

**June 29, 2016**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***BOARD OF SUPERVISORS  
REGULAR MEETING  
PLANNING AND LAND USE MATTERS***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
WEDNESDAY, JUNE 29, 2016, 9:00 A.M.  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION: Meeting was called to order at 9:02 a.m.

PRESENT: Supervisors Ron Roberts, Chairman; Dianne Jacob, Vice Chairwoman; Greg Cox; Dave Roberts; also, David Hall, Clerk of the Board.

ABSENT: Supervisor Bill Horn

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

**Board of Supervisors' Agenda Items**

**Agenda #    Subject**

1.        ADOPT A RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM FOR SAN LUIS REY RIVER PARK LAND ACQUISITION
  
2.        APPROVE SEWAGE TRANSPORTATION AGREEMENTS BETWEEN CITY OF CHULA VISTA, SAN DIEGO COUNTY SANITATION DISTRICT AND COUNTY OF SAN DIEGO  
  
          (RELATES TO SANITATION DISTRICT AGENDA NO. SA1)
  
3.        ADMINISTRATIVE ITEM:  
          SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: TRAFFIC ADVISORY COMMITTEE
  
4.        COUNTY OF SAN DIEGO TRACT NO. 5355-1: APPROVAL OF FINAL MAP, REJECTION AND ACCEPTANCE OF RELATED EASEMENTS AND APPROVAL OF JOINT SECURED AGREEMENT FOR PUBLIC AND PRIVATE IMPROVEMENTS FOR CARRIAGE HILLS TENTATIVE MAP LOCATED IN THE SWEETWATER COMMUNITY PLAN AREA  
  
          (RELATES TO SANITATION DISTRICT AGENDA NO. SA2)

**1. SUBJECT: ADOPT A RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM FOR SAN LUIS REY RIVER PARK LAND ACQUISITION (DISTRICT: 5)**

**OVERVIEW:**

The California Natural Resources Agency administers the Environmental Enhancement and Mitigation Program (EEMP). The EEMP provides grant funds to federal, state, local or 501(c)(3) non-profit organizations to encourage projects that produce multiple benefits to reduce greenhouse gas emissions, increase water use efficiency, reduce risks from climate change impacts and demonstrate collaboration with local, state and community entities to mitigate environmental impacts of transportation facilities. The Department of Parks and Recreation (DPR) has an approved Master Plan for the 1,600-acre San Luis Rey River Park (Thomas Guide page 1048, G-3) that parallels State Route 76. DPR is seeking grant funding to purchase preserve lands for the San Luis Rey River Park. DPR's proposed land acquisition in the San Luis Rey River Park qualifies for EEMP because of impacts to riparian and wetland habitats from the Caltrans' State Route 76 east expansion project.

This is a request to adopt a Resolution authorizing DPR to apply for and accept up to \$750,000 of EEMP grant funds. If awarded, the EEMP grant funds, in conjunction with Multiple Species Conservation Plan funding, will be used to acquire a total of 37.18 acres for the San Luis Rey River Park. The estimated cost of the 37.18 acres is \$1.6 million. This request will also authorize the Director, Department of Parks and Recreation to conduct all negotiations and to execute and submit all documents necessary to apply for and accept grant funds if awarded. If authorized and grant funds are awarded, DPR will return to the Board for authorization to appropriate funds as necessary.

**FISCAL IMPACT:**

There is no fiscal impact associated with today's recommendations. If approved, this request will authorize the Department of Parks and Recreation (DPR) to apply for and accept Environmental Enhancement and Mitigation Program grant funds of up to \$750,000. If awarded, the EEMP grant funds in conjunction with Multiple Species Conservation Program funding will be used to acquire a total of 37.18 acres for the San Luis Rey River Park. The estimated value of the land is \$1.6 million. There is no match required for this grant. If awarded, DPR will return to the Board at a later date to appropriate grant funds and initiate or continue the acquisition process. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:  
CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Programmatic Environmental Impact Report (PEIR) dated February 2008, the Errata dated September 2008, and the Addendum dated August 2011, for the San Luis Rey River Park Master Plan on file with the Department of Public Works, State Clearing House Number 2006051074, were completed in compliance with the California Environmental Quality Act (CEQA) and the CEQA Guidelines and that the Board of Supervisors has reviewed and considered the information contained therein and the Addendum thereto dated August 2011 on file with the Department of Public Works before approving the project and;

Per CEQA Guidelines Section 15162, find that there are no changes in the project or in the circumstances under which the project is undertaken which involve new significant environmental effects which were not considered in the previously certified PEIR, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the PEIR was certified as explained in the Environmental Review Update Checklist dated May 10, 2016.

2. Adopt the Resolution entitled:  
RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM (EEMP) FOR THE SAN LUIS REY RIVER PARK LAND ACQUISITION.
3. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County, to conduct all negotiations and execute and submit all documents necessary to apply for and accept grant funds if awarded, including, but not limited to, applications, grant contracts, payment requests and, if funds are awarded, to execute the grant agreements, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 16-066, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM (EEMP) FOR THE SAN LUIS REY RIVER PARK LAND ACQUISITION.

AYES: Cox, Jacob, D. Roberts, R. Roberts  
ABSENT: Horn

**2. SUBJECT: APPROVE SEWAGE TRANSPORTATION AGREEMENTS BETWEEN CITY OF CHULA VISTA, SAN DIEGO COUNTY SANITATION DISTRICT AND COUNTY OF SAN DIEGO (DISTRICT: 1)**

**OVERVIEW:**

The City of Chula Vista (City) has a sewage transportation agreement with the San Diego County Sanitation District (District) that provides the City with capacity to discharge sewage into the District's Spring Valley Outfall Sewerage System. The original agreement was executed in 1964 and was extended several times, but is now expired. In addition to this agreement, there are agreements between the City and the District that address the transportation of wastewater from a number of facilities that ultimately connect to the Spring Valley Outfall. Today's proposal is to approve an updated sewage transportation agreement that consolidates three existing agreements and allows for continued use of the Spring Valley Outfall by the City.

Also proposed for approval is a new sewage transportation agreement between the City, the District and the County. This agreement will enable County developments in the unincorporated Otay Ranch Plan Area to connect with and discharge sewage into the City's Salt Creek Sewer Interceptor, located near the City's easterly boundary. The Salt Creek Interceptor Sewer was constructed by the City with additional capacity to support sewer flows from development in unincorporated areas. The new agreement will allow District customers in the unincorporated county to have wastewater flows transported through the City's Salt Creek Interceptor Sewer for ultimate treatment and disposal using the Point Loma Treatment Plant.

Both agreements have been negotiated between the agencies, and Chula Vista City Council approved both agreements unanimously on consent (4 council members present, 1 member absent) on June 14, 2016. This is a request to approve both transportation agreements and authorize execution of the agreements by the Clerk of the Board.

**FISCAL IMPACT:**

There is no fiscal impact associated with the execution of the two agreements that prescribe sewage capacity rights for both the City of Chula Vista and the San Diego County Sanitation District within each jurisdiction's respective systems. The agreements delineate how charges will be levied to the current and planned residential and commercial development for sewage transportation services. Revenues and expenditures related to these agreements are included in the Fiscal Year 2016-18 CAO Approved Operational Plan for the San Diego County Sanitation District. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:  
CHIEF ADMINISTRATIVE OFFICER**

Acting as the Board of Directors of the San Diego County Sanitation District:

1. Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines because the proposed action involves approval of agreements that would allow for the continued operation and use of existing publicly-owned sewer facilities.
2. Approve and authorize the Clerk of the Board to execute the SEWAGE TRANSPORTATION AGREEMENT FOR SPRING VALLEY OUTFALL SEWERAGE SYSTEM (Attachment A).
3. Approve and authorize the Clerk of the Board to execute the SEWAGE TRANSPORTATION AGREEMENT FOR SALT CREEK INTERCEPTOR (Attachment B).

Acting as the San Diego County Board of Supervisors:

Approve and authorize the Clerk of the Board to execute the SEWAGE TRANSPORTATION AGREEMENT FOR SALT CREEK INTERCEPTOR.

(Relates to Sanitation District Agenda No. SA1)

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts

ABSENT: Horn

3. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF  
ORDINANCES: TRAFFIC ADVISORY COMMITTEE  
(DISTRICTS: 1, 2 & 5)**

**OVERVIEW:**

On June 22, 2016 (10), the Board introduced the Ordinances for further consideration and adoption on June 29, 2016.

The Traffic Advisory Committee meets every six weeks to review proposed additions, deletions or changes to regulatory traffic controls. Nine items were on the Committee's April 22, 2016 meeting agenda. The Committee recommends your action on all nine items.

The Board of Supervisors (Board) action on Items 5-A and 5-C would revise the County Code of Regulatory Ordinances and requires two steps. On June 22, 2016, the Board will consider the TAC items. If the Board takes action on June 22, 2016, then on June 29, 2016, a second reading of Ordinances adding Sections 72.243.10. and 72.243.27.11. (Item 5-A) and Sections 72.143.13.5.,

72.143.13.6., 72.143.13.7., 72.143.13.8., 72.143.13.9., 72.143.13.10., and 72.143.13.11. (Item 5-C) to the San Diego County Code of Regulatory Ordinances would be necessary to implement the Board's direction.

**FISCAL IMPACT:**

Funds for this request are included in the Fiscal Year 2016-2018 CAO Recommended Operational Plan for the Department of Public Works Road Fund. If approved, there will be no change in net General Fund cost and no additional staff.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the following Ordinances:

ORDINANCE ADDING SECTION 72.243.10. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-A)

ORDINANCE ADDING SECTION 72.243.27.11. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-A)

ORDINANCE ADDING SECTIONS 72.143.13.5., 72.143.13.6., 72.143.13.7., 72.143.13.8., 72.143.13.9., 72.143.13.10., AND 72.143.13.11. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-C).

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting the following Ordinances:

Ordinance No. 10434 (N.S.) entitled: ORDINANCE ADDING SECTION 72.243.10. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-A);

Ordinance No. 10435 (N.S.) entitled: ORDINANCE ADDING SECTION 72.243.27.11. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-A); and,

Ordinance No. 10436 (N.S.) entitled: ORDINANCE ADDING SECTIONS 72.143.13.5., 72.143.13.6., 72.143.13.7., 72.143.13.8., 72.143.13.9., 72.143.13.10., AND 72.143.13.11. TO THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 5-C).

AYES: Cox, Jacob, D. Roberts, R. Roberts

ABSENT: Horn

**4. SUBJECT: COUNTY OF SAN DIEGO TRACT NO. 5355-1: APPROVAL OF FINAL MAP, REJECTION AND ACCEPTANCE OF RELATED EASEMENTS AND APPROVAL OF JOINT SECURED AGREEMENT FOR PUBLIC AND PRIVATE IMPROVEMENTS FOR CARRIAGE HILLS TENTATIVE MAP LOCATED IN THE SWEETWATER COMMUNITY PLAN AREA (DISTRICT: 1)**

**OVERVIEW:**

This item is a request for the Board of Supervisors (Board) to review and approve the Final Map for County of San Diego Tract No. 5355-1, reject related easements for those improvements not being completed at this time while reserving the right to accept those easements in the future, accept the Noise Protection Easement, and approve, authorize and execute the Joint Agreement to Improve Major Subdivision (Agreement) for public and private improvements. This project, known as Carriage Hills Tentative Map (TM), is a subdivision consisting of 21 lots on 10.67 acres. Lots 1 through 19 are residential lots, with a portion of Lot 19 designated as open space, Lot 20 is an HOA lot and Lot 21 is a private street lot. The Carriage Hills TM is located within the Sweetwater Community Plan Area along Sweetwater Road and northerly of Quarry Road (2009 Thomas Guide, Page 1290, J-6).

**FISCAL IMPACT:**

N/A

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Acting as the Board of Supervisors:

1. Find that the approval of the Final Map, the Agreement and associated actions is not a project subject to review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(1) and (2) because it does not involve the exercise of discretionary powers by a public entity and the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment.
2. Approve the Final Map for County of San Diego Tract No. 5355-1.
3. Reject on behalf of the public a portion of Sweetwater Road (SC 2210) for use as a street, as offered for dedication on the Final Map, together with the access rights from a portion of Lot 18 and Lot 19 in and to Sweetwater Road (SC 2210), together with the access rights from Lots 1 and 17 in and to Sweetwater Road (SC 2210) except at Access Opening No. 1, all as relinquished and waived on the Final Map.



4. Reject on behalf of the County the easement for pedestrian and equestrian trail purposes together with the access easement to maintain the trail all as dedicated on the Final Map.
5. Accept on behalf of the County the Noise Protection Easement as granted on the Final Map.
6. Approve and authorize the Clerk of the Board (Clerk) to execute the Agreement, which includes street improvements, drainage facilities, sewer and water facilities and final monumentation (Attachment B).
7. Approve and authorize the Clerk to execute and record the Joint Lien Contract (Attachment C) and Holding Agreement No. 1082-0330-00 (Attachment D).
8. Upon approval of the above documents by the Board, and execution by the Clerk, the documents shall be forwarded to the County Recorder for recordation of the Joint Lien Contract (Attachment C), Holding Agreement (Attachment D), and Grant Deed (Attachment E).
9. Authorize the Chairperson to execute the Lien Contract Certification on Sheet 1 of the Final Map, and authorize the Clerk to acknowledge this signature on Sheet 1 of the Final Map.

Acting as the Board of Directors of the San Diego County Sanitation District:

1. Approve and authorize the Clerk, acting on behalf of the Sanitation District to accept the sewer easements and sign the dedication on the Final Map.
2. Approve and authorize the Clerk, acting on behalf of the Sanitation District to execute the Agreement, which includes street improvements, drainage facilities, sewer and water facilities and final monumentation (Attachment B) the Joint Lien Contract (Attachment C) and Holding Agreement No. 1082-0330-00 (Attachment D).

(Relates to Sanitation District Agenda No. SA2)

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts

ABSENT: Horn

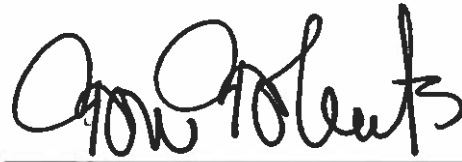
There being no further business, the Board adjourned at 9:07 a.m.

**DAVID HALL**  
**Clerk of the Board of Supervisors**  
**County of San Diego, State of California**

**Consent: Lopez**  
**Discussion: Zurita**

**NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.**

Approved by the Board of Supervisors, on Wednesday, July 20, 2016.

A handwritten signature in black ink, appearing to read "Ron Roberts", written over a horizontal line.

RON ROBERTS  
Chairman

Attest:

A handwritten signature in blue ink, appearing to read "David Hall", written over a horizontal line.

DAVID HALL  
Clerk of the Board

06/29/16