposed parcels have been analyzed and conditioned in accordance with the RE-5 zoning designation and will comply with all applicable development standards for new lots in that zone. As proposed and conditioned, the Tentative Parcel Map conforms to the Minor Land Division Ordinance.

5.3 The site is physically suitable for the proposed type and density of development (Sections 120.44.030(C) and (D)).

Rationale: No development is proposed as part of this project. The project would allow for additional future development. The increase in residential units could result in a maximum of four (4) residences (two [2] primary and two [2] secondary residences) as well as any number of accessory structures. The existing residential development on proposed Parcel A meets the type and density requirements of the RE-5 zone district. The proposed parcels meet the minimum lot size, lot width, and building setback standards of the RE-5 zone district. Therefore, the project is physically suitable for

both proposed parcels, and has been designated as eligible for the resulting density of five (5) acres per parcel.

5.4 The proposed subdivision is not likely to cause substantial environmental damage or substantial and avoidable injury to fish or wildlife or their habitat (Section 120.44.030.E).

Rationale: An Initial Study – Mitigated Negative Declaration (Exhibit F) has been prepared for this project. After reviewing the reports prepared for the proposed Tentative Parcel Map, and with incorporation of Conditions of Approval and mitigation measures, it has been determined that the Tentative Parcel Map will not result in substantial environmental damage or substantial and avoidable injury to fish or wildlife or their habitat and is consistent with existing and planned developments in the vicinity of El Dorado Hills.

5.5 The proposed subdivision is not likely to cause serious public health hazards (Section 120.44.030.F).

Rationale: An Initial Study - Mitigated Negative Declaration (Exhibit F) has been prepared for the project. After reviewing the reports prepared for the proposed Tentative Parcel Map, and with incorporation of Conditions of Approval and mitigation measures, it has been determined that the Tentative Parcel Map will not result in serious public health hazards or substantial environmental damage. The project is compatible with the existing rural residential of the area.

5.6 The proposed subdivision design and improvements are suitable and in compliance with the requirements of Public Resources Code Section 4291.

Rationale: The EDHFD reviewed this project and found that the site is within a Moderate Fire Severity Zone, at the time the project was deemed complete and reviewed by EDHFD, which does not require the applicant to submit a Wildfire Urban Interface (WUI) Fire Safe Plan. Updates to the Wildland Fire Interface Map, shows the project is currently in a High Fire Severity Zone. The project has been conditioned to provide a fire safe plan. The project is consistent with this requirement.

5.7 The proposed design of the subdivision and the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision (Section 120.44.030(H)).

Rationale: There will be no changes to either the 40-foot roadway and public utilities easement. Driveway developments for access onto Parcel B will require an encroachment permit from DOT for access onto Salmon Falls Road. The

encroachment would allow for additional driveway pavement within the easement area, but no change to the easement boundary lines is proposed.

6.0 Government Code §1266.01 Fire Protection Findings (Parcel Maps)

6.1 Before approving a Tentative Map, or a Parcel Map for an area located in a State Responsibility Area (SRA) or a Very High Fire Severity Zone, a legislative body of a County shall make the following findings: (1) A finding supported by substantial evidence in the record that the subdivision is consistent with: (A) regulations adopted by the State Board of Forestry or Fire Protection pursuant to Sections 4290 and 4291 of the Public Resources Code, or (B) consistent with local ordinances certified by the State Board of Forestry or Fire Protection as meeting or exceeding the state regulations.

Rationale: EDHFD and CALFIRE reviewed the proposed project, and CALFIRE provided comments, which are included as Conditions of Approval. Future residential development is required to meet applicable Fire Safe requirements. With adherence to the Fire Safe requirements, the proposed project would be in compliance with the Public Resources Code. The project is consistent with this section.

6.2 Before approving a Tentative Map, or a Parcel Map for an area located in a SSRA or a Very High Fire Severity Zone, a legislative body of a County shall make the following findings: a finding supported by substantial evidence in the record that structural fire protection and suppression services will be available for the subdivision through any of the following entities: (A) A County, City, Special District, Political Subdivision of the State, or another entity organized solely to provide fire protection services that is monitored and funded by a County or other public entity; (B) The Department of Forestry and Fire Protection by contract entered into pursuant to Section 4133, 4142, or 4144 of the Public Resources Code.

Rationale: EDHFD and CALFIRE reviewed the proposed project and have determined that there is adequate structural fire protection and suppression services available for the subdivision. CALFIRE provided comments, which are included as Conditions of Approval. Future residential development is required to meet applicable fire safe requirements. With adherence to the fire safe requirements, the proposed project would be in compliance with the Public Resources Code. The project is consistent with this section.

Conditions of Approval

1. This Tentative Parcel Map is based upon and limited to compliance with the project description, Conditions of Approval set forth below, and the hearing exhibits marked:

Exhibit ETentative Parcel Map

Any deviations from the project description, exhibits, or Conditions must be reviewed and approved by the County for conformity with this approval. Deviations may require approved changes to the permit and/or further environmental review. Deviations without the above-described approval would constitute a violation of permit approval.

The project description is as follows:

The proposed Tentative Parcel Map would create two (2) parcels; Parcel A approximately 10 acres and Parcel B five (5) acres (Parcel B) from an existing 15-acre parcel. Fire and vehicular access to Parcel A would be via the existing driveway encroachment onto Salmon Valley Lane (a non-County maintained road) approximately 250 feet east of the intersection with Salmon Falls Road (a County maintained road). Access to proposed Parcel B would be off Salmon Falls Road with approval of an encroachment permit prior to driveway development or issuance of any grading or building permit.

The development, use, and maintenance of the property, the size, shape and the protection and preservation of resources shall conform to the project description above and the hearing exhibits and Conditions of Approval below. The property and any portions thereof shall be sold, leased, or financed in compliance with this project description and the approved hearing exhibits and Conditions of Approval hereto. All plans must be submitted for review and approval and shall be implemented as approved by the County.

Planning Division

2. **The Mitigation Monitoring and Reporting Program (MMRP):** Exhibit G represents the MMRP for the Project. To ensure that the mitigation measures identified in the negative declaration are implemented, Property owner or designee is responsible for implementation of the MMRP according to stated timing requirements. El Dorado County Planning Division will verify mitigation compliance according to each monitoring and/or reporting action.
3. **Permit Time Limits:** This Tentative Parcel Map shall expire 36 months from the date of approval unless a timely extension has been filed consistent with Section 120.74.020 (Expiration Period of Approved or Conditionally Approved Maps) of the Subdivision Ordinance.
4. **California Department of Fish and Wildlife Fees:** The applicant shall file a Notice of Determination, by submitting the County Recorder handling fee of \$50.00 and the current California Department of Fish and Wildlife fee. Pursuant to California Fish and Game Code Section 711.4(c)(3), a project shall not be operative, vested, or final, and local government permits for the project shall not be valid, until the filing fees are paid.

5. **Indemnity:** In the event of any legal action instituted by a third party challenging the validity of any provision of this approval, the developer and landowner agree to be responsible for the costs of defending such suit and shall hold County harmless from any legal fees or costs County may incur as a result of such action.

The developer and landowner shall defend, indemnify, and hold harmless El Dorado County and its agents, officers, and employees from any claim, action, or proceeding against El Dorado County or its agents, officers, or employees to attack, set aside, void, or annul an approval of El Dorado County concerning a Tentative Parcel Map.

The County shall notify the applicant of any claim, action, or proceeding, and the County shall cooperate fully in the defense.

6. **Archeological Resources:** In the event of future development, the following language will be incorporated on any grading or building permit plans: In the event that archeological resources are discovered during grading and construction activities, the applicant shall ensure that all such activities cease within 50 feet of the discovery until an archaeologist can examine the find in place. If the find is determined to be a “unique archaeological resource”, contingency funding, and a time allotment sufficient to allow recovering an archaeological sample or to employ one of the avoidance measures may be required under the provisions set forth in Section 21083.2 of the Public Resources Code. Construction work could continue on other parts of the project site while archaeological mitigation takes place.

7. **Human Remains:** In the event of future development, the following language will be incorporated on any grading or building permit plans: In the event of the discovery of human remains, all work shall cease, and the County coroner shall be immediately notified pursuant to subdivision(c) of Section 7050.5 of the Health and Safety Code and Section 5097.98 of the Public Resources Code. The coroner shall make his or her determination within two (2) working days from the time the person responsible for the excavation, or in his or her authorized representative, notifies the coroner of the discovery or recognition of the human remains. If the coroner determines that the remains are not subject to his or her authority and if the coroner recognizes the human remains to be those of a Native American, he or she shall contact, by telephone within 24 hours, the Native American Heritage Commission. The Native American Heritage Commission will immediately notify the person it believes to be the most likely descendant of the deceased Native American.

Upon the discovery of the Native American remains, the landowner shall ensure that the immediate vicinity, according to generally accepted cultural or archaeological standards or practices, where the Native American human remains are located, is not damaged, or disturbed by further development activity until the landowner has discussed and conferred, as prescribed in Section 5097.98 of the Public Resources Code, with the most likely descendants regarding their recommendations. The descendants shall complete their inspection and make their recommendation within 48 hours of their notification by the Native American Heritage Commission. The recommendation may include the

scientific removal and nondestructive analysis of human remains and items associated with Native American burials or other proper method(s) for handling the remains in accordance with Section 5097.98(b-h). Any additional costs as a result of complying with this section shall be borne by the project applicant. Grading and construction activities may resume after appropriate measures are taken.

8. **Riparian Habitat and Wetland Protection:** Future development of the site would be required to comply with General Plan Policy 7.3.3.4, which includes a minimum setback of 100 feet from all perennial streams, rivers, lakes, and 50 feet from intermittent streams and wetlands.
9. **Wildfire Hazards:** The proposed project shall meet the current California Fire Code (CFC), El Dorado County Fire Ordinance National Fire Protection Association (NFPA) standards, and other appropriate standards to ensure site-specific wildland fire risks would be minimized during construction and operation of the proposed project.
10. **Easements:** Prior to recording the Parcel Map, applicant shall ensure that the County Surveyor's Office conducts a final easement review of the project parcels, as part of standard procedure, to further ensure no potential easement conflicts will occur on the project site.
11. **Wildland Fire Safe Plan:** This development shall be conditioned to develop, implement, and maintain a Wildland Fire Safe Plan that is approved by the EDHFD as complying with the State Fire Safe Regulations. The final Wildland Fire Safe Plan shall be completed, submitted and approved by the applicable fire agency prior to recording the parcel map.
12. **Parks Fees:** The tentative parcel map shall be subject to parkland dedication in-lieu fees based on values supplied by the County Assessor and calculated in accordance with Section 120.12.090 of the County Code. The applicant shall provide proof of payment of parkland dedication in-lieu fees to Planning Services prior to recording the parcel map.

Surveyor's Office

13. All survey monuments must be set prior to recordation of the Parcel Map.
14. Situs addressing for the project shall be coordinated with the County Surveyor's Office prior to filing of a Final Parcel Map.
15. Prior to map recordation, a letter will be required from all agencies that have placed Conditions on the map. The letter will state that "**all conditions placed on P20-0005 by (that agency) have been satisfied.**" The letter is to be sent to the County Surveyor's Office and copied to the project Consultant (if any) and the Applicant.

Air Quality Management District (AQMD)

16. **Asbestos Dust:** Current County records indicate the subject property is located within the Asbestos Review Area. An Asbestos Dust Mitigation Plan (ADMP) Application with applicable fees shall be submitted to and approved by the AQMD prior to project construction if the project moves more than 20-cubic-yards of soil, pursuant to AQMD Rule 223.2, Fugitive Dust – Asbestos Hazard Mitigation. Mitigation measures for the control of fugitive dust shall comply with the requirements of Rule 223, Fugitive Dust – General Requirements, and Rule 223.2 Fugitive Dust – Asbestos Hazard Mitigation.
17. **Painting/Coating:** The project construction may involve the application of architectural coating, which shall adhere to AQMD Rule 215 Architectural Coatings.
18. **Open Burning:** Burning of wastes that result from “Land Development Clearing” must be permitted through the AQMD. Only dry vegetative waste materials originating from the property may be disposed of using an open outdoor fire (Rule 300 Open Burning).
19. **Portable Equipment:** All portable combustion engine equipment with a rating of 50 horsepower or greater shall be registered with the California Air Resources Board (CARB). A copy of the current portable equipment registration shall be with said equipment. The applicant shall provide a complete list of heavy-duty diesel-fueled equipment to be used on this project, which includes the make, model, year of equipment, and daily hours of operation of each piece of equipment.
20. **Self-Propelled Diesel-Fueled Engines:** All self-propelled diesel-fueled engines greater than 25 horsepower shall follow the CARB Regulation for In-Use Off-Road Diesel Fueled Fleets (Section 2449 et al, title 13, article 4.8, chapter 9, California Code of Regulations (CCR)). The full text of the regulation can be found at CARB’s website here: <https://oal.ca.gov/publications/ccr/> Questions on applicability should be directed to CARB at 1-866-634-3735. CARB is responsible for enforcement of this regulation.
21. **New Point Source:** Prior to construction/installation of any new point source emissions units (e.g., emergency standby engine, etc.), Authority to Construct applications shall be submitted to the AQMD. Submittal of applications shall include facility diagram(s), equipment specifications and emission factors. (Rule 501 and 523).

El Dorado Hills Fire Department

22. **Natural Hazard Disclosure:** The project is located in a Very High Fire Hazard Severity Zone within a Cal Fire responsibility area (SRA). The applicant shall provide a Wildfire Hazard Real Estate Disclosure to all future property owners regarding this risk.
23. **Emergency Fire Hydrant(s):** Approved fire hydrants capable of providing the required fire flow for the protection of any and all structures shall be located along the fire apparatus access roadway. Fire hydrant quantities and locations shall be in accordance with the CFC (International Fire Alarm Code), as amended locally. The required fire hydrants shall be installed and operational prior to any combustible construction (including foundations).
24. **Emergency Water Storage Tank(s):** Approved water storage tanks capable of providing the required fire flow for the protection of any and all structures shall be located on the project site. The size and number of water storage tanks which would be required would be determined during Fire Authority review of building and/or grading permits. Any required water storage tank(s) would be required to be on site and operational prior to any other ground disturbance.
25. **Roads and Driveways:** Roads and driveways, whether public or private, shall comply with CCR Title 14 Section 1270.00 – 1276.04 and CCR Title 24 – Part 9 (CFC), Section 503 (Fire Apparatus Access Roads), as amended locally. The required fire access road(s) shall be installed prior to any combustible construction (including foundations).
 - a) Fire access roadways shall be of not less than 20 feet of unobstructed width, 15 feet of vertical clearance, and minimum turning radii of 40 feet inside and 56 feet outside dimensions on the improvement plans. The access roadway shall extend to within 150 feet of all portions of the exterior walls of the first story of any proposed building. The use of turf-block or Grass-Crete or similar alternate road surfaces is not approved for installation in fire apparatus access roadways.
 - b) Fire access roadways shall be built to bear a minimum of 75,000 pounds and meet County Department of Transportation (DOT) standards for roadways. A report, prepared by a registered geotechnical or California-licensed Civil engineer, verifying the ability of the road to bear the required minimum weight, shall be submitted with any plan indicating the construction of the roadway. Verification of constructed roadway shall be provided by a registered geotechnical or California-licensed Civil engineer prior to the final of the project.
 - c) Where a bridge or elevated surface is part of a fire apparatus access road, the bridge shall be constructed and maintained in accordance with AASHTO HB-17.
 - d) Traffic calming measures and gates along fire access roads are prohibited unless approved by the fire authority.

- e) When a road is required, it shall be named in accordance with the requirements identified by the County Surveyor's Office. An approved street sign shall be placed at the entrance to the road.
 - f) Fire Lane identification shall be provided along required fire access roadways. Fire Lane identification shall be in accordance with the El Dorado County Regional Fire Protection Standard #B-004 and the California Vehicle Code. Vehicle parking is prohibited on any street less than 30 feet in width. Vehicle parking is permitted on both sides of streets 40 feet or more in width. Roadway widths shall be measured between the gutter line or edge of pavement on opposite sides of the road. Identification of fire apparatus access roadways may be required on private roads.
 - g) All essential road and driveway improvements shall be complete and meet all of the requirements of CCR Title 14 and the CFC prior to the approval of the final map for the project.
26. **Community Facilities District (CFD):** In order to maintain certain services provided by the fire department, which are impacted by the proposed development, including, but not limited to, fire protection and suppression, ambulance response services, emergency response services, administrative fees of the fire department, and any other services permitted under the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the Government Code (the "Act"), as well as costs of administration, operating, and reporting, the developer shall elect and provide for one (1) of three (3) financing options. The developer can (i) form a new CFD subject to the review and approval of the fire department, (ii) make a deposit and annex into any existing and approved fire department CFD, or (iii) make a lump-sum payment for the present value of an annuity authorized by the fire department. If the developer chooses to create a new CFD or annex into an existing EDHFD CFD, the creation of the new CFD or the annexation into the existing El Dorado Hills Fire Protection District CFD shall be completed concurrently with final approval, as determined jointly by the fire department and the County, of all land use entitlements requested by the landowner/applicant/developer.
27. **Plan Submittal:** The applicant shall meet the following: New residential building plans shall be submitted and approved prior to final building permit being issued. Fire Sprinkler plans shall be submitted prior to final building permit being issued. Please note: The EDHFD does not allow deferred submittals for fire sprinkler plans.
28. **Roof Coverings:** Residential roof coverings shall consist of materials having a minimum Class A rating.
29. **New Buildings and Structures:** New buildings and structures placed on a parcel shall comply with all applicable fire safety regulations found in CCR Titles 14, 19, 24, and EDHFD ordinances and regulations.

- a) All parcels shall provide a minimum 30-foot setback for all buildings from all property lines and/or the center of a road in accordance with CCR Title 14 – Section 1276 (Setback for Structure Defensible Space).
30. **Addressing:** All parcels shall be provided with an approved address number as issued by the County Surveyor’s Office. Approved numbers or addresses shall be placed on all new or existing buildings in such a position as to be easily read from the street or road fronting the property. The minimum size of the numbers shall not be less than four (4) inches and shall be mounted immediately adjacent to a light source and shall also contrast with their background.