



Legislation Details

File #: 12-1203 **Version:** 27

Type: Agenda Item **Status:** Approved

File created: 9/19/2012 **In control:** Board of Supervisors

On agenda: 10/24/2017 **Final action:** 10/24/2017

Title: LIMITED HEARING - To consider the Planning Commission's recommendation and receive public comment only on the proposed modifications to General Plan Measure CO-K and the modifications to the proposed Oak Resources Conservation Ordinance that were considered by the Planning Commission on September 28, 2017, as directed by the Board of Supervisors on October 10, 2017. (The public hearing on the overall Project was closed on July 18, 2017 and remains closed.)

After the close of the limited public hearing, staff recommends the Board consider the recommendation of the Planning Commission and then consider certification of the Environmental Impact Report and approval of the overall Project.

Community Development Services, Planning and Building Department, recommending the Board consider the General Plan Biological Resources Policy Update, Oak Resources Management Plan, and Oak Resources Conservation Ordinance, collectively the proposed Project, consisting of specific revisions to biological resources objectives, policies, and implementation measures included in the Conservation and Open Space Element of the County's General Plan, adoption of an Oak Resources Management Plan, adoption of an in-lieu fee to mitigate impacts to oak woodlands and individual oak trees, and adoption of an Oak Resources Conservation Ordinance, and further recommends that the Board take the following final actions, pursuant to Board direction on July 18, 2017:

- 1) Adopt and authorize the Chair to sign Resolution 127-2017 Certifying the Final Environmental Impact Report for the General Plan Biological Resources Policy Update, Oak Resources Management Plan, and Oak Resources Conservation Ordinance; Making Environmental Findings of Fact (Exhibit A); Adopting a Statement of Overriding Considerations (Exhibit B); and Approving the Mitigation Monitoring and Reporting Program (Exhibit C); (see Attachment 27B for the Resolution and 22N for a link to the Final Environmental Impact Report);
- 2) Adopt and authorize the Chair to sign Resolution 128-2017 Adopting an Amendment to the Biological Resources Policies, Objectives, and Implementation Measures in the El Dorado County General Plan (Attachment 27C);
- 3) Adopt and authorize the Chair to sign Resolution 129-2017 Adopting an Oak Resources Management Plan (Attachment 27D);
- 4) Adopt and authorize the Chair to sign Resolution 130-2017 Establishing an In-Lieu Fee to Mitigate Impacts to Oak Woodland Areas and Individual Oak Trees (Attachment 27E);
- 5) Adopt and authorize the Chair to sign Ordinance 5061 Adopting an Oak Resources Conservation Ordinance to Implement the Oak Resources Management Plan (Attachment 27F); and
- 6) Direct staff to return to the Planning Commission and Board within 12-18 months after adoption or earlier, if necessary, to review implementation of the Project.

The Board held a public hearing on this matter on July 18, 2017. The public hearing was closed and the matter was continued to September 12, 2017. (Cont. 10/10/17, Item 37) (Est. Time: 30 Min.)

FUNDING: N/A

Sponsors:

Indexes:

Code sections:

Attachments: 1. 27B - Resolution 127-2017 Bio Policy Certify EIR BOS 10-24-17, 2. 27A - Staff Memo BOS 10-24-17, 3. 27C - Resolution 128-2017 Bio Policy GP Amendment BOS 10-24-17, 4. 27D - Resolution 129-

2017 Bio Policy ORMP BOS 10-24-17, 5. 27D - (Revised) Resolution 129-2017 Bio Policy ORMP BOS 10-24-17, 6. 27E - Resolution 130-2017 In-Lieu Mitigation Fee BOS 10-24-17, 7. 27F - Oak Resources Conservation Ordinance No 5061 BOS 10-24-17, 8. 27G - Errata Summary Table with Track Change Pages BOS 10-24-17, 9. 27H - Counsel Approval Resolutions BOS 10-24-17, 10. 27I - Proof of Publications BOS 10-24-17, 11. Executed Ordinance 5061, 12. Ordinance 5061-Proof of Publication, 13. Executed Resolution 127-2017, 14. Executed Resolution 128-2017, 15. Executed Resolution 129-2017, 16. Executed Resolution 130-2017, 17. Public Comment Rcvd 10-24-17 BOS 10-24-17, 18. Public Comment Rcvd 10-23-17 BOS 10-24-17, 19. Public Comment Rcvd 10-19-17 BOS 10-24-17, 20. 26A - Staff Memo BOS 10-10-17, 21. Public Comment Rcvd 10-10-17 BOS 10-10-17, 22. Public Comment Rcvd 10-9-17 BOS 10-10-17, 23. 25A - Revised Staff Memo based on New Information BOS 9-12-17, 24. 25A - Staff Memo based on 7/18/17 Board Direction BOS 9-12-17, 25. 25B - Resolution 127-2017 Bio Policy Certify EIR Findings SOC MMRP BOS 9-12-17, 26. 25C - Resolution 128-2017 Bio Policy General Plan Amendment BOS 9-12-17, 27. 25D - Resolution 129-2017 Bio Policy ORMP BOS 9-12-17, 28. 25E - Resolution 130-2017 In-Lieu Mitigation Fee BOS 9-12-17, 29. 25F - Oak Resources Conservation Ordinance 5061 BOS 9-12-17, 30. 25G - Errata Summary Table with Track Change Pages BOS 9-12-17, 31. 25H - Approved Contract Routing Sheets BOS 9-12-17, 32. Public Comment Rcvd 9-12-17 BOS 9-12-17, 33. Public Comment Rcvd 9-11-17 BOS 9-12-17, 34. Public Comment Rcvd 8-21-17 BOS 9-12-17, 35. 24A - Staff Report BOS 7-18-17, 36. 24B - Exhibit A - 4-27-17 PC Rec. 5-10-17_Ag Comm 7-18-17, 37. 24C - Exhibit B - Staff Memo Supp. Docs 7-18-17, 38. 24D - Exhibit C - Public Comments Summary 7-18-17, 39. 24E - Exhibit D - Summary of Proposed Changes with Summary Table with footer 7-18-17, 40. 24F - Exhibit E - Reso In-Lieu Fee for OWA and IOT 7-18-17, 41. 24G - Proof of Publication-Tahoe Daily Tribune BOS 7-18-17, 42. 24H - Proof of Publication-Georgetown Gazette BOS 7-18-17, 43. 24I - Proof of Publication-Mountain Democrat BOS 7-18-17, 44. 24J - BOS 07-18-17 Bio Presentation_FINAL, 45. Public Comment Rcvd 7-18-17 BOS 7-18-17 (large file size), 46. Public Comment Rcvd 7-17-17 BOS 7-18-17, 47. 23A - Approved Contract Routing Sheet 6-27-17, 48. 23B - Dudek Amendment 4 6-27-17, 49. Executed Agreement 425-S1411, 50. 22A - Staff Report PC 04-27-17, 51. 22C - Exhibit A-1 Findings Draft PC 04-27-17, 52. 22D - Exhibit A-2 SOC Draft PC 04-27-17, 53. 22E - Exhibit A-3 - MMRP Draft PC 04-27-17, 54. 22F - Exhibit B - Reso Bio Policy GP Amend Draft PC 04-27-17, 55. 22G - Exhibit B-1 - Cons Open Space Element Draft PC 04-27-17, 56. 22H - Exhibit C - Reso Bio Policy Adopt ORMP Draft PC 04-27-17, 57. 22B - Exhibit A - Reso Bio Policy EIR Cert Draft PC 04-27-17, 58. 22I - Exhibit D - Oak Conserv Ord Draft PC 04-27-17, 59. 22J - Exhibit E - Cons Open Space Element Track Changes PC 04-27-17, 60. 22K - Exhibit F - ORMP Track Changes PC 04-27-17, 61. 22L - Exhibit G - Oak Conserv Ord Track Changes PC 04-27-17, 62. 22M - Exhibit H - Oak Res In-Lieu Fees Nexus Study PC 04-27-17, 63. 22N - Exhibit I - Final EIR Webpage Link PC 04-27-17 Link updated 7-18-17, 64. 22O - Exhibit J - Draft EIR Webpage Link PC 04-27-17 Link updated 7-18-17, 65. 22P - Exhibit C-1 - ORMP Draft PC 04-27-17, 66. 22Q - Staff's PowerPoint Presentation PC 04-27-17, 67. Public Comment Rcvd 04-27-17 PC 04-27-17, 68. Public Comment Rcvd 04-26-17 PC 04-27-17, 69. Public Comment Rcvd 04-24-17 PC 04-27-17, 70. Public Comment Rcvd 04-21-17 PC 04-27-17, 71. Public Comment Rcvd 04-19-17 PC 04-27-17, 72. 21A - Proof of Publication-Mountain Democrat PC 3-23-17, 73. 21B - Proof of Publication-Georgetown Gazette PC 3-23-17, 74. 21C - Proof of Publication-Tahoe Tribune PC 3-23-17, 75. Public Comment Rcvd 03-23-17 PC 03-23-17, 76. Public Comment Rcvd 3-22-17 PC 3-23-17, 77. Public Comment Rcvd 3-15-17 PC 3-23-17, 78. Public Comment Rcvd 3-14-17 PC 3-23-17, 79. Public Comment Rcvd 3-13-17 PC 3-23-17, 80. 20A - Approved CRS 3-7-17, 81. 20B - Amendment 3 to Agmt Dudek 3-7-17, 82. Executed Third Amendment to 425-S1411 3-7-17, 83. 19A - Contract Route Sheet - Dudek 10-25-16, 84. 19B - Second Amendment Dudek 10-25-16, 85. Executed Amend to 425-S1411 (10-25-16), 86. 18A - Staff Report PC 8-11-16, 87. 18B - NOA Bio Policy ORMP DEIR Released 6-30-16 PC 8-11-16, 88. 18C - DEIR Chapters 1-13 June 2016 PC 8-11-16, 89. 18D - DEIR Appendix A June 2016 PC 8-11-16, 90. 18E - DEIR Appendix B June 2016 PC 8-11-16, 91. 18F - DEIR Appendix C June 2016 PC 8-11-16, 92. 18G - DEIR Appendix D June 2016 PC 8-11-16, 93. 18H - DEIR Appendix E June 2016 PC 8-11-16, 94. 18I - Presentation Bio Policy DEIR PC 8-11-16, 95. 17A - BOS Memo from Dudek 9-29-15, 96. 17B - Power Point Presentation 9-29-15, 97. Public Comment Rcvd 9-29-15 BOS 9-29-15, 98. Public Comment Rcvd 9-28-15 BOS 9-29-15, 99. 16A - NOP Proof of Publication-Tahoe Tribune PC 8-13-15, 100. 16B - NOP Proof of Publication-Mt. Democrat PC 8-13-15, 101. 16C - NOP Proof of Publication-Georgetown Gazette PC 08-13-15, 102. 16D - Staff's PowerPoint Presentation-CEQA EIR Scoping Meeting PC 08-13-15, 103. Planning Commission Minutes 8-13-15 - Public Scoping Meeting, 104. 15A - Draft ROI General Plan Bio Policy Update - without track changes 7-14-15, 105. 15B - Draft ROI General Plan Bio Policy Update - with track changes 7-14-15, 106. Public Comment Rcvd. 7-13-15 BOS 7-15-15,

107. Public Comment Rcvd. 7-13-15 item 30 BOS 7-14-15, 108. Public Comment Rcvd 7-14-15 BOS 7-14-15 item 30, 109. Public Comment Rcvd. 7-14-15 BOS 7-14-15 item no. 30, 110. Executed Resolution 118-2015 7-14-15, 111. 14A - Staff Memo 6-22-15, 112. 14B - Dudek Memo 6-22-15, 113. 14C - Draft ROI General Plan Bio Policy Update 6-22-15, 114. 14D - Draft ROI ORMP 6-22-15, 115. 14E - Bio Policies Board Presentation 6-22-15, 116. Executed Resolution 108-2015 6-22-15, 117. Executed Resolution 109-2015 6-22-15, 118. Public Comment Rcvd 6-22-15, 119. Public Comment Rcvd 6-22-15 BOS 6-22-15, 120. Public Comment Rcvd 6-19-15 BOS 6-22-15, 121. Public Comment Rcvd 6-18-15 BOS 6-22-15, 122. 13A - Board Memo 5-18-15, 123. 13B - Dudek Memo draft policies and ORMP 5-18-15, 124. 13C - Draft Biological Resources Policies – with track changes 5-18-15, 125. 13D - Draft Biological Resources Policies – No track changes 5-18-15, 126. 13E - Draft ORMP – with track changes 5-18-15, 127. 13F - Draft ORMP – No track changes 5-18-15, 128. 13G - Presentation 5-18-15, 129. Public Comment Rcvd 5-18-15 BOS 5-18-15, 130. 12A - Board Memo 3-30-15, 131. 12B - Dudek Memo 3-30-15, 132. 12C - Power Point Presentation 3-30-15, 133. 11A - Board Memo 2-23-15, 134. 11B - Dudek Memo Decision Points 4-7 2-23-15, 135. 11C - Bio Policy Power Point 2-23-15, 136. Public Comment Rcvd 2-23-15 BOS 2-23-15, 137. Public Comment Rcvd 2-20-15 BOS 2-23-15, 138. 10A - Board Memo 1-26-15, 139. 10B - Dudek Memo Decision Points 2 and 3 1-26-15, 140. 10C - El Dorado County 1-26-15, 141. Public comment Rcvd 1-26-15, 142. Public Comment Rcvd 1-23-15 BOS 1-26-15, 143. 9A - Board Memo 1-13-15, 144. 9B - Dudek Memo 1-13-15, 145. 9C - New Economics and Advisory 1-13-15, 146. 9D - Power Point Bio Policy 1-13-15, 147. Executed First Amendment 1-13-15 item 11.pdf, 148. CRS for Amend I Agmt. 425-S1411.pdf, 149. 7A - Staff Report 11-17-14, 150. Public Comment Rcvd 1-13-15 BOS 1-13-15, 151. 7B - OWMP Process 11-17-14, 152. 7C - Draft Scope of Work 11-17-14, 153. 6A - Staff Report 10-7-14, 154. 6B - Open Space and Public Lands Map 10-7-14, 155. 6C - Scenario Comparison 10-7-14, 156. 6D - Biological Policy Power Point 10-7-14, 157. Public Comment Rcvd 10-7-14 BOS 10-7-14, 158. Public Comment Rcvd 10-6-14 BOS 10-7-14, 159. 5A - Staff Report 7-28-14, 160. 5B - GP Bio Policies Background Draft Memo 7-28-14, 161. 5C - Policy Options Memo 7-28-14, 162. 5D - Power Point Bio Policy Wrksp 7-28-14, 163. Public Comment Rcvd 3-11-14 BOS 3-11-14, 164. 4A - Dudek Exhibit A 3-11-14, 165. 4B - Dudek Exhibit B 3-11-14, 166. 4C - Dudek Exhibit C 3-11-14, 167. Executed Agreement, 168. 3A - Approved Blue Route 3-4-14, 169. 3B - AGMT 14-53847 Contract 3-4-14, 170. A - Options Report, 171. B - Staff Report rcvd 9-24-12

Date	Ver.	Action By	Action	Result
10/24/2017	27	Board of Supervisors	Approved	Pass
10/24/2017	27	Board of Supervisors	Approved	Pass
10/24/2017	27	Board of Supervisors	Approved	Pass
10/10/2017	26	Board of Supervisors	Continued	Pass
9/12/2017	25	Board of Supervisors	Continued	Pass
7/18/2017	24	Board of Supervisors		
7/18/2017	24	Board of Supervisors		
7/18/2017	24	Board of Supervisors	Approved	Pass
7/18/2017	24	Board of Supervisors	Approved	Pass
7/18/2017	24	Board of Supervisors	Approved	Pass
6/27/2017	23	Board of Supervisors	Approved	Pass
4/27/2017	22	Planning Commission	Approved	Pass
3/23/2017	21	Planning Commission	Continued	Pass
3/7/2017	20	Board of Supervisors	Approved	Pass
10/25/2016	19	Board of Supervisors	Approved	Pass
8/11/2016	18	Planning Commission	No Action Taken.	
9/29/2015	17	Board of Supervisors	Approved	Pass

8/13/2015	16	Planning Commission		
7/14/2015	15	Board of Supervisors	Approved	Pass
6/22/2015	14	Board of Supervisors	Approved	Pass
5/18/2015	13	Board of Supervisors	Received and Filed	
3/30/2015	12	Board of Supervisors	Approved	Pass
3/30/2015	12	Board of Supervisors	Approved	Pass
3/30/2015	12	Board of Supervisors	Approved	Pass
2/23/2015	11	Board of Supervisors	Approved	Pass
2/23/2015	11	Board of Supervisors	Approved	Pass
2/23/2015	11	Board of Supervisors	Approved	Pass
2/23/2015	11	Board of Supervisors	Approved	Pass
1/26/2015	10	Board of Supervisors	Approved	Pass
1/26/2015	10	Board of Supervisors	Approved	Pass
1/13/2015	9	Board of Supervisors	Approved	Pass
11/21/2014	8	Board of Supervisors	Approved	Pass
11/17/2014	7	Board of Supervisors	Continued	Pass
10/7/2014	6	Board of Supervisors	Approved	Pass
10/7/2014	6	Board of Supervisors	Approved	Pass
7/28/2014	5	Board of Supervisors	Received and Filed	
3/11/2014	4	Board of Supervisors	Approved	Pass
3/4/2014	3	Board of Supervisors	Continued	Pass
9/24/2012	1	Board of Supervisors	Approved	Pass