



County of El Dorado

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

Jon Vegna, Chair, District 1
Amanda Ross, First Vice Chair, District 5
Kris Payne, District 2
John Clerici, Second Vice Chair District 3
Andy Nevis, District 4

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

Thursday, January 27, 2022

8:30 AM

Building C Hearing Room
2850 Fairlane Court
Placerville, CA 95667

VIRTUALLY - See Agenda for Details to View and Participate

PUBLIC PARTICIPATION INSTRUCTIONS: As a result of new guidance from the California Department of Public Health, in order to minimize the spread of the COVID19 virus, the Meeting Room will be closed to the public and staff will be participating remotely in accordance with Government Code § 54953(e). The meeting will continue to be live-streamed via Zoom.

Members of the public may address the Commission via Zoom to make a public comment. The public should call into 530-621-7603 or 530-621-7610. The Meeting ID is 950 6085 9378. 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://us06web.zoom.us/j/95060859378>.

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

To listen to open session portions of the meeting in real time, dial (530) 621-7607. This specialized dial-in number is programmed for listening only and is operable when the audio system inside the meeting room is activated. Please be advised that callers will experience silence anytime the Commission is not actively meeting, such as during a break period.

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. An audio recording of this meeting will be published to the website. Please note that due to technology limitations, the link will be labeled as "Video" although only audio will play. The meeting is not video recorded.

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

Present: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

PLEDGE OF ALLEGIANCE TO THE FLAG

Commissioner Vegna 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 Clerici, seconded by Commissioner Nevis to Adopt the Agenda and Approve the Consent Calendar with no changes.

Commissioner Ross recused herself from item 1 as she was not present at the meeting.

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

CONSENT CALENDAR

- 1. **22-0108** Clerk of the Planning Commission recommending the Commission approve the MINUTES of the regular meeting of December 9, 2021.

This matter was Approved on the Consent Calendar.

Commissioner Ross recused herself from this matter as she was not present at the meeting.

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

Recused: 1 - Commissioner Ross

- 2. **21-1776** Planning Division recommending the Planning Commission, as a result of ongoing concerns related to COVID-19, approve the following Teleconference Finding Pursuant to Government Code subsection 54953(e)(3) in order to allow for the continued use of virtual Committee meetings as authorized under Assembly Bill 361:
 1) Pursuant to Government Code subsections 54953(e)(3)(A) and (e)(3)(B)(ii), the Committee has reconsidered the circumstances of the state of emergency resulting from COVID-19 and the El Dorado County Public Health Officer continues to recommend measures to promote social distancing, as documented in the September 30, 2021 "Public Health Officer's Recommendations for Safe Board and Commission Meetings During COVID-19 Pandemic."

This matter was Approved on the Consent Calendar.

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

END OF CONSENT CALENDAR

DEPARTMENTAL REPORTS AND COMMUNICATIONS (Planning and Building, Transportation, County Counsel)

Rob Peters, Deputy Director of Planning and Building, reported on the following:

Welcomed new Planning and Building Director Karen Garner.

Informed the Commission the Board of Supervisor's upheld the Planning Commission's decision on the Grocery Outlet.

Planning Commission meeting on February 10, 2022 maybe cancelled.

COMMISSIONERS' REPORTS

Commissioner Nevis reported on the following:

Mt. Murphy Bridge Environmental Impact meeting.

Guest speaker at the Cool/Pilot Hill Advisory Committee.

Commissioner Payne reported on the following:

Grocery Outlet item before the Board of Supervisors.

Zoning Administrator meeting.

Commissioner Clerici reported on the following:

Responding to public comment.

Commissioner Vegna reported on the following:

Welcomed new Planning and Building Director Karen Garner.

PUBLIC FORUM / PUBLIC COMMENT

Public Comment: Esperanza

AGENDA ITEMS

- 3. **22-0110** Hearing to consider an appeal received from Jim Dillingham appealing the Planning and Building Department Director’s December 8, 2021 conditional approval of Bean Barn Drive-Thru Coffee Shop (Staff Level Design Review DR20-0009) to allow the construction and operation of a new 360-square-foot commercial structure to be used as a Bean Barn shop. The project includes associated improvements for landscaping, lighting, and parking on property identified as Assessor’s Parcel Number 083-132-001, consisting of 0.61-acre, in the Cameron Park Community Region, submitted by Angela Copeland; and staff recommending the Planning Commission take the following actions:
 - 1) Find Design Review Permit DR20-0009 Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 (New Construction or Conversion of Small Structures); and
 - 2) Approve Design Review Permit DR20-0009 based on the Findings and subject to the Conditions of Approval as presented. (Supervisory District 4)

Public Comment: CF

Commissioner Vegna opened the public hearing and upon hearing from staff and the public closed the public hearing.

A motion was made by Commissioner Payne, seconded by Commissioner Nevis to:

- 1) **Approve the Appeal; and**
- 2) **Deny the project in its present form without prejudice for resubmittal.**

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

- 4. **22-0109** Clerk of the Planning Commission recommending the Commission elect a Chair, First Vice-Chair, and Second Vice-Chair for 2022, with those selections becoming effective at the next regular meeting.

A motion was made by Commissioner Ross, seconded by Commissioner Payne to appoint Commissioner Vegna as Chair for the El Dorado County Planning Commission for 2022.

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

A motion was made by Commissioner Vegna, seconded by Commissioner Nevis to appoint Commissioner Ross as First Vice-Chair for the El Dorado County Planning Commission for 2022.

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

22-0109

Clerk of the Planning Commission recommending the Commission elect a Chair, First Vice-Chair, and Second Vice-Chair for 2022, with those selections becoming effective at the next regular meeting.

A motion was made by Commissioner Vegna, seconded by Commissioner Ross to appoint Commissioner Clerici as Second Vice-Chair for the El Dorado County Planning Commission for 2022.

Yes: 5 - Commissioner Ross, Commissioner Clerici, Commissioner Vegna, Commissioner Nevis and Commissioner Payne

ADJOURNED AT 11:48 A.M.

All persons interested are invited to attend 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.

*A negative declaration has been prepared for this project and may be reviewed and/or obtained in Planning Services, 2850 Fairlane Court, Placerville, CA 95667, during normal business hours. A negative declaration is a document filed to satisfy CEQA (California Environmental Quality Act). This document states that there are no significant environmental effects resulting from the project, or that conditions have been proposed which would mitigate or reduce potential negative effects to an insignificant level.

**This project is exempt from the California Environmental Quality Act (CEQA) pursuant to the above referenced section, and it is not subject to any further environmental review.