ELDORADO COUNTY DEVELOPMENT SERVICES STAFF REPORT

O ADO CO

Agenda of:

January 11, 2007

Item No.:

8.

Staff:

Tom Dougherty

SUBDIVISION MAP CORRECTION

FILE NUMBER:

TM89-1147C

OWNER/APPLICANT:

Robert and Vera Doettling, Danny and Sandra Marostica, VCO, a

California Limited Partnership

AGENT:

Gene Thorne and Associates

REQUEST:

A map correction to amend the recorded final map for Unit 3 (Lots 35 through 38) of the Longview Estates residential subdivision to reconcile the map with the correct location of the right-of-way for the

cul-de-sac that fronts the four subject parcels.

LOCATION

On the west end of Morel Way, approximately 500 feet west of the intersection with Fieldstone Drive, in the Placerville Periphery area.

(Exhibit A)

APN:

325-420- ,-12,-13 and -14

ACREAGE:

0.844 to .357 acres

GENERAL PLAN:

Medium Density Residential (MDR) (Exhibit C)

ZONING:

One-acre Residential (R1A) (Exhibit D)

ENVIRONMENTAL DOCUMENT:

Statutorily Exempt pursuant to Section 15268(b) (3)

of the CEQA Guidelines.

SUMMARY RECOMMENDATION:

Recommend conditional approval

BACKGROUND: During the time period that lapsed between the approval and start of work on Long View Estates, and the filing for record of the final map for Unit 3 thereof, the subdivision standards for El Dorado County were modified. One change that affected Long View Estates, Unit 3, was that cul-de-sacs required new dimensions. As part of the approval process for the improvement plans, the dimensions for the cul-de-sac were modified to reflect the new County standards and the improvements were built according to the approved plans. The final map for Long View Estates, Unit 3, had been drafted prior to the new standards and in advance of the Improvement Plans. The right-of-way on the final map did not agree with that shown on the improvement plans, so the map that filed for record did not provide the necessary right-of-way.

The purpose of this subdivision map correction request is to make the amendment(s) necessary to the plat of the subdivision to provide right-of-way for the cul-de-sac in harmony with that shown on the approved, recorded improvement plans. The map includes the required offer of dedication for the additional right-of-way which is shown and noted as Lot R on Subdivision Map J-31 which was recorded on July 21, 2004.

STAFF ANALYSIS

Project Description: Amend a portion of the final map for the Long View Estates, Unit 3, as recorded in Book J, Page 31. The map correction would reconcile the map with the correctly located right-of-way containing the cul-de-sac in the field involving four parcels in Unit 3 that front Morel Way. The scope of the project involves shifting applicable lot lines on Lots 35 through 38, with the error shift being absorbed into all four lots. This shift will result in all the parcels changing in size. The resultant four parcels will now range in size from 0.844 to 1.357 acres. The balance of the subdivision will remain as recorded. The map correction includes the abandonment and relocation of the utility easements. Exhibits E-1 and E-2, E-3, and E-4 show the existing project parcels (selected pages of the existing Longview Estates Subdivision Map J-31, four sheets), and Exhibits F-1, F-2, and F-3 show the details of the map after amendment.

Amending of Final Maps: Chapter 16.72 of the El/Dorado County Code and Section 66472.1 of the Subdivision Map Act allows the amending of final maps by either the filing a certificate of correction or amending the map. Should the County determine that the amendment be approved, a certificate of correction is recommended to affect the removal of the road and public utility easement.

Section 16.72.040 of the County Code requires the decision makers make findings for an amended map that there are changes in circumstances which make any and all of the conditions of such a map no longer appropriate or necessary and that the changes do not impose any additional burden on the present fee owner of the properties. Further, the modifications proposed should not alter any right, title or interest in the real property reflected in the recorded map and that map as modified shall conform to the provisions of Section 66474 of the Government Code.

The findings are discussed in more detail in Attachment 2, Findings.

<u>Site Description:</u> The 4.255 total-acre site of the four subject parcels are comprised of approximately 20 to 30 percent slopes that have a downward trend from south to north. The existing trees include interior live oaks (*Quercus wislizenii*), and blue oaks (*Quercus douglasii*) with annual non-native grasses.

Adjacent Land Uses:

	Zoning	General Plan	Land Use/Improvements				
Site	R1A	MDR	Three parcels are vacant; one has a single-family dwelling in progress.				
North	R1A	MDR	Single-family residence.				
South	RE-5	LDR	Single-family residence.				
East	RE-5	RR	Single-family residence.				
West	RE-5	LDR	Single-family residence.				

Discussion: The project parcels are all part of an approved and developing subdivision. The significant drainage easements have been maintained without change as well as the rest of the easements to support utility infrastructure of the subdivision, such that said correction will not affect any of the surrounding parcels, nor the project parcels in any negative way or conflict with their ability to be developed into single-family residences.

General Plan: The project area is designated on the General Plan land use map as Medium Density Residential. This designation is suitable for single-family residences, and the approved and developing Longview Estates, Unit 3, is consistent with this designation as well.

<u>Conclusion</u>: The project has been reviewed in accordance with the El Dorado County 2004 General Plan policies. It has been determined that the project is consistent with the General Plan and also *Section 65402* of the *California Government Code*. Findings of Consistency with the General Plan are provided in Attachment 2.

<u>Zoning:</u> The project site is zoned One-acre Residential. No new conflicts with setbacks or easements relative to structures under construction, or any other development standards or requirements of the Zoning Code, will be created by correcting the cul-de-sac and right-of-way locations on the final map as proposed by this project, as they reflect what currently exists.

Other Issues: The four subject project parcels are owned by multiple entities. At the time of application submittal, the appropriate documents were received from all property owners indicating their acceptance of the proposed project. Should ownership change for any reason prior to the final recording of the amended map from that which is known currently, those new owners would also have to agree to the map correction and sign the recorded map. The applicants and agents have been notified of these requirements (also see Condition 4).

ENVIRONMENTAL REVIEW

This project has been found to be Statutorily Exempt from the requirements of CEQA pursuant to Section 15268 (b) (3) stating that the approval of final subdivision maps is presumed to be ministerial and is exempt from further environmental review.

This project is found to be de minimis (having no effect on fish and game resources). Pursuant to Resolution No. 240-93, a \$50.00 processing fee is required by the County Recorder to file the Notice of Determination and Certificate of Fee Exemption with the State in accordance with State Legislation (California Fish and Game Code Section 711.4).

RECOMMENDATION: Recommend approval

SUPPORT INFORMATION

Attachments to Staff Report:

The Libit A	Vicinity Man
Exhibit A	Vicinity Map

Exhibit B Assessor's Parcel Page

Exhibit C General Plan Land Use Map

Exhibit D Zoning Map

Exhibit E1 – E4 Subdivision Map J-31, Sheets 1-4

Exhibits F1 – F3 Applicant's Proposed Map Correction Amending Subdivision

Map J-31.

Vicinity





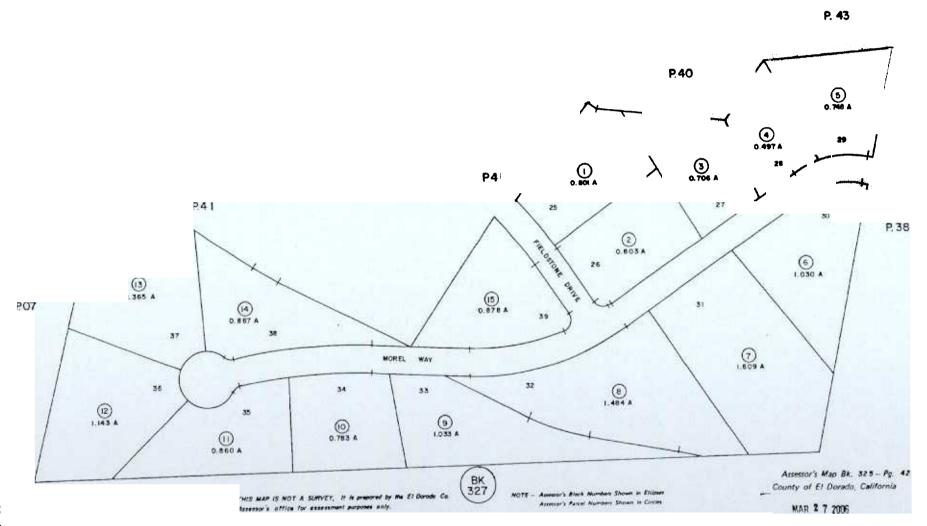
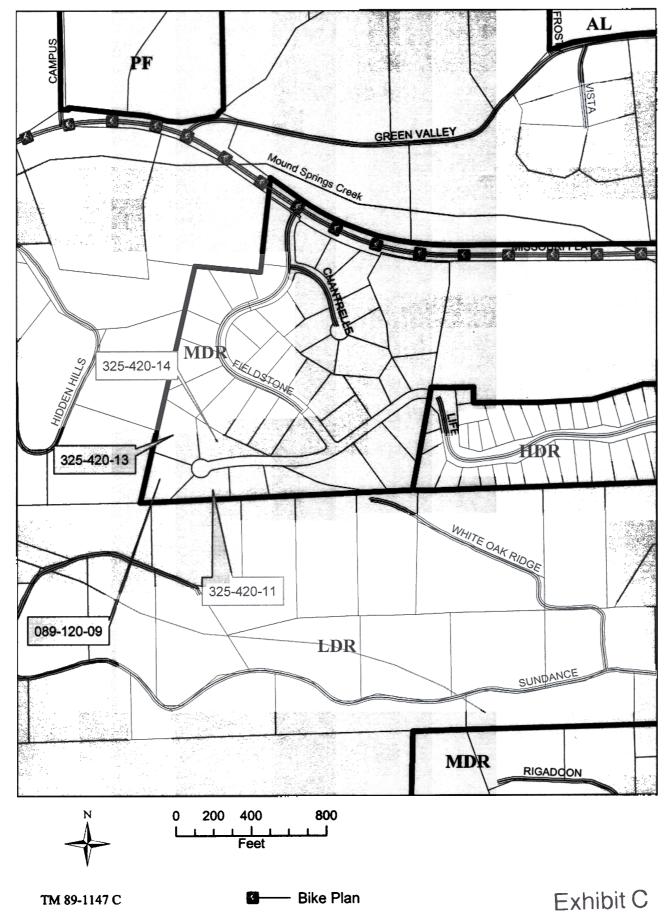
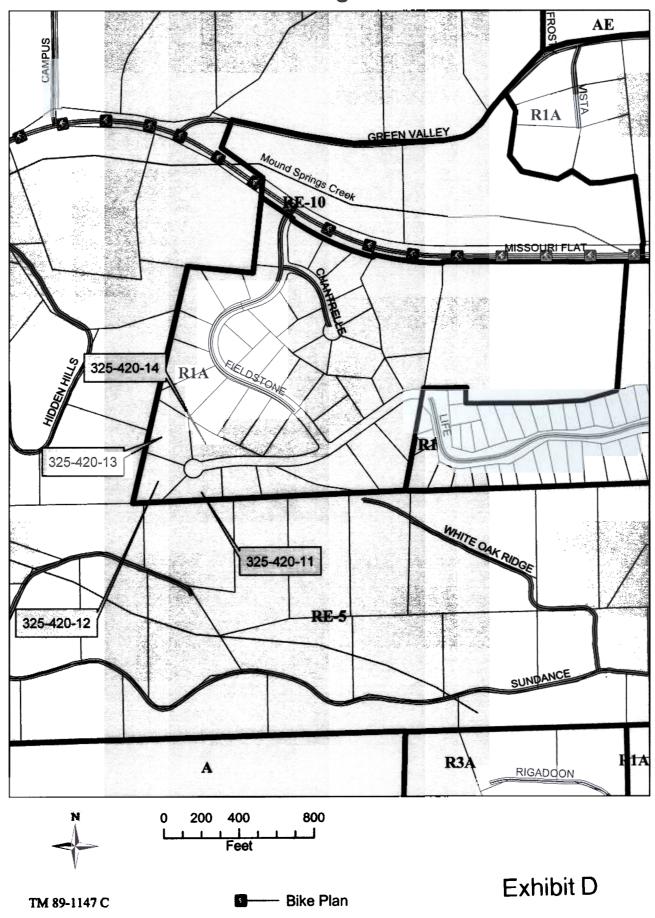


Exhibit B

General Plan Land Use Designations



Zoning



57044.04





ONG VIEW ESTATES, UNIT NO. 3

A PORTION OF THE SOUTH 1/2 OF SECTION 15, T.10 N., R.10 E., MDM.

OCTOBER 2003 GENE E THORNE & ASSOCIATES, INC.

OWNER'S STATEMENT:

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VCO, LP. A CALIFORNIA LIMITED PARTNERSHIP

DY: MALLARD INVESTMENTS, A CALFORNIA GENERAL PARTNERSHIP GENERAL PARTNER

DY: James E. Carter
GENERAL PARTNER

DY: VICIN PANILY INVESTMENTS, LP., A CALIFORNIA LIMITED PARTNERSHIP GENERAL PARTNER

BY: VICH MANGEMENT, LLC, A CALFORNIA LIMITED LIMITED COMPANY SCHERAL PARTNER!

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FOR NOTARY'S ACKNOWLEDGMENTS, SEE SHEET 1 OF 9.

ENGINEER'S STATEMENT:

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TM 89-1147

COUNTY ENGINEER'S STATEMENT:

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WARREN R PESSES RE 27127 COUNTY ENGINEER

DEPARTMENT OF TRANSPORTATION COUNTY OF EL PORADO, CALIFORNIA REG EIP. PATE: _05/31/05



DATE: 4-29-04

COUNTY TAX COLLECTOR'S STATEMENT:

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DATE 3-5-04

EL DORADO, CALIFORNIA

PLANNING DIRECTOR'S STATEMENT:

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COUNTY OF BL. BORNOO, CALFORNA

PETER N. MURER PRINCIPAL PLANNER COUNTY OF EL DORADO, CALFORNIA

EDISTING ASSESSOR'S PARCEL NO: 915-070-10 & 10

COUNTY SURVEYOR'S STATEMENT:

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DATE: 5-3-04

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COUNTY SURVEYOR
COUNTY OF EL DORADO, CALIFORNIA LIC. ENP. DATE: 12/31/05

ROPE RICHARD L BRINER, LS. 5084 DEPUTY SURVEYOR COUNTY OF EL DORADO, CALFORNIA

LIC. ESP. DATE: 04/30/01

BOARD CLERK'S STATEMENT:

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CLERK OF THE BOARD OF SUPERVISORS



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COUNTY RECORDER, CLERK
COUNTY OF EL DORADO, CALFORNIA

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TRUSTEE'S STATEMENT:

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NITER-COUNTY TITLE CO OF BL DOTADO COUNTY A CALPOTONA COMPORATION

HAN L WE THOMAS J. CHANDLER THE PRESIDENT

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NOTARY'S ACKNOWLEDGEMENT:

STATE OF CALPONNA) 65.

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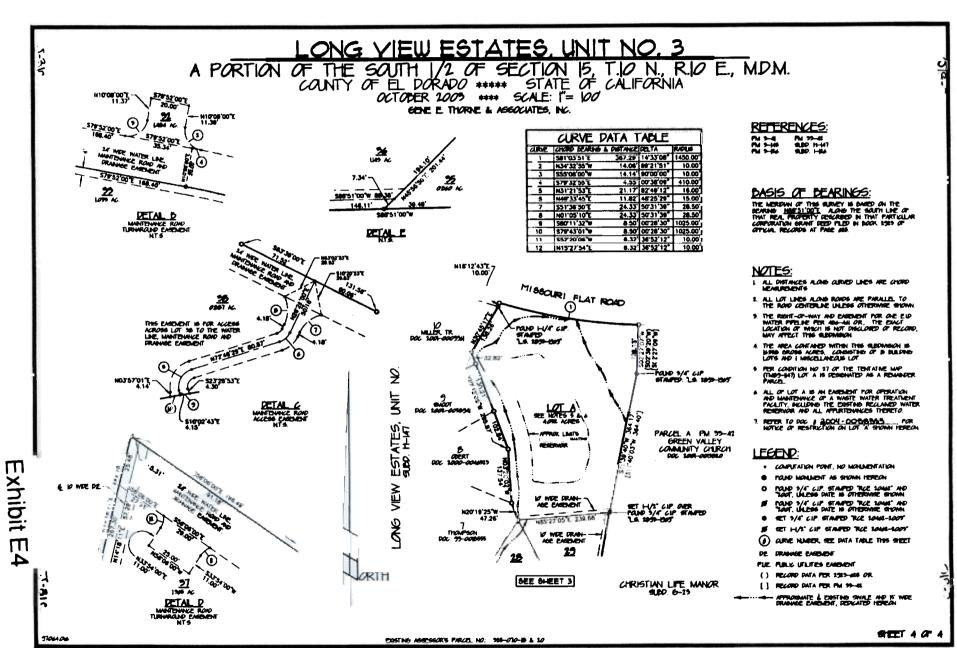
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TM 89 1147

Exhibit E3



TM 89 1147C

ONG VIEW ESTATES, UNIT NO. 3

AMENDING MAP

A PORTION OF THE SOUTH 1/2 OF SECTION 15, T. 10 N., R. 10 E., MDM. BEING LOTS 35-38 OF SUBD. J-31 COUNTY OF EL DORADO ***** STATE OF CALIFORNIA

JNE 2006

GENE E. THORNE & ASSOCIATES, INC.

OWNER'S STATEMENT:

THE UNDERSEARD, OWNER OF RECORD TITLE INTEREST, HERBY CONSENTS TO THE PREPARATION AND FLING OF THIS ARRIVANG MAP, AND HERBY CONNEYS AND OTTERS FOR DEDICATION TO THE COUNTY OF BL. DORNOO THE WAY AND PLACE, SHOWN HEREON, AS LOT R, INCLIDING THE UNDERLYNG FEEL THERETO, FOR ANY AND ALL PIBLUE PURPOSES.

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ALL OTTERS MADE HEREN ARE IRREVOCABLE AND SHALL REMAIN OPEN IN PERPETUITY DESPITE A REJECTION OF SICH OTTER BY THE APPLICABLE PUBLIC ENTITY.

VCO, LP., A CALFORNIA LIMITED PARTNERSHIP

DY: MALLARD INVESTMENTS, A CALIFORNIA GENERAL PARTNERSHIP

BY: VICINI FAMILY IMPESTMENTS, L.P., A CALIFORNIA LIMITED PARTNERSHIF SONERAL PARTNER

BY: VICINI MANAGEMENT, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY GENERAL PARTNER

GORDON J. VICINI TRUSTEE OF THE VICINI PANILY TRUST MEMBER

DENNIS O'DRIEN GENERAL PARTNER

ROBERT POETTLING

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DANNY L. MAROSTICA

SANDRA S. MAROSTICA

FOR NOTARY'S ACKNOWLEDGMENTS, SEE SHEET 2 OF 3.

ENGINEER'S STATEMENT:

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GENE E THORNE ROE 10461 REG. EXP. DATE: 09/50/01

COUNTY ENGINEER'S STATEMENT:

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RICHARD W. SHEPARD RCE 95499 COUNTY ENGINEER
DEPARTMENT OF TRANSPORTATION
COUNTY OF EL DORADO, CALFORNI REG. EXP. DATE: 09/30/01

COUNTY TAX COLLECTOR'S STATEMENT:

I, CL. RAFTETY, HEREDY STATE THAT, ACCORDING TO THE RECORDS OF THIS OFFICE, THERE ARE NO LIBBA ASAINST THIS SIDDINGIAN OR MAY PART THEREOF FOR UNPAIN STATE, CADITY, MINUPPAI, OR LOCAL TRANS OR SPECIAL ASSESSMENTS CALLECTED AS TAKES, EXCEPT TAKES OR SPECIAL ASSESSMENTS NOT YET PAYABLE, PROVIDED THAT THE FINAL MAP IS ACCEPTED FOR RECORD AND FILED FROM TO THE NEXT SUCCEDING LIBN DATE.

DATE: CL RAFFETY
TAX COLLECTOR
COUNTY OF EL DORADO, CALFORNIA

DEVELOPMENT SERVICES DIRECTOR'S STATEMENT:

I, PETER N. MALRER, HEREBY STATE THAT THIS AMENDED FINAL MAP CONFORMS WITH THE REQUIREMENTS OF SECTIONS WATEL AND WATE OF THE SUBDIVISION MAP ACT.

DATE:

PRINCIPAL PLANNER COUNTY OF EL DORADO, CALIFORNIA

EXISTING ASSESSOR'S PARCEL NO: 315-410-11, 11, 13 & 14

COUNTY SURVEYOR'S STATEMENT:

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DANIEL S. RUSSELL, L.S. 5017
COUNTY SURVEYOR
COUNTY OF EL DORADO; CALIFORNIA LIC EXP. PATE: 12/91/07

RICHARD L DRINER LS 5004"
DEPUTY SURVEYOR
COUNTY OF EL PORADO, CALIFORNIA LIC. EXP. DATE: 06/30/01

BOARD CLERK'S STATEMENT:

I, CADY NECK, HEREDY STATE THAT THE BOARD OF SUPERVISORS, BY ORDER, ON ADDRESSED ADDRESSED AND APPROVED THIS FINAL MAP OF THIS SUBVISION AND ACCEPT, SUBJECT TO MPROVIDENT FOR PUBLIC BEST LOT A NOT PURTIES ACCEPTS ON DETWIF OF THOSE PUBLIC BATTIESS THAT WILL PROVIDE SERVICES, BALLECT TO THE PURPLY CONSTRUCTION STADWINGS. THE DEVELOPITS SHOWN FEREIN AND AS OFFEND FOR DEDICATION, EXCEPT DRAINGE EXEMENTS WISCH RESERVED, PRECEDED.

CNDY KECK CLERK OF THE BOARD OF SUPERVISORS COUNTY OF EL DORADO, CALIFORNIA PEPUTY

RECORDER'S CERTIFICATE:

FILED THIS _____ DAY OF ____ IN BOOK ____ OF MAPS, AT PAGE DOCUMENT NO. AT THE REQUEST OF YOU LP. A CALFORNIA LIMITED PARTNERSHIP. TITLE TO THE LAND INCLIDED IN THIS SUBDIVISION IS GUARANTEED BY TITLE CERTIFICATE NO.

PREPARED BY BLACES TITLE COMPANY AND IS ON FILE IN THIS OFFICE.

WILLIAM E. SCHILTZ COUNTY RECORDER, CLERK COUNTY OF EL DORADO, CALFORNIA

DEPUTY

SHEET I OF 9

LONG VIEW ESTATES, UNIT NO. 3

A PORTION OF THE SOUTH 1/2 OF SECTION 15, T. 10 N., R. 10 E., M.D.M. BEING LOTS 35-38 OF SUBD. J-31 COUNTY OF EL DORADO ***** STATE OF CALIFORNIA JUNE 2006 GENE E THORNE & ASSOCIATES, INC.

SEE OWNER'S STATEMENT ON SHEET OF 9.		
NOTARY'S ACKNOW EDGEMENT: STATE OF CALFORNA)SS. ON: ON: OFFICIENT OF THE OFFICE ME.	NOTARYS ACKNOM FDEEMENT: STATE OF CALPORNA COUNTY OF	NOTARY'S ACKNOWLEDGEMENT: STATE OF CALPORNIA 36.6. COMITY OF
PERSONALLY APPEARED,	PERSONALLY APPEARED,	PERSONALLY APPEARED,
PERSONALLY KNOWN TO ME (OR PROVED TO ME ON THE BASIS OF SATISFACTORY ENDENCE) TO DE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN NOSTRUMENT AND ACKNOWNED/BED TO ME THAT THE PROVINCE THEY DESCRIBED THE SHARE NI HIS/ARE THEORY DESCRIBED THE SHARE NI HIS/ARE THERE SHARE NI HIS/ARE THE METRIANDINE THE PERSON(S) ARE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ARED, DECURED THE NISTRUMENT	PERSONALLY INJAIN TO ME (OR PROME) TO ME ON THE DMGG OF SATISFACTORY EVIDENCE) TO BE THE PERSONGS MINORE MINE(G) IS/ME SUBJECTED TO THE WITHIN INSTRUMENT MAP ACKNOWLEDGED TO ME THAT THE ME/THEY DECUTED THE SIME IN THIS/TEXT AUTHORIZED CAPACITY(ES) MAP THAT BY HIS/TEXT THEIR SIGNATURE(G) ON THE INSTRUMENT THE PERSONS) OR THE DISTITY UPON BEHALF OF MINOR THE PERSONS ACTED. DECUTED THE NOTIONALMY.	PERSONALLY KNOWN TO ME (OR PROMED TO ME ON THE MAGIS OF SATISFACTORY EVERHOLD) TO BE THE PERSON(S) WHOSE MAKE(S) IS/ARE SUBSCRIBED TO THE WITHIN NOTRIGHENT AND ACKNOWLEDGED TO ME THAT TE/SHE/THEY EXCUTED THE SALE IN HIS/TEXT/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/TEXT THEN SHARIMENT THE PERSON(S) OR THE ENTITY UPON BEHAUT OF WHICH THE PERSON(S) ACTED, DECOURDED THE NOTRIMENT.
WITNESS MY HAND AND OFFICIAL SEAL	WITNESS MY HAND AND OFFICIAL SEAL	WITNESS MY HAND AND OFFICIAL SEAL
SIGNATURE PRINCIPAL PLACE OF SUPPRESS. NY COMMISSION DIFFRESS.	SIGNATURE PRINCIPAL PLACE OF INSINESS: MY CORRESSON EIPRES	PROCPAL PLACE OF SUBMERS
NOTARYS ACKNOW EDGEMENT: STATE OF CALFORNA 366.	NOTARY'S ACKNOWLEDGEMENT: STATE OF CALFORNA 56.	
ON	ON	마이트 프로젝트 발표 시계에 모양을 되는 사람들은 모양이 있다. 사람들은 보고 있는 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은
PERSONALLY KNOWN TO ME (AR PROVED TO ME ON THE BASIS OF SATISFACTORY EMPIRED) TO DE THE PERSON(S) WHOSE NAME(S) IS/ARE ALBECTORY OF THE MITTIN NASTRUMENT AND ACKNOWNEDSED TO ME THAT THE ASPECTMENT DECUMED THE SAME IN HIS/ARE/THE/THE/THE/THE/THE/THE/THE/THE/THE/TH	PERSONALLY NAMEN TO ME (OR PROMED TO ME ON THE DAMES OF SATISFACTORY EVENUE) TO DE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN METRUADIT AND ACKNOWLEDGED TO ME THAT THE/SHE/THEY EDECUTED THE SHAR IN HEA/FER/THER ALTHOROUGH CAPACITY(SHE). AND THAT BY IN HEA/FER THERE SHAMITARIS(S) AT THE INSTRUMENT THE PERSON(S) AT THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, DECUTED THE INSTRUMENT. WITHERS MY HAP AND OFFICIAL SEA.	AMENDMENTS: [AS TO LOTS 5%, \$7 % 50 % OF LONG VEW ESTATES, UNIT NO. 5, THE PLAT WHICH PILED FOR RECORD IN THE OTTOE OF THE EL DORNOO COUNTY RECORDER ON JLY 13, 1200M, IN DOOK J OF SERVINGONS AT PAGE 30, DELETE THE ELEGENERIS STOWN AND AS OTTOPED.
	그 사람들은 하루 사람들이 됐다. 생각이 되는 것이 없는 생각이 있을 때	2. AS TO SAD LOTS 55, 56, 57 & 56, MODITY THEIR BOUNDARIES, CREATING NEW LOTS 56, 56, 57 & 56 AND LOT R, AS SHOWN HEREON.
SIGNATURE: PRINCIPAL PLACE OF BUSINESS:	SIGNATURE PLACE OF DISNESS:	2. REPLACE THE EASEMENTS PELETED IN AMENDMENT NO. I WITH THE EASEMENTS

EXISTING ASSESSOR'S PARCEL NO: \$15-410-11, 12, 19 & 14

TM 89 1147C

Exhibit F2

