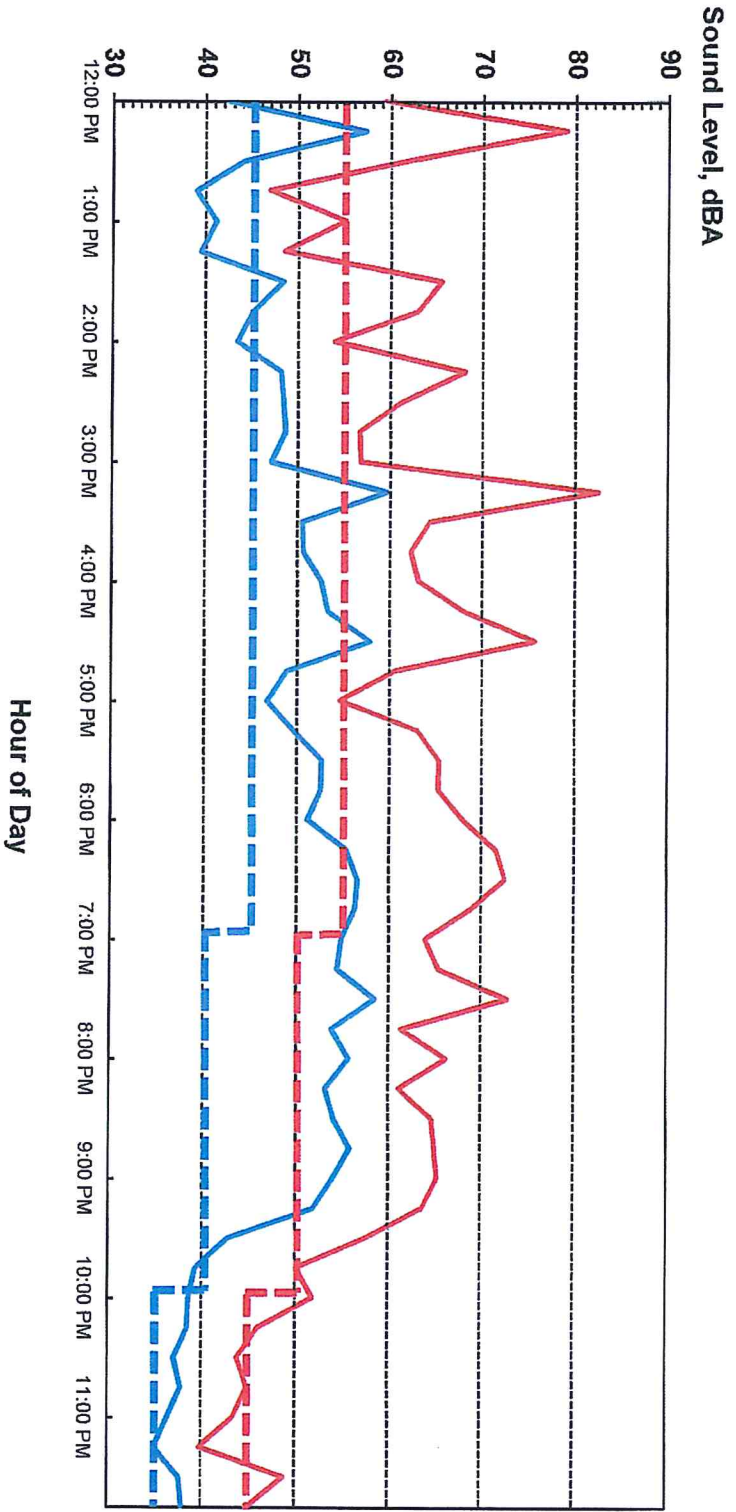


(Distributed at hearing by Robin Smay)

PC 3/23/17  
#5

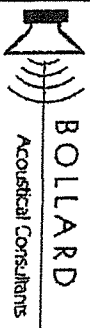
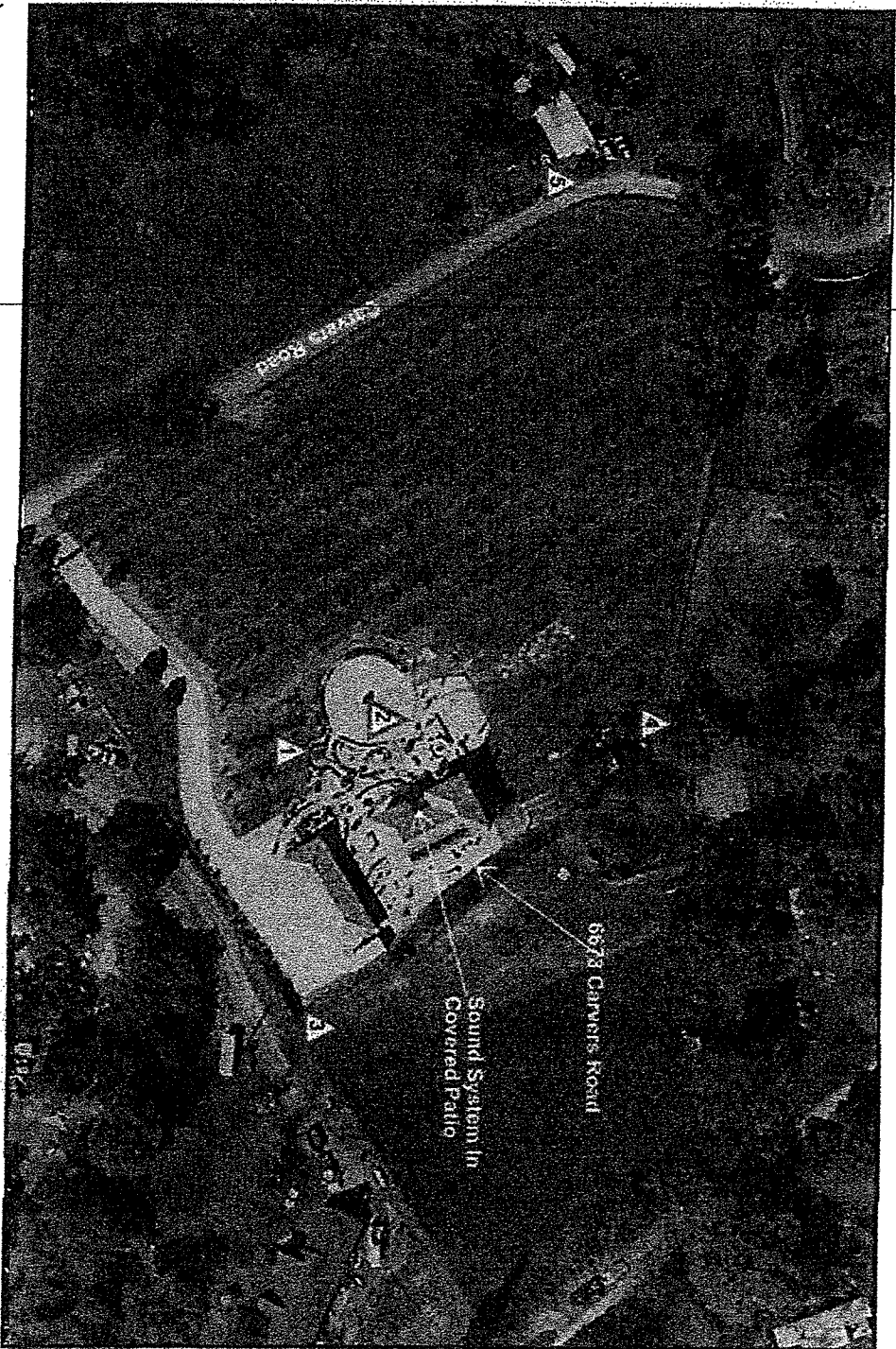
4 pages


Attachment A-1  
Ambient Noise Monitoring Results - Property Line  
Villa Florentina Wedding Venue  
Saturday, November 05, 2016

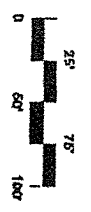


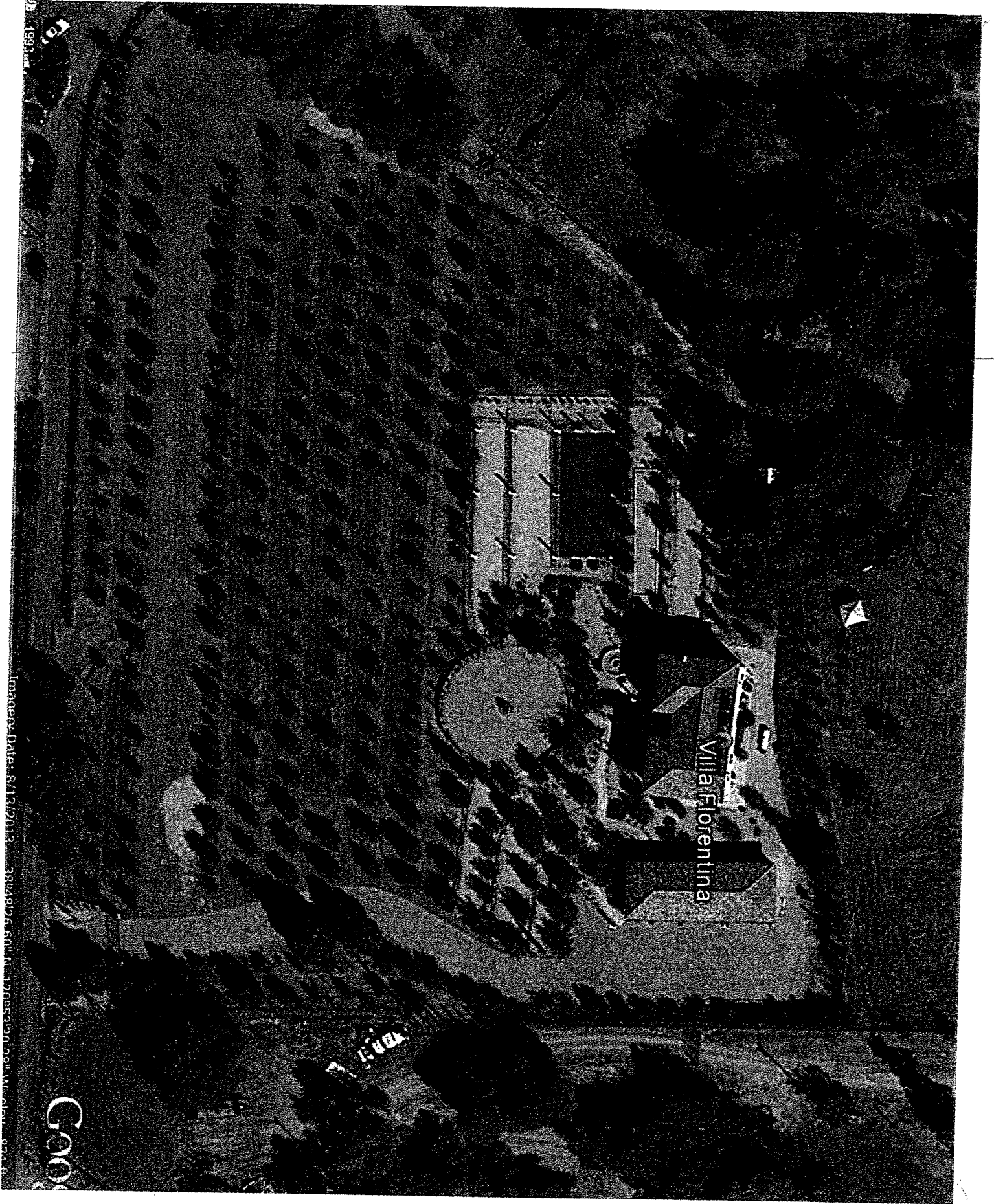
— Leq  
— Lmax  
- - - EI Dorado County rural Leq standard - offset for speech/music taken  
- - - EI Dorado County rural Lmax standard - offset for speech/music taken

Appendix A  
Villa Florentina Bed & Breakfast and Special Event Facility  
Coloma, California (El Dorado County)



 : Short-Term Noise Level Measurement Site





Villa Fiorentina

TOP 2

GOOD

Image Date: 8/13/2012 3:58:49.60 PM 12095370.291 M. 024.6

FROM THE PLANNING COMMISSION MINUTES OF MARCH 24, 2011

8. SPECIAL USE PERMIT

a. **S10-0009/Villa Florentina Bed and Breakfast Inn** submitted by LOREN SPERBER for a Bed and Breakfast within an existing single-family dwelling, with a maximum occupancy of six people. Special Events, including amplified music, would be held at the site for up to 189 guests for a maximum of 20 events per calendar year. The property, identified by Assessor's Parcel Number 006-132-28, consisting of 3.57 acres, is located on the northeast side of Carvers Road, approximately 1,750 feet north of the intersection with Mt. Murphy Road, in the Coloma area, Supervisorial District 4. [*Project Planner: Gina Paolini*] (Categorical Exemption pursuant to Sections 15301 and 15303 of the CEQA Guidelines)\*\*

Gina Paolini presented the item to the Commission with a recommendation of approval.

Loren Sperber/applicant indicated that he would not be an absentee landlord as he lives in the community and has a good relationship with the neighbors. He understood the neighbors' issues regarding traffic, noise and safety, but felt that this proposal met these concerns. Mr. Sperber made the following comments:

- 1 • Events would be sited in the center of the property;
- 2 • House has a covered patio which includes a roof and three walls;
- 3 • All noise-making equipment would be located within the covered patio and the sound would be directed away from the other properties;
- 4 • Closest neighbor is approximately 200ft – 400ft with an abundance of foliage in-between the two locations;
- 5 • Loudest noise in the area is the road noise coming from State Hwy 49;
- 6 • Chose to include amplified music in permit so as to provide more business opportunities; and
- 7 • Special events would primarily be weddings and there will be no live percussion.

Chair Heflin confirmed that Mr. Sperber was aware of the Staff Memo dated March 23, 2011 deleting Condition #10 and revising current Condition #11.

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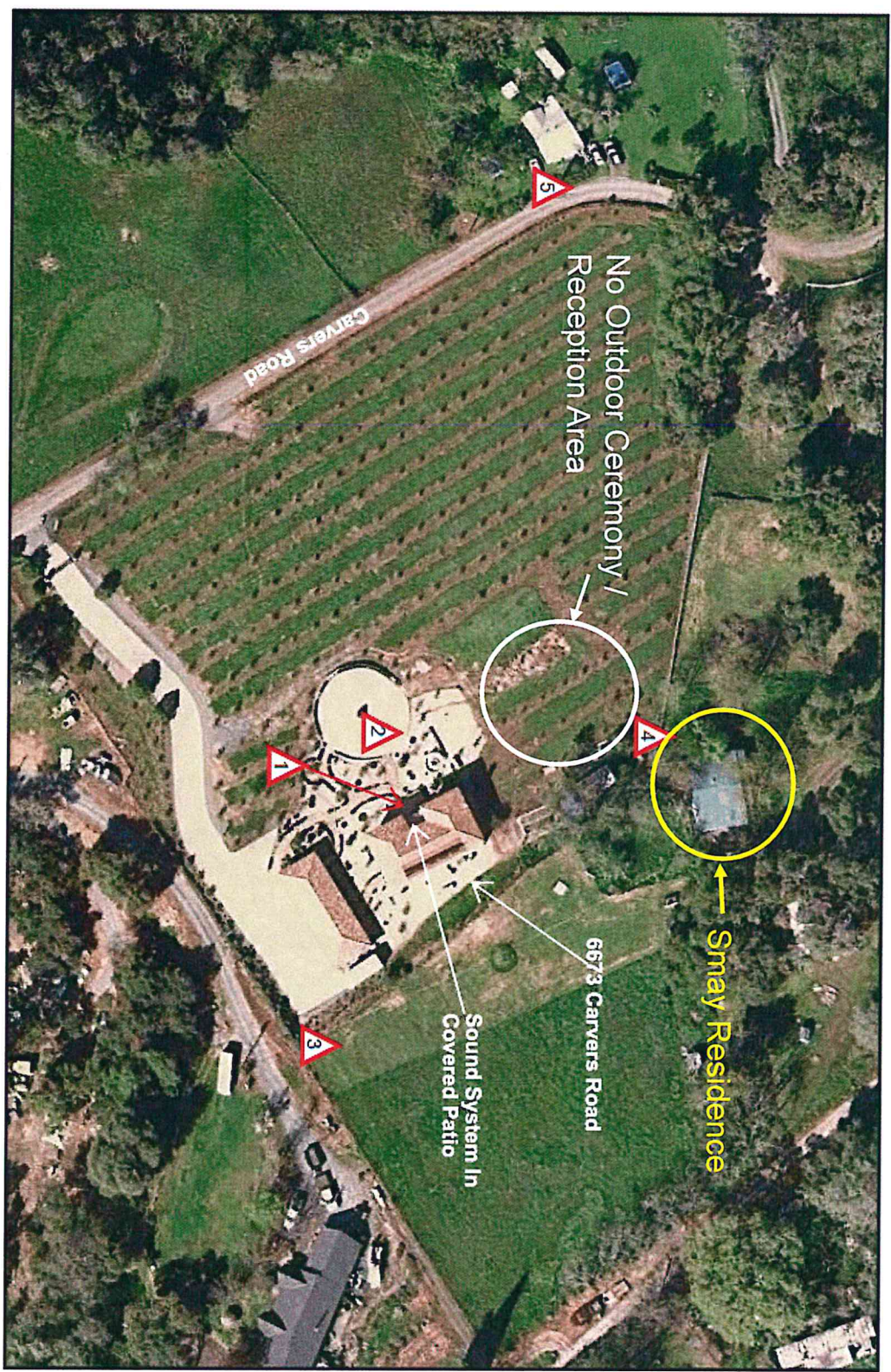
Larry Cottingham voiced concern regarding the single-lane bridge/road which currently becomes congested from tourists in the area. He also stated that music from the campground is already an issue for the neighborhood.

Robert Smay stated that he lives approximately 400-500ft from the project and is concerned with the noise the special events would bring since there are already issues with noise from other surrounding businesses. He explained that due to the area's topography, the noise is channeled and localized in the river valley. Mr. Smay indicated that he did not have any issues with the Bed and Breakfast and that it was the special events he was concerned about, particularly the road issues due to the blind curves on this country lane. He referenced a letter submitted by his daughter, Robin Smay, who recently purchased the house next door to this project and would be

( Distributed at hearing by Staff ) PC 3/23/13  
#5

Appendix A  
Villa Florentina Bed & Breakfast and Special Event Facility  
Coloma, California (El Dorado County)

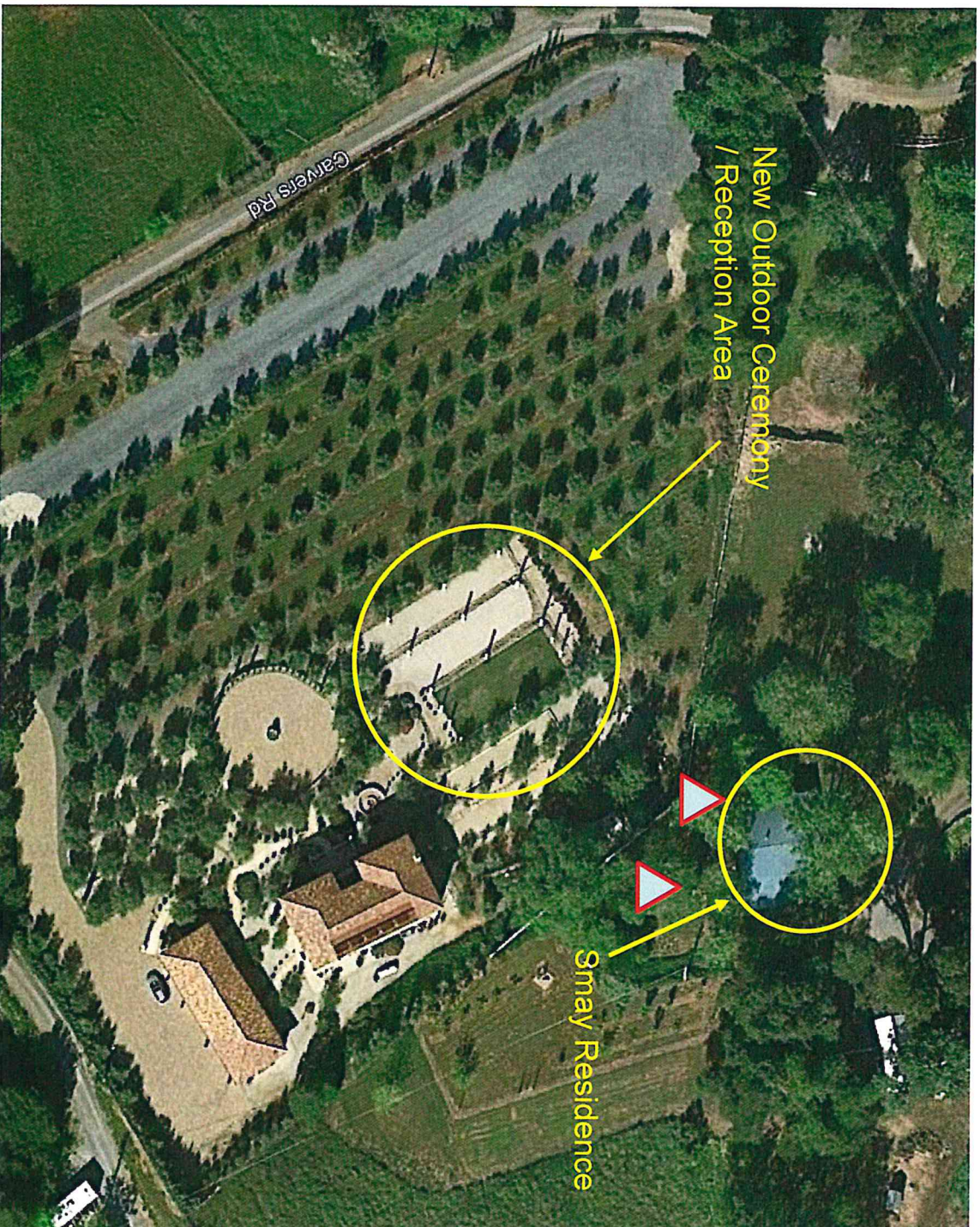
8 pages



# : Short-Term Noise Level Measurement Site



# Current Configuration



# El Dorado County Noise Standards

**TABLE 6-2  
NOISE LEVEL PERFORMANCE PROTECTION STANDARDS FOR NOISE SENSITIVE LAND  
USES AFFECTED BY NON-TRANSPORTATION\* SOURCES**

Noise Level Descriptor	Daytime 7 a.m. - 7 p.m.		Evening 7 p.m. - 10 p.m.		Night 10 p.m. - 7 a.m.	
	Community	Rural	Community	Rural	Community	Rural
Hourly Leq. dB	55	50	50	45	45	40
Maximum level. dB	70	60	60	55	55	50

**Notes:**

Each of the noise levels specified above shall be lowered by five dB for single tone noises, noise consisting primarily of speech or music, or for recurring impulsive noises. These noise level standards do not apply to residential units established in conjunction with industrial or commercial uses (e.g., caretaker dwellings).

The County can impose noise level standards which are up to 5 dB less than those specified above based upon determination of existing low ambient noise levels in the vicinity of the project site.

In Community areas the exterior noise level standard shall be applied to the property line of the receiving property. In Rural Areas the exterior noise level standard shall be applied at a point 100' away from the residence. The above standards shall be measured only on property containing a noise sensitive land use as defined in Objective 6.5.1. This measurement standard may be amended to provide for measurement at the boundary of a recorded noise easement between all affected property owners and approved by the County.

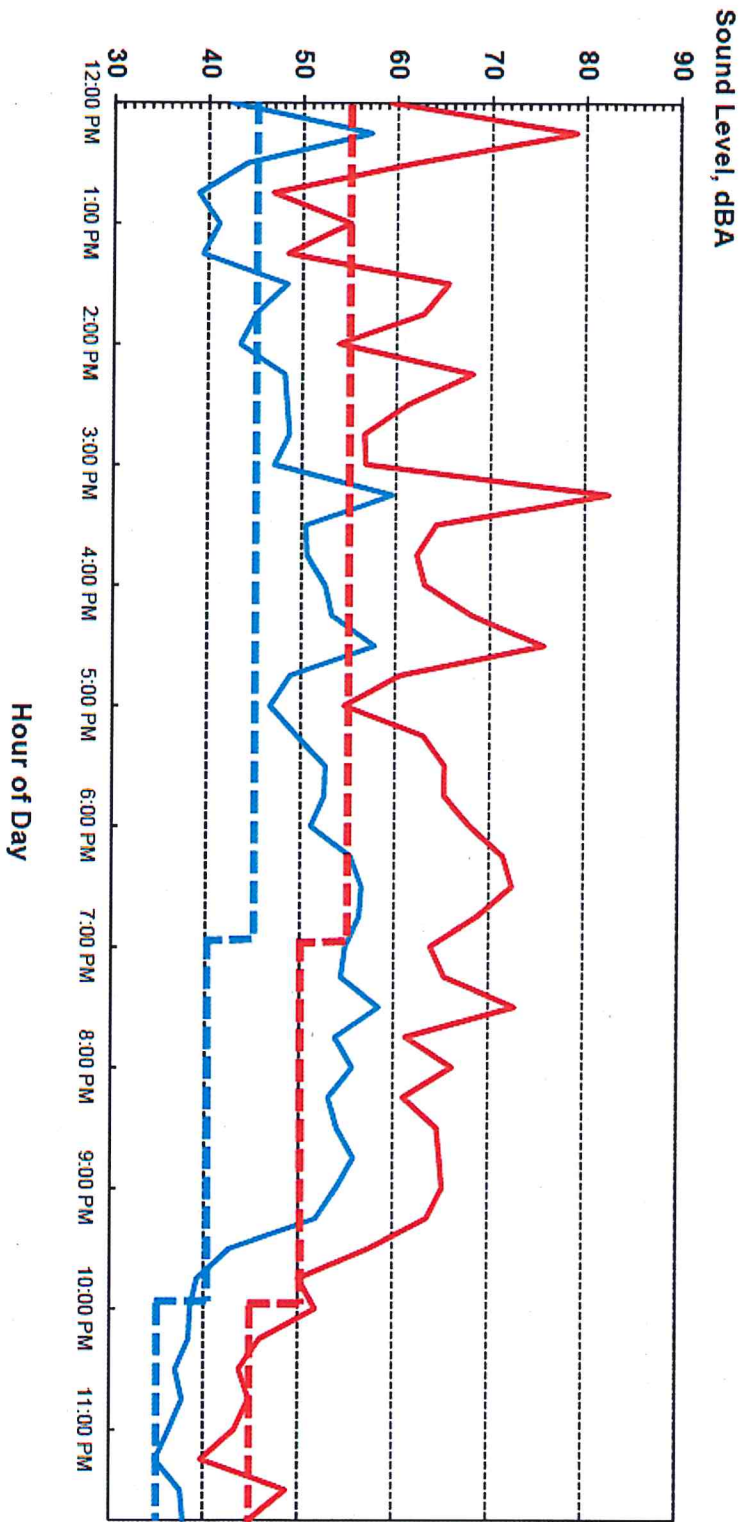
\*Note: For the purposes of the Noise Element, transportation noise sources are defined as traffic on public roadways, railroad line operations and aircraft in flight. Control of noise from these sources is preempted by Federal and State regulations. Control of noise from facilities of regulated public facilities is preempted by California Public Utilities Commission (CPUC) regulations. All other noise sources are subject to local regulations. Non-transportation noise sources may include industrial operations, outdoor recreation facilities, HVAC units, schools, hospitals, commercial land uses, other outdoor land use, etc.



**BOLLARD**

Acoustical Consultants

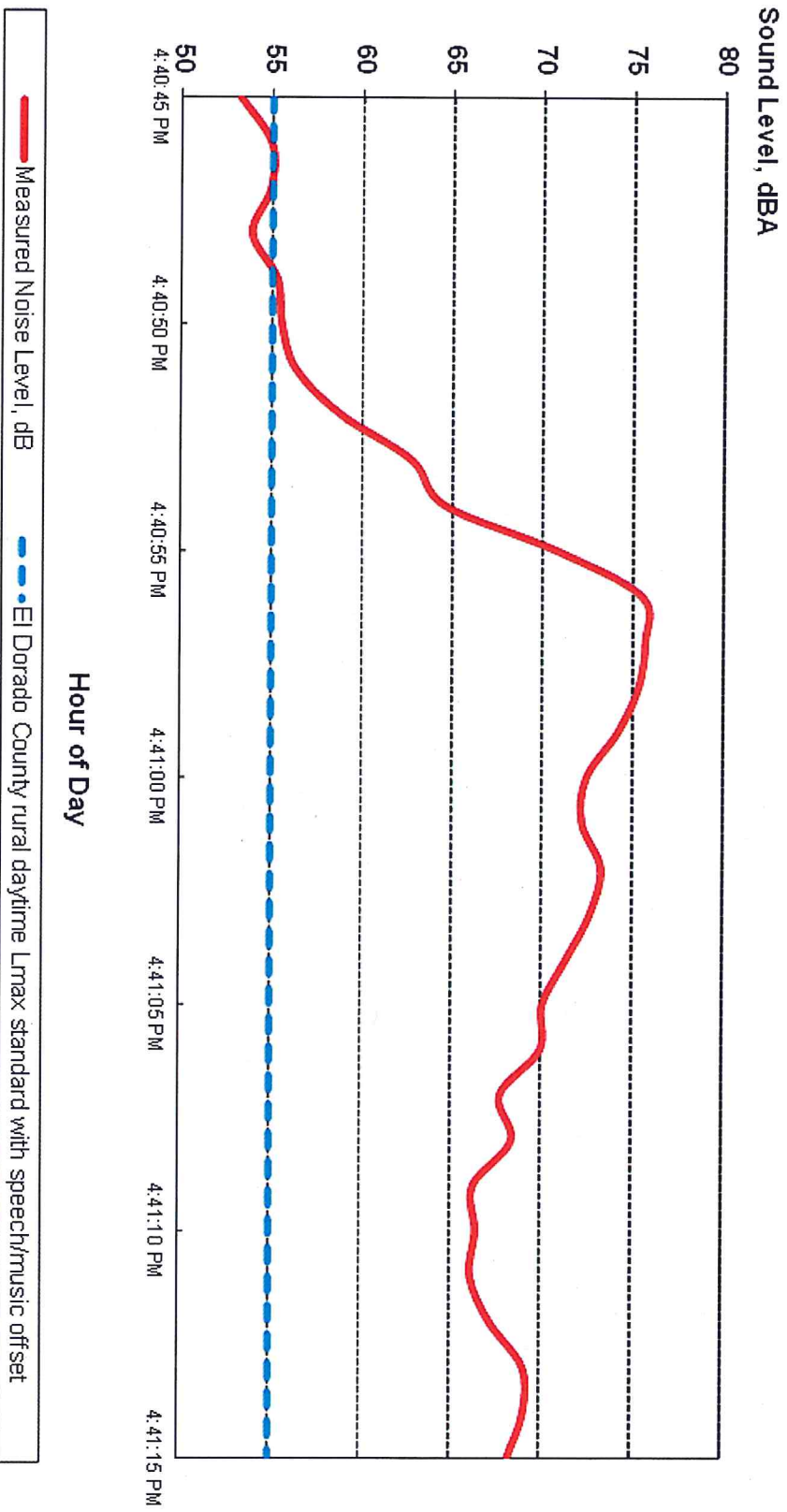
**Attachment A-1**  
**Ambient Noise Monitoring Results - Property Line**  
**Villa Florentina Wedding Venue**  
**Saturday, November 05, 2016**



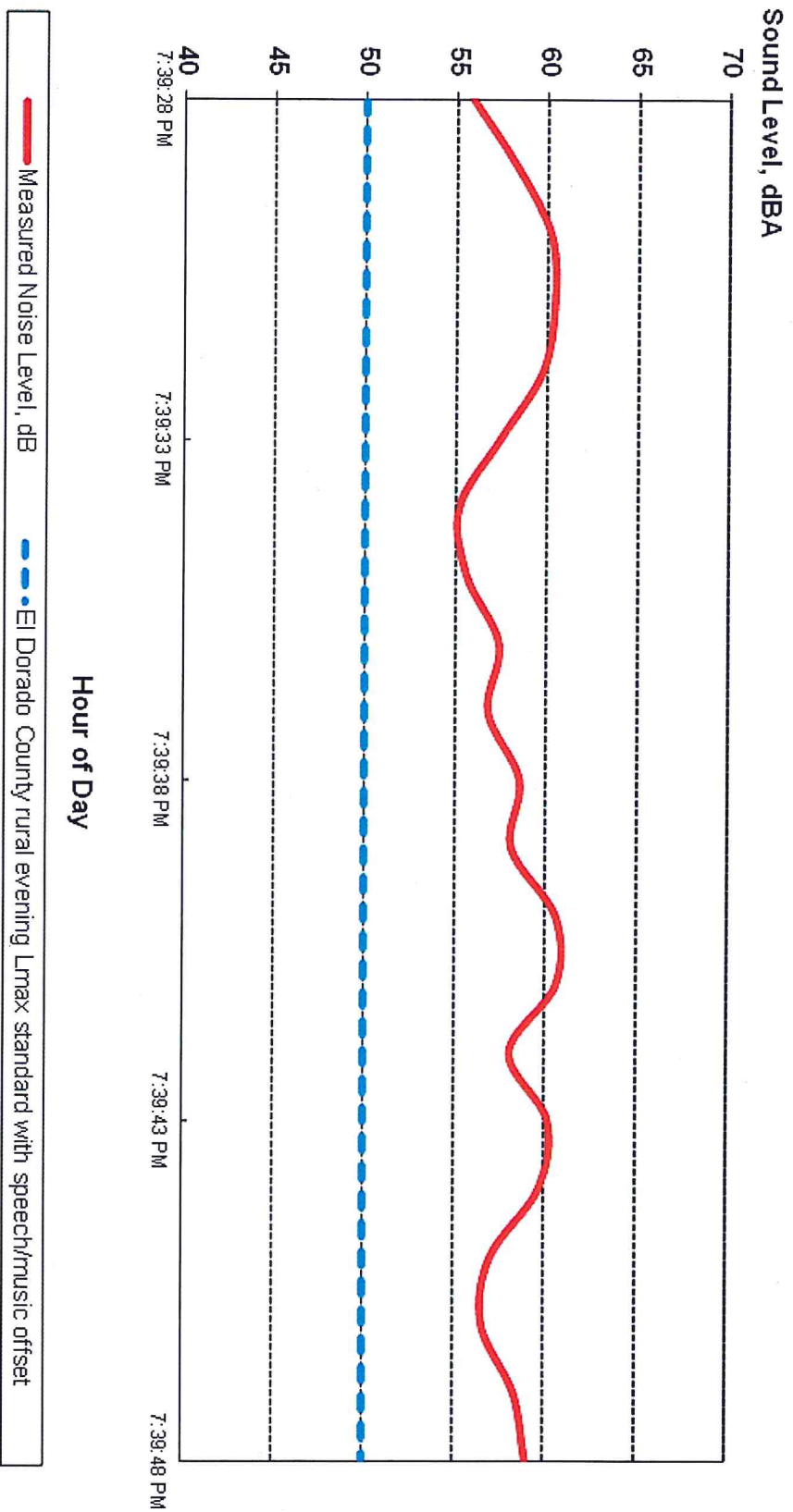
— Leq — El Dorado County rural Leq standard - offset for speech/music taken  
 — Lmax — El Dorado County rural Lmax standard - offset for speech/music taken



**Exhibit A**  
**Noise Level Time History Chart - Clip 1 (Bride and Groom Introduced)**  
**Smy Residence Adjacent to Villa Florentina Wedding Venue**  
**Saturday, November 05, 2016**

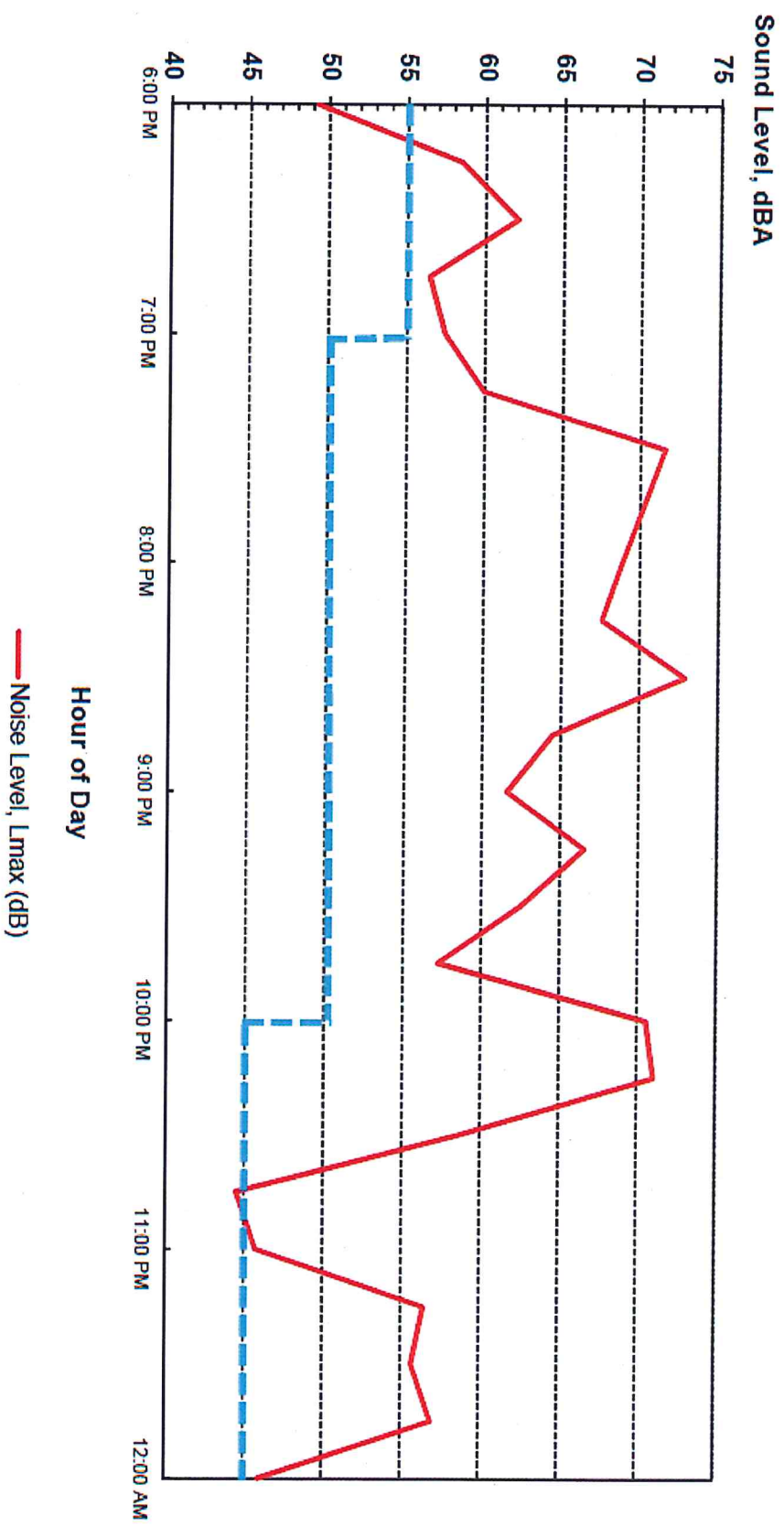


**Exhibit B**  
**Noise Level Time History Chart - Clip 2 (Crowd Singing to Music)**  
**Smay Residence Adjacent to Villa Florentina Wedding Venue**  
**Saturday, November 05, 2016**



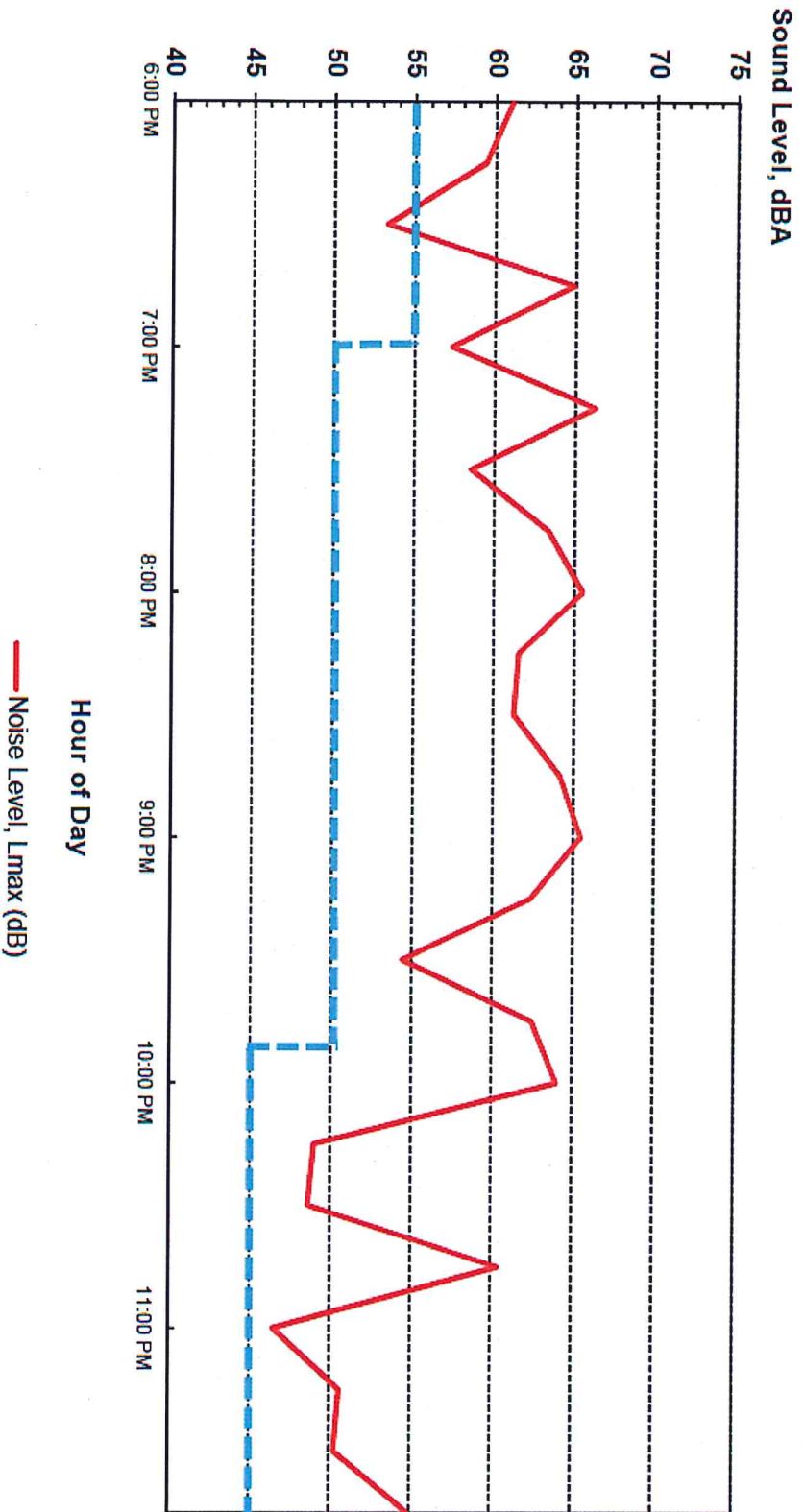
**BOLLARD**  
Acoustical Consultants

**Ambient Noise Monitoring Results**  
**Villa Florentina Wedding Venue**  
**Saturday, June 25, 2016**



— El Dorado County rural Lmax standard - offset for speech/music taken

**Ambient Noise Monitoring Results**  
**Villa Florentina Wedding Venue**  
**Saturday, September 17, 2016**



**BOLLARD**

Acoustical Consultants

**From:** Melody Lane <melody.lane@reagan.com>  
**Sent:** Tuesday, March 21, 2017 3:09 PM  
**To:** planning@edcgov.us; Roger Trout; edc.cob@edcgov.us; Jim Mitrising; Michael Ranalli  
**Cc:** john.hidahl@edcgov.us; sue.novasel@edcgov.us; brian.veerkamp@edcgov.us; shiva.frentzen@edcgov.us; bosfive@edcgov.us; bosfour@edcgov.us; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us  
**Subject:** 3/23/17 Planning Commission - Please pull and remove Item #2 from Consent  
**Attachments:** RMAC Annual meeting 11-14-16.pdf

Please pull and remove from Consent Item #2.

2. [17-0273](#) Chief Administrative Office, Parks Division, submitting request to receive and file the 2016 Annual Report on the River Management Plan; and staff recommending the Planning Commission take the following actions:
- 1) Approve 2016 Annual Report on implementation of the River Management Plan; and
  - 2) Recommend continued implementation of the River Management Plan as currently prescribed.

We hear a lot about government transparency and accountability. The public is entitled to due process and honest services. Public concerns involving the transparency of operations and integrity of data have been ignored and/or misrepresented by Parks & Recreation staff and RMAC delegates. In actuality audio recordings prove Brown Act violations have been consistently prolific. Refer to page 62 of the 2016 RMP Annual Report—Public comments. (also attached as .pdf)

Accordingly, the Board of Supervisors were publicly notified during the 11/15/16 BOS meeting that the 11/14/16 Annual meeting of the RMAC was in actuality only 26 minutes in duration before RMAC representative Adam Anderson initially moved the meeting be adjourned. Including myself, there were only three members of the public present at that meeting: former RMAC Chairman Steve Liles and American River Resort manager Arnie Chandola. **Note Adam Anderson is the owner of the Villa Felice B&B in Coloma, agenda item #5 on the 3/23/17 Planning Commission agenda for SUP revocation.**

During 2016 the 7/11 and 9/12 scheduled RMAC meetings were cancelled. A special RMAC meeting was scheduled for 7:00 PM on 5/26/16 at the Marshall Gold Discovery Museum, but by 7:30 no one at all had showed up and was subsequently cancelled. This year the 1/9/17, 2/13/17 and 3/13/17 RMAC meetings have been CANCELLED at the eleventh hour. The next scheduled RMAC meeting isn't until April 10, 2017.

Continued blind implementation of the RMP as currently prescribed and recommended by the RMAC is contrary to the purpose and legal requirements delineated in the RMP.

*Melody Lane*

Founder – Compass2Truth

Any act by any public officer either supports and upholds the Constitution, or opposes and violates it.

EXHIBIT C



# Compass2Truth

*Citizens Serving God in Truth and Liberty*

P.O. Box 598  
Coloma, CA 95613

November 14, 2016

To: EDC Board of Supervisors, Districts 1, 2, 3, 4 & 5  
Jim Mitrisin, Clerk to the Board  
Don Ashton, CAO

CC: Vickie Sanders, Parks & Recreation  
Noah Rucker-Tripplet

RE: River Management Plan – Public Comments

Please submit the entirety of this correspondence into the public record.

Earlier this year the attached letter was submitted to the BOS. (See **Exhibit A**)

On August 3, 2016 we met with Supervisor Ranalli, Roger Trout and CAO Don Ashton to discuss unresolved issues pertaining to the River Management Plan (RMP).

On October 4<sup>th</sup> we met again with Don Ashton and County Counsel Paula Franz pertaining to related concerns, particularly CPRAs relative to the RMP, Code and Law Enforcement. It is significant that Supervisor Ranalli and Sheriff D'Agostini both refused to participate in that meeting in violation of their Constitutional Oaths of Office.

Despite numerous meetings with CA State Parks personnel, Supervisors, consultant Steve Peterson, Sheriff D'Agostini, Counsel and other county officials it became clear there was an agenda with a predetermined outcome to circumvent the original intent of the River Management Plan (RMP). What "may" be *legal* does not necessarily mean it is *ethical* or *lawful*. (See *Understanding the Basics of Public Service Ethics – Institute for Local Government*.)

As revealed publicly on several occasions, County Counsel is either unethically providing their own *interpretation* of the law and/or providing "bad counsel" on many of the issues, topics frequently addressed publicly by other concerned EDC citizens. The end result is unnecessary lawsuits creating an undue burden upon taxpayers. (See **Exhibit B**)

The growing problems associated with the RMAC "River Mafia" became most apparent during the September 14, 2015 RMAC meeting. That meeting did not go as previously discussed during meetings with Vickie Sanders, nor were CA State Parks or EDSO delegates to RMAC present as required for this important meeting which resulted in an abuse of the public trust, Brown Act violations and falsification of public records. During our audio recorded April meeting with State Parks personnel RMAC representative Bill Deitchman stated, "County Counsel said we don't have to be present to approve the minutes." Consequently the minutes are invalid and actions taken during that meeting are considered null and void.

Obtaining information via CA Public Record Act requests for information (CPRAs) has become an exasperating legal maneuver by counsel to avoid transparency and accountability. It was a fete de accompli when one CPRA containing thousands of pages of correspondence revealed a few RMAC nuggets of incriminating evidence concerning Noah Rucker, State Parks personnel and Supervisor Ranalli.

In addition to state law, federal anticorruption law broadly guarantees the public "honest services" from public officials. Depriving the public of honest services is a federal crime. Please note the following:

- 1) It is a crime for public servants to falsify information in response to CPRAs.
- 2) Deprivation of rights and forcing public issues into the prohibitively expensive civil arena is an abuse of the public's trust in law enforcement and the justice system:
  - "The Ninth Circuit U.S. Courts of Appeals have recognized the First Amendment right to record the police and/or other public officials. **The First Amendment protects the right to record audio and video regardless of whether the police/officials consent. This constitutional right would override any state or federal laws that would otherwise prohibit such recording. The rationale is public officials need to be held accountable for their actions.**"
  - "[A] citizen's right to film government officials, including law enforcement officers, in the discharge of their duties in a public space is a basic, vital, and well-established liberty safeguarded by the First Amendment."
  - "Gathering information about government officials in a form that can readily be disseminated to others serves a cardinal First Amendment interest in protecting and promoting the free discussion of governmental affairs."

Code and Law Enforcement on the S. Fork American River and throughout El Dorado County has been either selective or virtually non-existent for decades, a concern frequently brought up at many public meetings. The Sheriff has become uncooperative and unresponsive to citizen concerns, thus undermining the public's trust in law enforcement.

Roger Trout has also been unresponsive to frequent SUP violations as discussed during our 8/3/16 meeting when he agreed to respond *in writing* to all Code Enforcement Complaints, yet another example of a violation of his Constitutional Oath of Office.

In essence the enforcement of the RMP has proven to be a fiasco as confirmed by consultant Steve Peterson and other county staff. Management of the RMP by BLM & CA State Parks in conjunction with NGO American River Conservancy constitutes a gross over-reach of Big Government control. Citizens do NOT consent to their control over property or our rights ensured by the Constitution of the United States.

Sincerely,

A handwritten signature in cursive script that reads "Melody Lane". The signature is written in black ink and is positioned above the printed name.

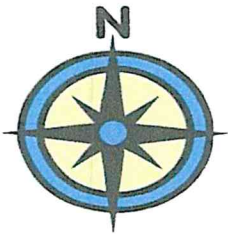
Melody Lane  
Founder *Compass2Truth*

Attachments:

Exhibit A – 4/11/16 RMP Comments

Exhibit B – Wade vs EDC & American River Conservancy submitted by Jack Sweeney





# Compass2Truth

*Citizens Serving God in Truth and Liberty*

P.O. Box 598  
Coloma, CA 95613

April 11, 2016

To: EDC Board of Supervisors, Districts 1, 2, 3, 4 & 5  
Jim Mitrisin, Clerk to the Board

CC: Vickie Sanders, Parks & Recreation  
Noah Rucker

RE: River Management Plan

I have been an active participant in River Management Advisory Committee (RMAC) meetings for well over 15 years. During that time our community has experienced a breakdown of communication and accountability of RMAC appointees and county agencies whose purpose is to mitigate the River Management Plan (RMP) in conjunction with California State Parks, BLM and other non-government organizations (NGOs) such as the American River Conservancy. For this reason I spearheaded a watchdog group in 2009 to ensure transparency and accountability to EDC citizens. **(See Exhibit A)**

Despite numerous meetings with CA State Parks personnel, Supervisors, consultant Steve Peterson, Sheriff D'Agostini, County Counsel and other county officials it became clear there was an agenda with a predetermined outcome to circumvent the original intent of the River Management Plan (RMP). Specific issues were addressed in our audio recorded meetings with Vickie Sanders and Steve Peterson. *During one such meeting Vickie Sanders openly acknowledged the bully tactics and stated the county's intent to eliminate RMAC entirely and to transfer control to government representatives.* **(See Exhibit B)**

The growing problems associated with the River Management Plan became most apparent during the September 14, 2015 RMAC meeting. However the meeting did not go as we discussed with Vickie Sanders, nor were CA State Parks or EDSO delegates to RMAC present as required for this important meeting which constituted an abuse of the public trust, Brown Act violations and falsification of public records. In addition to state law, federal anticorruption law broadly guarantees the public "honest services" from public officials. Depriving the public of honest services is a federal crime. **(See Exhibit C)**

It is important to note that Public Record Act requests for information reveal Vickie Sanders, Roger Trout and Noah Rucker-Triplett do not have valid oaths of office as required as conditions of their employment, a vitally important element in navigating the River Management Plan. Time and again, they have shown in word and deed that their priorities lay elsewhere, that they care nothing about our plight, that they owe us no allegiance, that they are motivated by power and money rather than principle, that they are deaf to our entreaties, and that their oaths to uphold the Constitution mean nothing. **(See Exhibit D)**

Page 1 of 11

EXHIBIT A

The Board of Supervisors is reminded of their fiduciary obligations to EDC taxpayers. Pandering to special interest groups represents a conflict of interest. It is a ludicrous expenditure of another \$25,000 to consultant Steve Peterson to do what he has already been doing as required under the RMP, namely to mediate with CA State Parks and BLM.

Furthermore the BOS needs to direct Pamela Knorr to address the personnel issues associated with the RMP and violation of the public trust. Ultimately these issues result in expensive litigation which could be avoided had the Laws, Ordinances, Regulations and Statutes (LORS) been observed in the first place. Just one such example is *Wade v. EDC and American River Conservancy*, case file #PC20120264 which references harassment and eminent domain. **(See Exhibit E)**

Whoever controls the water controls the people. It is our recommendation that the BOS seriously reconsider their options before taking further action on the River Management Plan:

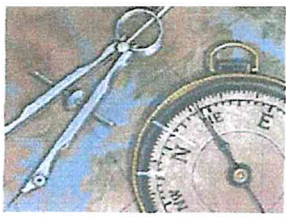
1. Big Government control (CA State Parks & BLM)
2. Removal of the out-of-control River Management Advisory Committee
3. Return to Constitutional principles and citizen authority (i.e. "do the right thing")

Sincerely,

Melody Lane  
Founder – *Compass2Truth*

Attachments:

- Exhibit A – COMPAS News Release
- Exhibit B – 8/3/15 Agenda w/Vickie Sanders
- Exhibit C - 9/14/15 RMAC issues
- Exhibit D – 3/8/16 BOS Open Forum
- Exhibit E – 5/5/15 Wade v. EDC & ARC



# COMPAS

*Citizens Organized to Monitor Protect And Serve*

## NEWS RELEASE

Contact • Melody Lane • 530-642-1670 • [melodylane@calis.com](mailto:melodylane@calis.com)

Coloma, CA November 12, 2009 - *COMPAS*, a new citizens association has been formed in El Dorado County to do just what the name says - *Citizens Organized to Monitor, Protect and Serve*. This very compelling mandate is the cornerstone of the newly formed group which dovetails perfectly with the Preamble of the CA Brown Act:

**"The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people do not yield their sovereignty to the bodies that serve them. The people insist on remaining informed to retain control over the legislative bodies they have created."**

*COMPAS* is comprised of concerned citizens, residents and dedicated volunteers. We believe that this statement and the hundreds of other legal requisites of the Ralph M. Brown Act and The Bagley-Keene Open Meeting Act pertain to the River Management Advisory Committee (RMAC), the State Department of Parks & Recreation, Marshall Gold Discovery Historic State Park, and other affiliated organizations in El Dorado County that work closely with government agencies.

The mission of *COMPAS* is to sustain the high quality of life in El Dorado County, to educate residents and visitors while providing focused direction and assuring protection from the effects of unmonitored management and a general degradation of the wonders and benefits of this historic county.

The goal of *COMPAS* is to preserve the environmental and historic heritage of El Dorado County for present and future generations. Included in this goal is the method of accountability of funds used to maintain the historic environment that makes the western slope of El Dorado County a safe and desirable area for residents and tourists alike. This objective includes citing informed suggestions for more desirable methods of operation in addition to accountability for historic artifacts, natural resources and designated funds.

Long standing controversies associated with the El Dorado County River Management Plan and the Marshall Gold Discovery Park have captured the attention of Governor Schwarzenegger and other legislators in

Sacramento. However few citizens fully comprehend the complexity of the controlling powers or how to effectively navigate these shark infested political waters. In a CA non-profit benefits corporation the anonymity of group members is protected from intimidation or retaliation for exposing illegal operations and/or abusive manipulation by all agencies and their affiliates.

A serious crisis of public safety and fiscal accountability lurks at the “world wide renowned Marshall Gold Discovery Park.” The El Dorado County Board of Supervisors and CA State Parks Director Ruth Coleman have continually turned blind eyes & deaf ears to concerned residents calls for action. *COMPAS* is calling for **investigation and action into these violations**, for which there are both Civil Remedies and Criminal Sanctions. We pledge to get this information properly disseminated to the general public, State & National government offices, watchdog organizations and the media. Consultants view this as significant breakthrough in undetected and/or underreported accounts of dreadfully serious malfeasance at the site where the 1849 California Gold Rush had it’s beginning.

*COMPAS* now has the tools and first-hand knowledge to expose many of the problems that for years have plagued this historic American River region. They may be partially summed up as: mislaid records, thousands of missing \$\$\$, lost artifacts, lack of code & law enforcement, private property encroachments, 5 recent arson fires, unethical business conduct, censorship and many serious public safety issues that have been swept under the rug of government bureaucracy. *COMPAS* provides the concerned citizens of El Dorado County a powerful venue to navigate conflicts and ensure that local and State government officials will no longer ignore those citizens in favor of special interest groups.

Since 1998 *COMPAS* President, Melody Lane has resided adjacent to the 500-acre Marshall Gold Discovery Historic State Park. She is Past President of the Bay Area Chapter of Executive Women International, has worked for El Dorado County Human Services as well as for the Executive Staff at Sacramento City Hall, and served as the 2001 President of the Gold Discovery Park Association. Her judicious record-keeping and deep concern for the area assures validity in forthcoming reports and materials *COMPAS* will bring forward. Additionally her wide experience involves several art organizations, an essential financial support to the area. She is currently the Public Relations/Membership Director for the International Association of Pastel Artists. Her home is ideally situated upon the historic Mt. Murphy overlooking the South Fork of the American River where the panoramic views have provided inspiration to artists of all mediums from throughout the world.

Melody is available for interviews of all kinds. 530-642-1670 • [melodylane@calis.com](mailto:melodylane@calis.com) Photo included.

Exhibit A

I. Personnel Issues

- A. Noah Rucker
- B. RMAC minutes/Brown Act violations/Audio recordings
- C. Conspiracy/harassment/discrimination
- D. Remedial action

II. Next RMAC Meeting

- A. Rescheduled Date?
- B. May 2010 Brown Act – Ciccozzi/Briggs/Mtn. Demo
- C. Wording of agenda > Bullying
- D. EDSO

## 9-14-15 RMAC Meeting

John Desario replaced Jim Wassner/Code Enforcement upon his retirement at the beginning of 2015

### ELEMENT 1 - EDUCATIONAL PROGRAMS

1.2.2 Roadway and on-river signage will be increased to direct recreationists to parking, access, and toilet/changing facilities; and to indicate private property boundaries and warn trespassers of prosecution.

1.2.3.3 The County will increase and continue to provide on-river signage at the start, end, and within the Quiet Zone, as a reminder to rafters when they are within the Quiet Zone.

#### 1.10 Commercial Guide Educational Programs

1.10.1 The Sheriff's Office and County Parks will continue to provide boating education, river etiquette, emergency procedures, and evacuation instruction for commercial outfitters and their guides.

1.10.1.1 River guides serve as the managers of commercial clients on the South Fork of the American River. It is important that all guides understand the importance of river safety, etiquette, and sensitivity to residents and local merchants. Toward these ends, a day-long, pre-season guide orientation workshop will be held each year.

1.10.1.1.1 This workshop will be coordinated by the County Department of General Services with the participation of representatives of the Sheriff's Department, the State Department of Parks and Recreation, the El Dorado County Fire Protection District, the RSC, and the BLM. RMAC will be represented by a Coloma-area resident and a local merchant. Participation of local residents will also be encouraged to facilitate mutual respect and understanding.

1.10.1.1.2 The American River Conservancy will be asked to provide a natural history orientation and a schedule of naturalist training available during the guiding season. The focus of this session will be communication between guides and local residents to develop mutual respect and a sense of community.

1.10.2 In addition to required safety talks at all commercial put-ins, guides will be provided with a standardized script to brief clients on El Dorado County river etiquette guidelines. This talk will focus on behavior in and around the Quiet Zone, water fights, and the use of vulgar or abusive language. The RSC will be involved in producing the etiquette standards.

### ELEMENT 2 - SAFETY PROGRAMS

2.5 The Sheriff's Department will remain the lead agency for river emergency response.

2.5.1 The Sheriff's Department will continue its river regulation and law enforcement functions, and coordinate with the El Dorado County Fire Protection District and RSC in all river rescue planning and response functions.

2.5.2 Sheriff's Department efforts will focus on riverside enforcement activities during weekends, with weekday periods devoted to the investigation and prosecution of pirate boaters.

2.4.2 During weekend days, on-river staff will provide patrol and respond to safety, trespass, and noise issues. Boat counts and coordination with the Sheriff related to trespass and illegal parking incidents will be conducted by on-shore staff.

Exhibit C

## 2.5 The Sheriff's Department will remain the lead agency for river emergency response.

2.5.1 The Sheriff's Department will continue its river regulation and law enforcement functions, and coordinate with the El Dorado County Fire Protection District and RSC in all river rescue planning and response functions.

2.5.2 Sheriff's Department efforts will focus on riverside enforcement activities during weekends, with weekday periods devoted to the investigation and prosecution of pirate boaters.

## **ELEMENT 3 - TRANSPORTATION PROGRAMS**

3.3 The County will undertake the following actions to respond to illegal parking:

3.3.1 Illegal parking areas identified by citizen and merchant complaints will be designated as double fine zones.

3.3.2 Double fine zone designations will be displayed by signage to notify motorists of the County's commitment to parking control.

3.3.3 The Sheriff's Department will be encouraged to authorize the towing of illegally parked cars.

3.3.4 Established no parking zones along Bayne Road, Little Road, and Salmon Falls Road will continue to be enforced.

3.4 Commercial outfitters may not use Mt. Murphy Bridge for commercial boating activities transport.

3.5 The County will conduct detailed traffic studies and adhere to performance standards as necessary to comply with measures 9-1 and 9-4 identified in the Mitigation Monitoring Plan (see Appendix B).

## **ELEMENT 4 - MONITORING AND REPORTING PROGRAMS**

This Monitoring and Report Programs element identifies methods and protocols for the County to collect information regarding river use, community satisfaction, water quality, and other environmental conditions within the river corridor.

4.1 Carrying Capacity Monitoring - To determine use levels and boat densities in order to identify carrying-capacity threshold exceedance associated with Element 7, County Parks will perform boater and boat counts at Troublemaker, Barking Dog and Satan's Cesspool rapids.

4.2 Incident Reporting/Cooperating Agency Reports - The Sheriff's Department and County Department of General Services staff will continue to develop incident and accident, regulation violation, and safety report summaries. The County will compile the information in an annual report, and present findings to the RMAC. These reports also will include incident information made available by California State Parks, the BLM, and other cooperating agencies. These annual reports will be compiled on a computer data base and summarized in the Department's post-season report. The geographic locations of incidents and accidents will be recorded for inclusion in the County's Geographic Information System (GIS).

### 4.3 Public Comments/Complaints

4.3.1 Landowners, residents, and river users will be provided with standardized comment/complaint forms. These forms will be distributed in annual landowner/resident informational mailings and made available at river-area kiosks. The forms will include checklists for comment/complaint type, occurrence date and time, location, and descriptions of follow-up action(s).

4.3.2 The County Department of General Services will continue to operate a telephone line and voicemail system dedicated to receiving comments and complaints related to river management issues. Reported traffic and trespass issues will be forwarded to the Sheriff's Department for action. The County Department of General Services is tasked with coordinating responses to calls and ensuring responses to all messages left on the dedicated answering machine.

4.3.3 Public comments/complaints will be distributed by the County Department of General Services to the County Planning Department (Planning Department) and Sheriff's Department. This information also will be tabulated in the County Parks' data base, spatially recorded in the County GIS, and reported in the post-season report.

4.4 The County GIS will be used to catalogue the spatial location of river use data, including incident/accident reports and public complaints/comments, and to assess management trends and management needs.

4.8 Noise Monitoring - The County will develop and implement a system for conducting noise monitoring and reporting for noise-sensitive areas near project area campgrounds and at other sensitive locations along the river, with focus on areas within the Quiet Zone.

4.8.1 Observed or reported violations of Quiet Zone regulations or County noise standards will be reported to the County Code Enforcement Officer or the Sheriff's Department, as appropriate, within 2 working days of the occurrence.

4.8.2 More than two noise exceedance citations per year issued to SUP holders may result in a formal hearing considering the noise exceedances and the possible imposition of fines and other disciplinary measures on violators.

4.8.3 More than two noise exceedance citations in two consecutive years may result in a formal recommendation for limitation or revocation of an SUP to the County Code Enforcement Officer and Planning Director.

4.9 Recreation Impact Monitoring - County Parks will coordinate with California State Department of Parks and Recreation and BLM staff to identify the occurrence of conflicts between non-whitewater recreation, historic interpretation, mining, and uses administered by the RMP. County Parks' staff also will survey Henningsen-Lotus Park users about intended recreational uses and the possible limitation of recreational opportunities resulting from whitewater recreation use.



To echo words recently spoken by Glenn Beck, “To remain silent in the face of evil, is evil itself.” “We the people” have been utterly and completely betrayed. The politicians “we the people” most trusted to look out for our best interests, protect our rights, and ensure that El Dorado County doesn’t slip into tyranny have cheated on us, lied to us, swindled us, deceived us, double-crossed us, and sold us to the highest bidder.

Time and again, they have shown in word and deed that their priorities lay elsewhere, that they care nothing about our plight, that they owe us no allegiance, that they are motivated by power and money rather than principle, that they are deaf to our entreaties, and that their oaths of office to uphold the Constitution mean nothing.

Incredibly, even in the face of their treachery and lies, the great majority of citizens persist in believing that politicians have the people’s best interests at heart. Despite the fact that we’ve been burned before, most citizens continue to allow themselves to be bamboozled into casting their votes for one candidate or another, believing that *this time* they mean what they say, *this time* they really care about the citizenry, *this time* will be different. Of course, they rarely ever mean what they say; they care about their constituents only to the extent that it advances their political careers.

This Board has proven we are as easily discarded the day after the elections as we were wooed in the months leading up to the big day. Those same politicians who were once so eager to glad-hand us for our votes will, upon being elected, retreat behind a massive, impenetrable wall that ensures we are not seen or heard from again—at least, until the next election. County Counsel and the mainstream media are largely to blame. Larry Weitzman nailed it in this article entitled “***Below the Law - EDC Legal Counsel Giving Bad Advice.***”

Exhibit D

Citizens have a right to know when government agencies and government officials have engaged in wrongdoing. Whether those individuals occupy a public office or are employed by a law enforcement agency is immaterial. If a government employee has been charged with misconduct, it is the right of the taxpayer to know both the name of the individual and the charge against them. A few examples:

1. During the 2/23 BOS you heard about Sheriff D'Agostini's retaliation, obstruction of justice, refusal to meet or respond to constituent concerns about public safety issues within his jurisdiction referred to the Dept. of Justice & CSPOA.
2. Community Services Director Roger Trout has no oath of office on file, refuses to provide honest services, or respond to correspondence.
3. Vickie Sanders also has no oath of office on file. Vickie betrayed the public's trust during the 9/14/15 RMAC meeting attended by Mike Ranalli and Roger Trout, a deliberate set-up under the direction of Counsel Mike Ciccozzi and consultant Steve Peterson. The legal implications are enormous.
4. Following Ron Briggs' poor track record, Mike Ranalli refuses to correspond or answer community concerns about public safety in a "Come to Jesus" meeting with Sheriff D'Agostini, Roger Trout and CA State Parks personnel.
5. County Counsel's inability to appropriately track and respond to CPRAs as required by law.

Efforts to circumvent greater government transparency which, in the process, potentially shields government wrongdoing will only weaken that which makes our system of government strong: a system of checks and balances, public accountability, and government agencies and employees that are fully cognizant of the fact that they serve the taxpayers.

Madam Clerk: Please enter these documents into the public record:

1. This transcript (4 minutes)
2. Weitzman article "Below the Law – EDC Legal Counsel Giving Bad Advice"
3. 11/12/14 agenda w/Robyn Drivon & Paula Franz (Larry Weitzman present)
4. 12/15/15 CPRA due 12/31/15 – Joe Harn incomplete reply

J. Sweeney Open Forum BAS 5/5/15

Statement to Board of Supervisors at Open Forum by James R. "Jack" Sweeney Date May 5, 2015

Subject:: County Property at Chili Bar

On March 12, 2015 the American River Conservancy (ARC) advertised that they were seeking a Park Aide to work at Chili Bar. This raised my curiosity and prompted the following remarks. It also raises the question as to whether the ARC disregards the authority of the County and if they will continue to get away with such disregard?

When the American River Conservancy sold the property to the County all previous reserved rights merged and no rights were reserved upon that sale. Hence, the ARC retained absolutely no authority nor authorization to remain on the property. Since that sale, the ARC has been squatting on the Public Property owned by the County. ARC refused agreements for occupancy offered by the County.

Unless there has been an agreement made between the County and ARC since January 2013, they are still squatters and should not be offering employment on County Property. I have not seen any such agreement on the open public agenda! The County should immediately stop ARC from using Chili Bar or reach an appropriate agreement that is considered through the public agenda process.

While this matter was rising to the filing of a lawsuit, the County DOT Staff had reached a solution that would have been amicable to all parties; the Board was not given that solution!

The County is already involved in one lawsuit over the ARC misuse of Chili Bar and has countersued for use of an easement to which the County has absolutely no rights.

The County should withdraw the countersuit for the easement; I consider that action to be inappropriate and/or illegal!

The County should settle the original suit out of court.

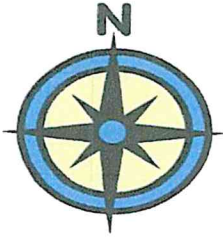
I would be willing to work with the County to seek these solutions!

The case is Wade v. County of El Dorado and American River Conservancy PC20120264

James R Sweeney  
1 of 1

(Exhibit E)

EXHIBIT B



# Compass2Truth

*Citizens Serving God in Truth and Liberty*

P.O. Box 598  
Coloma, CA 95613  
(530) 642-1670  
melody.lane@reagan.com

August 5, 2016

TO: Don Ashton, CAO  
Roger Trout, Planning & Development  
Mike Ranalli, Supervisor District #4

CC: Sheriff John D'Agostini  
Barry Smith, Acting MGDG Superintendent

**RE: 8/3/16 Come to Jesus Meeting  
RMP, Code/Law Enforcement/CPRAs**

Gentlemen,

Thanks especially go to Don Ashton for coordinating this long overdue "Come to Jesus" meeting. I realize this was a lot of info to digest in one short hour but I'm confident in Don's ability to assimilate the most important aspects outlined on the prepared agenda. Thanks as well for forwarding relevant information to Sheriff D'Agostini thus encouraging accountability, communication and honorable resolution without the necessity of litigation.

For the record we've already met with MGDG Superintendent Barry Smith over related matters. It is noteworthy that Sheriff D'Agostini has refused to respond or participate in these important meetings concerning EDSO jurisdiction, public safety, Public Record Act requests, and other legal issues relative to his Constitutional Oath of Office. As mentioned Park Rangers, BLM, Dept. of Forestry, Fish & Wildlife and all other branches of law enforcement have no authority on private property unless granted authority via a MOU or MOA by Sheriff D'Agostini. To date all CPRAs reveal none exist.

I would also like to thank Roger Trout for transparently acknowledging the 9/14/15 RMAC meeting attended by Supervisor Ranalli as a deliberate set-up orchestrated by RMAC delegates and County Parks & Recreation personnel. The blatant lies and falsification of public records cannot be ignored.

Please note that Ranger Bill Deitchman was not present at the 9/14/15 RMAC meeting yet instead of recusing himself he seconded the approval of the minutes. During our April meeting with CA State Parks Bill commented that County Counsel advised him, "You don't have to be there to approve the minutes."

That was not the first time Mike Ciccozzi has been known to give bad counsel and violated his Oath of Office. Larry Weitzman nailed it in this article entitled "***Below the Law - EDC Legal Counsel Giving Bad Advice.***" In addition to state law, federal anticorruption law broadly guarantees the

public "honest services" from public officials. *Depriving the public of honest services is a federal crime.* (Refer to my 1/5/16 BOS Open Forum presentation.)

Both consultant Steve Peterson and Vickie Sanders acknowledged during one of our audio recorded meetings that the River Management Plan has been *essentially ineffective since its inception*. According to both Steve and Vickie, relinquishing the RMP management to BLM and CA State Parks who work hand-in-hand with American River Conservancy is already a "done deal." As it stands neither option is desirable for residents affected by the River Management Plan.

Equally significant is the fact that Noah Rucker and the RMAC representatives continue to abuse the authority delegated to them by the BOS and under the direction of County Counsel. Basically RMAC has gotten away with blatant bully tactics for decades. It is clearly evident so-called "public" meetings facilitated by County staff are nothing more than prearranged RMAC outcomes deliberated behind closed doors at the behest of RMAC and the River Mafia minions.

Note specifically that the 7/11/16 RMAC meeting postponed to 8/8/16 was again postponed to be held on 8/15/16. This raises the concern brought up relevant to the CA State Parks PRA revealing that Supervisor Ranalli's intent to stall the RMP Update as well as Sheriff D'Agostini's reticence to comply with Public Record Act requests, especially those pertaining to EDSO representation on RMAC as required by the RMP.

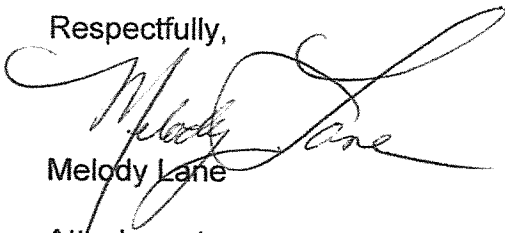
In order that everyone is on the same page I've included as attachments the agendas from a few of our meetings with Sheriff D'Agostini, State Parks and other County personnel. I'm confident you will concur that public servants are either part of the problem, or part of the solution. We are hopeful Don Ashton in his new capacity as CAO will indeed live up to the expectations placed in him to improve EDC accountability and communication with the public.

As promised, I've also included the EDSO/Code Enforcement portions of the RMP I referred to during our meeting last Wednesday regarding Code and Law Enforcement. A comprehensive copy of the RMP can be found on the EDC government website:

[https://www.edcgov.us/EMD/Rivers/River\\_Management\\_Plan.aspx](https://www.edcgov.us/EMD/Rivers/River_Management_Plan.aspx)

We look forward to meeting with you again in approximately three months for follow up on these important issues. In the interim it is expected Roger Trout will reply in writing to each Code Enforcement complaint as he agreed with a reminder of the "3 strikes" consequences for SUP violations.

Respectfully,



Melody Lane

Attachments:

1. Norma Santiago 9/22/14 meeting agenda
2. Roger Trout/Pierre Rivas 8/9/12 meeting agenda
3. 11/12/14 Robyn Drivon/Paula Franz meeting agenda
4. 9/4/12 Sheriff D'Agostini, Roger Trout, Jeremy McReynolds meeting agenda
5. 4/1/16 CA State Parks meeting agenda w/Barry Smith & Bill Deitchman
6. 8/3/16 CAO/Trout/Ranalli meeting agenda
7. RMP excerpts re: EDSO/Code Enforcement

**Monday September 22, 2014 @ 11:00 AM**  
**Chairman Norma Santiago**

- I. Mt. Murphy Bridge SAC
  - A. OES - Community Evacuation Plans
  - B. Coloma Resort
  - C. Marshall Gold Discovery Park
  - D. DOT
  
- II. CA Public Record Act Requests
  - A. Violations
  - B. CAO/Ross Branch
  - C. EDSO/Code Enforcement
  
- III. Cultural Assessment
  - A. HR Policies/Procedures
  - B. Consequences
  - C. Follow Up

**Roger Trout, Development Services – Pierre Rivas, Planning Services**

**8/9/12 @ 10:00 AM**

- I. Planning Petition – 6/4/02  
Revocation Process
  
- II. Code & Law Enforcement  
Sgt. Bernie Morton – forward info?  
Violations 2012 < ?
  
- III. RMAC  
Censoring of minutes  
July minutes – Institutional Permits revoked  
Greg Stanton/Env. Mgt. –  
Stonewalling  
S. Fork Newsletter?
  
- IV. ARR & CR SUPs  
Who authorized 7/25 Toe Up Cup event?  
Documentation – Code Violations  
Annual Renewal Process
  
- V. Follow Up Mtg.  
MGDP/EDSO  
CAO/Env. Mgt.  
Planning Services/Code Enf.  
Legislators

**Wednesday November 12, 2014 @ 10:00 AM**

**Robyn Drivon/Paula Franz**

- I. CPRAs - FOIA
  - A. CAO - Ross Branch
  - B. Process - Coordination, logging, tracking
  - C. Spreadsheet Discrepancies
  - D. EDSO
  
- II. Brown Act – Bagley Keene Act Violations
  - A. BOS Agendas
  - B. Censoring/minimizing info.
  - C. Technical Difficulties
  
- III. Obstacles - Bureaucratic Shenanigans
  - A. Communication breakdown
  - B. Resolution 113-95 v. AB1234
  - C. Fees - Paper v. electronic copies or CD
  - D. Code/Law Enforcement inconsistencies
  - E. Diverted responses/lack of response
  
- IV. Solutions – Follow up
  - A. 10/21 CPRA presentation – publish CPRAs to government website?
  - B. Transparency/Accountability
  - C. Right-to-know v. media blackout



# **EDSO, MGDGP, Planning SUP Agenda**

**September 4, 2012**

## **I. RMP Subject to Brown Act – 4 Entities:**

1. Federal – BLM
2. State – CA State Parks, F&G
3. Local – Planning, Env. Mgt., MGDGP
4. NGOs – ARC, Sierra Conservancy, Chamber of Commerce (AB42)

## **II. 3 Tiers – Planning/Code Enforcement**

1. Restaurants
2. Special Events
3. Campgrounds

## **III. RMAC – SUPs**

1. CA State Parks
2. Environmental Management
3. Planning/Dev. Services – Stonewalling – Fees & Easements

## **IV. Code & Law Enforcement**

1. Restoring Trust & Improving Community Relations
  - a) Retaliation
  - b) Media Manipulation
2. Consequences
3. Transparency & Accountability
  - a) MOUs
  - b) Ordinances
  - c) Documentation
  - d) Planning Commission

## **V. Next Steps & Follow Up Target Dates**

1. EDSO & MGDGP
2. CAO-DOT/Environmental Management/Planning

## 4/1/16 MGDPA Agenda

Barry Smith

- I. EDSO & CSP
  - A. Public Safety meeting w/Mike Ranalli, Roger Trout, CSP, Sheriff D'Agostini
  - B. Notice & Demand
  - C. Mt. Murphy Road
    - 1) DOT
    - 2) Fencing repairs
    - 3) No Parking signs
    - 4) Hang gliders
    - 5) Trespassers
  
- II. Coloma Lotus Fire Safe Council
  - A. Tim Kulton & Deborah Kruze
  - B. Bill Deitchman – Project Manager
  - C. CPRA – County Counsel
  - D. Coloma Resort
    - 1) Annual fireworks
    - 2) Code/law enforcement
    - 3) Mt. Murphy Bridge egress
  
- III. RMAC
  - A. No EDSO representative
  - B. Bill Deitchman – approval of 9/14/15 minutes
    - 1) No response
  
- IV. Citizen Complaints
  - A. Jeremy McReynolds
  - B. Suzie Matin
  - C. Bill Deitchman (?)
  
- V. CL News
  - A. CF15-5698 & CF15-5793
  - B. Censoring Committee

**Agenda**  
**8-2-16 @ 4 PM**  
**Don Ashton – Mike Ranalli – Roger Trout**

- I. RIVER MANAGEMENT PLAN
  - A. RMAC Representation
    - 1) EDSO
    - 2) MGDG
    - 3) Resident
  - B. Brown Act Violations
    - a. 9/14/15 meeting (attendees)
    - b. MGDG Rep. Bill Deitchman – absent/approved minutes
    - c. 5/26/16 MGDG Special Meeting
    - d. 7/11/16 Lotus Fire House > 8/8/16
  - C. RMP Update
    - 1) EDSO Revisions
    - 2) BLM/CA State Parks
    - 3) Ranalli strategy
  
- II. CODE/LAW ENFORCEMENT
  - A. EDSO Jurisdiction
  - B. SUPs
    - 1) Code Enforcement coordination w/EDSO (John Desario replaced Jim Wassner)
    - 2) Documentation
    - 3) Complaint process > responsibility?
    - 4) Consequences/Revocations
    - 5) Retaliation
  
- III. CPRAs
  - A. Oaths of Office
  - B. CAO/County Counsel
  - C. Violations – Late/non-compliant responses
  
- IV. FOLLOW UP
  - A. Remedy & Expectations
    - 1) CAO
    - 2) Mike Ranalli
    - 3) Roger Trout
    - 4) EDSO
  - B. Next meeting target date:

- 4.6.4.2 Investigate and report the relationship between exceedance of standards and river-related SUP permitted activities.
- 4.7 The County will continue to require that all river-related land uses have the proper zoning and SUPs for proposed or existing uses. Annual and complaint-based inspections of lands subject to SUPs will be conducted as specified in Element 6.5.
- \* 4.8 Noise Monitoring - The County will develop and implement a system for conducting noise monitoring and reporting for noise-sensitive areas near project area campgrounds and at other sensitive locations along the river, with focus on areas within the Quiet Zone.
- 4.8.1 Observed or reported violations of Quiet Zone regulations or County noise standards will be reported to the County Code Enforcement Officer or the Sheriff's Department, as appropriate, within 2 working days of the occurrence.
- \* 4.8.2 More than two noise exceedance citations per year issued to SUP holders may result in a formal hearing considering the noise exceedances and the possible imposition of fines and other disciplinary measures on violators.
- 4.8.3 More than two noise exceedance citations in two consecutive years may result in a formal recommendation for limitation or revocation of an SUP to the County Code Enforcement Officer and Planning Director.
- 4.9 Recreation Impact Monitoring - County Parks will coordinate with California State Department of Parks and Recreation and BLM staff to identify the occurrence of conflicts between non-whitewater recreation, historic interpretation, mining, and uses administered by the RMP. County Parks' staff also will survey Henningsen-Lotus Park users about intended recreational uses and the possible limitation of recreational opportunities resulting from whitewater recreation use.
- 4.9.1 If recreation conflict/impact surveys identify potentially significant impacts on non-whitewater recreation, historic interpretation, or mining uses, the County will (1) develop a mitigation plan and/or modify facilities or management strategies, and (2) present the mitigation plan to the RMAC and the Planning Commission for RMP modification and/or other action as determined appropriate. Such actions may include allocation of parking and river access for non-whitewater uses.
- 4.9.1.1 Impact analysis of any proposed management actions will require completion of a CEQA Initial Study checklist and additional CEQA analyses if required.
- 4.9.1.2 A focused recreation conflict/impact survey in addition to standard RMP monitoring and canvassing will continue following the implementation of mitigating actions, to assess their effectiveness and sufficiency.
- 4.10 The County will hire sufficient seasonal summer staff to enforce and investigate river use characteristics, land use, and other management actions. *economically not feasible*
- 4.11 The County will record river use data compiled during normal RMP operations in the County GIS.

## ELEMENT 5 - AGENCY AND COMMUNITY COORDINATION PROGRAMS

This Agency and Community Coordination Programs element defines protocols for sharing of information and recommendations through pre- and post-season annual meetings, coordination of community involvement activities including meeting participation and volunteer opportunities, and coordination with federal and state agencies concerning river management issues. The River Management Advisory Committee serves an important role in many of these functions. The RMAC advises the Planning Commission and Board on RMP amendments, Special Use Permit applications, and use of the River Trust Fund. Monthly public meetings are held as a community forum. RMAC membership, role, and conduct are established by Resolution 120-2001.

5.1 Pre- and Post-Season RMAC Meetings - Each November, the RMAC will hold a post-season meeting to summarize the year's river management character. This meeting will be publicized by notices distributed to river-area residents and merchants, in addition to the usual RMAC mailing list. The meeting will feature a summary report by County staff and opportunities for residents, outfitters, private boaters, merchants, and all other interested persons to discuss river operations. County staff will be tasked with the review of the minutes of this session to identify issues requiring special attention in the coming recreation season. The minutes of this session will be presented to the Planning Commission by the RMAC Chairperson. \*

5.1.1 In response to the input received at the post-season RMAC meeting, County staff will present the results of review of input, coordination with representatives of collaborating County departments, and other agencies. Proposed modifications to river management protocols will be announced and discussed by the RMAC and the public. Updated river management protocols will be implemented with the advice of the RMAC, the County Department of General Services, and other river management agencies.

5.1.2 Representatives of the El Dorado County Water Agency and/or El Dorado Irrigation District (EID), the Sacramento Municipal Utility District (SMUD), and Pacific Gas and Electric Company (PG&E) will be requested to present a forecast for river flow and typical system operations. This information will be used to anticipate the character of river management needs, and the need to track low water issues such as congestion of the Gorge area on mid-July and early-August Saturdays.

5.2 The County Department of General Services will coordinate with utilities (i.e., PG&E, SMUD, and EID) to ensure their participation in a pre-season outfitter meeting to receive flow information and outlooks. The goal of this element is to improve communication with utilities.

5.3 The County will identify opportunities for individuals and organizations to provide service to the river environment. In addition to river cleanups, tree planting, and river safety training, events will be coordinated and conducted by the County to use the efforts of the interested volunteers.

5.4 The River Festival has provided an important opportunity to coordinate with the river community. The County will use this opportunity to provide river safety and management

information to festival participants. The festival will be subject to standard Temporary Use Permit (TUP) provisions, as required by the Planning Department.

5.5 Any CEQA evaluation of a proposed RMP modification will be noticed and considered in accordance with CEQA.

5.6 Litter Control

5.6.1 County efforts to collect river trash will be expanded to a monthly program. County staff and seasonal aides will work with river organizations and interested individuals to conduct frequent clean-ups throughout the summer season.

5.6.2 In addition to the cleanup efforts described above, litter control will be improved by using volunteers and members of non-profit organizations. Monitoring of gear storage and other litter prevention activities at put-ins and enforcement of existing litter laws will be continued.

5.7 Agency Coordination

5.7.1 The County will pursue coordination with California State Parks and BLM recreation staff to identify the occurrence of conflicts between non-whitewater recreation, historic interpretation, mining, and uses administered by the RMP.

5.7.2 The County will request annual reports from California State Parks and the BLM to identify specific riparian habitat and/or general environmental quality impacts (i.e., acceptable levels of change) occurring at their facilities or management areas.

5.7.3 The County Department of General Services currently enjoys a high level of coordination and cooperation with other County Departments, as well as with state and federal agencies. As the lead river management agency, the Department will enter into memoranda of understanding with any agencies with jurisdiction over the river (e.g., the California State Parks and the BLM) to delineate physical and functional areas of responsibility and coordination. These memoranda of understanding will include data-sharing and collection protocols, coordination of on-river patrols, and emergency management procedures.

5.7.4 The County will encourage the BLM to retain new holdings near Greenwood Creek as wilderness for the near future.

## ELEMENT 6 - PERMITS AND REQUIREMENTS

This Permits and Requirements element specifies requirements associated with commercial outfitter activities (note that commercial outfitter application regulations are specified in the El Dorado County Stream and River Rafting Ordinance included in Appendix C), non-commercial boating (with distinction between Institutional, Large Group, and private boater requirements), and both Temporary and Special Use Permit requirements. Special Use Permit monitoring and reporting activities are also included.

- 6.2.2.2 All kayak and canoe groups will be limited to a maximum of 12 boats in any group while on the river.
- 6.2.3 Quiet Zone – The Quiet Zone in the Coloma-Lotus area is designated as follows:
- 6.2.3.1 The Quiet Zone begins at Indian Creek above Coloma, and ends at Greenwood Creek below Rivers Bend.
- 6.2.3.2 All commercial outfitters are required to counsel their passengers to refrain from loud noises, screaming, and yelling in the Quiet Zone, with the exception of the immediate vicinity of Troublemaker Rapid.
- 6.2.3.3 A Class I violation in the Quiet Zone may be issued for any non-emergency yelling or screaming by passengers that is not being actively discouraged by the guide, except for normal noise associated with downriver travel in rapids.
- 6.2.3.4 All commercial outfitters will be required to observe the Quiet Zone. Both the Sheriff's River Patrol and County Parks staff will enforce the Quiet Zone.
- 6.2.4 To protect public health and safety and to respect the rights and reasonable expectations of adjoining landowners, no commercial outfitter will organize a commercial river trip with the intent to be on the South Fork after sunset.
- 6.2.5 All commercial boats used on the South Fork of the American River shall be identified by name or logo.
- 6.2.5.1 All inflatable and hard-shell craft operated by commercial outfitters shall be subject to identification requirements.
- 6.2.5.2 The required boat identification standard is letters at least 6 inches high that can be easily read from either bank of the river at its widest point. Where boat space is limited, letter size may be reduced, provided the name or logo must be readable from either bank of the river at its widest point.
- 6.2.5.3 Identification requirements also apply to boats that are borrowed from another outfitter. In such instances, the boat(s) borrowed will be marked and identified with the name or logo only of the company under whose permit it is operating. Identification will be to the same standard as specified above.
- 6.2.5.4 The identification of other items used by outfitters, such as jackets and paddles, is also strongly recommended. This will assist not only in lost and found situations but also when County staff are on the river taking commercial and non-commercial user day counts.
- 6.2.5.4.1 Adequate identification of all commercial boats used on the South Fork of the American River will be enforced by both the Sheriff's Patrol and County Parks.

observed Parks River Patrol asks for compliance. The numbers of private boaters asked to observe the quiet zone are not included in this report.

- The County Parks River Patrol has the ability to fine only commercially permitted outfitters.
- The County Sheriff's Department and County Code Enforcement have the ability to fine and enforce County Code violations by public river users, private campgrounds and private land owners.

#### 4.9 Recreation Impact Monitoring

Bureau of Land Management: BLM recreation staff did not indicate that monitoring conducted on their parcels in 2014 revealed any substantial conflicts between people using those lands for non-whitewater recreation and whitewater boaters. The BLM adopted a management plan for its South Fork public lands in 2005. This plan contains elements that allow new recreation uses in the river corridor (such as recreational mining and horseback riding) that may create conflicts with existing uses such as whitewater recreation. The middle bathroom below Greenwood Creek is heavily used, popular for camping and lunch stops, and there has been discussion about putting in another composting toilet at that site and further downstream. The BLM lands are becoming more popular with non-boating river recreationist.

State Parks: Folsom State Parks personnel patrol the Salmon Falls Day Use Area of Folsom Lake State Recreation Area. In the past, State Park Rangers have indicated they are not aware of conflicts between non-whitewater recreation users and whitewater boaters at the Salmon Falls Area. State Parks has observed more alcohol-related violations related to inner-tubing in the past few years at Marshall Gold Discovery State Historic Park. The ban on glass within 100 feet of the river at Marshall Gold Discovery State Historic Park has been successful in reducing the amount of broken glass, according to park staff.

At both Salmon Falls and Greenwood Creek there were numerous reports of vehicle breaks during 2014.

Henningsen Lotus Park (HLP): The County did not survey park users regarding conflicts between non-whitewater recreation uses and whitewater recreation users in 2014. A survey was conducted of users of HLP to collect data regarding general input on park needs, park deficiencies and opinions about a whitewater park. This input is reflected in a HLP conceptual master plan, which was released in 2014. No visitor conflicts were reflected from this survey.

#### 4.10 River Program Staffing

- In 2014 the River Patrol was staffed by two seasonal employees plus the River Recreation Supervisor, which was unchanged from 2013. The fiscal year 2014/2015 budget allows for the hiring of two seasonal personnel and the River Recreation



available at Camp Lotus. The other three private campgrounds do not have registration forms available to the public at this time.

6.4 Temporary Use Permit (TUP)

There was one Temporary Use Permit issued in 2014 for an event near or adjacent to the S. Fork of the American River.

6.5 Special Use Permits

RMAC review of Special Use Permit applications:

- No modifications or new SUP's were applied for in 2014.

Code Enforcement and Planning respond to individual Special Use Permit complaints or inspections on a case-by-case basis.

Element 7 – Carrying Capacity Exceedance Actions and Implementation

- The monitoring program is discussed above in Element 4.1.
- There were no exceedances of either carrying capacity threshold in 2014.

Element 8 – Regulations and Ordinances

8.1 Pirate Boater Ordinance Enforcement

The noncommercial boater registration system and large group registration process allow County Park staff the opportunity to both inform and question people about their non-commercial status. Those suspected of pirate boating (defined as a person or outfitter that conducts Commercial River trips without a permit) were identified for further investigation by the El Dorado County Sheriff's Department. County River Program River Patrol does not have law enforcement and citation authority to cite pirate boaters.

8.2 Quiet Zone Regulations

Quiet Zone regulations were amended in 2002 to include non-commercial boaters through the revisions to Ordinance Chapter 5.50, which only the Sheriff's Department has authority to enforce. See the Sheriff's Annual Report at Appendix D for more information.

8.3 Trespass: see Sheriff's Annual Report, Appendix D.

8.4 Motorboats prohibited: County Ordinance 12.64.040 prohibits motorboats on the South Fork from Chili Bar Dam to Folsom Reservoir. No known violations occurred in 2014.