

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO SANITATION DISTRICT
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, NOVEMBER 16, 2022, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY
SAN DIEGO, CA 92101

A. REGULAR SESSION: Meeting was called to order at 9:01 a.m.

PRESENT: Directors Nathan Fletcher, Chair; Joel Anderson, Jim Desmond; also, Ryan Sharp, Assistant Clerk of the Board of Supervisors.

ABSENT: Directors Nora Vargas, Vice-Chair; Terra Lawson-Remer

B. 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.

C. Approval of the Statement of Proceedings/Minutes for the meeting of June 28, 2022.

ACTION:

ON MOTION of Director Fletcher, seconded by Director Anderson, the Board of Directors of the San Diego County Sanitation District approved the Statement of Proceedings/Minutes for the meeting of June 28, 2022.

AYES: Anderson, Fletcher, Desmond

ABSENT: Vargas, Lawson-Remer

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.

Agenda Items

- | Agenda # | Subject |
|-----------------|--|
| 1. | GENERAL SERVICES - QUITCLAIM PORTIONS OF SEWER EASEMENTS IN THE SPRING VALLEY AREA (VACATION NO. 2022-0111) [FUNDING SOURCE: A DEPOSIT FROM THE APPLICANT] |
| 2. | SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, PROVISIONS OF THE COUNTY ADMINISTRATIVE CODE AND REGULATORY CODE ASSIGNED TO THE LAND USE AND ENVIRONMENT GROUP (RELATES TO BOARD OF SUPERVISORS AGENDA NO. 08) |

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1. SUBJECT: GENERAL SERVICES - QUITCLAIM PORTIONS OF SEWER EASEMENTS IN THE SPRING VALLEY AREA (VACATION NO. 2022-0111) (DISTRICT: 4)

OVERVIEW

The Asset Management Division of the Department of General Services is processing a request to quitclaim portions of sewer easements granted to the San Diego County Sanitation District (District). The easements encumber portions of the applicant’s property located at the intersection of Sweetwater Springs Boulevard and Jamacha Boulevard within the Spring Valley Community Plan Area of unincorporated San Diego county (Attachment A). Quitclaiming of easements is a process to give up all right, title, and interest granted to the District encumbering a particular property. Health and Safety Code section 4743 authorizes the District to dispose of property or interests in property no longer required for purposes of the District. Quitclaiming sewer easements can provide a public benefit through improved use of the land made available by the quitclaim.

This quitclaim is required in order for the owner to obtain permits to construct the approved development of 203 new market rate condominium units on a 52-acre site where portions of the easements are located. The project site is located in an infill area, per the Revised Transportation Study Guide for Vehicle Miles Traveled (VMT) adopted on September 28, 2022. This means the project will be exempt from additional VMT analysis or mitigation.

If authorized by the Board of Directors of the District, the Director of the Department of General Services or a designee will execute and record a deed to quitclaim the District’s interest in the sewer easements described and depicted in Attachment B (“Sewer Easements”).

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is not subject to review under California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(2) and (3) because it would not have a direct or indirect effect on the environment as it will only result in the quitclaiming of an unnecessary easement interest, the action is not a project as defined in CEQA Guidelines Section 15378, and even if such action was subject to review under CEQA, it is categorically exempt under CEQA Guidelines Section 15305 because it is a minor alteration in land use limitation that will not result in land use or density changes.
2. Find that the Sewer Easements are no longer required for District purposes.
3. Approve and authorize the Director, Department of General Services, or a designee, to execute and record a quitclaim deed for the Sewer Easements described in Attachment B.

EQUITY IMPACT STATEMENT

The removal of encumbrances from private land that are no longer needed for sewer purposes will provide an overall public benefit and improve use of the land made available by the termination of the easement. The property is in a residential area and will allow the owner to continue to develop the property where portions of the easements are located.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to quitclaim portions of sewer easements contributes to the County of San Diego Sustainability Goal No. 1 to engage the community to partner and participate in decisions that impact their lives and communities and Goal No. 2 to provide just and equitable access to develop their land for housing needs. This action will provide the property owner with improved use of their property by allowing them to obtain permits to construct new homes where portions of the easements are located. Development of the property will also result in the addition of 25 acres to the Multiple Species Conservation Program (MSCP) preserve. MSCP is a region-wide conservation effort that ensures the long-term survival of sensitive plant, animal species and native vegetation.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan in the Department of General Services. If approved, this request will result in estimated costs and revenue of \$4,000 to obtain District authorization and process the proposed quitclaim. The funding source is a deposit from the applicant. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Director Desmond, seconded by Director Fletcher, the Board of Directors of the San Diego County Sanitation District took action as recommended, on Consent.

AYES: Anderson, Fletcher, Desmond

ABSENT: Vargas, Lawson-Remer

2. **SUBJECT: SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, PROVISIONS OF THE COUNTY ADMINISTRATIVE CODE AND REGULATORY CODE ASSIGNED TO THE LAND USE AND ENVIRONMENT GROUP (DISTRICTS: ALL)**

OVERVIEW

In accordance with Board of Supervisors (Board) Policy A-76, Sunset Review Process, the Land Use and Environment Group (LUEG) periodically reviews Board policies and provisions of the County of San Diego (County) Administrative Code and County Regulatory Code to ensure they reflect current Board standards and practices, that obsolete policies and Code provisions are removed, and that policy language is revised for clarity.

Today's proposed actions include Board of Supervisors approval of amendments and sunset date extensions to December 31, 2029 for 11 Board Policies, of which two of them have no recommended changes (A-100) and (F-45):

- a) A-8: Services to Newly Incorporated Cities
- b) A-100: Flood Control District Advisory Commission
- c) A-115: Expediting Permit Processing for Residential Drug and Alcohol Treatment/Recovery Facilities

- d) F-45: Pesticide Use Reduction
- e) I-17: Right-of-Way Dedication and Public Improvement Requirements in Connection with Zone Reclassifications
- f) I-18: Right-of-Way Dedication and Public Improvement Requirements in Connection with Major and Minor Use Permits
- g) I-38: Agricultural Preserves
- h) I-122: Use of the County's 5 Percent Allowable Loss of Coastal Sage Scrub by other Jurisdictions
- i) I-136: Comprehensive Goals and Policies for Community Facilities Districts
- j) J-37: Landscape Maintenance Districts
- k) J-38: Complete Streets Policy

Today's proposed actions also request Board of Directors of the San Diego County Sanitation District approval of amendments and sunset date extensions to December 31, 2029, for one Board Policy:

- a) F-16: Cleaning and Repair of Sewer Laterals

Today's proposed actions also include approval of amendments and sunset date extensions to December 31, 2029 for three Administrative Code sections (Article XV-AA, Article XV-A, and Article LIV), and two County Regulatory Code sections (Title 2, Division 1, Chapter 5, and Title 4). If approved, these actions require two steps. The first is to approve the first reading of the ordinance(s) on November 11, 2022. The request on December 14, 2022 would be to adopt the amendments to the County Administrative Code and County Regulatory Code.

Additionally, the proposed actions include approval of sunset date extensions to December 31, 2029, for the Board Policies and County Administrative Code and County Regulatory Code sections reviewed by this letter that do not have staff recommended changes.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

Acting as Board of Directors of the San Diego County Sanitation District:
 Approve amendments to and establish the sunset review date of December 31, 2029 for the following Board of Supervisors (Board) Policy:

- a) *F-016: Cleaning and Repair of Sewer Lateral*

EQUITY IMPACT STATEMENT

County departments are guided by several Regulatory Codes, Administrative Codes, and Board policies in order to serve the region and customers consistently and equitably. The periodic review of County codes and policies ensures that departments keep documents up to date, provide clarifying language and continue to guide departmental practices. Additionally, this practice allows the language within these codes and policies to align with current efforts and be revised for inclusivity.

Today's recommendations will contribute to providing equitable, inclusive, and consistent service to the community and customers. The revisions proposed in this Board Letter enable the County of San Diego to provide residents the opportunity to review the updates that are made for consistency, clarity, and accuracy.

SUSTAINABILITY IMPACT STATEMENT

This action to review and amend County Administrative Codes, Regulatory Codes and Board policies aligns with the goal to promote opportunities for community engagement in the process. Updates proposed in today’s action are meant to ensure that codes and policies are up to date, reflect current processes and are needed to continue services and responsibilities to the region. Some examples of these are parks operations and care of park locations, consumer protections, and standards for farmers markets.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO BOARD OF SUPERVISORS AGENDA NO. 08)

ACTION:

ON MOTION of Director Fletcher, seconded by Director Anderson, the Board of Directors of the San Diego County Sanitation District took action as recommended.

AYES: Anderson, Fletcher, Desmond

ABSENT: Vargas, Lawson-Remer

There being no further business, the Board of Directors of the San Diego County Sanitation District adjourned at 10:32 a.m.

ANDREW POTTER
Clerk of the Board of Directors
of Sanitation District

Notes By: Perez

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