

Mountain Democrat

PROOF OF PUBLICATION
(2015.5 C.C.P.)

County of El Dorado

I am a citizen of the United States and a resident of the County aforesaid; I'm over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am principal clerk of the printer at the Mountain Democrat, 2889 Ray Lawyer Drive, a newspaper of general circulation, printed and published Monday, Wednesday, and Friday, in the City of Placerville, County of El Dorado, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court to the County of El Dorado, State of California, under the date of March 7, 1952, Case Number 7258; that the notice, of which the annexed is a printed copy (set in type no smaller than non-pareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

7/30

All in the year 2018

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Placerville, California, this 30th day of JULY 2018

Allison Rains

Allison Rains

Proof of Publication of ORDINANCE

ORDINANCE NO. 5087

OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF EL DORADO

WHEREAS, the County of El Dorado approved the 250-unit El Dorado Hills Apartments project under project file A14-0001/Z14-0001/SP86-0002-R/PD94-0004R-2 on December 2, 2014 ("2014 Entitlements") and certified a Subsequent Mitigated Negative Declaration (State Clearinghouse No. 201405281) for the 2014 project; and

WHEREAS, a lawsuit was filed against the adoption of the Subsequent Mitigated Negative Declaration and the 2014 Entitlements by the Citizens for Sensible Development in El Dorado Hills ("CSDEDH") under Case No. PC2015001, and the decision of the superior court is now on appeal in Case No. C081472; and

WHEREAS, the County of El Dorado adopted Ordinance No. 5015 for the approval of the El Dorado Hills Apartments 2014 Entitlements; and

WHEREAS, the County of El Dorado approved the 214-unit El Dorado Hills Apartments project under project file A16-0001/Z16-0001/SP86-0002-R-2/PD94-0004R-3 on February 13, 2018 ("2018 Entitlements") and certified an Environmental Impact Report (State Clearinghouse No. 201704217) for the 2018 project; and

WHEREAS, a lawsuit was filed against the certification of the Environmental Impact Report and the 2018 Entitlements by CSDEDH under Case No. PC2018017 on March 12, 2018; and

WHEREAS, a Settlement Agreement of the challenges to the 2014 and 2018 projects (Case Nos. PC2015001, PC2018017, and C081472) was reached between the involved parties on May 21, 2018; and

WHEREAS, in accordance with the Settlement Agreement and Condition of Approval No. 2 of the 2018 Entitlements, Spanos Corporation has requested rescission of the approval of General Plan Amendment A14-0001 and the associated 2014 Entitlements.

NOW, THEREFORE, BE IT RESOLVED that the County of El Dorado Board of Supervisors hereby rescind Ordinance No. 5015 for the 2014 El Dorado Hills Apartments project effective upon entry of dismissal of Case No. PC2018017 with prejudice and based on the documents considered by the Board of Supervisors at the public hearing, except as may be noted therein:

1. EL DORADO HILLS AREA - Rescind rezoning of 4.565 acres, identified by Assessor's Parcel Numbers 121-290-60, 121-290-61, and 121-290-62, being described as Sections 1, 2, 11, and 12, Township 9 North, Range 8 East, M.D.M.

from General Commercial-Planned Development (CG-PD) to Multifamily Residential-Planned Development (RM-PD)

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 24th day of July 2018, by the following vote of said Board:

Ayes: Frentzen, Hidahl, Novasel, Ranalli, Veerkamp
Noes: None

Absent: None

Attest: James S. Mitrissin
Clerk of the Board of Supervisors

By: /s/ Kim Dawson
Deputy Clerk

/s/ Michael Ranalli
Chair, Board of Supervisors
Michael Ranalli

APPROVED AS TO FORM
Michael J. Ciccozzi
County Counsel

By /s/ David A. Livingston
David A. Livingston
Assistant County Counsel