



County of El Dorado

Planning and Building
Department
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Minutes - Final Planning Commission

Jon Vegna, Chair, District 1
James Williams, First Vice-Chair, District 4
Jeff Hansen, Second Vice-Chair, District 3
Gary Miller, Member, District 2
Amanda Ross, Member, District 5

Julie Saylor, Clerk of the Planning Commission

Thursday, May 28, 2020

8:30 AM

**VIRTUALLY - See Agenda
for Details to View and
Participate**

County of El Dorado Public Meeting Protocol In Response to Coronavirus COVID-19:

To comply with social distancing requirements and the stay at home order from Governor Gavin Newsom, the Meeting Room will be closed to members of the public and all public participation will be handled remotely.

PUBLIC PARTICIPATION INSTRUCTIONS: WATCH LIVE STREAM: To observe the live stream of the Planning Commission meeting go to <https://zoom.us/j/95570879512> or **PHONE IN:** 1-530-621-7603 or 1-530-621-7610, Meeting ID 955 7087 9512

PUBLIC COMMENT PARTICIPATION: Speakers will be limited to 3 minutes or as otherwise provided by the Commission Chair. By participating in this meeting you acknowledge that you are being recorded. While speaking, please reduce any background noise to ensure that your comments can be heard. When you hear the item called that you wish to comment on, please follow the following instructions accordingly. **ONLINE LIVE STREAM:** When you hear the item called that you wish to comment on, press the "raise a hand" button. **PHONE IN:** When you hear the item called that you wish to comment on, press *9 to indicate a desire to make a comment. The clerk will call you by the last three digits of your phone number when it is your turn to comment.

If you choose not to observe the Planning Commission meeting but wish to make a comment on a specific agenda item, please submit your comment via email prior to the Planning Commission meeting. Please submit your comments to the Clerk of the Planning Commission at planning@edcgov.us. Planning Services cannot guarantee that any public comment received the day of the Commission meeting will be delivered to the Commission prior to any action. The Clerk and Planning staff is here to assist you, please call 530-621-5355 if you need any assistance with the above directions to access the meeting.

The regular call in number will not be available for use. Please follow the phone-in instructions listed under the Public Participation Instructions in this agenda.

Planning Commission audio recordings, Agendas, Staff Reports, Supplemental Materials and Minutes are available on the internet at: <http://eldorado.legistar.com/Calendar.aspx> (Audio recordings are uploaded after the meeting.)

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. If you require accommodation, please contact the Clerk to the Planning Commission at 530-621-5355 or via e-mail, planning@edcgov.us.

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

***The Planning Commission meeting of May 28, 2020 will be recorded via Zoom Webinar and available for Live Web Streaming on the internet at: <https://zoom.us/j/95570879512>

The Planning Commission is concerned that written information submitted to the Planning Commission the day of the Commission meeting may not receive the attention it deserves. Planning Services cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Commission prior to action on the subject matter.

For purposes of the Brown Act, Section 54954.2(a), the numbered items on this agenda give a brief description of each item to be discussed. Recommendations of the staff, as shown, do not prevent the Commission from taking other action.

Staff materials related to an item on this agenda submitted to the Commission after distribution of the agenda packet are available for inspection during normal business hours in Planning Services located at 2850 Fairlane Court, Placerville, CA. Such documents are also available on the Commission's Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

PROTOCOLS FOR PUBLIC COMMENT

Public comment will be received at designated periods as called by the Commission Chair.

Except with the consent of the Commission, individuals shall be allowed to speak to an item only once.

Matters not on the agenda may be addressed by the general public during Public Forum/Public Comment. Comments during Public Forum/Public Comment are limited to three minutes per person. The Commission reserves the right to waive said rules by a majority vote. Public Forum/Public Comment is for comment only. No action will be taken on these items unless they are scheduled on a future agenda.

Public testimony will be received on each agenda item as it is called. Individuals will have three minutes to address the Commission. Individuals authorized by organizations will have three minutes to present organizational positions and perspectives and may request additional time, up to five minutes. At the discretion of the Commission, time to speak by any individual may be extended.

Upon completion of public comment on an agenda item, the matter shall be returned to the Commission for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Commission for a point of clarification or question by the Commission.

Individual Commission members may ask clarifying questions but will not engage in substantive dialogue with persons providing input to the Commission.

If a person providing input to the Commission creates a disruption by refusing to follow Commission guidelines, the Chair of the Commission may take the following actions:

Step 1. Request the person adhere to the Commission guidelines. If the person refuses, the Chair may ask the Clerk to turn off the speaker's microphone.

Step 2. If the disruption continues, the Chair may order a recess of the Commission meeting.

Step 3. If the disruption continues, the Chair may order the removal of the person from the Commission meeting.

8:30 A.M.

CALL TO ORDER / ROLL CALL

Meeting was called to order at 8:30 AM by Chair Vegna, with Commissioner Ross absent. All present Commissioners attended by remote attendance.

Present: 4 - Commissioner Vegna, Commissioner Williams, Commissioner Hansen and Commissioner Miller

Absent: 1 - Commissioner Ross

PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF THE CONSENT CALENDAR

(All items on the Consent Calendar are to be approved by one motion unless a Commission member requests separate action on a specific item.)

A motion was made by Commissioner Williams, seconded by Commissioner Hansen, to Adopt the Agenda and Approve the Consent Calendar. Votes were by roll call.

Yes: 4 - Commissioner Vegna, Commissioner Williams, Commissioner Hansen and Commissioner Miller

Absent: 1 - Commissioner Ross

CONSENT CALENDAR

1. [20-0638](#) Clerk of the Planning Commission recommending the Commission approve the MINUTES of the regular meeting of May 14, 2020.

Item was Approved on the Consent Calendar.

END OF CONSENT CALENDAR

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

Rob Peters, Deputy Director of Planning, introduced a new staff member to the Commission, Gina Hamilton, Senior Planner from Planning's Discretionary Unit.

Breann Moebius, Deputy County Counsel, reported on the proposed amendments heard by the Commission for the Commercial Cannabis Ordinances to address Meyers and the Board did adopt those amendments which will provide for Commercial Cannabis uses through the Conditional Use Permit process in the Meyers area.

COMMISSIONERS' REPORTS

There were no Commissioners' Reports.

PUBLIC FORUM / PUBLIC COMMENT

Public Comment: D. Nkadi

[20-0745](#)

Public Forum / Public Comment (See Attachment)

AGENDA ITEMS

2. [20-0639](#)

Hearing to consider the Silver Springs Time Extension request (Tentative Subdivision Map Time Extension TM-E20-0001) to request two 1-year time extensions to the approved Silver Springs Subdivision Tentative Subdivision Map TM97-1330 resulting in a new expiration date of March 2, 2022 on property identified by Assessor’s Parcel Numbers 115-370-001, 115-370-002 and 115-370-003, consisting of 126.94 acres, in the Bass Lake area, submitted by Silver Springs, LLC; and staff recommending the Planning Commission take the following actions:

- 1) Determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Sections 15162 and 15164, there is no substantial evidence requiring the preparation of a Subsequent Environmental Impact Report (EIR) or an Addendum to the existing EIR, approved by the Board of Supervisors on December 15, 1998; and
- 2) Approve TM-E20-0001 extending the expiration of the adopted tentative subdivision map for two years to March 2, 2022, based on the Findings and subject to the original Conditions of Approval as presented. (Supervisorial District 1)

Chair Vegna opened the hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Commissioner Hansen, seconded by Commissioner Miller to Approve staff’s recommended actions.

Votes were by roll call.

Yes: 4 - Commissioner Vegna, Commissioner Williams, Commissioner Hansen and Commissioner Miller

Absent: 1 - Commissioner Ross

3. [20-0414](#) Hearing to consider the Fast Freddy’s Lube Express Expansion project (Conditional Use Permit CUP19-0011/Design Review Revision DR-R19-0005)** to allow the expansion of a legal nonconforming automotive repair shop to include two additional vehicle service bays into adjacent vacant retail space within an existing building on property identified by Assessor’s Parcel Number 090-430-013, consisting of 0.59 acres, in the Shingle Springs area, submitted by James Doran; and staff recommending the Planning Commission take the following actions:
- 1) Find the project Exempt from CEQA pursuant to Section 15303 of the CEQA Guidelines (New Construction or Conversion of Small Structures); and
 - 2) Approve Conditional Use Permit CUP19-0011 and Design Review Permit Revision DR-R19-0005 based on the Findings and subject to the Conditions of Approval as presented.
- (Supervisorial District 4)
 (cont. 05/14/20, Item #2)

Chair Vegna opened the hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Commissioner Williams, seconded by Commissioner Miller to Approve staff’s recommended actions.

Votes were by roll call.

Yes: 4 - Commissioner Vegna, Commissioner Williams, Commissioner Hansen and Commissioner Miller

Absent: 1 - Commissioner Ross

4. [20-0640](#) Hearing to consider the Cool General Retail project (Design Review DR19-0006)* to request proposed construction and operation of a 9,100 square foot commercial retail building and associated driveway, parking lot, utilities, signage, and landscaping improvements on property identified by Assessor's Parcel Number 071-500-037, consisting of 1.69 acres, in the Cool Rural Center, submitted by Woodcrest REV; and staff recommending the Planning Commission take the following actions:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study (Staff Report Exhibit Q) prepared by staff;
 - 2) Adopt the Mitigation Monitoring Reporting Program in accordance with the California Environmental Quality Act Guidelines Section 15074(d), incorporated as Conditions of Approval; and,
 - 3) Approve Design Review Permit DR19-0006, based on the Findings and subject to the Conditions of Approval as presented.
- (Supervisory District 4)

Chair Vegna opened the hearing and upon conclusion of public comment and staff input, closed the hearing.

A motion was made by Commissioner Hansen, seconded by Commissioner Miller to Approve staff's recommended actions with the following changes:

- 1) Condition of Approval #3 "Exhibit H" to be corrected to "Exhibit I";
- 2) Condition of Approval #9 to be removed as recommended in Staff Memo dated 05/26/2020;
- 3) Condition of Approval #14 to be modified to read as follows: Northside Drive: Construct improvements to Northside Drive consistent with the approved Site Plan, and Preliminary Grading Plan. Widen, improve, and maintain Northside Drive consistent with County Standard 101C (paved) - to a consistent minimum width of 24 feet from SR49 to the project east boundary. The 24-foot width is to be measured from the opposite curb or edge of pavement to the flowline of the edge of pavement. Delivery trucks for the project shall only access the property via right-in turns from SR 49 to Northside Drive and exit the property via left-out turns from Northside Drive to SR49. Truck deliveries for the project shall be restricted to the hours of 9:00 a.m. to 3:00 p.m.; and,
- 4) Include revised Exhibit K and Appendix G as provided in Staff Memo dated 05/28/2020.

Votes were by roll call.

Yes: 4 - Commissioner Vegna, Commissioner Williams, Commissioner Hansen and Commissioner Miller

Absent: 1 - Commissioner Ross

ADJOURNMENT

Meeting was adjourned at 11:20 AM by Chair Vegna.

All persons interested are invited to participate remotely (following instructions listed under the Public Participation Instructions in this agenda) and be heard or to write their comments to the Planning Commission. If you challenge the application in court, you may be limited to raising only those items you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Commission at, or prior to, the public hearing. Any written correspondence should be directed to Planning Services; 2850 Fairlane Court; Placerville, CA 95667.

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

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