

Tuesday, May 1, 2001

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 A.M..

PRESENT: Supervisors Shirley Bianchi, Peg Pinard, Michael P. Ryan and Chairperson K.H. 'Katcho' Achadjian

ABSENT: Supervisor Harry L. Ovitt

PLEDGE OF ALLEGIANCE TO THE FLAG LED BY CHAIRPERSON ACHADJIAN.

SUM AGN

1 A-1B **Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, and on the following roll call vote:**

AYES: Supervisors Ryan, Bianchi, Pinard, Chairperson Achadjian

NOES: None

ABSENT: Supervisor Ovitt

RESOLUTION NO. 2001- 162, resolution celebrating the "Tenth Anniversary of the San Luis Obispo Botanical Garden Festival", adopted.

Supervisor Pinard: reads the resolution and presents the same to Ms. Mary Ann Rutshaw.

Ms. Rutshaw: thanks the Board for their support and recognition; explains the events of the festival.

2 A-1C **Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, and on the following roll call vote:**

AYES: Supervisors Ryan, Bianchi, Pinard, Chairperson Achadjian

NOES: None

ABSENT: Supervisor Ovitt

RESOLUTION NO. 2001- 163, resolution to proclaim the Month of May, 2001 as "Friday Night Live Month," in San Luis Obispo County, adopted.

Supervisor Bianchi: reads the resolution and presents the same to Mr. Frank Warren, Friday Night Live Coordinator.

Mr. Warren: thanks the Board for the resolution; indicates it is the 10th anniversary of Friday Night Live and invites everyone to a reception on Friday, May 4, 2001 at 9:00 a.m, at the City/County Library; addresses youth development training; fund raisers; and, community services projects; introduces staff.

Mr. Ryan Acido: San Luis Obispo High School, states Friday Night Live is a healthy life style; indicates it's a place to belong and a chance to give back to the community.

3 A-1A **Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, and on the following roll call vote:**

AYES: Supervisors Ryan, Bianchi, Pinard, Chairperson Achadjian

NOES: None

ABSENT: Supervisor Ovitt

RESOLUTION NO. 2001-164, resolution proclaiming May, 2001 as "Veteran Appreciation Month" in San Luis Obispo County, adopted.

Supervisor Achadjian: reads the resolution and presents the same to Mr. Tom Barrett.

Mr. Barrett: thanks the Board for the recognition.

4 SP **Chairperson Achadjian:** thanks the Planning Department for the training session held Saturday for the advisory councils.

Mr. Victor Holanda: Planning and Building Director, states Saturday they conducted a training session and the intent was to present information on basic land use planning and State laws; indicates they handed out training manuals and hand books.

Chairperson Achadjian: reads the names of the employees that attended and thanks them for their participation. **No action taken.**

5 B-1 This is the time set for members of the public wishing to address the Board on items set
thru on the Consent Agenda.
B-39

Chairperson Achadjian: opens the floor to public comment without response.

Consent Agenda Item B-16 is withdrawn. Item B-34 is amended by adding the meeting date March 21, 2001. **On motion of Supervisor Bianchi, seconded by Supervisor Ryan and on the following roll call vote:**

AYES: Supervisors Bianchi, Ryan, Pinard, Chairperson Achadjian

NOES: None

ABSENT: Supervisor Ovitt

Consent Agenda Items B-1 through B-39, are approved as recommended by the County Administrative Officer and as amended by this Board.

Consent Agenda Items B-1 through B-39, as amended, are on file in the Office of the County Clerk-Recorder and are available for public inspection.

Auditor Controller Items:

B-1 Unannounced cash count of the County Treasurer's Office, **Received and Filed.**

B-2 Status report on the General Hospital loan, **Received and Filed.**

Board of Supervisors Items:

B-3 Allocation of \$1,100 from Community Project Funds (Districts One and Five - \$100; Districts Two and Four - \$200; District Three - \$500) to the Cal Poly State University Choral Activities Department to cover expenses related to music and transportation to various countywide free concerts, **Approved.**

B-4 Allocation of \$1,000 from Community Project Funds (District Two - \$200; District Three - \$500; District Four - \$300) to the Mesa Middle School to pay for six students to participate in the Kids for America at Disneyland, **Approved.**

B-5 Allocation \$3,000 from Community Project Funds (\$1,000 each from Districts One, Four and Five) to the Cuesta College Foundation to be used towards the expansion of the North County campus of Cuesta College, **Approved.**

B-6 Allocation of \$400 from District Five Community Project Funds to the Atascadero Colony Days Committee to be used to purchase a banner advertising Colony Days, **Approved.**

B-7 Reappointment of Vita Miller as a District Two Representative to the Commission on the Status of Women, **Approved.**

B-8 Reappointment of Mary Ellen Gibson as a District Three Representative to the Commission on Aging, **Approved.**

B-9 Reappointment of Jeannie Nix as a District Three Representative to the Civil Service Commission, **Approved.**

B-10 Reappointment of Dawn Williams as a District Three Representative to the Commission on the Status of Women, **Approved.**

- B-11 Reappointment of Marian Adams as a District Three Representative to the Commission on Children and Youth, **Approved.**
- B-12 A letter to the Nuclear Regulatory Commission (NRC) requesting that public meetings be held in San Luis Obispo County for the spent nuclear fuel storage project proposed by Pacific Gas and Electric, **Approved.**

General Services Items:

- B-13 Agreement (Clerk's File) with SLOCAL, Inc., dba Hertz Rent-A-Car to provide continued airport automobile rental service to air passengers of the San Luis Obispo County Regional Airport, **Approved.**
- B-14 An easement agreement with the Rappa Family Trust for construction and maintenance of a sewer force main to cross See Creek within the County owned bike trail; 3rd District, **Approved.**
- B-15 **RESOLUTION NO. 2001-165**, accepting a grant deed from Joseph and Penelope Rappa, for a 2 acre area of the easterly portion of Lot 29 of Tract 699 adjacent to the bike trail in the community of Avila Beach; 3rd District, **Adopted.**
- B-16 Submittal of a resolution approving a grant application for land and water conservation funds for the development of the Oceano Community Center; 4th District, **Withdrawn.**
- B-17 **RESOLUTION NO. 2001-166**, amending the position allocation list for Budget Unit 2180 - General Services by deleting one Assistant Real Property Agent position and adding one Associate Real Property Agent position, **Adopted.**

Health Agency Items:

- B-18 Amendment to the fixed asset list for Budget Unit 3000 - Public Health by adding a global positioning system device at a cost of \$5,072 to be paid for with a State grant, **Approved.**
- B-19 Miscellaneous changes to the operating bylaws of the San Luis Obispo County Health Commission, **Approved.**

Medical Services Items:

- B-20 Accept the donation of isolation gowns from C.T. International to General Hospital, **Approved.**
- B-21 Contract (Clerk's File) with Felix Conte, M.D., to provide on-call physician services at the Family Care Center Clinic, **Approved.**
- B-22 Contract (Clerk's File) with the Central Coast Alliance for Health to provide out of area pharmacy services for their members at the General Hospital pharmacy, **Approved.**

Planning Items:

- B-23 Authorize the Director of Planning and Building to determine terms of the Community Development Block Grant or Home Investment Partnerships assistance, **Approved.**
- B-24 Agreement (Clerk's File) with the Cayucos Land Conservancy to provide up to \$40,000 for the Estero Bay Greenbelt project; 2nd District, **Approved.**
- B-25 Agreement (Clerk's File) with the Port San Luis Harbor District to provide up to \$235,000 for the boatyard improvement project; 3rd District, **Approved.**
- B-26 Agreement (Clerk's File) with Douglas Wood and Associates for preparation of an Environmental Impact Report for a proposed development south of Cambria Drive in the community of Cambria; 2nd District, **Approved.**
- B-27 **RESOLUTION NO. 2001-167**, approving an avigation easement from Susan Ostrov, Richard and Janice Kelly for property located near the Ocean County Airport; 4th District, **Adopted.**

Public Works Items:

- B-28 Agreement with the State authorizing the County to exchange Federal Highway funds for State Highway account funds, **Approved.**
- B-29 **RESOLUTION NO. 2001-168**, accepting conveyance from David and Susan Duran for the widening of Orchard Avenue; 4th District, **Adopted.**
- B-30 **RESOLUTION NO. 2001-169**, accepting road improvements on Tejas Place, Charro Way and Amigo Place located in the community of Nipomo; 4th District, **Adopted.**
- B-31 **RESOLUTION NO. 2001-170**, authorizing the Director of Public Works to accept and sign Program Supplemental Agreements for transportation projects funded under the State Transportation Improvement Program, **Adopted.**
- B-32 **RESOLUTION NO. 2001-171**, amending the position allocation list for Budget Unit 2900 - Public Works by deleting one Water Systems Worker III and one Water Systems Worker IV positions and adding one Chief Plant Operator Grade 3 and one Chief Plant Operator Grade 4 position, **Adopted.**
- B-33 The following maps:
 - A. CO 00-0208, a proposed subdivision resulting in 2 lots by Sylvester and Bente Jacobs and Fred and Marilyn Ainsworth, located on Davenport Creek Road at Serpa Ranch Road south of San Luis Obispo, reject the offer of dedication without prejudice to future acceptance, **Approved** and **RESOLUTION NOS. 2001-172 and 2001-173**, accepting an avigation easement and offer of dedication for road widening of Davenport Creek Road; 4th District, **Adopted.**
 - B. CO 99-0215, a proposed subdivision resulting in 4 lots by Eugene and Sandra Smith, located on Osage Road at Las Flores Drive in the community of Nipomo, reject the offer of dedication without prejudice to future acceptance; 4th District, **Approved.**

Other Items:

- B-34 Minutes of the March 6, 13, and 20, 2001 Board of Supervisors' meetings, **Approved as amended.**
- B-35 Amend the fixed asset list by adding one automated bill extractor and approve a corresponding appropriation transfer in the amount of \$22,000 within accounts, **Approved.**
- B-36 The renewal of a Host Agency Agreement with the AARP Foundation for the Senior Community Service Employment Program, **Approved.**
- B-37 **RESOLUTION NO. 2001-174**, amending the position allocation list for Budget Unit 2730 - Agricultural Commissioner by deleting one Agricultural Inspector/Biologist III position and adding two half time Agricultural Inspector/Biologist III positions, **Adopted.**
- B-38 **RESOLUTION NO. 2001-175**, establishing the San Luis Obispo County Environmental Trust Account, to earmark fund derived from environmental settlements or judgements, **Adopted.**

ADDED (All requirements of the Brown Act were met as this was posted prior to the 72-hour noticing requirement.)

- B-39 Response to policy regarding private and quasi-public easements on public park and recreation lands, **Approved.**

6 D-1 This is the time set for consideration of a resolution approving the issuance and sale of the 2001-02 Tax and Revenue Anticipation Notes (TRAN).

Mr. Gere Sibbach: Auditor-Controller, presents the staff report.

No one appearing and thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi and on the following roll call vote:

AYES: Supervisor Ryan, Bianchi, Pinard, Chairperson Achadjian

NOES: None

ABSENT: Supervisor Ovitt

RESOLUTION NO. 2001-176, resolution authorizing and approving the borrowing of funds for fiscal year 2001-2002; the issuance and sale of a 2001-2002 Tax and Revenue Anticipation Note therefor and participation in the California Communities Cash Flow Financing Program, Adopted.

7 E-1 This is the time set for consideration of the State Coastal Commission's Periodic Review of the Local Coastal Program.

Mr. Victor Holanda: Planning and Building Director, presents a brief history of the Periodic Review.

Ms. Pat Beck: Planning, presents an overview of staff's recommendations; addresses the cost factor; indicates the major issues according to staff are: 1) the agriculture recommendations; 2) water quality; and, 3) environmentally sensitive habitat areas; addresses the continued processing of the area plan updates; states the Periodic Review is an opportunity to evaluate how successfully the plans and ordinances are producing decisions and projects that meet the requirements of the Coastal Act; the overall response to the Coastal Commission's recommendations are: staff agrees with 33% of the recommendations, disagrees with 25%, and could possibly modify 42%; addresses implementation of the recommendations as follows: 9% are existing regulations, 34% are minor projects, 17% are not feasible, and 40% are major programs; indicates Mr. Charles Lester and Ms. Liz Fuchs, Program Managers from the California Coastal Commission (CCC), are available for questions.

Mr. Charles Lester: states they have had productive meetings with County staff and the public; indicates the public comment period has been extended to June 6, 2001; states they are in the process of evaluating the feedback generated so far; indicates the final recommendation will be heard by the CCC in July; states they agree with staff in regards to continuing with the area plan update process and the CCC acknowledges that many of the changes that are proposed by the Periodic Review would require additional funding and the CCC is willing to work with staff to identify sources of grant funding; indicates they are available for questions this morning.

Mr. Charles Stevenson: Planning, presents an overview of **CHAPTER 2 - NEW DEVELOPMENT**; states there are 20 recommendations; staff agrees with 40%, disagrees with 35%, and 25% need modification; addresses implementation; staff feels the major issues in this section include: 1) better coordination between SLO County and CCC prior to approval; 2) Clarifying purpose & intent of Urban Service Line (USL)/Urban Reserve Line (URL) boundaries; 3) reviewing Lot Line Adjustments (LLA) for consistency with Local Coastal Plan (LCP); 4) strengthening implementation of Resource Management System(RMS); 5) addressing cumulative impacts in Los Osos & Cambria; and, 6) consider policies to prohibit new development until safe-yield of basins are determined.

Board Members: discuss various issues, comments and concerns regarding: how specific recommendations will be incorporated into the Local Coastal Plan; question evaluation options for processing non-conforming lots; agreements on lot line adjustments; coordinating with LAFCO to clarify LCP authority on New Urban Development outside of USL; question liabilities with delays in area plans; and how the Coastal Commission could become more responsive, with County staff and Coastal Commission staff responding.

Chairperson Achadjian: announces Supervisor Ovitt just called in and states he is listening at home.

Ms. Beck: presents an overview of **CHAPTER 3 - WATER QUALITY**; states there are 13 recommendations; staff agrees with 31%, disagrees with 15%, and 54% need modifications; addresses implementation; states the major issues include: 1) modifying to clearly identify the responsibility of CCC/Regional Water Quality Control Board (RWQCB)/County; 2) modifying & adopting policies and standards related to basin plan requirements; 3) expanding erosion control studies; 4) adopting policies & ordinances to implement management measures from the state Non-Point Source (NPS) plan; and, 5) prohibiting subdivisions on slopes over 30%.

Mr. Bob Lilley: Assistant Agricultural Commissioner, presents a brief overview of how the policies in Chapter 3 and Chapter 5 effect agriculture; explains non-point source pollution and the impact it has on agriculture; states the Local Regional Water Quality Control Board have 10-12 people working fulltime on this issue; addresses the educational and cooperative programs available in the County; feels the pesticide issue in the report is speculative and not based on actual data; states the compliance rate in this County is approximately 98%; recommends supporting and acknowledging all existing programs available and opposing another regulatory layer on top of what already exists as part of the Local Coastal Plan.

Board Members: discuss erosion and urban run off being considered pollutants; the concern of layering agency over agency; the regulation of the beginning of the “wet season”; cooperative effort to care for the watershed, with staff responding.

Mr. Holanda: states he would like to skip to Chapter 5 for now.

Ms. Beck: presents an overview of **CHAPTER 5 - AGRICULTURE**; states this is the most controversial chapter; indicates there are 13 recommendations; staff agrees with 0%, disagrees with 62% and 38% need modification; addresses implementation; addresses the main issues of concern: 1) modifying Ag Policy regarding Ag viability report requirement; 2) developing new LCP policy/ordinances to address “supplemental development” in Ag areas; 3) policy for certificates of compliance and conditional certificates of compliance; 4) developing standards for residential development on Ag lands; 5) amending the permit review process for Ag “development”; and 6) protecting rural grazing landscapes; states the Ag Commissioner’s Office has done an extensive evaluation of these programs and included in the staff report is their letter (E-1-69 thru E-1-93) that provides detailed documentation.

Mr. Lilley: presents an overview of Chapter 5; states the Ag Commissioner’s Office supports policies and programs that protect agricultural resources; opposes recommendations that interfere with agricultural operations.

Board Members: discuss various issues, comments and concerns regarding: permits for agriculture development being unacceptable; implementation of a monitoring system for agriculture wells; limiting the size of Residential Square Footage (RSF) to 3,500 square feet; agencies not working together, with County and Coastal Commission staff responding.

Mr. Matt Janssen: Planning, presents an overview of **CHAPTER 4 - Environmentally Sensitive Habitat Areas (ESHA)**; states there are 56 recommendations: staff agrees with 32%, disagrees with 11%, and 57% need modifications; addresses implementation; states many recommendations could be taken care of by changing project procedures; discusses major issues: 1) revise LCP definition of ESHA; 2) revise & update ESHA maps; 3) identify & implement the resource dependent criteria for development in ESHA; 4) develop Habitat Conservation Plans (HCP’s) for long-term protection of ESHA; 5) evaluate economic-backed expectations for development; 6) better coordination with Department of Fish and Game (DFG), US Fish and Wildlife Service (FWS), National Marine Fisheries Service (NMFS), etc.; 7) Prohibiting variances in ESHA; and 8) reducing buildout potential in Cambria.

Supervisor Pinard: questions what happened to the agency review program, with staff responding.

Mr. Lester: states there have been very productive meetings taking place with County staff and the public; the Coastal Commission is interested in making this final product be a workable set of recommendations; organizational changes (changes in practice rather than policy).

Chairperson Achadjian: continues this item to the afternoon session.

- 8 CS The Board announces it will be going into Closed Session regarding:
- I. PENDING LITIGATION (Gov. Code, § 54956.9.)** It is the intention of the Board to meet in Closed Session concerning the following items.
- A. Conference with Legal counsel - Existing Litigation (Gov. Code, § 54956.9(a).)**
(Formally initiated) 1) *In re Bankruptcy of PG&E.*
- B. Conference with Legal Counsel - Anticipated Litigation (Gov. Code, § 54956.9.)**
2) *Significant exposure to litigation (Gov. Code, § 54956.9(b).)* No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 3) *Initiation of Litigation (Gov. Code, § 54956.9(c).)* No. of cases 2.
- Chairperson Achadjian:** opens the floor to public comment without response.
- Thereafter, the Board goes into open Public Session.
- 9 PC This is the time set for members of the public wishing to address the Board on items not set on the Agenda.
- Mr. Richie Ray Walker:** addresses violations of Constitutional rights.
- Mr. Richard Hill:** speaks to the limitation of the number of cats and dogs to a household in Atascadero; states his appeal on this issue is on Thursday, May 3, 2001 and urges the public to appear.
- Mr. David Broadwater:** addresses land application of sewage sludge; hands the Board a report on landfilling and land application of Sewage Sludge/Biosolids and urges the Board to consider the report.
- Ms. Jonni Biaggini:** addresses tourism indicating it is the number one industry in the County; presents the Board with a framed logo entitled “California’s Natural Escape” to hang in the office and thanks them for their support.
- Ms. Peggy Wilson:** speaks to the workshop held by the Planning Department; thanks everyone involved; indicates there was a good turnout and it opened the lines of communication.
- Mr. Eric Greening:** questions the absence of the Coastal Commission staff this afternoon and how will the public’s questions be answered.
- Ms. Linda Hall:** states she will support Mr. Hill on Thursday regarding the animal limitation appeal; indicates she understands what the Hill family is going through because she’s been there; feels this is a political issue.
- Ms. Pam Heatherington:** hands the Board a petition to keep the Carrizo Plains National Monument as it stands and protect it from any type of environmental degradation and urges them to sign. **No action taken.**
- 10 CS Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: the Board took one action: on item 1 (*In re Bankruptcy of PG&E*) with Supervisors Ovitt and Pinard being absent the Board voted unanimously to join with other California Counties and hire the Bankruptcy firm of Sulmeyer, Kupetz, Baumann and Rothman and no further report is required because no other final action was taken.
- 11 E-1 Consideration of the State Coastal Commission’s Periodic Review of the Local Coastal Program is brought back on for discussion.

Mr. John Euphrate: Planning, presents an overview of **CHAPTER 6 - PUBLIC ACCESS & RECREATION**; states there are only 9 recommendations; staff agrees with 56%, disagrees with 11% and 33% need modifications; addresses implementation;

addresses a few of the Coastal Commission's recommendations: 1) incorporate comprehensive access components into area plans; 2) continue efforts to accept and open outstanding Offers to Dedicate (OTD's); 3) develop programs to ensure protection of existing & potential accessways rights; 4) develop an LCP program to document & pursue prescriptive rights; 5) review new access developments for constraints & carrying capacity; and 6) Habitat Conservation Plan (HCP's) should be reviewed for access requirements & impacts.

Supervisor Ryan: questions prescriptive rights, with staff responding.

Ms. Pat Beck: Planning, presents an overview of **CHAPTER 7 - COASTAL HAZARDS**; indicates there are 20 recommendations; staff agrees with 25%, disagrees with 35%, and 40% need modifications; addresses implementation; highlighted recommendations include: 1) revise Policy 6 to base setbacks on 100 years instead of 75; 2) eliminate stringline method for calculating setbacks; 3) strengthen measures to allow for no future armoring; 4) implement area wide shoreline erosion & management plans for Cayucos & Cambria; 5) revise the LUO to require access easements be mapped; 6) expand FH designations for coastal streams; and 7) prohibit new development (excluding public services) until Cambria flood analysis and management plans are complete (W. Village).

Supervisor Bianchi: questions if Section 7.6 is talking about tsunami and if staff has a problem with an in-lieu fee program, with staff responding.

Mr. Chuck Stevenson: Planning, presents an overview of **CHAPTER 8 - SCENIC/VISUAL RESOURCES**; states there are 11 recommendations; staff agrees with 45%, disagrees with 19%, and 36% need modifications; addresses implementation; states recommendations include: 1) adopting a strong policy to preclude new development in "critical viewshed" areas; 2) create a scenic Sensitive Resource Area (SRA); 3) pursue National Scenic Byway Designation for Highway 1; 4) support continued undergrounding of utilities; and 5) evaluate a designation for Harmony as a special community of historic importance.

Supervisor Ryan: addresses overhead utilities being installed underground and how that can be incorporated into the Periodic Review, with staff responding.

Mr. Matt Janssen: Planning, presents an overview of **CHAPTER 9 - ARCHAEOLOGY**; states there are 4 recommendations; staff agrees with 25%, disagrees with 75%; addresses implementation, indicates recommendations from the Coastal Commission include: 1) Updating archaeological overlay maps; 2) evaluating requirements for geoarchaeological surveys; evaluating use of conservation easements; and evaluating permit exemptions related to modifications of agricultural uses.

Mr. Euphrat: presents an overview of **CHAPTERS 10 - ENERGY & INDUSTRIAL DEVELOPMENT** and **CHAPTER 11 - COMMERCIAL FISHING & RECREATIONAL BOATING**; indicates there are 3 recommendations for each; staff agrees with 67% and 33% need modifications in Chapter 10 and agrees with 100% of the recommendation in Chapter 11; addresses implementation.

Supervisor Bianchi: addresses the cost of identifying consolidated fiberoptic cable corridors/landing sites.

Supervisor Pinard: addresses sensitive resource management and the update for the Port San Luis Master Plan; urges modification of the language to refer to the whole area and not just Port San Luis, with staff responding.

Mr. Janssen: presents an overview of **CHAPTER 12 - IMPLEMENTATION**; states there are 17 recommendations; staff agrees with 24%, disagrees with 35%, and 41% need modifications; addresses implementation; examples of the recommendations include: 1) updating the LCP & post-certification maps (CZ boundary & appealability); 2) improving the noticing & processing procedures; 3) clarifying allowable & Principally Permitted (PP) uses on Table O; 4) updating permit application requirements; and 5) improving methods for ensuring condition compliance; addresses the comprehensive total of all recommendations indicating staff agrees with 33%, disagrees with 25% and 42% need modifications.

Board Members: discuss various issues, comments and concerns regarding: Chapter 12.14

and rewording this section so that coordination occurs with agencies before anything becomes an emergency; fairness issues; layering of regulations; other agency involvement.

Mr. Dave Crowther: urges the Board to focus on the recommendations from the Farm Bureau and the Ag Commissioner's Office.

Ms. Joy Fitzhugh: Farm Bureau, hands the Board a packet of letters that the Farm Bureau and the Cambria Farm Center have sent to the Coastal Commission staff over the last three months; states she appreciates the Planning staff's help; states the Coastal staff met with the agricultural community and hopefully they have a greater understanding of agriculture on the coast of San Luis Obispo County.

Ms. Pam Marshall-Heatherington: representing Mr. Doug Buckmaster, reads a letter from him urging the Board to cooperate with the Coastal Commission on behalf of all of Friends of the Ranchland supporters.

Mr. Wayne Ryburn: states he agrees with Supervisor Pinard when she stated she wants to move forward with the updates during the Periodic Review; addresses sustained development in Cambria; questions the high cost of some of the recommendations.

Ms. Marshall-Heatherington: is glad to see the County working with the Coastal Commission; addresses agriculture in the Coastal Zone and the use of pesticides; addresses prescriptive rights.

Mr. Eric Greening: addresses the development of Hearst Ranch and resource assessments; variances to wetland standards; recommendations in 4.36 thru 4.40 should include coastal live oaks and should be rewritten to include them.

Mr. Babak Naficy: believes the position of the County should be clarified in Section 2.9; questions the deadline for public comment and if there will be another document produced by the County; addresses water quality; feels the report was a little unclear regarding the ESHA issues; addresses critical habitat designations.

Mr. Jim Campbell: addresses implementation of an Ag program; offers his services to look at a couple of properties within the County to see if there is anyway to implement an Ag program and still comply with the recommendations of the Coastal Commission.

Ms. Tarren Collins: states the LCP Periodic Review can assist the County in complying with the Coastal Act; urges the Board's support for the recommendations by the Coastal Commission to avoid appeals and lawsuits; states she supports the idea of being preventative instead of being reactive.

Matter is fully discussed and thereafter, on motion of Supervisor Ryan seconded by Supervisor Bianchi with Supervisor Ovitt being absent, motion carries and the Board directs staff to ask the Coastal Commission to prepare a matrix in time for the Board's consideration.

Matter is further discussed and thereafter, on motion of Supervisor Bianchi, seconded by Supervisor Pinard with Supervisor Ovitt being absent, motion carries and the Board directs staff to take the questions and comments received by the Board and the public today and incorporate them into their report and return to the Board on June 5, 2001.

Thereafter, on motion of Supervisor Bianchi, seconded by Supervisor Pinard, with Supervisor Ovitt being absent, motion carries and the Board continues this item to June 5, 2001.

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **JULIE L. RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, May 1, 2001, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

JULIE L. RODEWALD, County Clerk-Recorder
and Ex-Officio Clerk of the Board of Supervisors

By: /s/Cherie Aispuro ,
Deputy Clerk-Recorder

DATED: 05/09/2001
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