PC 3/28/13 #11 (14 pages)

March 25, 2013

13 MAR 25 AM 9: 57

COUNTY OF EL DORADO PLANNING SERVICES
2850 FAIRLANE COURT
PLACERVILLE, CALIFORNIA 95667

RECEIVED
PLANNING DEPARTMENT

RE: REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY CENTER

WHY THE REZONE REQUEST/SPECIAL USE PERMIT SHOULD BE DENIED

- a) Please see attached petitions. The property owners and residents living in close proximity to the Rescue Community Center (Green Valley Road, Rolling Ranch Road, Sierra Vista Road, and Rosa Lane) do not want a RC Racetrack in their neighborhood.
- b) Current zoning of RE-5 prohibits the RC Racetrack and this use in a residential zone is not compatible with the RE-5 zoning and established land use patterns. This was communicated to the Rescue Community Center by planning services on July 18, 2011.
- c) Rezoning the parcel to the Recreational Facilities (RF) zone and allowing the RC Racetrack is not compatible with the surrounding properties which are RE-5 parcels. The surrounding parcels are RE-10 to the north, RE-5 to the south, RE-5 to the east, and RE-5 to the west. The El Dorado County Development Standards for Recreational Facilities RF Zones, Section 17.48.070 A, requires a minimum lot size of five acres, the Rescue Community Center parcel is only 4.012 acres, well below the minimum lot size.
- d) The RC Racetrack will be injurious to the use and enjoyment of the RE-5 properties in the vicinity and will substantially diminish the impact of property values in the neighborhood.
- e) Then proposed zoning change and special use permit for the RC Racetrack will not preserve the essential character of the neighborhood. Planning states that the project site is within the Rescue Rural Center and the area is largely rural in nature and contains almost no commercial uses. Policy 2.2.2.21 directs that projects shall be located and designed in a manner that avoids incompatibility with adjoining land uses permitted by the policies in effect at the time the project is proposed. A RC Racetrack with year round racing racing, 7 days a week, 9 am to 7 pm, will not preserve the essential character of the neighborhood.
- f) The staff report to the Planning Commission, page two, second paragraph under staff analysis, acknowledges that the proposed special use permit is for the expansion of a non conforming use to include a remote control scale race car track.
- g) The proposed zoning change and special use permit for the RC Racetrack does not adequately address the P.A system, number of race days per month, and hours of operation. Conditions of approval include maximum of 50 racers at any one time, racing events from March 1 to October 31, racing from 9 am to 7 pm seven days a week, racing events to be on Friday, Saturday and Sunday, up to 50 racing events a season. Track to be open 7 days a week from 9 am to 7 pm. This does not preserve the essential character of the neighborhood.

- h) The proposed zoning change and special use permit for the RC Racetrack will adversely influence living conditions in the immediate vicinity. Place this RC Racetrack is any other existing RE-5 zone in the county and no one is going to want this in their backyard.
- i) The mitigated negative declaration on this rezone and special use application failed to address some significant issues including air quality standards, greenhouse gas emissions, hazards and hazardous materials, sanitation, hydrology and water quality, and noise. The noise study appears to be seriously flawed including but not limited to as where the noise measurements were taken and how many race cars were running (one) when the noise levels were measured. During warm-ups before the race track was shut down, more than 30 cars could be on the track racing at one time. During races 10 cars would race at one time. The special use permit allows 50 users at any one time. To obtain more accurate and realistic noise study results test readings should have included more than one car. Noise testing was not conducted in the direction of the affected parcels to the east, west, and south of the RC racetrack. The fourth site deemed unnecessary to test because it was on the north side of Green Valley Road, would have been right on my property close to my Granny Flat, southeast of the racetrack.
- j) The staff report to the Planning commission concludes, page 4, paragraph one under Noise "the acoustical study concluded that unmitigated noise exposure from project remote control race car noise could exceed El Dorado County's daytime noise exposure limits for both gas and electric powered cars. This would be inconsistent with Policy 6.5.1.7 which states that noise created by new proposed non-transportation noise sources shall be mitigated so as not to exceed the noise level standards of Table 6.2 for noise sensitive issues." The proposed mitigation measures will do nothing to reduce the noise generated by electric car racing to below the daytime noise limits.
- k) The mitigated negative declaration fails to address the adverse impact on police protection, as the El Dorado County Sheriff was called repeatedly in the past to come out to the track to enforce the race track hours which were constantly violated by RC Racers in the community.
- I) If the RC Racetrack was unsuccessful, the zoning change would allow the Rescue Community Center to put the parcel to a wide range of other recreational uses because of the zoning change, all of which are currently prohibited by the RE-5 zoning, this issue is not addressed.
- m) The President of Rescue Community Center has indicated the Rescue Community Center is unable to control what private citizens do at the racetrack. RC racing continued long after the county told the Rescue Community Center to cease racing, hence the Sheriff became involved as discussed in point k) above. If the RC Racetrack reopened with electric only racing, the enforcement of electric only racing and hours of operation is not addressed.
- n) Letters written in support of rezoning and the RC Racetrack have been written by individuals from other cities, counties and even states. The requested zoning and special use permit change goes totally against the neighborhoods wishes. We who live next door to the Rescue Community Center do not want this RC Racetrack in our neighborhood. See attached petitions submitted to planning services.
- There is not a public necessity for the zoning change/RC Racetrack at this site. There are other RC facilities/tracks in the Sacramento and Roseville area for racing RC cars. These facilities are

- appropriately located in industrial/commercial zones. We have only one home where we can enjoy the peace and quiet of our rural home and neighborhood.
- p) The Rescue Community Center is a great part of the Rescue Community, it operated and thrived since 1951 before the racetrack, during the racetrack shutdown since 2010, and there is no reason to believe it should not continue to be viable in the future, but without this zoning change and special use permit for the RC Racetrack.

Respectfully submitted, Down A. Palw Rachelle & Palm

David A Palm

Rachelle S. Palm

2532 Rolling Ranch Road

Shingle Springs, California 95682

PETITION TO DENY THE REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY CENTER

We, the undersigned, property owners, residents, and neighbors in the vicinity of the Rescue Community Center, oppose the Rezone/ Special Use Permit Z12-0004/S11-0007/Rescue Community Center. The current zoning of RE-5 prohibits the RC Racetrack and rezoning this parcel to the Recreational Facilities (RF) zone is not compatible with the surrounding properties and will severely impact the essential character of our neighborhood, established land use patterns, and our ability to enjoy the peace and quiet of our rural homes and neighborhood.

Printed name	Signature	Address	Date
DAVID A PALM	Due Au	2332 ROLLING RANGIA ROAD	
		SHINGUE SPAINES (A 95682	3-17-13
Rachelle S. Falm	Rachelle & Palew	2532 Rolling Ranch Rd. Shingle Springs CA 95682	3-17-13
CLIFTON Ovvall	Chfeo Owall	4155 Green valley Rd Rescue Ch. 95672	3-17-13
Janet Schaedler	GenetSchaeden	4155 Green ValleyRd Resure CA 95672	3-17-13
Denice Timm	Danie Tunin	Resul Cx 95672	3-17-13

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Printed name	Signature	Address	Date
	' / /	RESELE, CA	3-18-13
DIEKMAN, K.	KDlekman	9577L	
		25 to Sieva Viela Lescue Ca 95672	
DIEKMAN, MYRNA	Mynu Hekman	Lecene Ca 95672	3/18/13

Respectfully submitted:

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Printed name

Dan Lopez

Jodi Lopez

Signature

Address

2660 Rolling Ranch Road, Shingle Springs, CA 95682

2660 Rolling Ranch Road, Shingle Springs, CA 95682

3/19/13

⊃at Keega

PLANNING COMMISSIONERS COUNTY OF EL DORADO PLANNING SERVICES 2850 FAIRLANE COURT PLACERVILLE, CALIFORNIA 95667

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Printed name	Signature	Address	Date
PATRICK KEEFAW	Patrick Keega	- 12/10/02/E - 2/ 2/20 / C/+ 42892	320-13
GLORIA L'KEEGAN	Gloria V. Keagan	1200 BOED LANE	3-20-13

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Printed name	Signature	Address	Date
Suzanne J Balmet	Sin anne f. Belmet	Shingle Springs, CA 95683	3/19/3
Jean-Paul Balmet	dest	Situate Spency CA 91682	3-17-13
Shelise Balmet	Shelise Salmit	Shingle Spranys CA 15082	3/21/13
Sienna Balmet	Sienna Balmet	2741 Rolling Runen Rd Shingle Spings, CA 95682	
Jean-Marc Balmet	Sen-Marc Balmet	2741 Relling Runch Rd Shingle Springs CA 95682	3/21/13

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Printed name	Signature	Address	Date
JOE THOME	Del-trans	4311 Rosa La. SHWELL SUILLE	3-18-13
Attlus	Heter	4311 ROSALN ShingleSP	

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Printed name	Signature //	Address	Date
Kerry Yoshitomi	My Gar	2590 Rolling Ranch Road, Shingle Springs, CA	5/17/15
Pearl T. Yoshiltomi	Penie Joseph	2590 Rolling Ranch, Road, Shingle Springs, CA	3.7.9

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Printed name	Signature	Address	Date
Tohanna Caya	j k an	Stringe Springs, cA	3/19/13
Mike Kay		2701 RollingRand Sh. 8PSS 95682	3/19/13
BENJAMIN PALM	BOM	2534 Rolling Ranch R2 Shingle Springs CA 93682	3/22/13
Tava Palm	Burfalm	2534 Rolling Ranch Rd Shingk Springs, A 95682	3/22/13

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Printed name	Signature	Address	Date
Debbie Smith	Debbie Smith	2641 Rolling Ranch Rd. Shinate Exas. CA	3/17/13
CANIL SMITH	Cy had	2641 Rolling Ranch Rd. Shingto Spass, CA Shingto Spass, CA 2641 Rolling Rand RD	3/17/13

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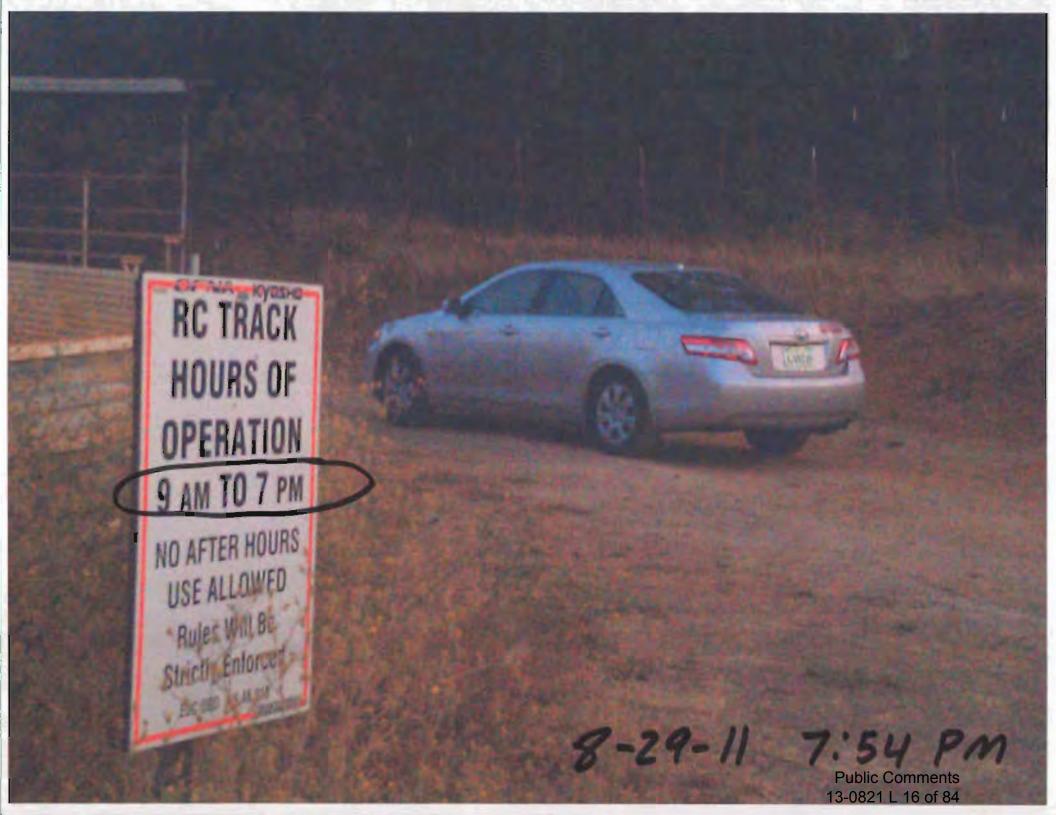
Printed name	Signature	Address	Date
Michael Hughes	Minted & Auglin	2541 ROLLING RANCH Rd -Shingle Springs CA.95682	3/17/13
Susan Hughes	Succes Hugh	2541 Rolling RANCH Shingle Springs, CA	3/19/1
3	3		

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Printed name	Signature	Address	Date
Sarah Craig	sue cin	2532 Rolling Ranch Rd. Shingle Springs, CA 95682	3/21/13
Ryan Craig	Regar Craief	2552 Rolling Ranch Rd Shingle Springs ; CA 95682	3/22/13
Collette Cook	lellsblob	2500 Rolling fande Rol Shryle Springs Ca 95682	22Mar 13
Val G. Cook	14/5/1	7500 Rolling Rench Rel Shingle Springs CA 95682	221113
Reju	Regine Rembleski	4151 Grean Valley Row Rescue. CA 95	3-23-13

The following 18 photographs were submitted by Val Cook during testimony at the Planning Commission hearing on March 28, 2013.





FOR RC MITRO ENGLES

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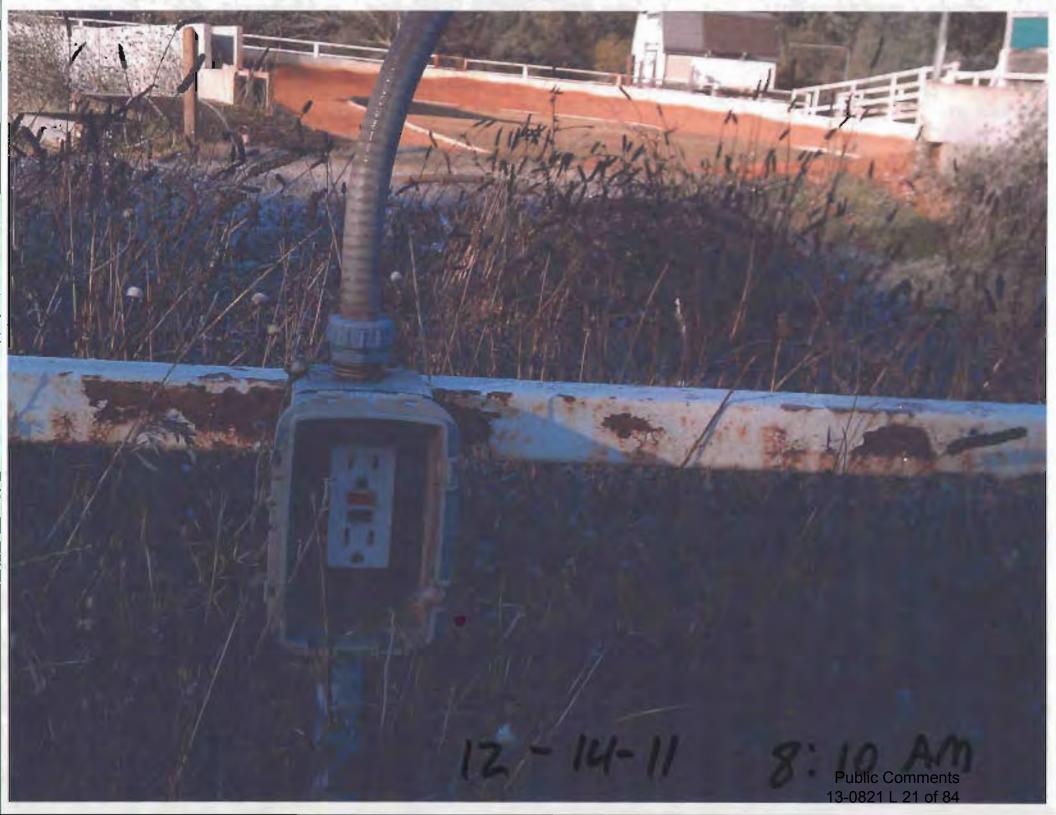
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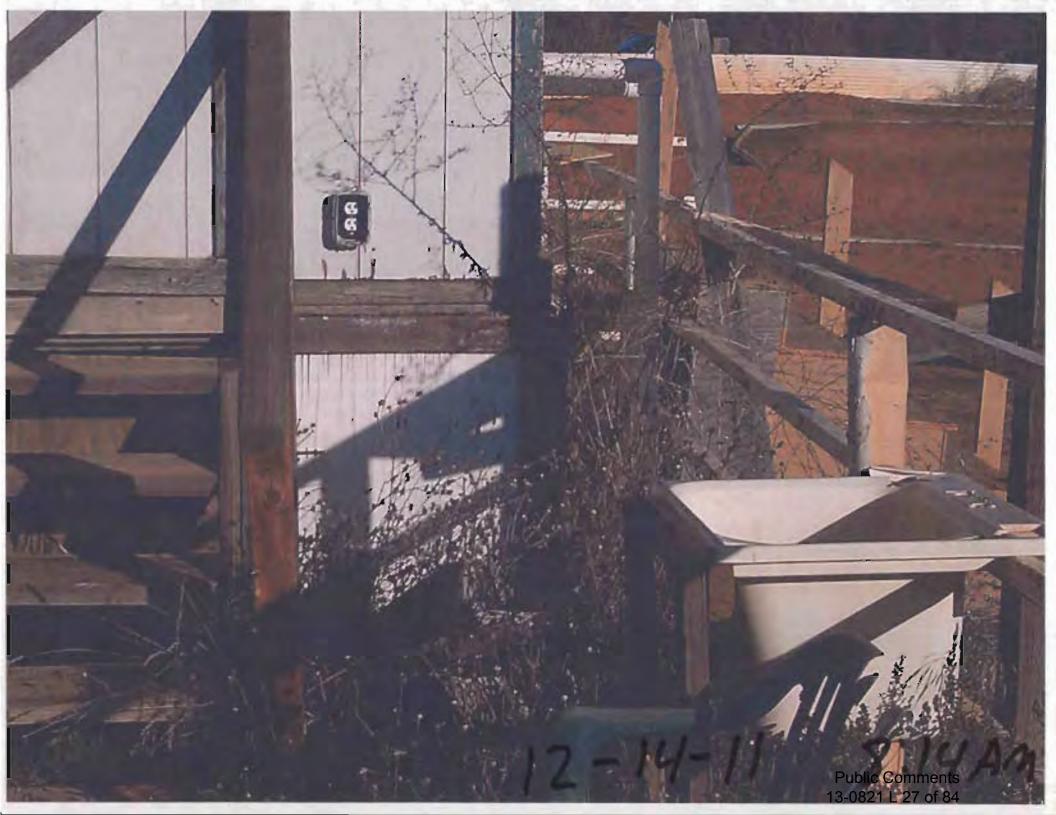








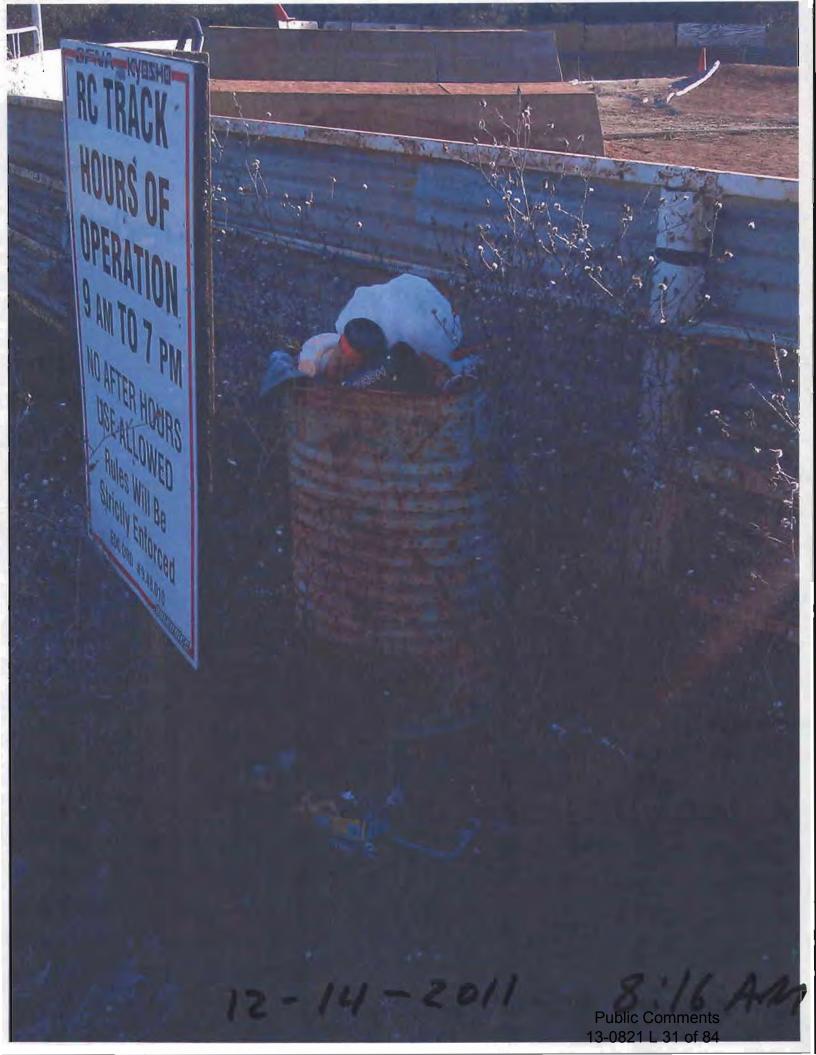
















The following 2 photographs were submitted by Dave Palm during testimony at the Planning Commission hearing on March 28, 2013.





PC 4/25/13 #8 (3 pages) 4-6-13

To whom it may concern,

We The Mosness Family live

9t 4150-415Z Green Valley Rd

in Rescue, CA. right next door to the Rescue Community Center-We are the Closest neighbor to the Center and mini race car track that has been closed now for some time. We strongly agree and would love to help in any way possible to get the race track RE-OPENED. We use to love seeing 'Dads out there with there son's racing, family's coming to race, week-end events, the noise was not bother some, at times we would sit on our property when there were tornaments and laugh, at all the family's and car races! We watched EVERYONE help pick up trash and clean up after every racing event. It was sad to see the track get Closed. What else does this county offer for family fun? There was

Never any problems Seen from Our Side of the "fence"

Our Family has been at this 4150-4152 property since 1973...9s small children we would go to the Rescue Community Center for all our family's Christmas's and other special events. Our Grandparents Raymond + Alyce Anderson use to hold BBQ's + events and he in Charge of rentals.
Hold Quilting classes + Penny Club,
and helped the Community Center
grounds by doing the Yard work and up keep.

Rescue is a very small
community, and there should be
no reason to Not Reopen the
race track to let family's have fun.
We know people travel and race
from out of town—they have all
shown respect to the track and wave at us everytime we go up or down our drive way. It was sad to see all the work they've done tand the tun

taken away! If we can help in any -William Gunnar Mosness 530.957-3965 Stephanie Ann Mosness 530.957-0773 Kaleb Gunnar Mosness 530-313-3519 Thank You, From The Mosnus Family

@ 4150-4152 Green Vally Pd

Rescue, CA.95672 Mail = P.O.Box 127

Rescue, 95672

We will petition to Keep race

track OPEN for family's + Fun (!)

13 APR 24 APRIL 14 REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY **CENTER**

RECEIVED PLANNING DEPARTMENT	PETITION TO KEEP RACE TRACK OPEN	r@public
		///

NAME UHSON (AFFIN	SIGNATURE	<u>PHONE</u> 916 524 1750
NAME JOHN WARDEN	SIGNATURE Com Practice	PHONE 930 3204860
NAME Tasan Holm ?	SIGNATURE Jason Par	PHONE 530 748 -6701
NAME LOS C BOTON	SIGNATURE LE NOTICI LO BOOD	ZPHONE 530 644 4885
NAME RICHARD RICHARDS	SIGNATURE Dent 1/3	PHONE 530 401 240 2
NAME Stephanie Mosness	SIGNATURE Sophance House	PHONE 530-957-0713
NAME JASON COU	SIGNATURE	PHONE 50 -544 - 37 3 2
NAME JESSICA FREEMENT	SIGNATURE STUCENTENION	PHONE 530-417-2923
NAME Thomas G. Tornell	SIGNATURE Dinnes Donne	<u>CPHONE</u> 530 -644-7978
NAME John Hill	SIGNATURE LL 9160	PHONE 530 644 7053
NAME Jim Johnson	SIGNATURE NA	PHONE SOOF 176608
NAME July HARDE	SIGNATURE AN	PHONE TROGITERY
NAME Kris Lorcher	SIGNATURE AND	PHONE 707-207-1791
NAME Soft Roger	SIGNATURE AND IN	PHONE 530-417-3735
NAME Gosate / Goner	SIGNATURE / LA LA Son	PHONE 530-409-76-85
NAME Adam Silve	SIGNATURE /	PHONE 536 363 5133
NAME A ARON HOLCOM	SIGNATURE ou 16	PHONE
NAME BRYAN SCOTT	SIGNATURE BUJAN TOUS	PHONE 530-306-4383
NAME Mile Marines	SIGNATURE	PHONE
NAME Tom michalian	SIGNATURE	PHONE 530 9571083
NAME Kevin Sour	SIGNATURE Planck	PHONE 530-626-3795
NAME KattyyBrown	SIGNATURE Lettyn	18410NE 630 306-4516
NAME JON RUPLEY	SIGNATURE	PHONE 530 622 9539
NAME Blake Jan Bront	SIGNATURE	PHONE 530 957 0618
NAMECHAS Voin Brunt	SIGNATURE Y	PHONE 530 957 3059
NAME Warren L. Gray	SIGNATURE TOURS ! Jake	PHONE 850-344-0211
NAME KORED HANSON	197 174	PHONE 530 644 2008
NAME TOM Stilwell	SIGNATURE Thy Stlings	PHONE 530 575 6291
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NAME FLET DEAN	SIGNATURE Fruit	PHONE L=2-SLC
NAME MIKACIA VAN Belober	SIGNATURE DAVA GOOM	PHONE 530-313-8836
NAMEBRIAN ECKHAROT	SIGNATURE	PHONE 530-409 - 6788
NAME Mat Campbell	SIGNATURE AND CHANGE	PHONE 530-703-1001
NAME NICK Allen	SIGNATURE /	PHONE 530 903 0373
NAME JEFF GUT KERLET	SIGNATURE MI HOUD	PHONE 530 PHONE
NAME Ariel Whiteonb	SIGNATURE and Writer	PHONE 530 919 - 4110
NAME DANFREITAS	SIGNATURE D	PHONE 580-344-8474
NAME Erik Bunge	SIGNATURE ZAR	PHONE 530-306-6719
NAME Marus Com	SIGNATURE	PHONE 5-30- 919-648-3
NAME	SIGNATURE	<u>PHONE</u>

REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY 13 APR 24 AM 11: 15 CENTER

RECEIVED
PLANNING DEPARTMENT
PLANNING DEPARTMENT

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NAME Kall Mosners	SIGNATURE for	PHONE 530-313-2519
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NAME Marissa Cochran	SIGNATURE Marcissa Cochra	~ DUANE 53/2-365~72/65
NAME YOUNG BURGIN	SIGNATURE YUN YUN	PHONE 5 30 - AUG - COTT
NAME Rodge Oking	SIGNATURE CONTRACTOR	PHONE 916-698-8921
NAME MAX LUCATUOYTO	SIGNATURE Margarette	PHONE 530-903-1387
NAME Tristen Lenshyn	SIGNATURE JAISTULEN	PHONE 530 - 391 - 9684
NAME horey plausing	SIGNATURE Section	PHONE 916-947-9370
NAME Justin Cavalli	SIGNATURE Sustin Commell'	PHONE
NAME JOSH ALVARADO	SIGNATURE SOME Proposition	PHONE (530) 748-5301
NAME Dominic Oakus	SIGNATURE 2 Cakes	PHONE (1916) 838- 9040
NAME Justin Garley	SIGNATURE Light Nardey	PHONE 916 541-8246
NAME Diviel Stateman	SIGNATURE Daniel Store	PHONE (530) 341-1230
NAME Kandy Kunik	SIGNATURE Randy Prinik	PHONE (916) 833 2006
NAME Meyour Jones	SIGNATURE Maying Jones	PHONE (530) 30 6 - 8633
NAME LAYE CHNO	SIGNATURE ME (MY	PHONE (916) 941 - 6384
NAME Wy Johnson	SIGNATURE Che gomesa	PHONE (630) 677-9666
NAME (de Mary	SIGNATURE	PHONE (530)33-8627
NAME Matt Marguis	SIGNATURE	PHONE
NAME Johnny Rice	SIGNATURE July Fine	PHONE
NAME Math West	SIGNATURE THE WEST	PHONE
NAME Dan Wills	SIGNATURE Daniel CWILL	PHONE 530-622-2323
NAMESTE PROPRE VOIL	SIGNATURE TO THE NEW YORK	PHONE 9167128742
NAME andra W. Johnson		MPHONE 678 · 447 · 7174
NAME BESSIE Palm	SIGNATURE Bessie Palm	PHONE 520-409-1657
NAME Shown Wedworth	SIGNATURE Tham malworth	PHONE 916-397-9357
NAME BREEZY Hawkins	SIGNATURE Execut Transfer	W PHONE 530-626-3083
NAME Kelly Mean	SIGNATURE Kell Wear	PHONE 530)409-7350
NAME DOWN NEW	SIGNATURE	PHONE 530 676 4134
NAME TERRY CHAR	SIGNATURE (SUCLE	PHONE (530) 295-3525
NAME Vava (INDEN)	SIGNATURE 1)	PHONE (530) 391 7957
NAME THEY Rains	SIGNATURE STATE	PHONE
NAME PAUL WATKINS		<u>PHONE</u>
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REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY CENTER

13 APR 24 AM 11: 15

RECEIVED PETITION TO KEEP RACE TRACK OPEN TO PUBLIC PLANNING DEPARTMENT

DEPARTMENT			The same of the sa
NAME PRISINAL XAULER	SIGNATURE Truston		230 174-244
NAME Gray Sorved 6/1	SIGNATURE GOLDING	PHONE	1530-019-67/7
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NAME	SIGNATURE	PHONE	4
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REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY 13 APR 24 AMI: 15 CENTER

RECEIVED PETITION TO KEEP RACE TRACK OPEN TO PUBLIC PLANNING DEPARTMENT

N	GOEPARTMENT	-2	
	NAME FOURTER GRIFFIN	SIGNATURE	PHONE 530-318-9852
	NAME JOHN Wheder III	CICKIATIIDE / World - See / / A / AV	PHONE 530 417 3711
	NAME John Wheeler.	SIGNATURE ON WHICH	PHONE
	NAME Jeanning Wheeler	SIGNATURE YEAVING XXXIVE	PHONE 530/306-9866
	NAME JORAM KKOLA	SIGNATURE Dell miles	PHONE 530/417/0025
	NAME Store Barnard	SIGNATURE	PHONE 530 6767413
	NAME Theresa Barnard	SIGNATURE Theuse Barreys	PHONE 530 4175881
	NAME Ethan Barnard	SIGNATURE from Boundance	PHONE 5304175881
	NAMESCOT Willis	SIGNATURE TOTAL WILL	PHONE
	NAME Gin Charles	SIGNATURE DAM COOM	PHONE
	NAME Selly GOLDEN	SIGNATURE SALL	PHONE \$30-3.0-15 h
	NAME Robert V. Blace	SIGNATURE	PHONE 510-191-4119
	NAME VERONICA CONZALEZ	SIGNATURE CONTRACTOR	PHONE 530 320 3644
	NAME Patrick Kendoinus	SIGNATURE LA MALETA	PHONE 530) 344-2751
	NAME ALVLE MOSNOSS	SIGNATURE COLUMN DA	*PHONE 530622-12
	NAME NOT EUR HOSKIN	SIGNATURE NOW YVY	PHONE 530 344 62-28
	NAME Hannah M. Zwicky	ISIGNATURE Manel / Sindly	C PHONE 630 4903- 72 14
	NAME Katrina Mosness	SIGNATURE Batune Mosses	PHONE (530)391-3516
	NAME JAMES DAVIDSON	SIGNATURE June	-PHONE (530)341-32
	NAME Crugar Morres	SIGNATURE MAM	PHONE 570 - 957-3765
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PLANNING COMMISSIONERS
COUNTY OF EL DORADO PLANNING SERVICES
2850 FAIRLANE COURT
PLACERVILLE, CALIFORNIA 95667

PETITION TO DENY THE REZONE Z12-0004/SPECIAL USE PERMIT S11-0007/RESCUE COMMUNITY CENTER

We, the undersigned, property owners, residents, and neighbors in the vicinity of the Rescue Community Center, oppose the Rezone/ Special Use Permit Z12-0004/S11-0007/Rescue Community Center. The current zoning of RE-5 prohibits the RC Racetrack and rezoning this parcel to the Recreational Facilities (RF) zone is not compatible with the surrounding properties and will severely impact the essential character of our neighborhood, established land use patterns, and our ability to enjoy the peace and quiet of our rural homes and neighborhood.

Respectfully submitted:

Printed name	Signature	Address	Date
Limber West	Similar West	2290 Rolling Ranch Road Shingle Springs, CA 956	
JOFF WITH	120	2490 Rolling Runch Shingle Springs, can	Rd 3-28-13 15682
Randall Awalt	Deal	Aprilesto, CA 953	
Michael Cotostan	MATL	1335 Normand, or Plwork Co 9456	0 4-4-13

(Distributed at hearing by Jeff with)

2 pages

TRCZ RC EVENTS RC TRACKS RC GLOSSARY

2 OFF REACT DO CONTRIB

RC Track Locator > 62 Results

Name	City	State	Zip	Country	Surface
Downtowns 1/8 Wonder (Closed)	Lakeside	California	92040	United States	Off Road
Hobby Central (Closed)	San Diego	California	92126	United States	On Road
Socal RC Raceway (Closed)	Huntington Beach	California	92646	United States	On Road, Off Road
Delta RC	Antioch	California	94509	United States	Off Road
Thunder Alley R/C Raceway	Beaumont	California	92223	United States	Off Road
Rico Raceway	North Highlands	California	95660	United States	On Road
Crystal Park RC Raceway (Closed)	Compton	California	90020	United States	On Road, Off Road
Palomar Raceway (Closed)	Fallbrook	California	92088	United States	Off Road
Racers Haven Raceway	Bakersfield	California	93309	United States	On Road, Off Road
Rescue Mini R/C Speedway	Rescue	California	95672	United States	Off Road, Dirt Oval
Xs Speedway	Tulare	California	93274	United States	On Road
Hot Rod Hobbies	Santa Clarita	California	91350	United States	Off Road, Paved Oval
HobbyTown USA (Palm Desert)	Palm Desert	California	92260	United States	Off Road
Central Valley Raceway	Madera	California	93638	United States	Off Road
Pure Adrenaline Raceway	Sonora	California	95370	United States	Off Road
Hurricane Hobbies	Ridgecrest	California	93555	United States	Off Road
Tamiya America Raceway	Aliso Viejo	California	92656	United States	On Road
SpeedWorld Raceway & Hobbies	Roseville	California	95678	United States	On Road
Sun Valley Speedway (Closed)	Sun Valley	California	91352	United States	On Road, Off Road
Fog Town Frequencies	Brisbane	California	94005	United States	On Road, Off Road
Cycle Art Raceway & Hobbies	Fresno	California	93705	United States	On Road
Hemet Competition Raceway	Hemet	California	92544	United States	Off Road
Revelation Raceway	Ontario	California	91762	United States	Off Road
Bending Corners Raceway	Orange	California	92865	United States	On Road
HobbyTown USA (San Jose)	San Jose	California	95123	United States	On Road
NorCal Hobbies	Union City	California	94587	United States	On Road, Off Road
RC Tech	Daly City	California	94015	United States	On Road
Ripon R/C Speedway	Ripon	California	95366	United States	On Road
Stockton RC Raceway	Stockton	California	95206	United States	On Road
Modaire Hobbies	Manteca	California	95336	United States	On Road
High Desert Speedway	Palmdale	California	93553	United States	On Road
SoCal MHRA	San Bernardino	California	92408	United States	Drags trip
Kenon Hobby	Arcadia	California	91006	United States	On Road
OC/RC Raceway	Huntington Beach	California	92649	United States	Off Road
Milestone RC Park (Closed)	Riverside	California	92509	United States	Off Road, Dirt Oval
Capital CityR/C	Sacramento	California	95829	United States	Off Road
Outback Raceway	Chico	California	95928	United States	On Road
Green Flag RC Raceway	Hesperia	California	92340	United States	Off Road
Pegas us Hobbies	Montclair	California	91763	United States	Off Road
Freedom Park R/C	Camarillo	California	93010	United States	On Road, Off Road, Dirt Oval, Paved Oval
West Coast R/C Raceway	La Mirada	California	90638	United States	On Road, Off Road
ARC Raceway	Temecula	California	92591	United States	Off Road
www.therczone.com/tracks/search.ph	p?state=California	California	03300	I Inited States	Public Comments 13-0821 L 45 of 84

3/28/13			California RC	Tracks -	The RC Zone	
Full Tillome Liondies & L'acemay		Dakersheiu	California	33300	United States	Oli Rudu
Elings Raceway		Santa Barbara	California	93105	United States	Off Road
Fremont R/C Raceway		Fremont	California	94539	United States	Dirt Oval
LRH Hobbies	4	Placentia	California	92870	United States	Off Road
Mendocino Raceway	20/41	Ukiah	California	95482	United States	Off Road
RiverFront RC	سبستر	Marysville	California	95901	United States	Off Road
HobbyTown USA (Fremont)		Fremont	California	94538	United States	On Road
Thunder Valley RC Park		Lakeport	California	95453	United States	Off Road
DHW Raceway		San Diego	California	92111	United States	On Road
J&S RC Raceway	-	Lakeport	California	95453	United States	Off Road
Palm Desert R/C Raceway		Palm Desert	California	92260	United States	Off Road
San Diego RC Raceway		San Diego	California	92121	United States	Off Road
Rainman's Hobby & Raceway		Bakersfield	California	93309	United States	Off Road
Controlled Chaos Racway		Palmdale	California	93551	United States	Off Road
San Diego RC Raceway South		Chula Vista	California	91911	United States	Off Road
Exeter Raceway		Exeter	California	93221	United States	Off Road
Irvine Lake RC Park		Silverado	California	92676	United States	Off Road
HobbyTown USA	$\overline{}$	Fresno	California	93711	United States	On Road
LSR Speedway	منسيسين والمر	Sacramento	California	95826	United States	Off Road, Dirt Oval
Rattlesnake Raceway		Redding	California	96002	United States	Off Road, Dirt Oval

Get To Know Us

Contact Us

Contribute

Site Map (XML)

Recently Added R/C Tracks

Hobby Central Unser Racing

Rattlesnake Raceway

LSR Speedway

Recently Added R/C Terms

Unloading Rally

Calling Traffic Brake Fade Recently Added R/C Events

1st Annual Beer Stein Invitational 2012 RCX RC Expo Hobby Show 2012 JBRL Nitro Series - Round 8 2012 JBRL Nitro Series - Round 7

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The Rescue Community Center Race Track



The Main Issue is the Noise:

Volume Constancy





The Rescue Community Center Race Track





Volume Constancy







Volume of the Noise

First Acoustic Study (1 Electric Car + 5 db)

Non-Conforming

Predicted Ren	tote Control Car Noise Law	abin 2 Asia During R	ace Eventa at	Nearest Rec	aptors
		Ele	ctric	<	lace
Receptor*	Distance* (Lmax/Leq)	Leg (dB)	Leas (dB)	Log (dB)	L (d8)
North Property Line	300 / 350	49	53	55	60
Bouth Property Line	475 / 500	46	40	52	56
West Property Line	80 / 120	68	65	64	72
East Property Line	50 / 100	60	68	45	76
~ ~	mmurity Holes Standards;	56	70	56	70
Rn	320 / 380	48	50	84	60
R2	330/380	48	53	84	80
RG	430 / 500	46	50	60	57
R4	280 / 280	44	56	67	68
R5	420 / 450	47	- 61	83	58
R6	180 / 220	M-63	58	46	- 66
	Romi Noine Standarde:	50	60	50	50



Second Acoustic Study (10 Electric Cars)

Conforming

Predic	and Remote Control Car h	Table 2 loise Levels During R	ace Events at Nears	el Receptors
Receptor*	Oistance* (Lmax/Leq)	Shielding (dB)	Leg (dB)	Lmax (d8)
R-1	320 / 380	-6	43	51
R Z	330 / 380	4	43	51
R-3	430 / 500	.6	41	48
R-4	260 (280	-5	46	53
R-5	420 / 450	0	47	54
846	180 / 220	4	48	56
	El Dorado County Runs	Moine Standards	60	60





t Acoustic Study (1 Electric Car +

Table 2
Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

		Electric		Gas	
Receptor ^a	Distance ^b (Lmax/Leq)	Leq (dB)	L _{max} (dB)	L _{eq} (dB)	L _{max} (dB)
North Property Line	300 / 350	49	53	55	60
South Property Line	475 / 500	46	49	52	56
West Property Line	80 / 120	58	65	64	72
East Property Line	50 / 100	60	69	66	76
Co	mmunity Noise Standards:	55	70	55	70
R1	320 / 380	48	53	54	60
R2	330 / 380	48	53	54	60
R3	430 / 500	46	50	52	57
R4	260 / 280	51	55	67	62
R5	420 / 450	47	51	63	58
R6	180 / 220	53	58	69	65
ME MARKET IN	Rural Noise Standards:	50	60	50	60



Conclusions & Recommendations

Unmitigated noise exposure from project remote control race car noise could exceed El Dorado County's daytime noise exposure limits for both gas and electric-powered cars. The following specific measures are recommended to reduce noise levels generated during events at this facility and to reduce the potential for adverse public reaction at the nearest residences.

The six recommendations do not address noise mitigation for electric cars, other than time of use.



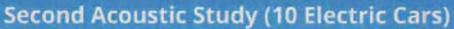
Volume of the Noise

First Acoustic Study (1 Electric Car + 5 db)

Non-Conforming

Predicted Ren	tote Control Car Noise Lev	ishle 2 rals During R	ace Events at	Hearon Rec	eptors
		Ele	etric	(an .
Receptor*	Distance (LanculLeg)	Leg (dB)	L. (dB)	Leg (08)	Louis (dB)
North Property Line	300 / 350	40	53	55	60
South Property Line	475 / 500	46	40	52	56
Wast Properly Line	80 / 120	68	65	44	72
East Property Line	50 / 106	60	69	66	74
Co	mmunity Holes Stradards:	56	10	66	70
R1	320 / 380	48	53	84	60
R2	330 / 390	48	53	34	60
RG	430 / 500	45	50	881	87
Re	280 / 280	44	55	40.	42
RS	420 / 450	47	51	68	58
Rs	160 / 226	M-13	58	40	45
	Roral Roine Standarde:	56	60	50	60





Conforming

Predic	ded Remote Control Car N	Table Z loise Levels During R	ace Events at Neare	et Receptore
Receptor	Distance ^b (Lmax/Leq)	Shielding (dB)	Lee (dB)	L (d8)
R-1	320 / 380	-5	43	51
R2	3/30 / 380	-5	43	51
R-3	430 / 500	-5	41	45
R-4	260 / 280	-5	46	53
R-S	420 / 450	0	47	54
R-6	180 / 220	-5	48	56
	El Dorado Course Rura	I Holes Standards	80	60





and Acoustic Study (10 Electric

Table 2
Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

Receptor*	Distance ^b (Lmax/Leq)	Shielding (dB)	L _{eq} (dB)	L _{max} (dB)
R-1	320 / 380	-5	43	51
R-2	330 / 380	-5	43	51
R-3	430 / 500	-5	41	48
R-4	260 / 280	-5	46	53
R-5	420 / 450	0	47	54
R-6	180 / 220	-5	48	56
	El Dorado County Rura	Il Noise Standards:	50	60



Non-Conforming

Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

		Electric		Gas		
Receptor*	Distance ^b (Lmax/Leq)	L _{eq} (dB)	L _{max} (dB)	L _{eq} (dB)	L _{max} (dB)	
North Property Line	300 / 350	49	53	55	60	
South Property Line	475 / 500	46	49	52	56	
West Property Line	80 / 120	58	65	64	72	
East Property Line	50 / 100	80	69	66	76	
Co	ommunity Noise Standards:	55	70	55	70	
R1	320 / 380	48	53	54	60	
R 2	330 / 380	48	53	64	60	
R3	430 / 500	48	50	52	57	
R4	260 / 280	61	55	67	62	
R5	420 / 450	47	51	53	58	
R6	180 / 220	53	58	69	66	
	Rural Noise Standards:	50	60	50	60	

Second Acoustic Study (10 Electric Cars)

onforming

Table 2 Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

Receptor*	Distance ^b (Lmax/Leq)	Shielding (dB)	Leq (dB)	L _{max} (dB)
R-1	320 / 380	-5	43	51
R-2	330 / 380	-5	43	51
R-3	430 / 500	-5	41	48
R-4	260 / 280	-5	46	53
R-5	420 / 450	0	47	54
R-6	180 / 220	-5	48	56
	El Dorado County Rura	Il Noise Standards:	50	60



This might make sense if extrapolating to 10 cars in the first study overstated the noise, but...



it understated the noise.

Simply adding 5 db was not enough.



Leq = 61+5 66 vs 69

Lmax = 66+5 71 vs 73

First Acoustic Study

Table 1
Summary of Remote Control Car Noise Level Measurement Results
Rescue, California (El Dorado County) - April 16th, 2012

	Ele	Electric		Gas	
Measurement Site - Description	Leq (dB)	L _{max} (dB)	L _{eq} (dB)	L _{max} (dB)	
1 - Center of track (20 feet from car passbys)	61	66	77	83	
2 - 100 feet south of track	55	68	61	65	
3 - 200 feet south of track	_*		52	58	
4 - Green Valley Road (450 feet northwest)		42	_**	5 0	

Notes: Please see the measurement locations in Figure 1.

Second Acoustic Study

Table 1 Summary of Electric Remote Control Car Noise Level Measurement Results Rescue, California (El Dorado County) - April 6th, 2013

Measurement Site – Description 1 – Center of track (20 feet from car passbys – unshielded view)	Leq (dB)	L _{max} (dB)	
- Center of track (20 feet from car passbys - unshielded view)	69	73	
2 - 100 feet west of track (elevated & unshielded view of track)	63	66	
- 100 feet south of track (completely shielded view of track)	50	55	
- 250 feet southeast of track (partially shielded view of track)	43	51	
tes: Please see the measurement locations in Figure 1.	43		



^{*} No measurements were taken at Site 3 for the electric car.

[&]quot;* Average noise levels could not be measured at Site 4 for either the electric or gas cars due to interference from much louder traffic on Green Velley Road.

So how did the noise at the residences get quieter?



The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - · Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - · Point Sources vs. Linear or Area Sources
 - · Landscape doesn't contribute
 - · Public Address System



Assuming the cars are operational only 50% of an hour

- 3 db was subtracted from the measurements
- · This is very very unlikely to happen during race days
 - In the past, it seemed that a primary use of the PA system was to make racers aware of the next race so they could be "on deck".
 - When the applicants were asked if Sundays might be free of noise, they indicated, prior to this decision, that they needed two days to complete all of the race brackets.
 - If the races grow large enough such that two tracks could be running concurrently, each track would be idle 45 minutes of every hour.
- · This is completely unenforceable during practices



Is 3 db very much?







The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - · Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - · Point Sources vs. Linear or Area Sources
 - · Landscape doesn't contribute
 - · Public Address System



Non-Conforming

Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

		Electric		Gas	
Receptor ^a	Distance ^b (Lmax/Leq)	Leq (dB)	Leq (dB) Lmax (dB)		L _{max} (dB)
North Property Line	300 / 350	49	53	55	60
South Property Line	475 / 500	46	49	52	56
West Property Line	80 / 120	58	65	64	72
East Property Line	50 / 100	60	69	66	76
Co	mmunity Noise Standards:	55	70	55	70
	320 / 380	48	53	64	60
R2	330 / 380	48	53	64	60
R3	430 / 500	46	50	62	57
R4	260 / 280	51	55	67	62
R5	420 / 450	47	51	53	58
R6	180 / 220	53	58	59	65
	Rural Noise Standards:	50	60	50	60

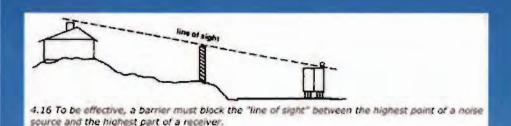
Second Acoustic Study (10 Electric Cars)

Conforming

Table 2 Predicted Remote Control Car Noise Levels During Race Events at Nearest Receptors

Receptor*	Distance ^b (Lmax/Leq)	Shielding (dB)	Leq (dB)	L _{max} (dB)
R-1	320 / 380	-5	43	51
R-2	330 / 380	-5	43	51
R-3	430 / 500	-5	41	48
R-4	260 / 280	-5	46	53
R-5	420 / 450	0	47	54
R-6	180 / 220	-5	48	56
	El Dorado County Rura	I Noise Standards:	50	60





Freeway Sound Walls provide (WSDOT):

- 3-5 db typical noise reduction
- · 7 db should be shown at one location
- · The height of the wall is adjusted to achieve this

WSDOT:

Q. Why not plant trees instead of putting up a wall?

A. Trees provide a visual shield and some psychological benefit, but are not nearly as effective at reducing noise levels as a solid barrier. It would take at least 100 feet of dense vegetation to provide the same acoustical benefit as our smallest feasible noise wall.





With both new assumptions we have effectively raised the speed limit 5 db









The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - · Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - Point Sources vs. Linear or Area Sources
 - Landscape doesn't contribute
 - · Public Address System



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

	Daytin 7 a.m. 7		Evening 7 p.m 10 p.m.			Night 10 p.m 7 a.m.	
Noise Level Descriptor	Community	RumI	Community	Roral	Community	Roral	
Hourly L., dB	55	50	50	45	45	40	
Maximum level, 4B	70	60	50	- 55	55	50	

Notes:

Each of the noise levels specified above shall be lowered by five dB for simple tone noises, noises comisting primarily of speech or music, or for a serial languages. 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 at a point 100° away from the residence. The above standards shall be measured only or present 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 the context property owners and approved by the County.

Note: For the purposes of the New Desert, transportation noise sources are defined as traffic on public roadways, milroad line operate a maniferant in flight. Control of noise from these sources is preempted by Federal and State regulated sources from facilities of regulated public facilities is preempted by California Public Commission (CPUC) regulations. All other noise sources are subject to local regulations. Non-transportation noise sources may include industrial operations, outdoor recreation facilities. HVAC mitts, schools, hospitals, coonmercial land uses, other outdoor land use, etc.

"Impulsive Noise" means a noise of short duration, usually less than one second, with an abrupt onset and rapid decay. (Stanislaus County)

Each of the noise levels specified above should be lowered by five d8 for simple tone noises, noises consisting primarily of speech or music, or for recurring impulsive noises. Such noises are generally considered by residents to be particularly annoying and are a primary source of noise complaints.

POLICY N-5 INTRUSIVE AND INTERMITTENT NOISE SOURCES

Objective. Protect community residents from the effects of excessive, intrusive, and intermittent noise. Set standards for intrusive and intermittent noise sources for both daytime and nighttime periods. Intrusive noise sources have a qualitative aspect that can be annoying. These sources may contain a tonal component which is absent from the existing general background noise. They may also be rhythmic, reoccurring or impulsive in nature, or comprised mainly of music or speech intrusive noise can result in annoyance or interference with sleep. These types of noise sources can include, but are not limited to, industrial processes, warning horns, backup alarms, and pressure release devices.



The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - · Point Sources vs. Linear or Area Sources
 - · Landscape doesn't contribute
 - · Public Address System





The Acoustic study was performed primarily with 1/10 scale cars, but 1/8 scale cars will be racing together. The reference measurements are therefore low.

The Acoustic Study is based on 10 cars, but the project report leaves it unlimited for races and 20 for practices.

d. Maximum of 20 users at any given time, except during racing events.

Additionally, the allowed scale of cars is not specified.



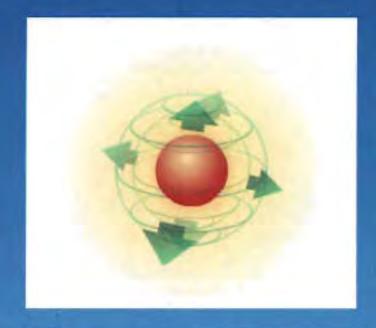
The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - · Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - · Point Sources vs. Linear or Area Sources
 - · Landscape doesn't contribute
 - · Public Address System



Point Sources Attenuate at 6 db

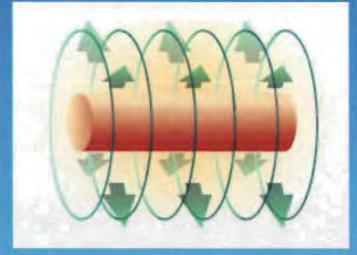
- An exhaust pipe
- Generator



Linear Sources Attenuate at 3 db

- · Road with heavy traffic
- Linear Speakers







The Assumptions Changed

- New Assumptions
 - · Cars would run only 30 minutes of every hour
 - · Changed Shielding Approach
- Existing Assumptions
 - · Cars do not produce "recurring impulsive noises"
 - · Number of Cars and Vehicle Scale
 - · Point Sources vs. Linear or Area Sources
 - Landscape doesn't contribute
 - · Public Address System



Public Address System

- Significant Annoyance in the past
- Volume set above the noise of the cars.

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	Rand	Community	Rursl	Community	Rural
Hourly Lap 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 sample tone noises, noises consisting primarily of speech to prove or for recturing 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 is than those specified above based upon determination of existing low ambient noise levels in the vicinity 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 measurement ended on property containing a noise sensitive land use as defined in Objective 6.5.1. This measurement ended may be amended to provide for measurement at the boundary of a recorded noise easurement between effected property owners and approved by the County.

Note: For the purposes of the Noise Country that, transportation noise sources are defined as traffic on public roadways, nulroad line operations. Accraft in flight. Control of noise from these sources is preempted by Federal and State regulations. Outside of noise from facilities of regulated public facilities is preempted by California Public Utilities Comparison (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.



Noise Constancy

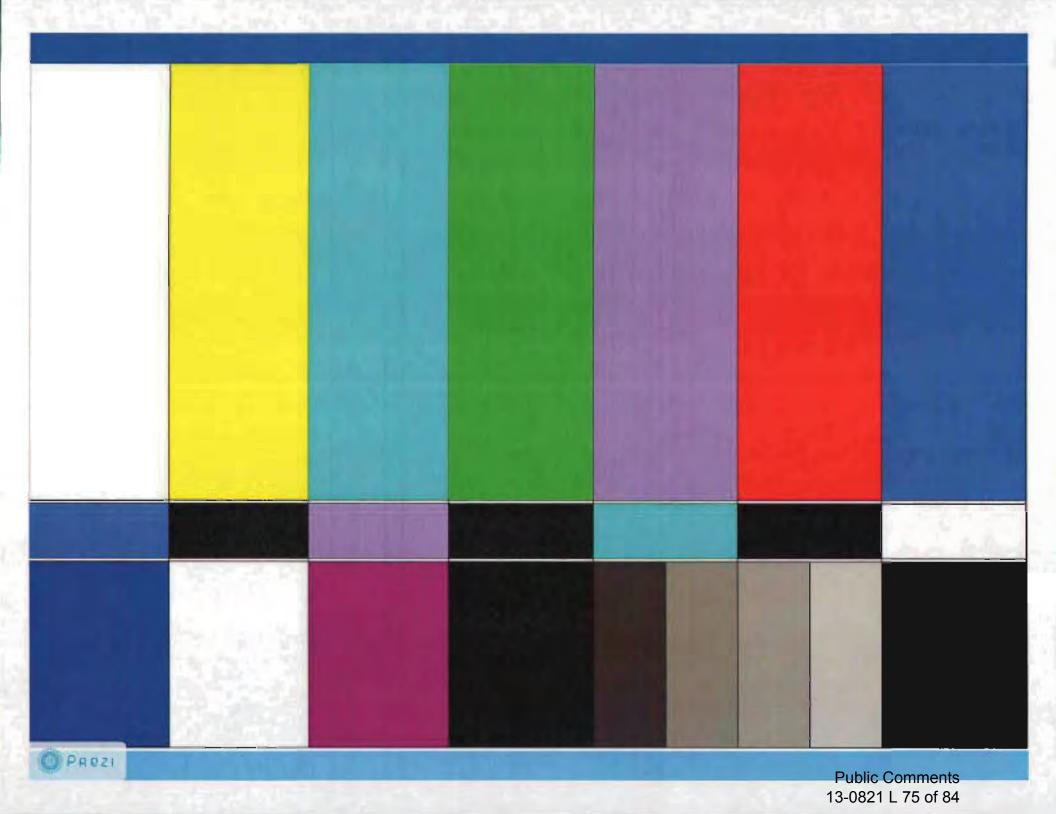
Reduced Operating Days and Hours

- Retained Prime-Time
- No Reprieve
 - In order to keep the schedule simple
 - Operational every weekend
 - Largest Races likely on Holiday weekends
 - Offered to Cooperate with Neighbors
 - Weddings/Religious Services, etc.

Difficult to Enforce Access Rules

- The Gate is Open Thursday Sunday
- Especially Summer Evenings at 7:00 pm





Noise Constancy

Reduced Operating Days and Hours

- Retained Prime-Time
- No Reprieve
 - In order to keep the schedule simple
 - · Operational every weekend
 - · Largest Races likely on Holiday weekends
 - Offered to Cooperate with Neighbors
 - · Weddings/Religious Services, etc.

Difficult to Enforce Access Rules

- The Gate is Open Thursday Sunday
- Especially Summer Evenings at 7:00 pm



Summary

Noise Volume Mitigation

- · If any One of the Assumptions Proves Incorrect
 - Is 50% running time believable?
 - Are the Trees now Providing 70% Energy Shielding?
 - Is the constant Acceleration and Deceleration of the Engines not "Recurring and Impulsive noise"?
 - Was the Reference Measurement valid with 80% of the cars being 1/10th Scale or less?
 - Is the PA System not used "Primarily for Speech"?

Noise Constancy Mitigation

If its quiet in the neighborhood and no one is around to hear it, was it quiet?







Re: Hearing today

13 APR 30 PM 1: 41

Rich Stewart < rich.stewart@edcgov.us>

RECEIVED

Fri, Apr 26, 2013 at 5:06 PM

To: Dave Palm <dave@palmaccounting.com>

Cc: Tom Heflin <tom.heflin@edcgov.us>, Walter Mathews <walter.mathews@edcgov.us>, dave.pratt@edcgov.us, brian.shinault@edcgov.us, Aaron Mount <aaron.mount@edcgov.us>, Peter Maurer <peter.maurer@edcgov.us>, seth griffin <sethlgriffin@yahoo.com>

Dear Mr. Palm:

First of all, there appears to be consensus that the zoning for the Community Center was inappropriately assigned many years ago and that it should be "Recreational Facilities" (RF) as that is how it has been used for over 60 years. To state that the requested use is prohibited is misleading as the purpose of requiring a Special Use Permit (SUP) is to allow the County to place conditions on all but a very narrow list of permitted uses by right. In this case, only farm animals and crops, incidental structures, wells, site excavation, and underground utilities are permitted uses by right in an RF zone. For RF zones, ball fields, playgrounds, and swimming pools are allowed without an SUP after obtaining approval of a complete site plan. These activities can all generate constant noise and it could be said that RC racing is a similar activity and fits in with these types of uses. In fact, the proponents could have asked for a zone change and then argued that RC racing is a similar use under Item L of 17.48.050 and skip the SUP process entirely, but they and the County have taken a conservative approach and did not.

17.48.050 L. Other such similar uses and accessory structures as determined by the planning director following the general guidelines that all uses allowed by right shall be for day use only and will not be operated after dark or require lighting and that they will be of such a design and nature that not more than fifty people will be accommodated by the facility at any one time

I feel the Planning Commission is being extremely protective of the surrounding areas and very conservative in its approach to setting conditions in the SUP. You need to remember that the subject parcel is in a Rural Center and that the land owner and the Rescue community at large have rights that need to be protected as well.

As far as my statement at the Planning Commission hearing, please let me clarify. I did not intend to say (and don't know that I did say) that RC racing specifically should have been anticipated by purchasers of property near the Rescue Community Center, but that outdoor recreational activities that create noise are a reasonable expectation for such a facility—RC racing is just one of many possible such activities. The expectation of zero noise adjacent to a community center that has existed for over 60 years is not reasonable.

If technology had not advanced over the last few decades to allow RC cars to be affordable and horse ownership was not so expensive, you could have horse events every weekend with a PA system used on a frequent basis, as your research probably shows. The Commission is considering restricting use of the PA system to only a couple of times per year—far less that what would occur if horse events were more popular or affordable. The limited use of a PA system would be a significant reduction in audible noise compared to what you could have otherwise had with use as a horse arena.

I am disappointed that you were not willing to let the proponents measure the sound levels at your house while conducting the 10 car test. As Commissioner Mathews stated, he probably would not have allowed them to take measurements either because the results might show very low noise levels. My preference would be to come to your home when the proponents are running 10 cars on the track and observe for myself what it sounds like. That would be a far better assessment than using noise measurement and engineering calculations to assess the effect of the noise at your home and then compare it to the County standards. It is possible that even if the noise meets County standards, it could be observed as a nuisance. And, just as possible, even if the noise doesn't meet County standards, it may not be observed as a nuisance. Without observation, all I can relate to is that a noise level at around 50 dB is comparable to that that exists in the "average home".

<u>dB</u>	Example
60	Conversational speech at 1 meter
50	Average Home
40	Quiet Library

If you are willing, and the proponents can arrange such a demonstration, please let me know. I will continue to do my best to make a fair assessment of what is reasonable for this site and at the same time be protective of the rights for all individuals and property owners concerned.

Rich Stewart

Planning Commissioner

On Thu, Apr 25, 2013 at 2:26 PM, Dave Palm <dave@palmaccounting.com> wrote:

Dear Rich,

Thank you for your time this morning at the Planning Commission Hearing.

I am a bit troubled by your closing statement just prior to adjournment that neighbors who purchased their homes near the community center should have known that RC racing activity should have been expected at this site. When we purchased our home here in 1993 there was a horse arena on the community center site but not a racetrack, we did research what type of events went on at the center, and RC Racing was not one of them. That we are now going through this special use permit process is also indicative that RC racing is not something that is usual, customary and could have been an expected activity at the community center. I honestly do not think it is fair to the neighbor's, myself included, to suggest that we should have seen this coming when we purchased our property when existing zoning of the community center parcel clearly prohibits the RC racetrack (planning staff letter to Rescue Community Center dated July 18, 2011).

Thank you.

Dave Palm

David A. Palm, CPA

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Thank you.

Dave Palm <dave@palmaccounting.com>

Mon, Apr 29, 2013 at 8:39 AM

To: Rich Stewart < rich.stewart@edcgov.us>

Cc: Tom Heflin <tom.heflin@edcgov.us>, Walter Mathews <walter.mathews@edcgov.us>, dave.pratt@edcgov.us, brian.shinault@edcgov.us, Aaron Mount <aaron.mount@edcgov.us>, Peter Maurer peter.maurer@edcgov.us>, seth griffin <sethlgriffin@yahoo.com>

Dear Commissioner Stewart,

Thank you for your prompt reply to my email. I do appreciate that you are striving to protect the rights of all involved in this

matter.

If and when racing begins we will be conducting unannounced sound tests during the trial period when "real" racing resumes. I am confident that those sound measurements will clearly show the racing noise from the electric cars are well in excess of the applicable county noise standards. If we get to that point, I will be more than happy to invite you up to our home so you can hear the "real" racing noise.

As an aside, we have lived here in Shingle Springs since 1993, my wife Rachelle was the treasurer of the Rescue Horseman's Association, was actively involved in the club and the events at the arena, and we both attended many of their events. The horse arena events were at most twice a month, and their P A system was very quiet. A couple of times they did have to turn up the volume on their P A system so it could be heard over the RC racetrack that was running a concurrent event. I know it is not going to happen, but we would gladly trade the RC racetrack for the good old days of the horse arena.

Regards.

Dave Palm

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From: Rich Stewart [mailto:rich.stewart@edcgov.us]

Sent: Friday, April 26, 2013 5:07 PM

To: Dave Palm

Cc: Tom Heflin; Walter Mathews; dave.pratt@edcgov.us; brian.shinault@edcgov.us; Aaron Mount; Peter Maurer; seth griffin

Subject: Re: Hearing today

[Quoted text hidden]

PC 6/13/13 #9

RECEIVED PLANNING DEPARTMENT

Val G., Cook 2500 Rolling Ranch Rd Shingle Springs, CA 95682

June 10, 2013

County of El Dorado Planning Commission Building C Hearing Room 2850 Fairlane Court, Placerville, CA 95667

Regarding: The Rescue Community Center Special Use Permit Application

Dear Commissioners,

In consultation with The Acoustics & Vibration Group, Inc. principal engineer, Steve Pettyjohn, I have learned that several troubling issues exist with the currently submitted Environmental Noise Assessments. They include, but are not limited to, inconsistencies with the sampled data and the 6 db fall off assumptions used throughout the assessments, selection of the oval track as the only sampling location and the specific locations of the receptors during testing. I anticipate that a thorough environmental noise impact study will be required.

Sincerely yours,

Val G. Cook

3 pages

Mountain Democrat

Friday, May 3, 2013

CALIFORNIA'S OLDEST NEWSPAPER - EST. 1851

Volume 162 - Issue 53 | 994

Disclosing neighborhood nuisances

By Ken Calhoon



Ken Calhoon

From page HS3 | 1 Comment

A few years back I was the listing agent on a nice house on acreage in Camino. I never met the buyers, who were represented by another agent, but about a year after closing I received a call from their attorney who demanded a significant amount of money from me for my failure to disclosure to the buyers that a bear

lived in the nearby woods.

As it turned out, nobody in the neighborhood had seen a bear and no one had experienced any property damage with the exception of a few dinged up trash cans. Still, the buyer believed I should have warned him that a bear he considered a neighborhood nuisance lived in the area. The buyer's attorney demanded that I pay to have his entire six acres fenced with bear-proof fencing or face the consequences of a protracted and expensive lawsuit.

I felt the law was on my side of this issue. After all, I didn't represent the buyer, the seller had never mentioned any bear issue and I had never observed one roaming around the neighborhood. For a Bay Area transplant to accuse me of concealing a pertinent fact that would have affected his decision to buy the home I considered ridiculous. If agents are required to disclose the existence of bears in nearby woods, shouldn't other mammals, insects and reptiles be included. I was eager to present my side of the story and imagined myself as the great orator and attorney Clarence Darrow, skillfully leading a jury to a conclusion in my favor.

An unfortunate aspect of our judicial system, however, is that it's very costly to get your day in court and tell your side of the story. We settled the issue and today my standard property disclosure warns prospective buyers not only about bears living in rural El Dorado County but other critters that may be considered a neighborhood nuisance.

California real estate law requires sellers and their agents to make a written disclosure, called a Real Estate Transfer Disclosure Statement, to buyers regarding the condition of their property. That form is the basis of all other disclosures and asks the seller if they are aware of any "significant defects/maifunctions in any fixtures and features of the home." The form further questions the seller as to their knowledge of other conditions that may affect the value of the property such as "zoning and building code violations.

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Print edition, Wednesday, June 12, 2013

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flooding/drainage issues; CC&Rs and deed restrictions and neighborhood noise or other nuisances."

Often sellers and their agents dismiss the statutory TDS as yet another frivolous disclosure. In fact, the law requires preparation of the TDS with "honesty and in good faith" where the seller sets forth any property defects "known or suspected" which may "negatively affect" the value or desirability of the property. The theory here is that sellers know their home's imperfections and buyers should have that information in order for them to make an informed decision before they enter into a purchase contract.

When completing the TDS, most sellers are pretty conscientious about pointing out this or that in their home that doesn't work. What they miss the whole house or pest inspector will usually find. But when it comes to the question about neighborhood noise or nuisances, they usually check "no" and move on to the next question.

The California Civil Code 3479 defines a nuisance as "Anything which is injurious to health ... or offensive to the senses or an obstruction to the free use of the property, so as to interfere with the comfortable enjoyment of life or the property." As written, the law is subject to broad interpretation.

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The sight of roaming deer and turkey in a neighborhood could be enjoyment to the naturalist but a pest to the gardener. The sound of a jazz band playing at a local winery may be enjoyed by some and an irritant to others. Folks who live in Cameron Park don't consider their airport a nuisance but newcomers to the area could.

The California Appellate court in Alexandar v. McKnight found for the plaintiff who claimed late night basketball games and parking too many cars on the property constituted a nuisance. Since it had a negative effect on the market value of the property it should have been disclosed on the TDS.

Every neighborhood has a few nuisances: The rock band that practices in the garage down the street, the guy with the leaf blower early Sunday morning and the skateboarders intimidating the pedestrians. Most nuisances are sporadic, transitory and often unintentional. They become issues that need to be disclosed, however, when they are persistent and diminish our enjoyment of the property as well as decrease its value.

Buyers should be suspicious when no mention is made of neighborhood noise or nuisances on the TDS. They should perform their own investigation. One way is by visiting with the neighbors and asking some pointed questions about the neighborhood. Another is driving around the neighborhood at different times during the day and evening. But despite these efforts, a neighborhood nuisance is frequently beyond the capability of a buyer to discover. Therefore, buyers have the right to rely on the sellers disclosures.

When in doubt about what constitutes a neighborhood nuisance, sellers should over-disclose rather than underdisclose. Not every buyer may enjoy the sight of those deer and turkey gracefully browsing their neighborhood.

Ken Calhoon is a real estate broker in El Dorado County. He can be reached at kencalhoon.com.



Ken Calhoon



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What do you like about this place?

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Rescue RC Track

Monday near Arden Town via mobile

The saga continues. The planning commission wants us to come back on june 13th to finalize the deal.

My question to you. Do you want to be the race organizer? Yes, YOU. You organize and run the racing events. Part of the profits get donated to the Rescue Community Center, you keep the rest.

If the RC community wants this track, now is the time to get involved.

Let me know rescuerc@yahoo.com

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