



# County of El Dorado

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## Legislation Details (With Text)

**File #:** 14-1210      **Version:** 6

**Type:** Agenda Item      **Status:** Approved

**File created:** 8/27/2014      **In control:** Board of Supervisors

**On agenda:** 1/12/2016      **Final action:** 1/12/2016

**Title:** Community Development Agency, Development Services Division, recommending the Board approve Final Passage (Second Reading) and ratify the Chair's signature on Ordinance 5026 amending public notification requirements for new subdivision development projects (Title 120). (Refer: 9/15/15, Item 31)

FUNDING: N/A

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 5A - Blue Route Sheet BOS 09-15-15, 2. 5B - Planning Commission Minutes 08-13-15 BOS 09-15-15, 3. 5C - Proposed Amendments-Marked Copy BOS 09-15-15, 4. 5D - Proposed Amendments-Clean Copy BOS 09-15-15, 5. 5E - Proof of Publication BOS 09-15-15, 6. 5F - Proposed Ordinance BOS 09-15-15, 7. 5G - Summary Ordinance 9-15-15, 8. 5H - Presentation BOS 09-15-15, 9. Public Comment BOS Rcvd 9-14-15 BOS 9-15-15, 10. Executed Summary Ordinance 5026 (9-15-15), 11. Executed Ordinance 5026 (9-15-15), 12. Summary Ordinance-Proof of Publication.pdf, 13. 4A - Staff Report PC 08-13-15.pdf, 14. 4B - Exhibits A-C PC 08-13-15.pdf, 15. 4C - Proof of Publication PC 08-13-15.pdf, 16. Public Comment Rcvd 08-12-15 PC 08-13-15.pdf, 17. Public Comment Rcvd 08-11-15 PC 08-13-15.pdf, 18. 3A - Blue Route 12-16-14, 19. 3B - Resolution 12-16-14, 20. 3C - Env Manual Amendment 12-16-14, 21. Executed Resolution 241-2014 12-16-14 item 42.pdf, 22. Public Comment Rcvd 12-15-14 BOS 12-16-14, 23. 2A - Blue Route-Resolution 10-21-14, 24. 2B - Blue Route-Environmental Manual 10-21-14, 25. 2C - Draft Resolution 10-21-14, 26. 2D - Draft Amended Environmental Manual 10-21-14, 27. Executed Resolution 183-2014 10-21-14 item 28.pdf, 28. A - Blue Route 9-23-14, 29. B - Resolution of Intention 9-23-14, 30. C - Staff Report 9-23-14, 31. PowerPoint for Public Notification 9-23-14, 32. Executed Resolution 154-2014 9-23-14 item 27.pdf

Date	Ver.	Action By	Action	Result
1/12/2016	6	Board of Supervisors	Approved	Pass
9/15/2015	5	Board of Supervisors	Approved	Pass
8/13/2015	4	Planning Commission		
12/16/2014	3	Board of Supervisors	Approved	Pass
10/21/2014	2	Board of Supervisors	Approved	Pass
9/23/2014	1	Board of Supervisors	Approved	Pass
9/23/2014	1	Board of Supervisors	Approved	Pass

Community Development Agency, Development Services Division, recommending the Board approve Final Passage (Second Reading) and ratify the Chair's signature on Ordinance **5026** amending public notification requirements for new subdivision development projects (Title 120). (Refer: 9/15/15, Item 31)

**FUNDING:** N/A

### DEPARTMENT RECOMMENDATION

Community Development Agency, Development Services Division, recommending the Board consider Ordinance No. 5026 for a second reading and adopt Ordinance No. 5026 amending public notification requirements for new subdivision development projects (Title 120).

### **DISCUSSION / BACKGROUND**

At the September 15, 2015, Board of Supervisors hearing, the Board unanimously approved Ordinance No. 5026 on the first reading, which approved the amendments to the County Code relating to increased public notice of land development applications and public hearings. The project, OR14-0001, included amendments to both the Zoning Ordinance and the Subdivision Ordinance, Titles 130 and 120, respectively. The amendments have been implemented; however, it was found by County Counsel that the amendments to Title 120 had to return to the Board for a second reading in order to fully execute the approval.

California Government Code Section 25131 requires a second reading except for ordinances that can only be adopted after a noticed public hearing. Title 130 can generally only be amended after a noticed public hearing (Govt. Codes 65853 - 65857), so those portions of the public notification changes in this title were not subject to the "second reading" requirement, but the changes to Title 120 are subject to that requirement.

### **ALTERNATIVES**

N/A

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel

### **CAO RECOMMENDATION**

Approve recommendations for Final Passage (Second Reading).

### **FINANCIAL IMPACT**

N/A

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

Clerk to provide minute order and any other related documents to the Development Services Division.

### **CONTACT**

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Community Development Agency