

COMMUNITY DEVELOPMENT SERVICES

PLANNING AND BUILDING DEPARTMENT

http://www.edcgov.us/DevServices/

PLACERVILLE OFFICE:

2850 Fairlane Court, Placerville, CA 95667

<u>BUILDING</u>

(530) 621-5315 / (530) 622-1708 Fax

<u>bldqdept@edcgov.us</u>

<u>PLANNING</u> (530) 621-5355 / (530) 642-0508 Fax planning@edcgov.us LAKE TAHOE OFFICE:
924 B Emerald Bay Rd
South Lake Tahoe, CA 96150
(530) 573-3330
(530) 542-9082 Fax

TO:

County of El Dorado Agricultural Commissioner/Commission

FROM:

Robert Peters, Principal Planner

DATE:

June 19, 2019

RE:

ADM19-0022/Kenneth N. and Karen E. Pimlott Administrative Relief from Agricultural Setback

Assessor's Parcel Number: 046-720-011

Planning Request and Project Description:

Planning Services is requesting review for administrative relief from the required 200-foot agricultural setback for the above referenced project. The applicant's request is for a single family residence and garage to be located 100 feet from the south property line. The properties to the south include Assessor's Parcel Numbers 046-071-052 and 046-071-053, are 80.22 and 129.12 acres respectively and are zoned Planned Agricultural-20 acre (PA-20). The applicant's parcel, identified as APN 046-720-011, is 70.85 acres, zoned Rural Lands-20 acre (RL-20) and is located at 4061 D Agostini Drive (Supervisor District 2).

Please see attached application packet that includes site plans that illustrate this request.



DEPARTMENT OF AGRICULTURE WEIGHTS AND MEASURES

Charlene Carveth

Agricultural Commissioner Sealer of Weights and Measures 311 Fair Lane Placerville, CA 95667 (530) 621-5520 (530) 626-4756 FAX eldcag@edcgov.us

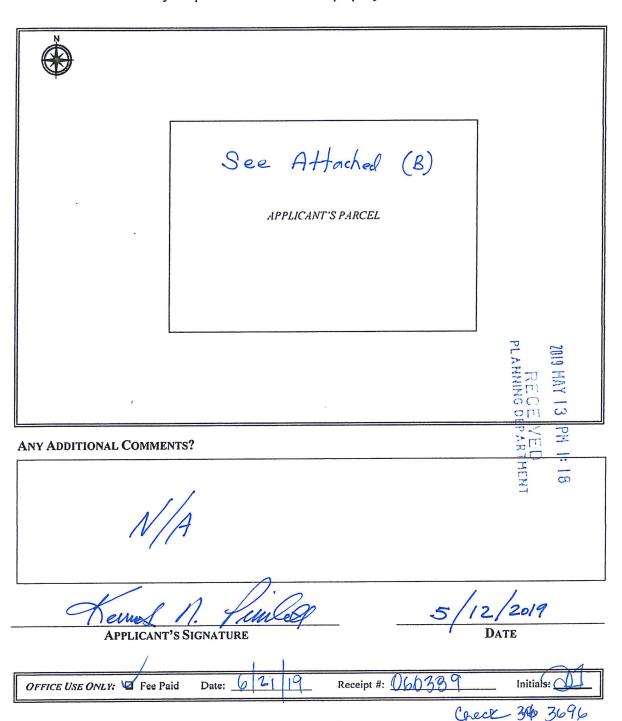
REQUEST FOR ADMINISTRATIVE RELIEF FROM AN AGRICULTURAL SETBACK – APPLICATION

APPLICANT(S) NAME(S): Ken and Karen Pim/off				
SITE ADDRESS: 4-06/ D'Agostini Drive, Somerset, CA 95684				
MAILING ADDRESS: 4502 Bocana Road, Cameron Park, CA 95682				
TELEPHONE NUMBER(S): (DAY) (530) 417-44-66 (EVE) (530) 417-44-66				
APN#: 046-720-1/ PARCEL SIZE: 70.85 ZONING: RL-20				
LOCATED WITHIN AN AG DISTRICT? \boxtimes YES \square NO ADJACENT PARCEL ZONING: $PA - 20$				
IF THE ADJACENT PARCEL IS ZONED TPZ OR NATURAL RESOURCES, IS YOUR PROPERTY LOCATED WITHIN A COMMUNITY REGION OR RURAL CENTER?				
REQUIRED AG SETBACK: 200 foot SETBACK YOU ARE REQUESTING: 100 foot				
REQUESTED USE (AGRICULTURALLY-INCOMPATIBLE):				
Single family residence				
DO YOU HAVE A BUILDING PERMIT FOR REQUESTED USE? YES (Permit # NO				
PLEASE ANSWER THE FOLLOWING:				
PLEASE ANSWER THE FOLLOWING: 1. YES NO Does a natural barrier exist that reduces the need for a setback? (Topography Other)				
2. YES NO Is there any other suitable building site that exists on the parcel except within the required setback?				
3. X YES NO Is your proposed agriculturally-incompatible use located on the property to minimize any potential negative impact on the adjacent agricultural land?				
 List any site characteristics of your parcel and the adjacent agricultural land that the Agricultural Commission should consider (including, but not limited to, topography, vegetation, and location of agricultural improvements, etc.). 				
See A Hached (A)				

- Protecting Agriculture, People and the Environment -

IN THE DIAGRAM BELOW, SHOW THE FOLLOWING:

- A. Zoning of your parcel
- B. Zoning of adjacent parcels
- C. Placement of agriculturally-incompatible use
- D. Indicate requested setback distance
- E. Indicate any unique site characteristics of property



ATTACHMENT (A)

4. List any site characteristics of your parcel and the adjacent agricultural land that the Agricultural Commission should consider (including, but not limited to, topography, vegetation, and location of agricultural improvements, etc.).

PLANNING DEPARTMENT

The parcel (APN 046-720-11) is located at the end of D'Agostini Drive in River Pines Estates and shares a property boundary to the south with the C.G. D'Arie Winery. The winery facilities are approximately 400 feet from the property line and the vineyard is approximately 1000 feet from the property line on the south side of D'Arie Road. The northern edge of the property is bordered by Spanish Creek. The middle fork of the Cosumnes River is located approximately 200 yards from the northwest property corner. The Plymouth Ditch traverses the north and west portion of the property parallel to Spanish Creek.

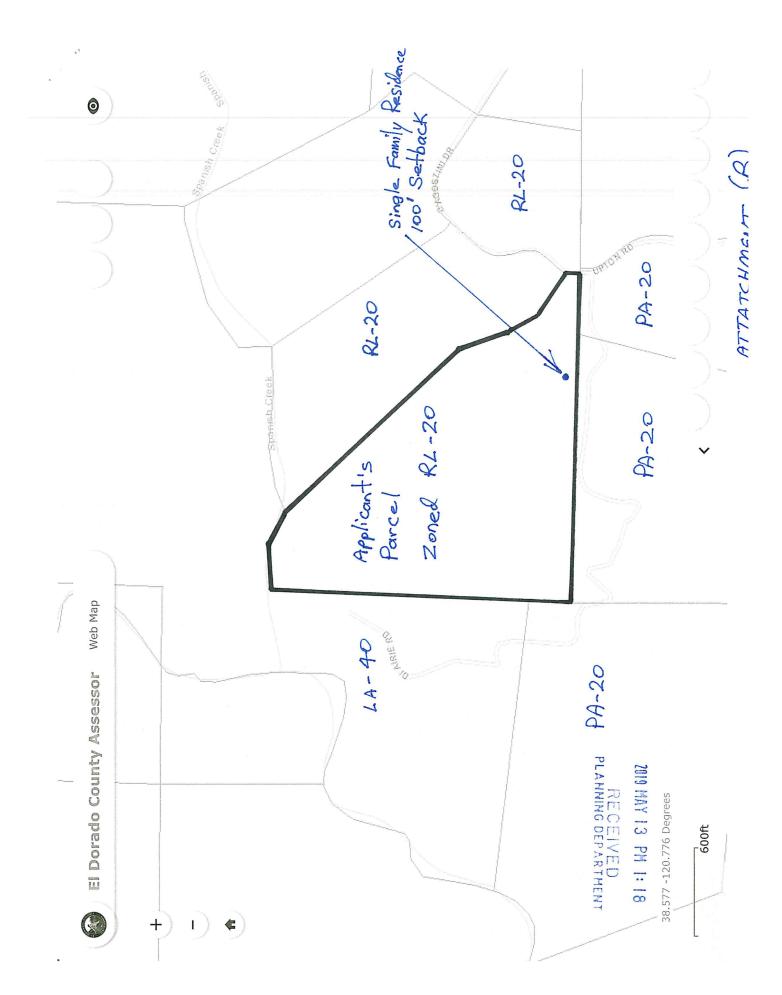
Infrastructure on the property consists of a well and associated well house, water storage tank, 36' X 48' agricultural barn and Pacific Gas and Electric Co. power lines as well as a customer service drop and electric meter.

The entire parcel was burned during the Sand Fire in July, 2014, destroying approximately 80% of the vegetative cover. Our primary goal is to restore the natural resource values of the property and concentrate infrastructure improvements to the southeast area of the property. Our objectives to achieve this are aimed at establishing our primary residence in the southeast corner of the property, reducing fire hazard by treating re-sprouting vegetation, planting conifers and oaks to restore a managed mixed conifer and oak woodland forest and enhancing the overall property for recreational use by family and friends. We are currently working with technical experts from the El Dorado Resource Conservation District and the USDA Natural Resource Conservation Service to finalize a management plan for the property and begin implementing restoration activities.

The proposed project is to construct a 3000 square foot single family residence with a setback of no more than 100 feet from the southern property boundary. Reducing the setback from 200 to 100 feet is requested for the following reasons:

- Allows placement of the home in a footprint that will protect an existing mature oak tree.
- Allows for a driveway access to the home that maintains a consistent elevation from D'Agostini
 Drive. This provides better access for fire engines and other emergency equipment, reduces the
 amount of overall grading and soil disturbance and provides a driveway alignment that protects
 additional mature oak trees.
- Places structure close to existing electric infrastructure to minimize powerline footprint on property and thereby reduce potential fire ignition risk;
- Ensures close proximity to water supply to maximize fire suppression capability.

Based on the proximity of D'Arie Road and topographic features south of the property line in the area adjacent to the proposed building site, there is no anticipation that any agricultural operation will occur closer than 200 feet of the property line and therefore provide the same practical effect as the required 200 foot setback.



19-1077 7-12-19 PLANNING REQUEST PIMLOTT 5 of 19



COMMUNITY DEVELOPMENT SERVICES PLANNING AND BUILDING DEPARTMENT

2850 Fairlane Court, Placerville, CA 95667 Phone: (530) 621-5355 www.edcgov.us/Planning

APPLICATION FOR: ADMINISTRATIVE PERMIT FILE # ADT 2022
ASSESSOR'S PARCEL NO.(5) 046-720-//
PROJECT NAME/REQUEST: (Describe proposed use) Single family Residence
Pinlott Set back Variance = = 0
APPLICANT/AGENT Kenneth N. and Karen E. Pimlott
Mailing Address 4502 Bocana Rd, Cameron Park, CA 95682. P.O. Box or Street City State & Zip
Phone (530) 417-4466 EMAIL: Kenp1966 @ Comcast. Net
PROPERTY OWNER Same as above
Mailing Address
Phone ()EMAIL:
ENGINEER/ARCHITECT Burne Engineering - Alyssa Jones
Mailing Address 5047 Robert J. Morthews Pkwy #600 El Dorado Hills; C
Phone (530) 672-1600 × 109 EMAIL: alyssa & burneengineering. Con
LOCATION: The property is located on the Northwest side of D'Agostini Arive Street or road
3 feet(miles U)est of the intersection with M+ AuKum Rd (E-16) N/E/W/S major street or road
in the M + AUKUM area. PROPERTY SIZE 70.85 Acres acreage / square footage
x Henrie J. Final Date 5/3/2019 signature of property owner or authorized agent
DR OFFICE USE ONLY
Date 5/13-16/19 Fee \$ 507 Receipt #
ZoningGPDSupervisor DistSecTwnRng
ACTION BY:DIRECTORZONING ADMINISTRATOR
Hearing Date
ApprovedDeniedDeniedDenied
APPEAL:
Title ApprovedDenied

Application Revised 11/2017

FORM Check Applican	(√)		S REQUIRED
		18)	Identify areas subject to a 100-year flood on perennial streams or creeks, and show high water level (100-year) on map.
		19)	Note any proposed trails within the project; and where applicable, connection to existing or proposed trail systems.
		20)	Summary table on plans (or attached) demonstrating compliance with zoning regulations regarding the following:
			 Signs (Zoning Ordinance Chapter 130.16 – Signs);
			 Parking (Zoning Ordinance Chapter 130.35 – Parking and Loading, and Community Design Standards – Parking and Loading Standards);
			 Landscaping (Zoning Ordinance Chapter 130.33 – Landscaping Standards, and Community Design Standards – Landscaping and Irrigation Standards); and
			 Development standards regarding maximum coverage for the lot (see the applicable zone district development standards).
(Two c	opies		N REQUIREMENTS (Not required for oak tree/oak woodland removal permits) d when parking facilities are proposed.)
Che Applicant	ck (√) t Count	L.	
		1)	Location, quantity, and a gallon size of proposed plant material (See Zoning Ordinance Chapter 130.33 – Landscaping Standards, and Community Design Standards – Landscaping and Irrigation Standards).
		2)	Lists of both common and botanical names of plant material.
		3)	Location/type of irrigation proposed. The Landscape Plan will be required to meet the County's Water Conserving Landscape Standards, available at Planning Services or online at www.edcgov.us/Planning/ .
NOT	E. A	PPLIC	ATION WILL BE ACCEPTED BY APPOINTMENT ONLY MAKE YOUR

APPOINTMENT IN ADVANCE BY CALLING (530) 621-5355.

PIMLOTT SETBACK VARIANCE

2010 HAY 13 PH 1:18

RECEIVED PLANNING DEPARTMENT

Background

The parcel (APN 046-720-11) is located at the end of D'Agostini Drive in River Pines Estates and shares a property boundary to the south with the C.G. D'Arie Winery. The winery facilities are approximately 400 feet from the property line and the vineyard is approximately 1000 feet from the property line on the south side of D'Arie Road. The northern edge of the property is bordered by Spanish Creek. The middle fork of the Cosumnes River is located approximately 200 yards from the northwest property corner. The Plymouth Ditch traverses the north and west portion of the property parallel to Spanish Creek.

Infrastructure on the property consists of a well and associated well house, water storage tank, 36' X 48' agricultural barn and Pacific Gas and Electric Co. power lines as well as a customer service drop and electric meter.

The entire parcel was burned during the Sand Fire in July, 2014, destroying approximately 80% of the vegetative cover. Our primary goal is to restore the natural resource values of the property and concentrate infrastructure improvements in the southeast area of the property. Our objectives to achieve this are aimed at establishing our primary residence in the southeast corner of the property, reducing fire hazard by treating re-sprouting vegetation, planting conifers and oaks to restore a managed mixed conifer and oak woodland forest and enhancing the overall property for recreational use by family and friends. We are currently working with technical experts from the El Dorado Resource Conservation District and the USDA Natural Resource Conservation Service to finalize a management plan for the property and begin implementing restoration activities.

Project Description

Construct a 3000 square foot single family residence on the property located with a setback of 100 feet from the southern property boundary. The attached application requests a waiver from the required 200 foot set back along the southern property boundary. Reducing the setback from 200 to 100 feet is requested for the following reasons:

- Allows placement of the home in a footprint that will protect an existing mature oak tree.
- Allows for driveway access to the home that maintains a consistent elevation from D'Agostini
 Drive. This provides better access for fire engines and other emergency equipment, reduces the
 amount of overall grading and soil disturbance and provides a driveway alignment that protects
 additional mature oak trees.
- Places structure close to existing electric infrastructure to minimize powerline footprint on property and thereby reduce potential fire ignition risk;
- Ensures close proximity to water supply to maximize fire suppression capability.

Based on the proximity of D'Arie Road and topographic features south of the property line in the area adjacent to the proposed building site, there is no anticipation that any agricultural operation will occur

closer than 200 feet of the property line and therefore ensure the same practical effect as the required 200 foot setback.

RECORDING REQUESTED BY

Mr. and Mrs. Kenneth Pimlott

AND WHEN RECORDED MAIL DOCUMENT AND TAX STATEMENTS TO:

Namo

Mr. and Mrs. Kenneth N. Pimlott

Street

4502 Bocana Road

City & State

Cameron Park CA 95682

El Dorado, County Recorder
William Schultz Co Recorder Office
DOC- 2015-0030703-00

Tuesday, JUL 07, 2015 10:21:28
Itl Pd \$21.00 Ropt # 000169

Rcpt # 0001694394

JLR/C1/1-2

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

A.P.N. 046-720-11-100

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$-0-

#11930

(X) computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale.

PCOS FILED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Kenneth N. Pimlott and Karen E. Pimlott, Husband and Wife, as Joint Tenants

hereby GRANT(S) to

Kenneth N. Pimlott and Karen E. Pimlott, Trustees of The Kenneth & Karen Pimlott Living Trust 1998

the following described real property situated in the unincorporated area of the County of El Dorado, State of California:

For legal description see attached Exhibit A

Dated: 7/1/2015 OF. N.P.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached and not the truthfulness accounts of validity of that document

is attached, and not the truthfulness, accuracy, or validity of that document.

TE OF CALIFORNIA

July 3rd, 2015 before

ngel Rich , a Notary Public, personally appeared Sewheth N. Fimlott & Koven E.

who proved to me on the basis of satisfactory evidence to be the person(3) whose name(3) is the subscribed to the within instrument and acknowledged to me that he have the person(4) executed the same in his her their nuthorized capacity (63) and that by his her their ignature (6) on the instrument the person(5) or the entity upon behalf of which the person(6) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature of Natary Public

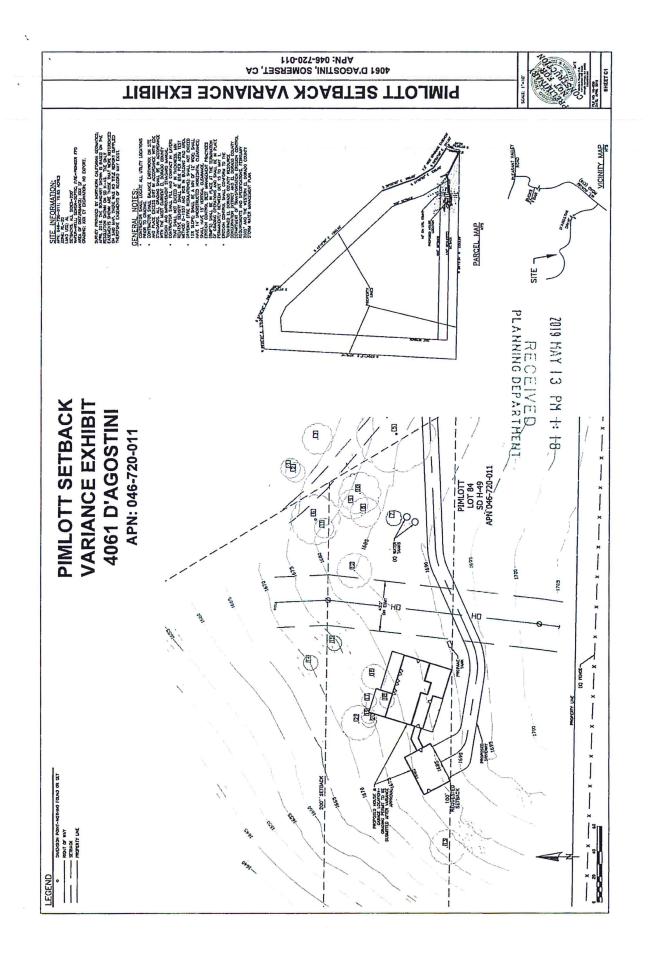
Nevneth N. Pimlott

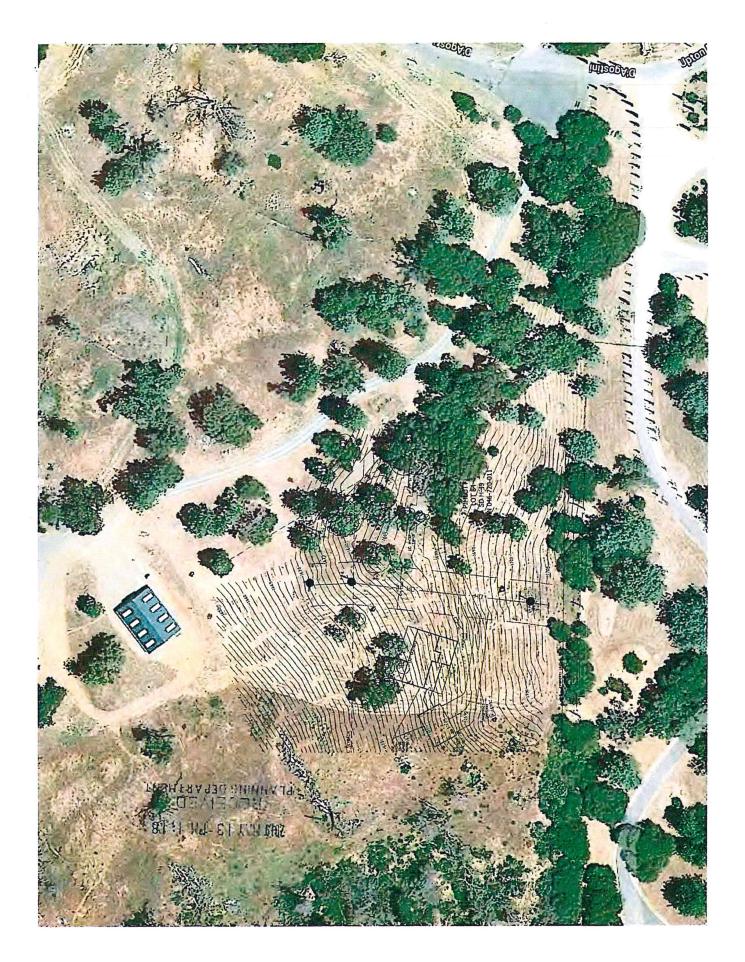
Karen E. Pimlott

ANGEL RUCH
Commission # 2054040
Notary Public - California
Sacramento County
My Comm. Expires Jan 30, 2018

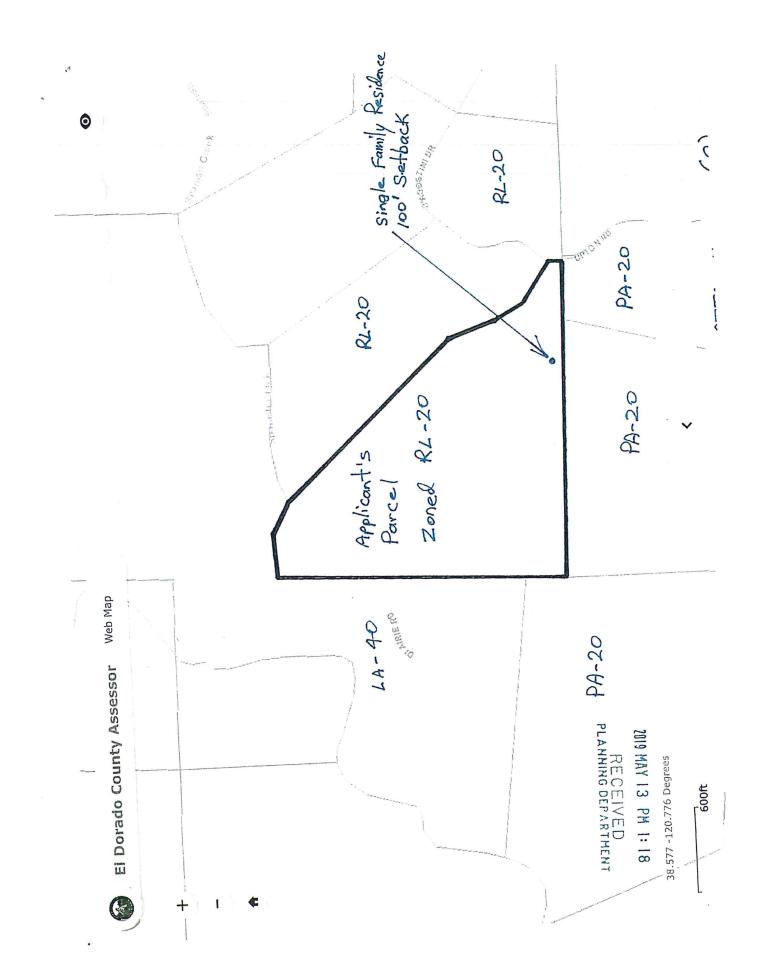
EXHIBIT A

Lot 84, as said Lot is shown on the Official Map of "River Pines Estates Unit Four", filed in the Office of the County Recorder of El Dorado County, State of California, on May 9, 1991, in Map Book H Page 49 and as amended by Certificate of Correction recorded November 1, 1991 in Book 3657 at Page 681 Official Records.





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19-1077 7-12-19 PLANNING REQUEST PIMLOTT 14 of 19



COMMUNITY DEVELOPMENT SERVICES. PLANNING AND BUILDING DEPARTMENT

2850 Fairlane Court, Placerville, CA 95667Phone: (530) 621-5355 www.edcgov.us/Planning/

ADMINISTRATIVE PERMIT, RELIEF, OR WAIVER

PURPOSE

An Administrative Permit is required in cases where limited review of a proposed structure or use is necessary to verify compliance with established standards adopted to ensure compatibility with adjacent uses and availability of public services and infrastructure. The Administrative Permit is used for the processing of Oak Tree/Oak Woodland Removal Permits in compliance with Oak Resources Conservation Ordinance Section 130.39.060 (Oak Tree and Oak Woodland Removal Permits – Ministerial Development Projects), administrative relief or waiver requests in compliance with Zoning Ordinance Subsection 130.52.010.B (Administrative Relief or Waiver) or to establish the legal nonconforming status of a use or structure in compliance with Zoning Ordinance Chapter 130.61 (Nonconforming Uses, Structures, and Lots).

The issuance of an Administrative Permit shall be a ministerial project pursuant to the California Environmental Quality Act (CEQA).

INITIAL PROCESS

- Applicant/agent prepares all required submittal information and makes an appointment to submit the application to Planning Services.
- 2. Planning Services reviews submittal and makes a determination on zoning conformance or if public hearing is required within 20 working days.

NOTE: Ranch marketing and winery activities require Agricultural Commission review, extending the determination by approximately 30-45 days.

APPEALS

A decision on the Administrative Permit may be appealed pursuant to Zoning Ordinance Section 130.52.090 (Appeals). Appeals must be made within ten working days from date of decision and filed with Planning Services with the current appeal fee, as adopted by the Board of Supervisors through fee resolution.

FEES

Current application and revision fees may be obtained by contacting the Planning Services at (530) 621-5355 or by accessing the Planning Services online fee schedule at www.edcgov.us/Planning/.

NOTE: Should your application be denied, application fees are nonrefundable. Should you request withdrawal of the application, you may receive only that portion of the fee which has not yet been expended.

DEED RESTRICTIONS

Please review and understand any private deed restrictions recorded against your property to insure your proposed application does not violate such deed restrictions. If a conflict exists between the deed restrictions and your application, the County can still approve your application and issue necessary permits. However, County approval does not absolve your obligation to comply with deed restrictions.

APPLICATION

If the application and submittal requirements are not attached to this information packet, please contact Planning Services. You may also call Planning Services at (530) 621-5355 for general assistance.

APPOINTMENT

Applications are accepted by appointment only. Please call ahead for an appointment with a planner when you are ready to submit your application. Please have all required submittal information completed before your appointment. Appointments are generally made within 48 hours of your call to Planning Services at (530) 621-5355.



COMMUNITY DEVELOPMENT SERVICES PLANNING AND BUILDING DEPARTMENT

2850 Fairlane Court, Placerville, CA 95667
Phone: (530) 621-5355 www.edcgov.us/Planning/

ADMINISTRATIVE PERMIT, RELIEF, OR WAIVER

REQUIRED SUBMITTAL INFORMATION

The following information must be provided with all applications as indicated below. If all the information is not provided, the application will be deemed incomplete and will not be accepted. For your convenience, please use the check (\sqrt) column on the left to be sure you have all required information.

FORMS AND MAPS REQUIRED (Required for all applications)

	ck (√) t Count	¥						
4		1)	Application form, completed and signed.					
		2)	Letter of authorization from all property owners authorizing agent to act as applicant, when applicable. \mathcal{N}/\mathcal{A}					
		3)	Proof of ownership (Grant Deed), if the property has changed title since the last tax roll.					
Ø		4)	An 8 $\frac{1}{2}$ x 11" vicinity map showing the location of the project in relation to the distance to major roads, intersections, and town sites.					
		5)	Narrative of project and request.					
		6)	Provide name, mailing address and phone number of all property owners and their agents.					
OAK T	DAK TREE/OAK WOODLAND REMOVAL (Required for all oak tree/oak woodland removal permits)							
The following information shall be required if any Oak Woodlands, Individual Native Oak Trees, or Heritage Trees, as defined in Oak Resources Conservation Ordinance Section 130.39.030 (Definitions) will be impacted by the project (i.e., cut down) consistent with Section 130.39.060 (Oak Tree and Oak Woodland Removal Permits – Ministerial Development Projects).								
	ck (√) it Count	t y						
		1)	Oak Resources Code Compliance Certificate.					
		2)	Oak Resources Technical Report prepared by a Qualified Professional consistent with Section 2.5 (Oak Resources Technical Reports) of the Oak Resources Management Plan.					
		3)	Completed Oak Resources Technical Report Checklist, including supplemental data for impacted Individual Native Oak Trees within Oak Woodlands, as applicable.					
		4)	Reason and objective for Impact to oak trees and/or oak woodlands.					

SITE PLAN REQUIREMENTS (Not required for oak tree/oak woodland removal permits)

One full-sized site plan drawn to scale and of sufficient size to allow for a clear delineation of the following required information (where applicable) in an electronic PDF format (CD-ROM or other medium) and one 11"x17" version of the full-sized site plan. Both versions must include a graphic scale. For your convenience, please check the <u>Applicant</u> column on the left to be sure you have <u>all</u> the required submittal information.

FORMS A	AND MAP	PS REQUIRED				
Check (* Applicant Co						
	1)	Project name (if applicable).				
	2)	Name, address of applicant and designer (if applicable).				
Q D	3)	Date, north arrow, and scale.				
	4)	Entire parcels of land showing perimeter with dimensions.				
	5)	All roads, alleys, streets, and their names.				
	6)	Location of easements, their purpose and width.				
	7)	All existing and proposed uses (i.e. buildings, driveways, dwellings, utility transmission lines, etc.).				
	8)	Parking and loading stalls with dimensions (refer to Zoning Ordinance Chapter 130.35 (Parking and Loading, and the Community Design Standards – Parking and Loading Standards).				
	9)	Trash and litter storage or collection areas, and propane tank location(s).				
	10)	Total gross square footage of proposed buildings.				
	11)	Proposed/existing fences or walls. W/A				
	12)	Sign location and size (if proposed). N/A				
	13)	Pedestrian walkways, courtyards, etc. (if proposed).				
	14)	Exterior lighting (if proposed). (Refer to Zoning Ordinance Chapter 130.34 and the Community Design Standards – Outdoor Lighting Standards).				
	15)	Existing/proposed water, sewer, septic systems, and wells (if applicable).				
	16)	Existing/proposed fire hydrants.				
	17)	The location, if present, of rock outcropping, lava caps, drainage courses, lakes, canals, reservoirs, rivers, streams, spring areas subject to inundation and wetlands. (Show respective 100-foot and 50-foot septic system setbacks when a septic system is proposed.)				



Cash Register Receipt County of El Dorado

Receipt Number R10538

DESCRIPTION	ACCOUNT	QTY	PAID
ProjectTRAK			\$507.00
ADM19-0022 Address: 4061 D AGOSTINI DR	APN: 04672011		\$507.00
AGRICULTURAL SETBACK FEES	\$507.00		
ADMINISTRATIVE RELIEF - AG SETBACK	3710100 0240	0	\$507.00
TOTAL FEES PAID BY RECEIPT: R10538	\$507.00		

Date Paid: Thursday, May 16, 2019 Paid By: PIMLOTT KENNETH N TR

Cashier: MDM2

Pay Method: CHK-PLACERVILLE 3695

Pursuant to Government Code section 66020, you are hereby notified that the 90-day protest period has begun. If you fail to file a timely protest within that period regarding any of the fees, dedication requirements, reservation requirements, or other exactions imposed on your project, complying with all the requirements of Government Code section 66020, you will have failed to exhaust your administrative remedies and will be legally barred from later challenging such exactions in court.

