

**COUNTY OF SAN DIEGO  
BOULEVARD PLANNING GROUP  
\*\*\* MINUTES/SUMMARY FOR MEETING HELD ON JUNE 6, 2013\*\*\***

**MEETING CALLED TO ORDER AT 7:00 PM**

**A. ROLL CALL: MEMBERS PRESENT:** 1) Robert Maupin; 2) Melody Ponchot; 3) Chris Noland; 4) Donna Tisdale; 7) Jeffrey McKernan; The Chair announced that Seats 5 and 6 are still vacant and open for application to registered voters living within the Boulevard Planning Area

**B. PLEDGE OF ALLEGIANCE:**

**C. MINUTES FOR APRIL AND MAY MEETINGS:**

- M/S: Noland/Maupin: Accept April 4<sup>th</sup> Minutes/Summary with correct spelling of name on page 2: Passed 5-0-0
- M/S: McKernan/Ponchot: Accept April 11<sup>th</sup> Minutes/Summary with correction (page 2): Passed 5-0-0
- M/S: McKernan/Maupin: Accept May 2<sup>nd</sup> Minutes/Summary with requested clarification: Passed:5-0-0

**D. PUBLIC COMMUNICATION:**

- Nazar Najor handed in his application for appointment to a seat on the Planning Group.
- Jim Whalen asked if the Group was aware of any action on Board of Supervisors direction to staff in December 2012 to review allowing non-residents to serve on community Planning and Sponsor Groups.
- The Chair responded that she has not been informed of any changes.
- Chris Noland reminded those present of the Cal Trans notice of chip and seal work on Hwy 94 in Boulevard.
- Dan Miller, of Miller Towing, invited public to September 21<sup>st</sup> Grand Opening in Jacumba. They will seek a one-day permit to have a band.

**E. ACTION ITEMS:**

1. The Chair requested authorization to send letters requesting formal responses on Greg Lansing's public statement on withdrawal of Enel's Jewel Valley Wind project and the reported removal of MET Towers installed on Manzanita tribal lands for SDG&E's proposed Manzanita Wind project:
  - **M/S: McKernan/Noland: Authorize the Chair to send letters requesting information on reported withdrawal of Enel's Jewel Valley Wind project and SDG&E's Manzanita Wind project: Passed: 5-0-0.**
2. **ROUGH ACRES RANCH ROAD MAJOR GRADING PERMIT: PDS2011-2700-15622: APPLICANT GREGG HAMANN: CONSIDER ENDORSING CHAIR'S COMMENTS:**
  - A new private connector road is proposed between Ribbonwood Road and McCain Valley Road to serve as access for Iberdrola's Tule Wind, Soitec Solar's Rugged Solar and proposed Rough Acres Campground & Conference Center.
  - Director of Planning and Development Services will make decision without holding a public hearing.
  - Dan Miller of Miller Towing reported lots of problems associated with Hamann Companies, John Gibson, and the various shelters they support like the old Aunt Emmas and Fabulous 7 in El Cajon, the battered women's shelter in Flynn Springs and others that tend to bring an influx of derelicts, drug addicts, and thieves into neighborhoods where they look for easy pickings to steal and sell.
  - Miller referred to John Gibson as a liar.
  - Jim Whalen objected to Gibson being called a liar and looked to the Chair to intervene.
  - The Chair did not intervene, stating that Mr. Miller has a right to his opinion and that she shared that opinion based on her personal experience with Mr. Gibson and his lack of honesty, integrity, and ethics.

- The Chair also noted that the Chair of the Board of Supervisors did not intervene when John Gibson, Whalen’s client, made public comments comparing Boulevard opponents of the Wind Ordinance & Boulevard Plan Amendments to the Boston Marathon bombers who used pressure cookers full of ball bearings, calling us ‘economic terrorists’.
- Impacted property owner, Linda Shannon, reported getting the runaround from the County with no answers on impacts from the new road. She also reported that John Gibson had not followed through on early promises to keep them informed.
- The Chair recommended that Shannon call Supervisor Jacob’s office, the project manager, and Whalen’s office, directly.
- Project Manager: [Kenneth.Brazell@sdcounty.ca.gov](mailto:Kenneth.Brazell@sdcounty.ca.gov); 858-694-2728 phone
- ***M/S: McKernan/Ponchot: Endorse the May 25<sup>th</sup> Rough Acres Road grading permit comments submitted by the Chair to Kenneth Brazell: Passed: 5-0-0.***

**3. AT&T MOBILITY / RUIZ CELL TOWER MUP APPLICATION 3300-12-017: JUNE 14<sup>TH</sup> PLANNING COMMISSION HEARING:**

- Proposed for Ruiz property on south side of Historic Route 80 between McCain Valley Road and Bankhead Springs.
- Group voted previously (10-4-12) to deny project due to opposition from neighbors; concerns over cumulative adverse impacts to community character, viewsheds, wildlife, proximity to neighboring property lines (50ft), public health and safety related to EMF/RFR and fire, and Historic Route 80; and alternate location on Sunrise Powerlink towers.
- Staff reported back that SDG&E claimed that additional uses are not allowed on Powerlink towers.
- No FAA lights required for towers under 200’ in height.
- Additional recommendations were made to the camouflage the facility to blend in with natural landscape/ topography, use of oxidized chain link fencing, no new lights.
- ***M/S: Noland/Ponchot: Resubmit previous objections with added language: Passed: 5-0-0.***

**F. GROUP BUSINESS:** Announcements; correspondence; discussion items; project updates

1. **Border Patrol:** No report
2. **Revitalization:** Jeff McKernan read the report in Tammy Daubach’s absence.
  - June 29<sup>th</sup> start of sign up for Jacumba Library Summer Reading Program for all ages.
  - Jacumba Clean-up day was a success with all three dumpsters filled up within an hour and a half.
  - Volunteers are needed to help organize a Boulevard clean-up for non-toxic items.
  - Dan Miller, Miller Towing, offered to help with Boulevard clean up.
3. **Fire Safe Council:** McKernan read the report in Tammy Daubach’s absence.
  - Next meeting is 6:30 PM, June 24<sup>th</sup>, at Lake Morena Fire Dept.
  - Participated in Mountain Empire Country Fair in Campo; sponsored children’s game, hugging booth and glitter tattoo booth; raffled off a Home Emergency Supply Kit for 2 people for 3 days; Smokey the Bear drew the winning ticket belonging to George Gasca.
4. **MAY 16<sup>TH</sup> OCOTILLO WIND BLADE THROW EVENT:**
  - The Chair reported on the turbine blade throw event, community and media reaction, and the following suspension of the entire 265 MW turbine project and all projects using the same Siemens’ turbines and blades—globally—until an investigation into the cause is completed.
  - The blade detached from the turbine at its root during low winds.
  - No damages or injuries were reported.
5. **CONTACT BY SOLAR ELECTRIC SOLUTIONS LLC:**

- The Chair and Bob Maupin reported on their separate informal meetings held on May 16<sup>th</sup> at request of company representatives to discuss potential new solar projects in Boulevard.
- One meeting was planned to take place in Boulevard but was changed due to the turbine accident.
- The Chair's meeting took place at the Ocotillo Community Center after the impromptu press conference called for the turbine blade throw event. Several Ocotillo residents were present and joined in the conversation, including objections to industrializing and sacrificing rural communities to benefit others.
- Bob Maupin and another resident met with the same representatives at the Boulevard Community /Fire Training Room where they were informed that Solar Electric Solutions planned 8' solar panels by existing infrastructure to serve the local community.
- Maupin and Tisdale both reported that they had relayed strong planning group and community opposition to commercial industrial projects that adversely impact existing uses and values, that these projects will not serve local needs (already have 50 MW Kumeyaay Wind).
- The representatives indicated to Maupin and Tisdale that they had received the opposition message loud and clear and would report back to their higher-ups, and there was no need to place them on the next Boulevard Planning Group agenda.
- Tisdale reported that the map displayed included several of Soitec's Boulevard projects.
- Jim Whalen asked for more information.
- The address on the company card: 21900 Burbank Blvd, Woodland Hills.

**6. REPORT ON BOARD OF SUPERVISORS' MAY 15TH APPROVALS OF THE WIND ENERGY ORDINANCE & BOULEVARD COMMUNITY PLAN AMENDMENT:**

- The Chair reported on the May 15<sup>th</sup> hearing, pro and con comments made, actions taken by the Board, and potential challenges to Board approvals.
- Video of Board of Supervisors May 8<sup>th</sup> and May 15<sup>th</sup> hearings are posted here: [http://sdcounty.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=1502](http://sdcounty.granicus.com/MediaPlayer.php?view_id=2&clip_id=1502) & here: [http://sdcounty.granicus.com/MediaPlayer.php?view\\_id=2&clip\\_id=1506](http://sdcounty.granicus.com/MediaPlayer.php?view_id=2&clip_id=1506);
- County documents and maps are posted here: <http://www.sdcounty.ca.gov/pds/advance/POD10007FEIR.html>

**7. PROGRAMMATIC EIR FOR 4 SOITEC SOLAR PROJECTS: 168.5 MW OF CONCENTRATING PV SOLAR (7,290 tracking CPV modules @1,200 sq ft each) TOTALING 1,473 ACRES: REVISED DOCUMENTS:**

- Soitec consultant, Jim Whalen, reported that the projects are still in drafting; 3-4 wells will be used; some wells will be used for both operation and construction; he is not aware of a new well being drilled.
- Whalen confirmed that Trey Driscoll, with Dudek, is working on all 4 Soitec solar projects
- County project manager: Robert Hingtgen: (858) 694-3712 or [Robert.Hingtgen@sdcounty.ca.gov](mailto:Robert.Hingtgen@sdcounty.ca.gov);
- Documents posted here: <http://www.sdcounty.ca.gov/pds/ceqa/GPA12-010.html>

**8. ROUGH ACRES RANCH CAMPGROUND/CONFERENCE CENTER/ROCKCRUSHING: MUP #11-002; 3300-12-020(P12-020),3300-12-021(P-12-021); REVISED DOCUMENTS RECEIVED:**

- Consultant Jim Whalen reported that the project is still in review with release expected in August or so.
- County Project Manager: Larry Hofreiter: [Larry.Hofreiter@sdcounty.ca.gov](mailto:Larry.Hofreiter@sdcounty.ca.gov); (858) 694-8846.

**9. LIVE OAK SPRINGS BULK WATER SALES; SOURCE CAPACITY ASSESSMENT; MAY 14<sup>TH</sup> PROPOSED DECISION BY CPUC'S ASSIGNED ADMINISTRATIVE LAW FOR INVESTIGATION PROCEEDING # I.12-08-004 & NAZAR NAJOR'S LIVE OAK SPRINGS WATER RATE INCREASE REQUEST:**

- The Administrative Law Judge’s Proposed Decision, dated May 14<sup>th</sup>, was discussed. It is posted here: <http://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M064/K723/64723607.PDF>.
- The CPUC Division of Water Audit’s staff recommendation for over \$1 million in fines *was not included in the Proposed Decision*. However, staff recommendation for receivership and finding a new owner for Live Oak Springs Water Company was included to protect the health and safety and water resources for the rate payers.
- Nazar Najor stated they need a 54% rate increase if bulk water sales are denied.
- Najor reported that Dudek’s Draft Source Capacity Assessment has been sent to the County and he promised to post it to the Live Oak Springs Water Company website.
- Live Oak Springs Water Company is paying for the Source Capacity Assessment, not Soitec.
- Najor reported \$100,000 in infrastructure repairs had been done under their management and the hole has been repaired in front of the home that was the subject of the public complaint at previous meeting.
- Jeff McKernan asked what the time frame is for a CPUC decision.
- Najor said he will go to the CPUC hearing and appeal. He objected to the reading of the documents.
- A member of the public reported going to look at a home for sale in Live Oak Springs and asked Najor about an open broken pipe she saw behind the home. Running water could be seen through the hole.
- Najor denied any broken water pipes, saying the pipe in question must have been a private sewer pipe.
- CPUC documents are posted here including Najor’s filings for Live Oak Springs Water Company: [http://delaps1.cpuc.ca.gov/CPUCProceedingLookup/?p=401:56:650384367315001::NO:RP,57,RIR:P5 PROCEEDING\\_SELECT:11208004](http://delaps1.cpuc.ca.gov/CPUCProceedingLookup/?p=401:56:650384367315001::NO:RP,57,RIR:P5 PROCEEDING_SELECT:11208004).

10. **SOL ORCHARD BOULEVARD SOLAR MAJOR USE PERMIT APPLICATION (P12-025) FOR 108 ACRES SOUTH OF OLD 80 AND EAST OF TULE JIM ROAD:**

- No new information available.
- 21,736 axis tracking solar panels (7-10’ in height) proposed for 70 of 108 acres and to connect to the new larger Boulevard Substation: APN: 612-090-17,-19 and 59; 205,000 cubic yards of grading; County project manager: Mark Slovick: 858-495-5172; [Mark.Slovick@sdcounty.ca.gov](mailto:Mark.Slovick@sdcounty.ca.gov).

11. **INVENERGY’S 160-250MW SHU’LUUK WIND & SOLAR DEIS:**

- No new information.
- Between 160MW and 250MW, using 54 to 85 wind turbines (2-3 MW each and up to 515’ tall) and 310 acres for 40 MW solar project. Study area spans 4,739 acres, about 1/3 of Campo tribal lands both north and south of I-8, Old Hwy 80, Hwy 94.
- Project contact: Lenore Lamb (BIA): (951)276-6625 (ext.254). DEIS documents, maps, are posted here: [www.shuluukwind.com](http://www.shuluukwind.com).

12. **SDG&E’s APPLICATION PERMIT TO CONSTRUCT TRANSMISSION LINE 6931: FIRE HARDENING /SHU’LUUK WIND INTERCONNECTION PROJECT: CPUC APPLICATION NO. 12-12-007; MAY 14<sup>TH</sup> PRE-HEARING CONFERENCE IN SAN FRANCISCO:**

- Chair reported on May 14<sup>th</sup> pre-hearing conference at CPUC in San Francisco with representatives for SDG&E and interveners. Several impacted Kumeyaay Wind turbine neighbors also attended.
- SDG&E proposes to replace 49 wooden poles with 53 double circuit galvanized steel poles along 5.2 miles of existing 69kV line (TL 6931) for fire hardening and new 138kV Shu’luuk Wind (new 100’ ROW) from eastern boundary of the Campo Reservation, west of Live Oak Springs, to the expanded Boulevard Substation. 5 staging areas (63 acres) with 3 helicopter landing zones.

- Contact CPUC Public Advisor at [public.advisor.la@cpuc.ca.gov](mailto:public.advisor.la@cpuc.ca.gov) or 866-849-8390: SDG&E's application and related documents are posted here: <http://www.sdge.com/regulatory-filing/3968/sdge%E2%80%99s-application-permit-construct-tl-6931-fire-hardeningwind-interconnect>.

**13. IBERDROLA'S 200 MW TULE WIND RECORD OF DECISION AMENDED:**

- No recent news to report.
- Tule Wind still has no Power Purchase Agreement and outstanding permits from the Bureau of Indian Affairs and the State Lands Commission.
- Tule Wind Record of Decision was amended to change underground lines to overhead lines and location of project substation, based on County MUP.
- A complaint for injunctive and declaratory relief was filed in US District Court by non-profit groups in March: <http://eastcountymagazine.org/print/12724>.
- Tule Wind Map: <http://tulewindecamp.com/Figure2-ProjectLocation.pdf>; BLM documents are posted here: <http://www.blm.gov/ca/st/en/fo/elcentro/nepa/tule.html>.

**14. PROPOSED BOULEVARD /JACUMBA HISTORIC DISTRICT:**

- Mark Ostrander reported that a 501 c 3 group is being organized and initial meeting was held.

**15. SDG&E'S NEW 85-ACRE ECO SUBSTATION, 13 MILES OF NEW TRANSMISSION LINE, AND NEW LARGER BOULEVARD SUBSTATION:**

- Ongoing issues and questions with bulk water sales / trucks using Jacumba district wells and long-hauling from City hydrants in San Carlos.
- Approved by the CPUC and BLM. Construction currently underway: [http://docs.cpuc.ca.gov/PUBLISHED/FINAL\\_DECISION/169646-07.htm](http://docs.cpuc.ca.gov/PUBLISHED/FINAL_DECISION/169646-07.htm).
- CPUC Construction Mitigation & Monitoring documents and reports: <http://www.cpuc.ca.gov/environment/info/dudek/ecosub/MMCRP.htm>:
- Contacts during construction: [ecosub@dudek.com](mailto:ecosub@dudek.com); (800) 371-8854.

**16. SEMPRA'S CROSS-BORDER TRANSMISSION LINE WILL CONNECT THEIR ENERGIA SIERRA JUAREZ WIND PROJECT WITH SDG&E'S ECO-SUBSTATION:**

- Vestas 3.3MW turbines purchased. 1,250 MW of import capacity.
- Approved by CPUC, BLM, San Diego County, and DOE: <http://esjprojecteis.org/>
- Litigation filed against federal approval on 12-26-12.

**G. JULY MEETING CHANGED FROM JULY 4<sup>th</sup> HOLIDAY TO THURSDAY, JULY 11<sup>TH</sup>: MEETING ADJOURNED AT 9:05 PM:**

**Minutes approved as amended on July 11<sup>th</sup>: M/S: Noland/Maupin: Passed 5-0-0:**

Donna Tisdale, Chair: 

For more information contact: Donna Tisdale, Chair at 619-766-4170 or [tisdale.donna@gmail.com](mailto:tisdale.donna@gmail.com).

Boulevard Planning Group Minutes & Agendas are posted on the County's website:

<http://www.sdcounty.ca.gov/pds/Groups/Boulevard.html>