

>> HEARING OFFICE NATOLI:THIS TUESDAY OCTOBER 2, 2012 HEARING OFFICER MEETING IS CALLED TO ORDER.PLEASE JOIN ME IN THE PLEDGE OF ALLEGIANCE.(PLEDGE OF ALLEGIANCE).

>> I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL.

>> HEARING OFFICER NATOLI: GOOD MORNING, I'M REGIONAL PLANNING STAFF MEMBER GINA NATOLI, I WILL BE THE HEARING OFFICER ON ALL AGENDA ITEMS TODAY, JUST A COUPLE OF EDITORIAL ITEMS, SOME ADMINISTRATIVE ITEMS, THERE IS A CHANGE TO THE PRINTED AGENDA, ITEM NUMBER 3, THE CONDITIONAL USE PERMIT NUMBER SHOULD BE 201200047, I WOULD ASK THAT EVERYONE WOULD TURN OFF OR SILENCE ALL YOUR COMMUNICATION DEVICES, IF YOU WOULD LIKE TO FOLLOW ALONG WITH TODAY'S PROCEEDINGS, THERE ARE AGENDAS IN THE BACK OF THE ROOM ON THE WALL, IT'S ALSO POSSIBLE THAT THERE WERE ERS SUBMITTED AFTER THE RELEASE OF DOCUMENTS FOR TODAY'S HEARINGS AND THOSE TERMS WOULD BE IN THE BACK OF THE ROOM ON THE TABLE.THERE ARE ESTABLISHED TIME LIMITS FOR TESTIMONY.THE APPLICANT IS ALLOWED UP TO 15 MINUTES AND IF NECESSARY 10 MINUTES FOR A REBUTTAL, ALL OTHERS ARE ALLOWED 3 MINUTES AND THERE WILL BE NO SEEDING OF TIME, ANYONE WISHING TO TESTIFY TODAY ON ANY AGENDA ITEM INCLUDING THE PUBLIC COMMENT PERIOD MUST FILL OUT A SPEAKER CARD AND SUBMIT

IT.THE GENERAL PROCEDURE FOR TODAY'S AGENDA IS AS FOLLOWS, FIRST STAFF MAKES A BRIEF PRESENTATION AND THEN THE APPLICANT OR OWNER AND PROPONENTS SPEAK NEXT, THEN THE OPPONENTS AND THEN IF NECESSARY, THERE WILL BE TIME FOR ME TO HEAR REBUTTALS FINAL ITEMS MADE FROM ME MAY BE APPEALED TO THE REGIONAL PLANNING COMMISSION.IF YOU INTEND TO TESTIFY TODAY ON ANY ITEM OR YOU THINK YOU MIGHT, PLEASE STAND AT THIS TIME TO BE SWORN IN BY STAFF.

>> PLEASE RAISE YOUR RIGHT HAND.DO YOU SWEAR OR AFFIRM UNDER PENALTY OR PERJURY THAT THE TESTIMONY YOU WILL GIVE BEFORE THE HEARING OFFICER WILL BE THE TRUTH, THE WHOLE TRUTH AND NOTHING BUT THE TRUTH.THANK YOU, YOU MAY BE SEATED.

>> HEARING OFFICER NATOLI: ITEM NUMBER 2, PROJECT HEARING R2011-00842, CONDITIONAL USE PERMIT NUMBER 201100083 IS A REQUEST TO AUTHORIZE THE CONSTRUCTION, OPERATION AND MAINTENANCE OF AN UNMANNED WIRELESS TELECOMMUNICATION FACILITY, THE APPLICANT IS VERIZON WIRELESS AND IT'S LOCATED IN THE NEWHALL ZONED DISTRICT, MR. GLASER, PLEASE PROCEED.

>> MR. GLASER: MY NAME IS ROBERT GLASER, I WORK IN THE ZONING SECTION, I'LL BE DISCUSSING R201100842 AND CONDITIONAL USE PERMIT 201100083, THE PROJECT IS LOCATED IN AT 25129 THE OLD ROAD, NOW, BEFORE I BEGIN MY PRESENTATION, I WOULD LIKE TO ACKNOWLEDGE SOME

ADDITIONAL CORRESPONDENCE RECEIVED YESTERDAY, OCTOBER 1, 2012, THE TOWN COUNCIL RECEDED THE PREVIOUS LETTER, IT REQUESTED THE PUBLIC HEARING BE CONTINUED, THIS LETTER WAS NO LONGER REQUIRING THE REQUESTED PRESENTATION. I HAVE ALSO ADDED A CONDITION OF APPROVAL TO THE PROJECT REQUEST, THE CONDITION WOULD BE A NEW CONDITION NUMBER 27 WHICH WOULD INDICATE, WHICH WOULD SAY THE WIRELESS TELECOMMUNICATION FACILITY SHALL BE REMOVED IF NOT USED FOR MORE THAN 6 MONTHS. OKAY, THE PROJECT REQUEST, THE APPLICANT, VERIZON WIRELESS IS REQUESTING TO AUTHORIZE THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A ROOFTOP MOUNTED IN THE C-3-DP THOSE WHICH IS THE COMMERCIAL UNLIMITED DEVELOPMENT ZONE, IT'S TO BE LOCATED ON A ROOFTOP ON THE EXISTING OFFICE BUILDING BEHIND A PARAPET, THE SCREENING FACILITIES MATCH THE EXISTING BUILDING FACADE, THE HEIGHT OF THE BUILDING IS APPROXIMATELY 47 FEET FROM FINISHED GRADE AND THE PARKS PARAPET EXTENDS FIVE FEET FROM THE ROOFTOP, THEY WILL BE SCREENED BEHIND THE BUILDING PARAPET. IT HAS BEEN DETERMINED THAT THE PROJECT WILL QUALIFY FOR A CLASS 3 NEW CONSTRUCTION CONVERSION OF SMALL STRUCTURES CATEGORY EXCEPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT SINCE THE PROJECT IS FOR THE CONSTRUCTION, OPERATION FOR AN UNMANNED WIRELESS TELECOMMUNICATION FACILITY LOCATED IN AN EXISTING OFFICE BUILDING ROOFTOP, IN ADDITION, THE PROJECT IS NOT LOCATED IN AN ENVIRONMENTALLY SENSITIVE AREA, THEREFORE, I RECOMMEND THAT THE PROJECT IS CATEGORICALLY EXEMPT FROM CEQA, STAFF RECOMMENDS

APPROVAL OF CONDITIONAL USE PERMIT 201100083 SUBJECT TO THE ATTACHED CONDITIONS AND SINCE IT IS CONSISTENT WITH THE POLICIES SET FORTH AND THE SANTA CLARITA DEVELOPMENT PLAN AND A WIRELESS FACILITY IS PERMITTED, CELLULAR SERVICE IS IMPORTANT TO MAINTAIN AND IS OFTEN USED FOR EMERGENCY CALLS.THANK YOU.

>> HEARING OFFICER NATOLI: THANK YOU, MR. GLASER, HAS ANYONE SIGNED UP TO SPEAK?

>> YES, WE HAVE ONE SPEAKER, THE APPLICANT, MR. ROBERTSON.

>> HEARING OFFICER NATOLI: OKAY, I WILL OPEN THE PUBLIC HEARING AND ASK MR. ROBERTSON TO TAKE A SEAT.IF YOU COULD PLEASE STATE YOUR NAME FOR THE RECORD.

>> ABSOLUTELY, MY NAME'S JUSTIN ROBERTSON REPRESENTING VERIZON WIRELESS.THE STAFF REPORT WAS VERY THOROUGH AND PRETTY MUCH CONTAINED EVERYTHING THAT THIS PROJECT IS PROPOSING.IT IS COMPLETELY SCREENED AND WE WERE ABLE TO DISCUSS THE PROPOSAL WITH THE WEST RANCH TOWN COUNCIL AND GET THEM TO SUPPORT OUR PROJECT.THERE IS ONE SMALL CHANGE TO THE CONDITIONS, IT WOULD BE CONDITION NUMBER 4 THAT WE WOULD LIKE TO REQUEST, WE WOULD LIKE CONDITION NUMBER 24 TO READ, CONSTRUCTION OF THE FACILITY SHALL BE LIMITED TO THE HOURS OF 9 TO 5 MONDAY THROUGH FRIDAY, EMERGENCY

REPAIRS AND MAINTENANCE OF THE FACILITY MAY OCCUR AT ANY TIME. THE REASON FOR THAT IS THE TYPICAL MAINTENANCE WINDOW IS THE MIDDLE OF THE NIGHT TO ALLOW THE LEASE TO IMPACT ON THE BUILDING AND THE NETWORK, WE WOULD JUST LIKE THE OPPORTUNITY TO DO OUR WORK DURING THE MIDDLE OF THE NIGHT WHEN IT AT LEAST AFFECTS ANYONE. OTHER THAN THAT, WE AGREE WITH THE NEW CONDITION AND THE REST OF THE CONDITIONS AS WRITTEN.

>> HEARING OFFICER NATOLI: AND MR. ROBERTSON, I JUST HAVE ONE FOR YOU ABOUT THE PARAPET, YOUR FACILITY WILL BE PLACED BEHIND THE EXISTING PARAPET, YOU DON'T NEED TO CONSTRUCT ANYTHING NEW.

>> THERE WILL BE THE FIVE SCREEN WALL ON TOP OF THE EXISTING PARAPET.

>> IT'S FIVE FEET TALL, CORRECT, AT LEAST THAT'S WHAT I SEE ON THE PLANS.

>> YES, AND THAT WOULD BE THE OVERALL HEIGHT.

>> HEARING OFFICER NATOLI: SO, THE SCREEN WALL WILL END UP BEING 10 FEET TALL, IS THAT WHAT YOU'RE SAYING, FIVE FEET ON TOP OF THE EXISTING PARAPET?

>> YEAH, EXACTLY, THE PARAPET WILL BE FIVE FEET AND IT WILL BE FIVE FEET ON TOP OF THAT AND AS YOU CAN SEE ON THE ELEVATIONS, THEY'RE MOUNTED TO THE FACE OF BASICALLY HD SCREENING THAT'S UP THERE NOW.

>> HEARING OFFICER NATOLI: MR. GLASER, PERHAPS I'M NOT UNDERSTANDING THIS CORRECTLY, THIS SEEMS LIKE IT'S GOING TO BE TEN FEET ON TOP OF THE BUILDING, THE EXISTING PARAPET IS 5 FEET, THE EQUIPMENT WILL BE SCREENED BEHIND THAT BUT AN ADDITIONAL FIVE FOOT PANEL IS GOING ON TOP OF IT, WE'RE THEN LOOKING AT 10 FEET ABOVE THE HEIGHT OF THE BUILDING? I DON'T SEE THAT REFLECTED IN THE ANALYSIS OR IN THE FINDINGS AND CONDITIONS.

>> IT WILL BE FIVE FEET ABOVE THE HEIGHT TO HAVE EXISTING BUILDING. THERE IS A PARAPET CURVE FROM THE ACTUAL DECK TO THE TOP OF THE PARAPET THAT EXISTS TODAY AND THEN WE'LL ADD THE FIVE FEET ON TOP OF THAT.

>> HEARING OFFICER NATOLI: OKAY, THANK YOU, I UNDERSTAND NOW.

>> IT WON'T GO ANY HIGHER THAN ANYTHING THAT'S CURRENTLY ON THE BUILDING.

>> HEARING OFFICER NATOLI: ALRIGHT, THANK YOU, I DON'T HAVE ANY OTHER QUESTIONS FOR YOU, MR. ROBERTSON, AND THANK YOU FOR GETTING WITH THE WEST RANCH TOWN COUNCIL AND SATISFYING THEIR CONCERNS.

>> ABSOLUTELY.

>> HEARING OFFICER NATOLI: I APPRECIATE THAT, I DO HAVE SOME COMMENTS ON THE FINDINGS AND CONDITIONS. I DO HAVE SOME EDITORIAL CHANGES THAT I'VE ALREADY PROVIDED TO STAFF AND THEN ON FINDING 4, IF YOU COULD JUST CLARIFY THAT THE PARAPET IS EXISTING AND THAT IT'S EXTENDING FIVE FEET UP. IN CONDITION 28, PLEASE ADD THAT ANY DAMAGE FROM ANY CAUSE SHALL BE REPAIRED BY THE PERMITTEE WITHIN 30 DAYS OF NOTICE, SO WE'RE CLEAR WHO HAS THE RESPONSIBILITY FOR THAT, AND THANK YOU FOR ADDING THE CONDITION TO REMOVE THE FACILITY IF NOT IN USE FOR MORE THAN 6 MONTHS. MR. ROBERTSON, CONCERNING YOUR REQUEST FOR THE CHANGE IN THE HOURS AVAILABLE FOR MAINTENANCE, THIS STANDARD CONDITION, I AM RELUCTANT TO MODIFY, THIS IS THE STANDARD CONDITION THAT'S IN ALL OF OUR WIRELESS TELECOMMUNICATION CONDITIONS, PERHAPS THAT CHANGE IS SOMETHING STAFF COULD DISCUSS INTERNALLY TO ALLOW MAINTENANCE TO ALLOW OUTSIDE OF THE BUSIER HOURS BUT AT THIS TIME, I'M NOT GOING TO REVISE THE CONDITION TO ALLOW OUTSIDE OF THE 9 TO 5 HOURS, AND DO YOU UNDERSTAND THE CONDITIONS THAT HAVE BEEN PROPOSED?

>> YES, I HAVE.

>> HEARING OFFICER NATOLI: WITH THAT, I APPROVE THE CATEGORICAL EXEMPTION FOR THIS PROJECT AND I APPROVE PROJECT R201100842-5, CONDITIONAL USE PERMIT NUMBER 2001100083 SUBJECT TO THE ATTACHED CONDITIONS.AND THE APPEAL PERIOD?

>> YES, THE LAST DAY TO APPEAL IS OCTOBER 16, 2012.

>> HEARING OFFICER NATOLI: THANK YOU, THANK YOU, MR. ROBERTSON.

>> THANK YOU.

>> HEARING OFFICER NATOLI: ITEM 3 IS PROJECT NUMBER R201200671-5, CONDITIONAL USE PERMIT NUMBER 201200047 TO AUTHORIZE THE CONTINUED OPERATION AND MAINTENANCE OF AN EXISTING UNMANNED WIRELESS TELECOMMUNICATION FACILITY, THE APPLICANT IS AT&T AND IT'S LOCATED IN THE SOLEDAD ZONED DISTRICT.

>> MR. GLASER: TODAY I'LL BE DISCUSSING AGENDA ITEM NUMBER 3, PROJECT NUMBER R201200671-5 WITH CONDITIONAL USE PERMIT 201200047, THE PROJECT SITE IS LOCATED AT 14019 SOLEDAD CANYON ROAD IN THE SOLEDAD ZONED DISTRICT.NOW, BEFORE I BEGIN MY PRESENTATION, I WOULD LIKE TO ACKNOWLEDGE THAT I HAVE REMOVED CONDITION NUMBER 19

FROM THE CONDITIONS OF APPROVAL SINCE THIS CONDITION WAS IN REFERENCE OF THE CONSTRUCTION OF THE UNMANNED TELECOMMUNICATION FACILITY, I'VE ADDED A CONDITION OF APPROVAL, CONDITION NUMBER 31 WOULD READ THAT THE WIRELESS TELECOMMUNICATION FACILITY SHALL BE REMOVED IF NOT USED FOR MORE THAN 6 MONTHS.THE APPLICANT IS REQUESTING THE CONDITIONAL USE PERMIT TO AUTHORIZE THE OPERATION AND MAINTENANCE OF AN EXISTING UNMANNED WIRELESS TELECOMMUNICATION FACILITY IN THE A-1-10,000 LIGHT AGRICULTURAL 10 THOUSAND SQUARE FOOT RIPER LOT AREA ZONE.THIS WIRELESS TELECOMMUNICATION FACILITY WAS PREVIOUSLY ESTABLISHED THROUGH 0-03-5, THE EXISTING TELECOMMUNICATION FACILITY EXISTS WITH A MON MOW POLE WITH TEN PANEL ANTENNAS ARRAY, AT THE 51 FOOT SECTION, THERE'S A THREE SECTOR PANEL ANTENNA TO SUPPORT AT&T WIRELESS, THERE'S NO OTHER FEATURE OF A WIRELESS TELECOMMUNICATION FACILITY, THERE ARE TWO EQUIPMENT SHELTERS AND AN EMERGENCY GENERATOR WITHIN THE LEASE AREA, IT IS SURROUNDED BY A 6 FOOT CHAIN LINK FENCE, IT HAS BEEN DETERMINED THAT THE PROJECT WOULD QUALIFY FOR A CLASS 1 EXISTING FACILITIES CATEGORICAL EXEMPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT SINCE THE PROJECT IS FOR THE OPERATION AND MAINTENANCE OF AN EXISTING UNMANNED WIRELESS TELECOMMUNICATION FACILITY AND NO CHANGES ARE PROPOSED TO THE FACILITY.IN ADDITION, THE PROJECT IS NOT LOCATED IN AN ENVIRONMENTALLY SENSITIVE AREA THEREFORE I RECOMMEND THAT THE PROJECT IS CATEGORICAL EXEMPT FROM CEQA, STAFF RECOMMENDS APPROVAL OF CONDITIONAL USE PERMIT 201200047 SUBJECT TO

THE ATTACHED CONDITIONS, SINCE THE EXISTING WIRELESS TELECOMMUNICATION FACILITY HAS BEEN OPERATED AND MAINTAINED FOR MORE THAN 10 YEARS WITHOUT THE COMPLAINT FROM THE SURROUNDING COMMUNITY, THE FACILITY IS CONSISTENT WITH THE GOALS AND POLICIES SET FORTH IN THE SANTA CAR RITA GENERAL PLAN AND PERMITTED IN THE A1 ZONE, CELLULAR SERVICE IS IMPORTANT TO MAINTAIN AND IS OFTEN USED TO MAKE EMERGENCY CALLS.THANK YOU.

>> HEARING OFFICER NATOLI: THANK YOU, AND ALSO THANK YOU FOR THE DISCUSSION IN THE STAFF ANALYSIS ABOUT THE FLOOD PLAIN DESIGNATION AND THE DESIGN PLAIN SPECIFICATIONS, I FOUND THAT VERY HELPFUL.IS ANYONE SIGNED UP TO SPEAK ON THIS ITEM?

>> YES, THE APPLICANT, CHRIS VOSS.

>> HEARING OFFICER NATOLI: MR. VOSS, PLEASE COME FORWARD AND TAKE A SEAT.THANK YOU, IF YOU COULD PLEASE STATE YOUR NAME FOR THE RECORD.

>> YES, CHRIS VOSS.

>> HEARING OFFICER NATOLI: AND DO YOU HAVE ANYTHING TO ADD TO MR. GLASER'S PRESENTATION?

>> NO, MR. GLASER WAS VERY DETAILED, IT WAS PROPOSING ANY MODIFICATIONS TO THE EXISTING SITE AT THIS TIME.

>> HEARING OFFICER NATOLI: AND YOU'VE READ THE FINDINGS AND CONDITIONS AND UNDERSTAND THEM?

>> YES, I'VE READ UP THROUGH ALL OF THEM.I DID HAVE ONE QUESTION IN REGARDS TO CONDITION NUMBER 15 GRADER TO IN THE EVENT OF GRAFFITI, THE PERMITTEE SHOULD REMOVE MARKINGS OR SIGNAGE WITHIN 24 HOURS NOTICE, WE'RE REQUESTING IF WE COULD CHANGE THAT TO 48 HOURS JUST BECAUSE IT IS SOMETIMES DIFFICULT TO GET A HOLD OF THE APPROPRIATE PERSON IN ORDER TO HANDLE THAT SITUATION.

>> HEARING OFFICER NATOLI: MR. GLASER, WOULD YOU HAVE ANY OBJECTION?

>> MR. GLASER: NO OBJECTION.

>> HEARING OFFICER NATOLI: WOULD YOU HAVE ANY COMMENTS ON THAT, CHANGING THE TIME PERIOD FROM 24 TO 48 HOURS TO CLEAN UP GRAFFITI?

>> 24 HOURS IS OUR STANDARD TIME FRAME BUT AT YOUR HEARING OFFICER'S DISCRETION, GIVEN THE LOCATION OF THE PROPERTY AND THE

PROXIMITY TO ACCESS AND OTHER SORTS OF THINGS, STAFF WOULD RECOMMEND THAT WITH THE TIME FRAME.

>> HEARING OFFICER NATOLI: THAT WAS MY THINKING THAT THE LOCATION MAY PLAY UNDER THAT SO I WILL TAKE THAT UNDER CONSIDERATION, MR. VOSS.

>> THANK YOU.MR. VOSS.

>> THANK YOU.

>> HEARING OFFICER NATOLI: ALRIGHT, LET ME DISCUSS THE CHANGES TO THE FINDINGS AND CONDITIONS, I DID HAVE SOME EDITORIAL CHANGES THAT HAVE BEEN GIVEN TO STAFF.THANK YOU FOR DELETING FINDING -- OR CONDITION 19, I DID HAVE A QUESTION ABOUT WHETHER WE NEEDED THAT.AS FOR FINDING 19, PLEASE JUST CLARIFY THAT THERE ARE NO CHANGES PROPOSED TO THE FACILITY, ON CONDITION 15, LET'S GO AHEAD AND CHANGE THAT TO 48 HOURS, ON CONDITION 23, PLEASE ADD THAT EXTERNAL LIGHTING SHALL BE FULLY SHIELDED AND DIRECTED AWAY FROM ANY ADJACENT RESIDENCES AND THE SANTA CLARA RIVER SIGNIFICANT ECOLOGICAL AREA.ON CONDITION 25, PLEASE CHANGE TO THE SPACE DOES NOT HAVE TO BE DEDICATED SOLELY TO A MAINTENANCE VEHICLE, AND ON CONDITION 28, PLEASE ADD THAT ANY DAMAGE FROM ANY CAUSE SHALL BE REPAIRED BY THE PERMITTEE WITHIN 30 DAYS OF NOTICE.AND THANK YOU

FOR ADDING THE CONDITION OF REMOVING THE FACILITY IF NOT IN USE FOR 6 MONTHS.MR. VOSS, DO YOU UNDERSTAND THE CHANGES THAT I'VE DIRECTED?

>> YES.

>> HEARING OFFICER NATOLI: THANK YOU, AND DO YOU HAVE ANYTHING TO ADD, MR. GLASER?

>> MR. GLASER: NOTHING TO ADD AT THIS TIME.

>> HEARING OFFICER NATOLI: THEN I'M CLOSING THE PUBLIC HEARING AND I'M APPROVING PROJECT R201200671-5, CONDITIONAL USE PERMIT 201200047.THE APPEAL PERIOD?

>> OCTOBER 16, 2012.

>> HEARING OFFICER NATOLI: THANK YOU, THANK YOU, MR. VOSS, THANK YOU, MR. GLASER.ITEM 4 IS PROJECT PM070753-1, IT IS AN AMENDED TENTATIVE PARCEL MAP NUMBER 070753, THIS IS A REQUEST TO DEPICT AN ADDITIONAL EASEMENT ON THE WEST AND SOUTH SIDES OF THE PROPERTY THE APPLICANT IS JIMMY DUONG AND BARBARA LY AND THIS IS LOCATED IN THE SOUTH SAN GABRIEL ZONED DISTRICT.

>> MS. BLENGINI: MY NAME IS CAROLINA AND I WITH THE SPECIAL PROJECT TS SECTION, ITEM NUMBER 4 IS THE REQUEST OF AN APPROVAL OF THE AMENDMENT TO TENTATIVE PARCEL MAP NUMBER 070753 TO DEPICT ON EXISTING EASEMENT FOR PUBLIC UTILITIES ON THE WEST AND SOUTH SIDES OF THE PROPERTY. THE TENTATIVE MAP WAS APPROVED ON JANUARY, 2011 TO CREATE ONE PARCEL WITH THREE DETACHED CONDOMINIUM UNITS ON 0.5 GROSS ACRES AND THE SINGLE FAMILY RESIDENCE R-1 ZONE, THE INCLUSION OF THIS EASEMENT WILL REDUCE THE NET AREA OF THE PROPERTY AND WILL RESULT IN CONSISTENCY OF THE PROPOSED AMENDED TENTATIVE PARCEL MAP AND THE APPROVED CONDOMINIUM MAP, THEREFORE STAFF REQUESTS THIS ITEM TO BE TAKEN OFF THE HEARING CALENDAR TO ALLOW THE APPLICANT ADDITIONAL TIME TO REVISE THE EXHIBIT MAP TO ENSURE CONSISTENCY WITH THE PROPOSED AMENDMENT TO THE TENTATIVE PARCEL MAP. THIS CONCLUDES MY PRESENTATION, STAFF IS AVAILABLE TO ANSWER ANY QUESTIONS.

>> HEARING OFFICER NATOLI: THANK YOU, THE ONLY QUI I HAVE IS HAS ANYONE SIGNED UP TO SPEAK ON THIS TOPIC?

>> I DON'T BELIEVE SO, THERE'S NO SPEAKER CARD FOR THIS ITEM.

>> HEARING OFFICER NATOLI: ALRIGHT THEN, I DON'T NEED TO OPEN PUBLIC HEARING AND I'M GOING TAKE THIS OFF CALENDAR SO, ITEM 4, TENTATIVE PARCEL MAP 070753, PROJECT NUMBER PM070753 IS TAKEN OFF

CALENDAR TO ALLOW THE APPLICANT TIME TO REVISE THE EXHIBIT MAP,
THANK YOU.ITEM 5, PROJECT NUMBER 96044-5 IS A REQUEST TO CONSIDER
AN ADDENDUM TO THE FINAL EIR FOR THIS PROJECT, MODIFY MAP
CONDITIONS AND MITIGATION MEASURES, THE APPLICANT IS BC LAND GROUP
AND THE PROJECT IS LOCATED IN IS SOLEDAD ZONED DISTRICT.

>> MS. BALDWIN: GOOD MORNING, I'M FROM THE LAND DIVISION
SECTION, AGENDA ITEM NUMBER 5 TODAY IS A THIRD AMENDMENT TO TRACT
48066 ALSO KNOWN AS SPRING CANYON, THE AMENDMENT TODAY CHANGES
LITIGATION MEASURE LANGUAGE WHICH WERE PLACED ON THE PROJECT BY
PUBLIC WORKS AND ARE REGARDING ROADWAY IMPROVEMENTS TO THE
PROJECT.THESE CHANGES HAVE BEEN REVIEWED BY THE SUBDIVISION
COMMITTEE INCLUDING THE DEPARTMENT OF PUBLIC WORKS AND ALL
DEPARTMENTS DO RECOMMEND APPROVAL TO THESE CHANGES, AN ADDENDUM TO
THE FINAL ENVIRONMENTAL IMPACT REPORT HAS BEEN ADOPTED BY THE
BOARD OF SUPERVISORS IN 2004 AND, I'M SORRY, AN ADDENDUM WAS
PREPARED FOR THIS PROJECT AND TO THE FINAL ENVIRONMENTAL IMPACT
REPORT WHICH WAS CERTIFIED AND ADOPTED BY THE BOARD OF SUPERVISORS
IN 2004 AND IT DOES NOT PROVIDE THE THRESHOLD CRITERIA AND AS A
RESULT WILL NOT HAVE AN EFFECT TO THE PHYSICAL ENVIRONMENT OF THIS
PROJECT.THIS IS JUST A SHORT PRESENTATION AND A LOT OF THE DETAILS
WERE FOUND IN THE STAFF REPORT INCLUDING THE SPECIFIC LANGUAGE
CHANGES AND IF YOU DON'T HAVE ANY OTHER QUESTIONS REGARDING THOSE
SPECIFIC CHANGES, THAT CONCLUDES MY PRESENTATION.

>> HEARING OFFICER NATOLI: THANK YOU, I DON'T HAVE ANY
ADDITIONAL QUESTIONS, I FOUND THE STAFF ANALYSIS VERY COMPLETE, IT
WAS VERY HELPFUL, THANK YOU, HAS ANYONE SIGNED UP TO SPEAK ON THIS
ITEM?

>> YES, THE APPLICANT JOHN ANDRIOTI.

>> HEARING OFFICER NATOLI: SIR, THANK YOU, PLEASE TAKE A SEAT
AND STATE YOUR NAME FOR THE RECORD.

>> THANK YOU, MY NAME IS JOHN ANDRIOTI.

>> HEARING OFFICER NATOLI: DO YOU HAVE ANYTHING TO ADD TO MS.
BALDWIN'S PRESENTATION.

>> WE FIND THE STAFF TO BE VERY GOOD, VERY THOROUGH, A GOOD JOB,
WE'D LIKE TO THANK THE STAFF FOR THEIR COOPERATION AND THEIR
ASSISTANCE AND THEIR PROFESSIONALISM IN THIS AND WE THINK IT IS
VERY COMPLETE AND VERY THOROUGH.

>> HEARING OFFICER NATOLI: AND YOU HAVE NO PROBLEM WITH THE
CHANGE IN CONDITIONS AS APPROVED BY PUBLIC WORKS?

>> NO, NO PROBLEM WHATSOEVER.

>> HEARING OFFICER NATOLI: THANK YOU VERY MUCH.

>> THANK YOU.

>> HEARING OFFICER NATOLI: THEN UNLESS YOU HAVE SOMETHING ELSE TO ADD, I APPROVE FOR PROJECT 9604465 AND I APPROVE THIS THIRD AMENDMENT TO VESTED TENTATIVE TRACT MAP WITH THE REQUESTED MAP CONDITION AND MITIGATION MEASURE LANGUAGE CHANGES. IS THERE AN APPEAL PERIOD FOR THIS?

>> YES, THE LAST DAY TO APPEAL THIS ACTION IS OCTOBER 15, 2012.

>> HEARING OFFICER NATOLI: THANK YOU VERY MUCH.

>> THANK YOU VERY MUCH, THANK YOU.

>> HEARING OFFICER NATOLI: ALRIGHT. ITEMS 6, 7 AND 8 WILL BE TAKEN TOGETHER, MS. HIKICHI, PLEASE PROCEED.

>> MS. HIKICHI: GOOD MORNING, MS. HEARING OFFICER, I AM LINDA HIKICHI, TODAY STAFF REPRESENTS ITEMS 6 THROUGH 8, PROJECTS RECOMMENDED FOR DENIAL DUE TO INACTIVITY, THERE IS NO VISUAL

PRESENTATION ASSOCIATED WITH THESE ITEMS, STAFF NOTIFIED THE APPLICANTS OF THESE PROJECTS AND LETTERS DATED AUGUST 28, 2012 THAT THE PROJECT WILL BE SCHEDULED BEFORE THE HEARING OFFICER FOR DENIAL DUE TO INACTIVITY ON OCTOBER 2, 2012, THE LETTER DIRECTED THE APPLICANT TO CONTACT STAFF WITHIN 30 DAYS IF HE OR SHE WANTED TO KEEP THE PROJECT ACTIVE. TO THIS DATE, APPLICANTS FOR AGENDA ITEMS 6 THROUGH 8 DID NOT CONTACT STAFF. STAFF WILL NOW ADDRESS THE AGENDA ITEMS INDIVIDUALLY, AGENDA ITEM NUMBER 6, PROJECT PM062789 INCLUDES TENTATIVE PARCEL MAP NUMBER 062308, THIS IS A REQUEST FOR THREE SINGLE FAMILY LOTS FILED ON MARCH 31, 2005, THE SUBDIVISION COMMITTEE LAST MET ON DECEMBER 18, 2006, NO ACTIVITY HAS OCCURRED ON THIS PROJECT AND THE LAST DAY EXTENSION EXPIRED ON DECEMBER 17, 2008. STAFF RECOMMENDS DENIAL DUE TO INACTIVITY. AGENDA ITEM [INAUDIBLE] AGENDA ITEM NUMBER 7, PROJECT NUMBER TR062921, A REQUEST FOR 20 SINGLE FAMILY LOTS WAS FILED ON JUNE 30, 2005, THE SUBDIVISION COMMITTEE LAST MET ON [INAUDIBLE] AGENDA ITEM NUMBER 8, PROJECT PM063165 INCLUDES TENTATIVE PARCEL MAP NUMBER 063165, A REQUEST FOR THREE SINGLE FAMILY LOTS WAS FILED ON JUNE 13, 2005, THE COMMITTEE LAST MET ON AUGUST 22, 2005, THIS CONCLUDES STAFF PRESENTATION.

>> HEARING OFFICER NATOLI: HAS ANYONE SIGNED UP TO SPEAK ON THESE ITEMS?

>> NO, NOBODY HAS SIGNED UP.

>> HEARING OFFICER NATOLI: THANK YOU, SINCE THE APPLICANTS HAVE FAILED TO PROVIDE THEIR REQUESTED INFORMATION AND/OR MATERIALS, THERE IS INSUFFICIENT INFORMATION TO DETERMINE [INAUDIBLE]. IS THERE AN APPEAL PERIOD FOR THIS?

>> THE APPEAL PERIOD FOR THESE ACTIONS ARE OCTOBER A 15, 2012.

>> HEARING OFFICER NATOLI: OKAY, SEEING THAT THERE IS NO ONE IN THE AUDIENCE, [INAUDIBLE] (NO AUDIO AVAILABLE).