

**September 1, 2021**

**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 - LAND USE  
REGULAR MEETING  
MEETING AGENDA  
**WEDNESDAY, SEPTEMBER 1, 2021, 9:00 AM**  
COUNTY ADMINISTRATION CENTER, ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. REGULAR SESSION: Meeting was called to order at 9:00 a.m.

PRESENT: Supervisors Nathan Fletcher, Chair; Nora Vargas, Vice-Chair; Joel Anderson; Terra Lawson-Remer; Jim Desmond; also, Andrew Potter, Clerk of the Board of Supervisors.

(Please note, California Governor Gavin Newsom issued Executive Order N-29-20 on March 17, 2020, relating to the convening of public meetings in response to the COVID-19 pandemic. Pursuant to the Executive Order, and to maintain the orderly conduct of the meeting, members of the Board of Supervisors attended the meeting via teleconference and participated in the meeting to the same extent as if they were present.)

- B. Closed Session Report

- C. Presentation or Announcement of Proclamations and Awards:

Chair Nathan Fletcher presented a proclamation declaring September 1, 2021, to be Free Ride with Pronto Day throughout the County of San Diego.

- D. Non-Agenda Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.

- E. Approval of the Statement of Proceedings/Minutes for the meeting of August 18, 2021.

**ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Anderson, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of August 18, 2021.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- F. Formation of Consent Calendar

- G. Discussion Items

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

- | <b>Agenda #</b> | <b>Subject</b>  |
|-----------------|---|
| 1.              | NOTICED PUBLIC HEARING:<br>MONTECITO RANCH OPEN SPACE VACATION,<br>PDS2020-VAC-20-001, RAMONA COMMUNITY PLAN AREA<br>(08/18/2021 - SET HEARING; 09/01/21 - HOLD HEARING)                                  |
| 2.              | NAMING A BRIDGE IN VALLEY CENTER IN MEMORY OF LOCAL<br>LIBRARIAN SANDY PUCCIO   |
| 3.              | ESTABLISH THE WARNER SPRINGS COMMUNITY SPONSOR<br>GROUP<br>[FUNDING SOURCES: GENERAL PURPOSE REVENUE AND<br>DISCRETIONARY PROJECT REVIEW FEES]  |
| 4.              | AUTHORIZATION TO ADVERTISE AND AWARD A<br>CONSTRUCTION CONTRACT FOR A CABIN AT GUAJOME<br>REGIONAL PARK<br>[FUNDING SOURCE: AVAILABLE PRIOR YEAR GENERAL FUND<br>FUND BALANCE]                            |
| 5.              | ADMINISTRATIVE ITEM:<br>SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:<br>PROPOSED ORDINANCE CHANGES TO PROVIDE FINAL<br>ENGINEERING FLEXIBILITY (08/18/2021 - 1st Reading; 09/01/2021 -<br>2nd Reading) |
| 6.              | ADMINISTRATIVE ITEM:<br>SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:<br>TRAFFIC ADVISORY COMMITTEE (08/18/2021 - ADOPT<br>RECOMMENDATIONS; 09/01/2021 - SECOND READING OF<br>ORDINANCES)               |
| 7.              | CLOSED SESSION (CARRYOVER FROM AUGUST 31, 2021 (20)   |
| 8.              | PUBLIC COMMUNICATION  |

- SUBJECT: NOTICED PUBLIC HEARING:  
MONTECITO RANCH OPEN SPACE VACATION,  
PDS2020-VAC-20-001, RAMONA COMMUNITY PLAN AREA  
(08/18/2021 - SET HEARING; 09/01/21 - HOLD HEARING)  
(DISTRICT: 2)**

### **OVERVIEW**

On August 18, 2021 (09), the Board of Supervisors set a Hearing for September 1, 2021.

This item is a proposal to vacate a 220.5-acre biological open space easement dedicated to the County of San Diego and recorded on September 10, 2009 as DOC#2009-0506422 on the approximately 935.2-acre property known as Montecito Ranch in the Ramona Community. On August 4, 2010, the Board of Supervisors (Board) approved the Montecito Ranch Project, which consisted of 417 single-family residences, an 8.3-acre park, and an 11.9-acre historic park; however, the applicant for this project will not be moving forward with the development.

The Endangered Habitats Conservancy (EHC), a California non-profit corporation, acquired the entire Montecito Ranch property in 2020 through coordination with the Wildlife Conservation Board (WCB) and Naval Facilities Engineering Command Southwest (U.S. Navy). The Open Space Vacation of 220.5 acres is required to allow the authorization of funding by the U.S. Navy to allow the property to be maintained and managed as biological open space in perpetuity by EHC. The existing 220.5-acre biological open space easement was previously required to resolve unpermitted clearing which occurred while the Montecito Ranch Project application was in-process in the early 2000s. The previously approved Montecito Ranch Project entitlements for the property have been abandoned and the open space easement dedication for the Montecito Ranch Project is no longer required. The open space easement area will still be maintained by EHC for the preservation of biological resources, which is consistent with the original intent of the dedicated open space easement.

Today's request requires two steps: On August 18, 2021, it is requested that the Board set a date for a public hearing on September 1, 2021 and provide public notice of that hearing, which includes signage at the project site. If the Board takes the actions recommended for today, then on September 1, 2021, it is requested that the Board consider and adopt a resolution to vacate the referenced open space easement, record A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING OPEN SPACE EASEMENT PDS2021-VAC-21-001.

### **RECOMMENDATION(S)**

#### **DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES**

1. Adopt the Environmental Findings, which include findings that the proposed project meets the conditions for the application of the California Environmental Quality Act (CEQA) Guidelines Section 15308 and 15061(b)(3) (Attachment E, on file with the Clerk of the Board).
2. Adopt the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING OPEN SPACE EASEMENT PDS2021-VAC-21-001 (Attachment D, on file with the Clerk of the Board).

**EQUITY IMPACT STATEMENT**

The Montecito Ranch Open Space Vacation (Vacation) will result in preservation of 220.5 acres of land and biological resources within San Diego county and Ramona Community on a 935.2-acre property. The location and size of the property will contribute to preserving biological resources within the Ramona Community and assist with long-term preservation of biological resources within San Diego county. The preservation of this land will enhance the quality of the environment within the region by contributing to sustainability and conservation of land in perpetuity that promotes an environment where communities can prosper.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 21-143, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING OPEN SPACE EASEMENT PDS2021-VAC-21-001.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**2. SUBJECT: NAMING A BRIDGE IN VALLEY CENTER IN MEMORY OF LOCAL LIBRARIAN SANDY PUCCIO (DISTRICTS: 5)**

**OVERVIEW**

Board Policy F-53 establishes procedures to guide the naming of County-maintained bridges after individuals that they would like to honor.

The community of Valley Center has requested that the naming of a bridge crossing Escondido Creek on Lake Wohlford Road be named to honor the memory of Sandy Puccio. Sandy was the beloved branch manager of the Valley Center Library when it opened on Cole Grade Road, and was an adored figure in the community for many years. The bridge was selected by her husband, as it was a spot that held significance for the both of them.

Today’s action adopts a resolution to name Bridge #5, located on Lake Wohlford Road in the community of Valley Center in honor of Sandy Puccio.

**RECOMMENDATION(S)**

**SUPERVISOR JIM DESMOND**

Adopt the resolution entitled, “RESOLUTION RELATING TO THE ESTABLISHMENT OF HONORARY BRIDGE NAMES IN SAN DIEGO COUNTY”, naming Bridge #5, crossing Escondido Creek on Lake Wohlford Road in honor of Sandy Puccio.

## **EQUITY IMPACT STATEMENT**

Board Policy F-53 allows for the naming of bridges in honor of community members throughout the unincorporated area, promoting diversity and inclusion by allowing an opportunity to honor any departed individual County-wide.

## **FISCAL IMPACT**

There is no fiscal impact related to this recommendation.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

ON MOTION of Supervisor Desmond, seconded by Supervisor Anderson, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-144, entitled: RESOLUTION RELATING TO THE ESTABLISHMENT OF HONORARY BRIDGE NAMES IN SAN DIEGO COUNTY.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

### **3. SUBJECT: ESTABLISH THE WARNER SPRINGS COMMUNITY SPONSOR GROUP (DISTRICT: 5)**

#### **OVERVIEW**

County planning is more responsive to local needs if there is a high level of citizen participation in the planning process. There are currently 27 local advisory planning and sponsor groups representing the communities of the unincorporated area for the purpose of advising the Director of Planning & Development Services, the Zoning Administrator, the Planning Commission, and the Board of Supervisors (Board) in the preparation, amendment and implementation of community and subregional plans, as well as the review of discretionary regulatory projects. These local advisory groups are governed by Board Policy I-1.

Warner Springs residents have requested that a Community Sponsor Group be formed to better represent the community, which currently lies in unrepresented North Mountain Subregional Planning Area. Today's request directs the Chief Administrative Officer to establish the Warner Springs Community Sponsor Group.

#### **RECOMMENDATION(S)**

##### **SUPERVISOR JIM DESMOND**

Direct the Chief Administrative Officer to:

1. Find that the proposed Board of Supervisors action is not subject to CEQA because it is an organizational or administrative activity of a local government that will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined in Public Resources Code section 21065 and CEQA Guidelines Sections 15378(b)(5) and 15060(c)(3).
2. Establish the Warner Springs Community Sponsor Group and determine that the authorized membership of the Warner Springs Sponsor Group shall be a total of nine (9) authorized members.

3. Initially seats 1, 3, 5, 7, 9 shall hold terms expiring the first Monday after January 1, 2025 and seats 2, 4, 6, 8 shall hold terms expiring the first Monday after January 1, 2023. Thereafter the term for all seats shall be four years.
4. Recognize the Warner Springs Sponsor Group Area as the existing Greater Warner Springs area as depicted in the Greater Warner Springs Community Plan.

#### **EQUITY IMPACT STATEMENT**

The establishment of a local sponsor group promotes community inclusion and provides a well needed voice for a specific community's needs.

#### **FISCAL IMPACT**

Funds to establish the Warner Springs Community Sponsor Group are included in the FY 2021-22 Operational Plan and include \$10,000 of staff time and services and supplies. The funding sources are General Purpose Revenue and discretionary project review fees. On-going costs will be included in future operational plans for the Department of Planning & Development Services. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

4. **SUBJECT: AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR A CABIN AT GUAJOME REGIONAL PARK (DISTRICT: 5)**

#### **OVERVIEW**

The Department of Parks and Recreation (DPR) has installed cabins at campground locations across the county to provide for additional and expanded diverse camping opportunities. Cabins provide a unique camping experience, and their demand and popularity has continued to increase. Providing cabins in addition to traditional tent sites and Recreational Vehicle sites (RV) broadens the appeal of camping and connecting with nature to a wider audience by increasing access for customers who may not have tents, RVs, or other camping equipment. DPR currently has 40 rentable cabins located at the following campgrounds: 14 at William Heise, six at Dos Picos, seven at Agua Caliente, two at Potrero, one at Guajome, and 10 cabins at Lake Morena.

Guajome Regional Park is a 394-acre County park located in northern San Diego county in the city of Oceanside. The park offers picnic areas, playgrounds, and multi-use trails. There are 33 tent and RV campsites in the park, and one cabin. The Guajome Regional Park Cabin project will construct a new cabin with parking, a picnic table and fire ring. The proposed project will include improvements that meet and exceed the requirements of the Americans with Disabilities Act (ADA) to provide more camping opportunities for park users of all

abilities. The ADA improvements include ADA parking, ADA accessible BBQ and picnic table, and an ADA accessible cabin featuring ADA accessible beds and an ADA accessible restroom, including a roll-in shower.

The requested action will authorize the Director, Department of Purchasing and Contracting to advertise and award a construction contract to the lowest responsive and responsible bidder for the Guajome Regional Park Cabin Project for an estimated construction cost of \$300,000, including contingency. Remaining project funds of approximately \$100,000 will be used for related project costs including design, inspection, construction management and project administration for an estimated total project cost of \$400,000. Funds for this request are included in the Fiscal Year 2021-22 Operational Plan in the Capital Outlay Fund. If approved, construction is scheduled to begin in fall 2021 with completion expected in winter 2022. The funding source is available prior year General Fund fund balance (\$400,000).

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Guajome Regional Park Cabin project is exempt from the California Environmental Quality Act (CEQA) Sections 15301, 15303, 15304 and 15311 of the State CEQA Guidelines.
2. Authorize the Director, Department of Purchasing and Contracting to advertise and award a construction contract and take any other action authorized by section 401 et seq. of the Administrative Code with respect to contracting for the construction of a cabin at Guajome Regional Park.
3. Designate the Director, Department of Parks and Recreation, or designee, as the County of San Diego Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

### **EQUITY IMPACT STATEMENT**

The cabin at Guajome Regional Park will ensure continuation of accessible camping amenities for families and youth throughout the region. It is anticipated that the cabin will have a positive health impact by increasing access to camping and ensuring accessible camping for people of all abilities. The new cabin will include features that will help make cabin camping ADA accessible, and it will include the following ADA improvements: ADA parking, ADA accessible BBQ and picnic table, and an ADA accessible cabin featuring ADA accessible beds and an ADA accessible restroom, including a roll-in shower.

### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2021-22 Operational Plan in the Capital Outlay Fund. If approved, this request will result in current year costs of \$400,000 for Capital Project 1021909, cabin at Guajome Regional Park. Construction costs are estimated at \$300,000, including contingency. Remaining project funds of \$100,000 will be used for related project costs including design, inspection, and project administration. The funding source is available prior year General Fund fund balance. Maintenance of the new cabin will be handled by existing operations teams funded through budgeted Department of Parks and Recreation revenue sources; there will be no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A



**ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

5. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES:  
PROPOSED ORDINANCE CHANGES TO PROVIDE FINAL  
ENGINEERING FLEXIBILITY (08/18/2021 - 1ST READING;  
09/01/2021 - 2ND READING) (DISTRICTS: ALL)**

**OVERVIEW**

On August 18, 2021 (02), the Board of Supervisors took action to further consider and adopt the Ordinances on September 1, 2021.

On February 12, 2020, (6), the Board of Supervisors (Board) directed staff in the Department of Planning & Development Services (PDS,) to reduce time and costs of discretionary permit processing across seven categories and return to the Board with recommendations for review and direction. The discretionary permitting process requires various technical studies and analyses, multiple stages of evaluation, and the determination of compliance with policies and regulations, all of which can be a costly and lengthy process. PDS staff has prepared options to increase discretionary permit processing efficiencies that reduce time and costs for customers, as well as make the process more predictable and transparent. All seven categories are described in the background section of the Board Letter. One of the categories is the subject of this Board Letter, as described below. The Board directed staff to return with the Proposed Ordinance Changes to Provide Final Engineering Flexibility (Final Engineering Flexibility) by February 2023. This effort will not reduce the quality of PDS review of permit applications or create shortcuts or loopholes in the permitting process that would impact public safety, quality of life, environmental protection, or limit intended public participation. Instead, the effort allows applicants some flexibility when responding to outside agency conditions, without having to necessarily go through new permitting with the County as currently required.

The discretionary permit process applies to projects that are subject to CEQA and require the exercise of judgement on the part of decision makers. Examples of discretionary projects are Tentative Maps, Major Use Permits, Minor Use Permits, and Site Plans. Examples of projects that are exempt from CEQA are building permits, which are approved if the project complies with all applicable regulations. These are called ministerial permits. Final engineering plans, such as grading and improvement plan permits, further refine the design of a project while building plans develop this information to the level of detail needed for construction.

After a discretionary permit (e.g., a subdivision or a use permit) is approved, if changes are made to a project or there are changes to law after a project is approved, a subsequent discretionary permitting process is required. In the case of subdivision maps to divide one property into separate individual lots, a revised map may be required. In the case of use permits, a minor deviation allowing up to a 10 percent change to an approved permit may be allowed. If the proposed change exceeds 10 percent, a modification may be required. Proposed project changes can be the result of updated State or federal regulatory requirements

such as stormwater law changes, fire or building code changes, and biological resource law changes. By providing final engineering flexibility, the County can allow certain project changes required to comply with changes in State or federal regulatory requirements, without requiring a modification to a use permit or a revised map if specific findings are made, as listed below.

Proposed changes as a result of State or federal regulatory changes would be provided an additional 10 percent change allowance, if the following findings are met: 1) the change does not result in a new or substantially increased significant impact in accordance with CEQA; 2) the change does not result in a situation that would be detrimental to the health, safety, or welfare of the public; and 3) the change does not result in the elimination of project features required to meet the County code requirements. Examples of project features required to meet the County code requirements that cannot be eliminated include: trails that provide connection through the project that are needed for regional connectivity; reduction in the overall amount of parkland approved with the original project; elimination of roads that are needed for emergency access, travel time, or to handle the traffic generated by the project; and elimination of space needed for required water supply wells or onsite wastewater treatment systems (septic). To implement Final Engineering Flexibility, changes will be made to the County Zoning Ordinance, Subdivision Ordinance, and Grading Ordinance.

**RECOMMENDATION(S)  
PLANNING COMMISSION**

On April 16, 2021, Planning Commission considered staff's recommendation of the Proposed Ordinance Changes to Provide Final Engineering Flexibility and recommended approval of staff's recommendation to the Board.

**DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES**

Adopt the following Ordinances:

1. Consider and adopt the Ordinance Amending Section 7609 of the County of San Diego Zoning Ordinance Relating to Minor Deviation of Plan (second reading).
2. Consider and adopt the Ordinance Amending Sections 81.501 and 81.801 of the County of San Diego Subdivision Ordinance Relating to Maps and Parcel Maps to Conform to Requirements (second reading).
3. Consider and adopt the Ordinance Amending Sections 87.203 and 87.207 of the County of San Diego Grading Ordinance Relating to Issuance of Grading Permits and Grading Plans or Improvement Plans for Projects with Previous Discretionary Land Use Approval (second reading).

**EQUITY IMPACT STATEMENT**

No disadvantaged communities or Live Well Communities will be negatively impacted by the proposed efforts. The Proposed Ordinance Changes to Provide Final Engineering Flexibility (Final Engineering Flexibility) will provide greater flexibility to applicants between the early design and final engineering of a project without creating shortcuts or loopholes in the permitting process that would otherwise impact public safety, quality of life, environmental protection, or limit intended public participation. Final Engineering Flexibility requires findings to ensure adverse impacts will not occur to parks, trails, emergency access or travel time, traffic, water wells, or septic systems in any communities. Final engineering flexibility would also provide options that are low cost and equitable for all permit applicants to more

easily navigate through the permitting process. The effort is not focused on a specific neighborhood but is applied throughout the unincorporated county. Because the effort provides options to reduce the time and cost spent on permit processing, the efforts would be more equitable to all permit applicants than current permitting process options. The effort would not adversely affect equity or result in unintended consequences to public health, housing, food, access and affordability, or jobs. For information on the outreach conducted as part as this effort, please see the Public Input section of this Board Letter.

### **FISCAL IMPACT**

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund costs and no additional staff years. The Proposed Ordinance Changes to Provide Final Engineering Flexibility will be implemented through publicly or privately initiated projects which are publicly or privately funded. Private development costs will be paid for by the private sector through the entitlement and permit processes. Public project costs will be identified during project development and funded in future Operational Plans.

### **BUSINESS IMPACT STATEMENT**

The Proposed Ordinance Changes to Provide Final Engineering Flexibility (Final Engineering Flexibility) would reduce the time and cost of permit processing for applicants. This effort would reduce review time by up to 11½ months and reduce costs to applicants by up to \$30,000.

### **ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, adopting the following:  
Ordinance No. 10743 (N.S.), entitled: AN ORDINANCE AMENDING SECTION 7609 OF THE COUNTY OF SAN DIEGO ZONING ORDINANCE RELATING TO MINOR DEVIATION OF PLAN;

Ordinance No: 10744 (N.S.), entitled: AN ORDINANCE AMENDING SECTIONS 81.501 AND 81.801 OF THE COUNTY OF SAN DIEGO SUBDIVISION ORDINANCE RELATING TO MAPS AND PARCEL MAPS TO CONFORM TO REQUIREMENTS; and,

Ordinance No. 10745 (N.S.), entitled: AN ORDINANCE AMENDING SECTIONS 87.203 AND 87.207 OF THE COUNTY OF SAN DIEGO GRADING ORDINANCE RELATING TO ISSUANCE OF GRADING PERMITS AND GRADING PLANS OR IMPROVEMENT PLANS FOR PROJECTS WITH PREVIOUS DISCRETIONARY LAND USE APPROVAL.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

6. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
TRAFFIC ADVISORY COMMITTEE (08/18/2021 - ADOPT  
RECOMMENDATIONS; 09/01/2021 - SECOND READING OF  
ORDINANCES) (DISTRICTS: 1, 2, & 5)**

### **OVERVIEW**

On August 18, 2021 (10), the Board of Supervisors took action to further consider and adopt the Ordinance on September 1, 2021.

As part of the Department of Public Works (DPW) traffic engineering program, the Board of Supervisors (Board) established the Traffic Advisory Committee (TAC) in the 1960s as an aid in providing uniform traffic regulations throughout the unincorporated areas of the county. The goal of the TAC is to make recommendations to the Board on traffic matters to provide communities in the unincorporated region with a road system that strives to enhance safety and reduce congestion. To accomplish this, traffic policies are established to provide persons using the road system with consistent and uniform regulations. In order to be effective, these policies are designed to be legally enforceable so that the majority of motorists will comply. The TAC meets every six weeks to review proposed additions, deletions, or changes to regulatory traffic control devices such as speed limits, stop signs, traffic signals, and parking regulations on County of San Diego (County) maintained roads. Upon receipt of a request or recommendation for a traffic regulation in unincorporated areas of the county, the TAC reviews and investigates the requested item including engineering and traffic condition studies.

The TAC recommends the Board act on eight items from the April 23, 2021, TAC meeting agenda:

<b>District</b>	<b>Item</b>	<b>Location</b>	<b>Action</b>
1	1-A	Corral Canyon Road, Bonita	Reduce the 35 MPH speed limit to 30 MPH and certify
2	2-A	Tavern Road, Alpine	Certify the 35 MPH speed limit
2	2-B	Tavern Road, Alpine	Reduce the 45 MPH speed limit to 40 MPH and certify
5	5-A	Alvarado Street, Fallbrook	Relocate the west endpoint of the speed zone from its current location to Brandon Road North and certify the 35 MPH speed limit
5	5-B	Alvarado Street, Fallbrook	Reduce the 35 MPH speed limit to 30 MPH and certify
5	5-C	Fallbrook Street, Fallbrook	Certify the 40 MPH speed limit
5	5-D	El Camino Real, Rancho Santa Fe	Certify the 45 MPH speed limit
5	5-E	El Camino Real, Rancho Santa Fe	Reduce the 45 MPH speed limit to 40 MPH and certify

Approval of Items 1-A through 5-E would support speed enforcement which increases roadway safety and retains mobility. Properly posted speed limits provide feedback to drivers to improve traffic safety, reduce the number and severity of collisions, and allow for fair enforcement.

The Board's action on Items 2-A, 5-C, and 5-D does not revise the San Diego County Code of Regulatory Ordinances (County Code) and therefore does not require a second hearing. Board direction on August 18, 2021 would allow implementation by DPW.

The Board's action on Items 1-A, 2-B, 5-A, 5-B, and 5-E would introduce an ordinance to amend speed limit zones. This action would revise County Code and requires two steps. On August 18, 2021, the Board would consider the TAC items. If the Board takes action as recommended on August 18, 2021, then on September 1, 2021, a second reading and adoption of ordinances amending County Code would be necessary to implement the Board's direction.

**RECOMMENDATION(S)**  
**TRAFFIC ADVISORY COMMITTEE**

**District 1:**

Item 1-A. Corral Canyon Road from Central Avenue to the Chula Vista city limit (near Country Vistas Lane) in Bonita - Reduce the existing 35 MPH speed limit to 30 MPH and certify the 30 MPH speed limit for radar enforcement.

**District 2:**

Item 2-A. Tavern Road from Victoria Park Terrace to Arnold Way in Alpine - Certify the existing 35 MPH speed limit for radar enforcement.

Item 2-B. Tavern Road from Arnold Way to South Grade Road in Alpine - Reduce the existing 45 MPH speed limit to 40 MPH and certify the 40 MPH speed limit for radar enforcement.

**District 5:**

Item 5-A. Alvarado Street from Vine Street to Stage Coach Lane in Fallbrook - Relocate the west endpoint of the speed zone from Vine Street to Brandon Road North and certify the existing 35 MPH speed limit for radar enforcement.

Item 5-B. Alvarado Street from Stage Coach Lane to Live Oak Park Road in Fallbrook - Reduce the existing 35 MPH speed limit to 30 MPH and certify the 30 MPH speed limit for radar enforcement.

Item 5-C. Fallbrook Street from Main Avenue to Stage Coach Lane in Fallbrook - Certify the existing 40 MPH speed limit for radar enforcement.

Item 5-D. El Camino Real from La Orilla to Linea del Cielo in Rancho Santa Fe - Certify the existing 45 MPH speed limit for radar enforcement.

Item 5-E. El Camino Real from Linea del Cielo to the San Diego city limit (near Rancho del Madison) in Rancho Santa Fe - Reduce the existing 45 MPH speed limit to 40 MPH and certify the 40 MPH speed limit for radar enforcement.

**CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the following Ordinance:

ORDINANCE AMENDING SECTIONS 72.162.33., 72.169.7., 72.169.7.1., 72.169.88., AND 72.173. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY (Items 1-A, 2-B, 5-A, 5-B, & 5-E).

## **EQUITY IMPACT STATEMENT**

The review of traffic signs and roadway markings supports vehicle safety on County of San Diego maintained roads. The transportation system must be safe for all road users, for all modes of transportation, in all communities and for people of all incomes, races and ethnicities, ages and abilities. Data-driven safety initiatives must be developed and administered with an equity lens to ensure our most vulnerable and underserved populations are prioritized. The Department of Public Works' (DPW) actions must be sensitive to community desires and needs, striving to include the voice of every community in traffic safety. Understanding travel patterns, where fatal and serious injury crashes are occurring and the disproportionate impacts on certain communities will allow DPW to identify targeted actions to address the underlying factors and causes and improve safety.

DPW's Local Road Safety Program reviews fatal and severe injury collisions along roads segments within the unincorporated areas of the county and utilizes the Healthy Places Index and other tools to ensure our most vulnerable and underserved populations are prioritized. The Traffic Advisory Committee relies on the Local Road Safety Plan and performs reviews of regulatory traffic control devices such as signs and markings. While adherence to sign and marking standards developed by the California Department of Transportation is crucial to obtaining the compliance of the majority of drivers, the Traffic Advisory Committee also relies on various community engagement methods such as the Tell Us Now! mobile app, toll-free hotlines, and a customer service request program to intake reports on a wide variety of traffic concerns and ensure the concerns are addressed.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2021-22 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 years.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, adopting Ordinance No. 10746 (N.S.), entitled: ORDINANCE AMENDING SECTIONS 72.162.33., 72.169.7., 72.169.7.1., 72.169.88., AND 72.173. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

7. **SUBJECT: CLOSED SESSION (CARRYOVER FROM AUGUST 31, 2021 (20))  
(DISTRICTS: ALL)**

## **OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
San Diego County Office of Education, et al. v. County of San Diego, et al.;  
Sacramento Superior Court, Case No. 34-2017-80002701-CU-WM-GDS

- B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases - 1)
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
K.J.P., et al. v. County of San Diego, et al.; United States District Court, Southern District No. 3:15-cv-02692-H.MDD
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
D.W., a minor, et al. v. County of San Diego, et al.; San Diego Superior Court, Case No. 37-2019-00029602-CU-PO-NC
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Deborah Hooper v. County of San Diego, et al.; United States District Court, Southern District No. 3:07-cv-01647-JAH-KSC
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Citizens for a Friendly Airport v. City of Carlsbad, et al.; San Diego Superior Court, Case No. 37-2019-00028690-CU-TT-CTL
- G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Travelers Casualty Insurance Company of America v. The City of Oceanside, et al.; San Diego Superior Court, Case No. 37-2021-00017609-CU-PO-NC
- H. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Cleveland National Forest Foundation, et al. v. County of San Diego, et al; San Diego Superior Court, Case No. 37-2020-00031320-CU-WM-CTL
- I. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code section 54957.6)  
Designated Representatives: Susan Brazeau, Brad Rankin  
Employee Organizations and Unrepresented Employees: All

**ACTION:**

County Counsel reported that for Closed Session on September 1, 2021, the Board of Supervisors took no reportable actions.

**8. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)**

**OVERVIEW**

Summer Light spoke to the Board regarding the San Marcos landfill asphalt.

Russell Walsh spoke to the Board regarding the public benefits of the Loveland Reservoir.

Timothy Bilach spoke to the Board regarding housing valuations.

Audra Morgan spoke to the Board regarding concerns about meeting conduct on August 31, 2021.

Kathleen Lippitt spoke to the Board regarding concerns about marijuana legalization.

Barbara Gordon spoke to the Board regarding concerns about marijuana use among children.

KB Strange, Diane Grace, and Becky Rapp spoke to the Board regarding concerns about marijuana use.

Mark Wilcox spoke to the Board regarding concerns about marijuana consultants.

Ann Riddle spoke to the Board regarding concerns about vaping.

Katy Poponyak spoke to the Board regarding concerns about Sheriff response times.

Kevin Stevenson spoke to the Board regarding comments at the August 31, 2021 Board of Supervisors meeting.

Kathryn Rhodes spoke to the Board regarding Project Room Key.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 12:07 p.m.

ANDREW POTTER  
Clerk of the Board of Supervisors  
County of San Diego, State of California

Consent: Ruffier

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, September 15, 2021.



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NATHAN FLETCHER  
Chair

Attest:



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ANDREW POTTER  
Clerk of the Board

09/01/2021