

TAHOE REGIONAL PLANNING AGENCY (TRPA)
TAHOE METROPOLITAN PLANNING AGENCY (TMPO)
AND TRPA COMMITTEE MEETINGS

NOTICE IS HEREBY GIVEN that on **November 17, 2021**, commencing **no earlier than 12:00 p.m.**, via **GoToWebinar**, the **Governing Board** of the Tahoe Regional Planning Agency will conduct its regular meeting. Pursuant to the State of California's Executive Order No. N-29-20, and Assembly Bill 361, the TRPA meeting will not be physically open to the public and all Governing Board Members will be participating remotely via GoToWebinar. TRPA sincerely appreciates the patience and understanding of everyone concerned as we make accommodations to conduct business using best practices to protect public health. The agenda is attached hereto and made part of this notice.

To participate in any TRPA Governing Board or Committee meetings please go to the Calendar on the www.trpa.gov homepage and select the link for the current meeting. Members of the public may also choose to listen to the meeting by dialing the phone number and access code posted on our website. For information on how to participate by phone, please see page 4 of this Agenda.

NOTICE IS FURTHER GIVEN that on **Wednesday, November 17, 2021**, commencing **8:30 a.m.**, via **GoToWebinar**, the **TRPA Forest Health & Wildfire Committee** will meet. The agenda will be as follows: **1)** Approval of Agenda; **2)** Discussion and possible recommendation of Forest Health Code Language Regarding Mechanical Ground-based Equipment on 30-50% Slopes, Chapter 61 Vegetation and Forest Health- Sections 61.1.6.B. through 61.1.6.D (action); **(Page 581)** **3)** Public Interest Comments; **4)** Committee Member Comments; Chair – Hicks, Vice Chair – Novasel, Cegavske, Faustinos, Friedrich, Lawrence, Williamson


NOTICE IS FURTHER GIVEN that on **Wednesday, November 17, 2021**, commencing **no earlier than 9:30 a.m.**, via **GoToWebinar**, the **TRPA Regional Plan Implementation Committee** will meet. The agenda will be as follows: **1)** Approval of Agenda; **2)** Approval of Minutes; **(Page 11)** **3)** Discussion and possible Recommendation on Chapter 65 of the Code of Ordinances for the Mobility Mitigation Fee Update (action); **(Page 651)** **4)** Committee Member Comments; Chair – Yeates, Vice Chair – Bruce, Aldean, Friedrich, Gustafson, Lawrence; **5)** Public Interest Comments

NOTICE IS FURTHER GIVEN that on **Wednesday, November 17, 2021**, commencing **no earlier than 10:30 a.m.**, via **GoToWebinar**, the **TRPA Operations & Governance Committee** will meet. The agenda will be as follows: **1)** Approval of Agenda; **2)** Approval of Minutes; **(Page 19)** **3)** Recommend approval of October Financials (action); **(Page 65)** **4)** Recommend approval for release of City of South Lake Tahoe Air Quality Mitigation Funds (\$75,000), and Water Quality Mitigation Funds (\$75,000) towards purchase of a new, high-efficiency, Street Sweeper (action); **(Page 89)** **5)** Recommend approval for release of El Dorado County Operations and Maintenance Mitigation Funds (\$81,000), towards purchase of a new, CARB compliant, Vacuum/Rodder Truck (action); **(Page 93)** **6)** Recommend approval to authorize approval of the FY 2021-2022 State of Good Repair project lists for the Tahoe-Truckee Area Regional Transit (TART) and Tahoe Transportation District (TTD) (action); **(Page 99)** **7)** Recommend approval to authorize the allocation of FY 2021-2022 Local Transportation Funds of \$75,000 to the Tahoe Regional Planning Agency for the Administration and Planning of the Transportation Development Act (action); **(Page 105)** **8)** Recommend approval of Estimated Allocation of FY 2021-2022 Local Transportation Funds of \$1,388,584 to Tahoe Transportation District (action); **(Page 111)** **9)** Recommend approval of the Estimated Allocations of the FY 2021-2022 State Transit Assistance funds of \$521,739, and approval for FY 2020-2021 State Transit Assistance final allocations of \$113,485 plus interest to the Tahoe Transportation District (action); **(Page 115)** **10)** Recommend approval of the allocation of FY 2021-2022 State of Good Repair funds of \$91,604 to the Tahoe Transportation District for a preventative maintenance project (action); **(Page 121)** **11)** Recommend approval of Estimated Allocation of FY 2021-2022 Local Transportation Funds of \$1,070,024 to Tahoe Truckee Area Regional Transit (TART) (action); **(Page 125)** **12)** Recommend approval of Estimated

Allocations of the FY 2021-2022 State Transit Assistance funds of \$447,260, and approval for FY 2020-2021 State Transit Assistance final allocations of \$73,886 plus interest to the Tahoe Truckee Area Regional Transit (TART) (action); **(Page 129) 13)** Recommend approval of the allocation of FY 2021-2022 State of Good Repair funds of \$78,527 to the Tahoe Truckee Area Regional Transit for purchase of a replacement 40' transit bus (action); **(Page 135) 14)** Discussion and possible recommendation of Inflation Adjustment to TRPA Application Filing Fee Schedule (action); **(Page 139) 15)** Briefing by TRPA's Investment advisor Wells Fargo/Principal Group; **16)** Upcoming Topics; **17)** Committee Member Comments; Chair – Aldean, Vice Chair – Gustafson, Cegavske, Hicks, Hill; **18)** Public Interest Comments

NOTICE IS FURTHER GIVEN that on **Wednesday, November 17, 2021**, commencing **no earlier than 10:30 a.m., via Zoom**, the **TRPA Legal Committee** will meet. The agenda will be as follows: **1)** Approval of Agenda; **2)** Approval of Minutes; **(Page 27) 3)** Resolution of Enforcement Action, Unauthorized Material Damage to Trees, Dana Marlin, Wren Circle, Douglas County, NV, Accessors' Parcel Numbers 1418-27-810-013 & 1418-27-810-014 (action); **(Page 153) 4)** Appeal of Rejection of Appeal of Qualified Exempt Declaration QESZ2021-0152 and denial of Administrative Determination Request ADMIN2021-0030, 1600 North Lake Boulevard, Placer County, CA, Assessor's Parcel Number (APN) 094-160-009, Appeal File Number ADMIN2021-0033 (action); **(Page 233) 5)** Closed Session with Counsel to Discuss Existing and Potential Litigation; **5)** Potential Direction Regarding Agenda Item No. 5 (action); **7)** Committee Member Comments; Chair – Bruce, Vice Chair – Novasel, Rice, Williamson, Yeates; **8)** Public Interest Comments

November 10, 2021



Julie Regan,
Acting Executive Director

This agenda has been posted at the TRPA office and at the following locations and/or websites: Post Office, Stateline, NV, North Tahoe Event Center, Kings Beach, CA, IVGID Office, Incline Village, NV, North Lake Tahoe Chamber/Resort Association, Tahoe City, CA, and Lake Tahoe South Shore Chamber of Commerce, Stateline, NV

TAHOE REGIONAL PLANNING AGENCY	
GOVERNING BOARD	
Via GoToWebinar	November 17, 2021
	No earlier than 12:00 p.m.

All items on this agenda are action items unless otherwise noted. Items on the agenda, unless designated for a specific time, may not necessarily be considered in the order in which they appear and may, for good cause, be continued until a later date.

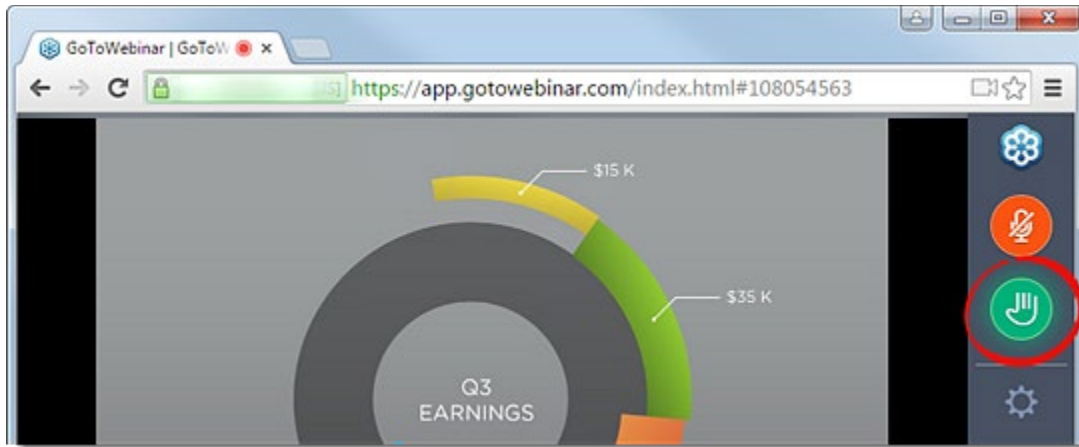
Members of the public may email written public comments to the Clerk to the Board, mambler@trpa.gov. All public comments should be as brief and concise as possible so that all who wish to participate may do so; testimony should not be repeated. The Chair of the Board shall have the discretion to set appropriate time allotments for individual speakers (3 minutes for individuals and group representatives as well as for the total time allotted to oral public comment for a specific agenda item). No extra time for participants will be permitted by the ceding of time to others. Written comments of any length are always welcome. In the interest of efficient meeting management, the Chairperson reserves the right to limit the duration of each public comment period to a total of 1 hour. All written comments will be included as part of the public record. Public comment will be taken for each appropriate item at the time the agenda item is heard and a general public comment period will be provided at the end of the meeting for all other comments

TRPA will make reasonable efforts to assist and accommodate physically handicapped persons that wish to attend the meeting. Please contact Marja Ambler at (775) 589-5287 if you would like to attend the meeting and are in need of assistance.

The Governing Board agenda and staff reports will be posted at <https://www.trpa.gov/governing-board-documents-november-17-2021/> no later than 7 days prior to the meeting date. Any member of the public with questions prior to the meeting may contact Marja Ambler, mambler@trpa.gov or call (775) 589-5287. On meeting day please contact TRPA admin staff at virtualmeetinghelp@trpa.gov or call (775) 588-4547.

Public Participation in the Webinar:

1. Open GoToWebinar's "Instant Join App" in your Google Chrome browser.
2. Allow access to your microphone in order to be unmuted.
3. At the appropriate time for public comment, you can click on the Hand icon to raise your hand and be unmuted to participate.



OR

1. Download the GoToWebinar app on your computer, tablet, or smartphone.
 - The computer app can be downloaded here: <https://support.goto.com/meeting/help/download-now-g2m010002>.
 - The tablet or smartphone app can be found in the app store on your device.
2. Find the link to the meeting at <https://www.trpa.gov/governing-board-documents-november-17-2021/>. Clicking on the GoToWebinar link will open the GoToWebinar app automatically and prompt you to register for the meeting. Please register with your first and last name so that you may be identifiable in the event you would like to make public comment.

*Required field

First Name* Last Name*

Email Address*

By clicking this button, you submit your information to the webinar organizer, who will use it to communicate with you regarding this event and their other services.

3. After registering, you will receive an email with the details of when and how to join the webinar including a direct link as well as a call-in number and access code.

How To Join The Webinar

Add to Calendar: [Outlook® Calendar](#) | [Google Calendar™](#) | [iCal®](#)

1. Click the link to join the webinar at the specified time and date:

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Note: This link should not be shared with others; it is unique to you.

Before joining, be sure to [check system requirements](#) to avoid any connection issues.

2. Choose one of the following audio options:

TO USE YOUR COMPUTER'S AUDIO:

When the webinar begins, you will be connected to audio using your computer's microphone and speakers (VoIP). A headset is recommended.

--OR--

TO USE YOUR TELEPHONE:

If you prefer to use your phone, you must select "Use Telephone" after joining the webinar and call in using the numbers below.

United States: +1 (415) 655-0060

Access Code: 184-894-137

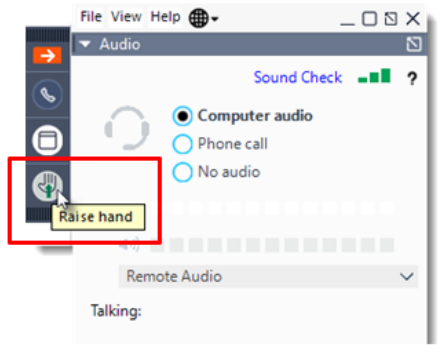
Audio PIN: Shown after joining the webinar

Webinar ID: 595-661-603

To Cancel this Registration

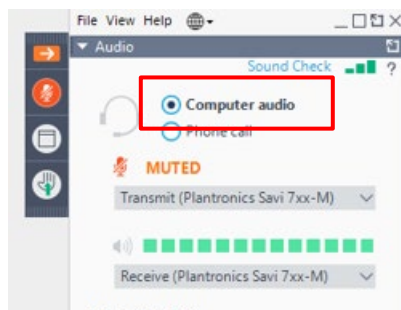
If you can't attend this webinar, you may [cancel your registration](#) at any time.

4. On the meeting date, login in to the webinar by following the link provided in your registration email or available on www.trpa.gov.
5. At the appropriate time for public comments, you will be able to "raise your hand" by clicking on the Hand icon located on the tab to the left of your GoToWebinar control panel and a TRPA staff member will unmute you and indicate that you can address the Governing Board.



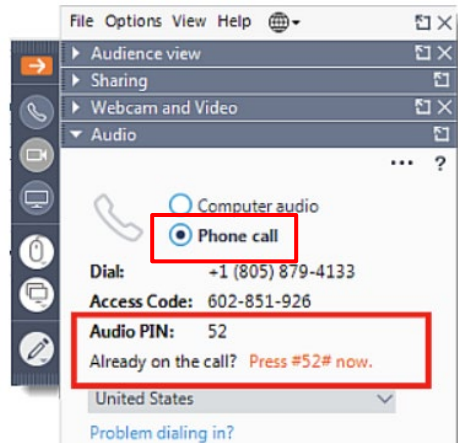
6. In order to be unmuted, you have to **be connected to audio** either through your computer (provided it has a microphone) or utilizing your phone as a microphone/speaker.

- To use your computer's mic and speakers:
 - Select Computer audio.
 - Use the drop-down menus to select the desired audio devices.
 - Click Continue.



- To use your telephone to dial in:
 - Select Phone call.
 - Use your telephone's keypad to dial the provided phone number and enter the Access code and **Audio Pin** when prompted.

- Click Continue.



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If any member of the public is not able to join the webinar via computer, tablet, or smartphone, they may contact Katherine Hangeland, khangeland@trpa.gov ahead of the meeting date to be sent an individual Dial-in Pin # so that TRPA Staff may identify them.

On the meeting day, if you don't have the ability to use any of the GoToWebinar apps on your computer, smartphone, or tablet, and you would like to make a comment at the Governing Board meeting, TRPA can pre-register you for the webinar and provide you with dial-in instructions and a unique PIN that will identify you. Please contact TRPA admin staff at virtualmeetinghelp@trpa.gov or call (775) 588-4547.

AGENDA

- I. CALL TO ORDER AND DETERMINATION OF QUORUM
- II. PLEDGE OF ALLEGIANCE
- III. APPROVAL OF AGENDA
- IV. APPROVAL OF MINUTES **Page 33**
- V. TRPA CONSENT CALENDAR (see Consent Calendar agenda below for specific items)
- VI. PLANNING MATTERS
 - A. Update on TRPA Climate Change Initiative:
 - 1) 2021-2022 Operations Work Plan Update **Informational Only Page 169**
 - 2) Briefing on Climate Change and Sustainability Initiative **Informational Only Page 169**
- VII. APPEAL
 - A. Appeal of Rejection of Appeal of Qualified Exempt Declaration QESZ2021-0152 and denial of Administrative Determination Request ADMIN2021-0030, 1600 North Lake Boulevard, Placer County, CA, Assessor's Parcel Number (APN) 094-160-009, Appeal File Number ADMIN2021-0033 **Action Page 233**
- VIII. REPORTS
 - A. Executive Director Status Report **Informational Only**
 - B. General Counsel Status Report **Informational Only**
- IX. GOVERNING BOARD MEMBER REPORTS
- X. COMMITTEE REPORTS
 - A. Local Government & Housing Committee **Report**
 - B. Legal Committee **Report**
 - C. Operations & Governance Committee **Report**
 - D. Environmental Improvement, Transportation, & Public Outreach Committee **Report**
 - E. Forest Health and Wildfire Committee **Report**
 - F. Regional Plan Implementation Committee **Report**

XI. PUBLIC INTEREST COMMENTS

Any member of the public wishing to address the Governing Board on any item listed or not listed on the agenda including items on the Consent Calendar may do so at this time. TRPA encourages public comment on items on the agenda to be presented at the time those agenda items are heard. Individuals or groups commenting on items listed on the agenda will be permitted to comment either at this time or when the matter is heard, but not both. The Governing Board is prohibited by law from taking immediate action on or discussing issues raised by the public that are not listed on this agenda.

XII. ADJOURNMENT

TRPA CONSENT CALENDAR

Item	Action Requested
1. October Financials	Approval <u>Page 65</u>
2. Release of City of South Lake Tahoe Air Quality Mitigation Funds (\$75,000), and Water Quality Mitigation Funds (\$75,000) towards purchase of a new, high-efficiency, Street Sweeper	Approval <u>Page 89</u>
3. Release of El Dorado County Operations and Maintenance Mitigation Funds (\$81,000), towards purchase of a new, CARB compliant, Vacuum/Rodder Truck	Approval <u>Page 93</u>
4. FY 2021-2022 State of Good Repair project lists for the Tahoe-Truckee Area Regional Transit (TART) and Tahoe Transportation District (TTD)	Approval <u>Page 99</u>
5. Allocation of FY 2021-2022 Local Transportation Funds of \$75,000 to the Tahoe Regional Planning Agency for the Administration and Planning of the Transportation Development Act	Approval <u>Page 105</u>
6. Estimated Allocation of FY 2021-2022 Local Transportation Funds of \$1,388,584 to Tahoe Transportation District	Approval <u>Page 111</u>
7. Estimated Allocations of the FY 2021-2022 State Transit Assistance funds of \$521,739, and approval for FY 2020-2021 State Transit Assistance final allocations of \$113,485 plus interest to the Tahoe Transportation District	Approval <u>Page 115</u>
8. Allocation of FY 2021-2022 State of Good Repair funds of \$91,604 to the Tahoe Transportation District for a preventative maintenance project	Approval <u>Page 121</u>
9. Estimated Allocation of FY 2021-2022 Local Transportation Funds of \$1,070,024 to Tahoe Truckee Area Regional Transit (TART)	Approval <u>Page 125</u>
10. Estimated Allocations of the FY 2021-2022 State Transit Assistance funds of \$447,260, and approval for FY 2020-2021 State Transit Assistance final allocations of \$73,886 plus interest to the Tahoe Truckee Area Regional Transit (TART)	Approval <u>Page 129</u>
11. Allocation of FY 2021-2022 State of Good Repair funds of \$78,527 to the Tahoe Truckee Area Regional Transit for purchase of a replacement 40' transit bus	Approval <u>Page 135</u>
12. Inflation Adjustment to TRPA Application Filing Fee Schedule	Approval <u>Page 139</u>
13. Resolution of Enforcement Action, Unauthorized Material Damage to Trees, Dana Marlin, Wren Circle, Douglas County, NV, Accessors' Parcel Numbers 1418-27-810-013 & 1418-27-810-014	Approval <u>Page 153</u>
14. Tunnel Creek Alternative Trail, EIP No. 03.02.02.0091, File No. EIPC2021-0008	Approval <u>Page 159</u>

The consent calendar items are expected to be routine and non-controversial. They will be acted upon by the Board at one time without discussion. The special use determinations will be removed from the calendar at the request of any member of the public and taken up separately. If any Board member or noticed affected property owner requests that an item be removed from the calendar, it will be taken up separately in the appropriate agenda category. Four of the members of the governing body from each State constitute a quorum for the transaction of the business of the agency. The voting procedure shall be as follows: (1) For adopting, amending or repealing environmental threshold carrying capacities, the regional plan, and ordinances, rules and regulations, and for granting variances from the ordinances, rules and regulations, the vote of at least four of the members of each State agreeing with the vote of at least four members of the other State shall be required to take action. If there is no vote of at least four of the members from one State agreeing with the vote of at least four of the members of the other State on the actions specified in this paragraph, an action of rejection shall be deemed to have been taken. (2) For approving a project, the affirmative vote of at least five members from the State in which the project is located and the affirmative vote of at least nine members of the governing body are required. If at least five members of the governing body from the State in which the project is located and at least nine members of the entire governing body do not vote in favor of the project, upon a motion for approval, an action of rejection shall be deemed to have been taken. A decision by the agency to approve a project shall be supported by a statement of findings, adopted by the agency, which indicates that the project complies with the regional plan and with applicable ordinances, rules and regulations of the agency. (3) For routine business and for directing the agency's staff on litigation and enforcement actions, at least eight members of the governing body must agree to take action. If at least eight votes in favor of such action are not cast, an action of rejection shall be deemed to have been taken.

Article III (g) Public Law 96-551 Tahoe Regional Planning Agency Governing Board Members: Chair, Mark Bruce, Nevada Governor's Appointee; Vice Chair, Cindy Gustafson, Placer County Supervisor Representative; Shelly Aldean, Carson City Supervisor Representative; Barbara Cegavske, Nevada Secretary of State; Ashley Conrad-Saydah, California Governor's Appointee; Belinda Faustinos, California Assembly Speaker's Appointee; John Friedrich, City of South Lake Tahoe Councilmember; A.J. Bud Hicks, Presidential Appointee; Alexis Hill, Washoe County Commissioner; Vince Hoenigman, California Governor's Appointee; James Lawrence, Nevada Dept. of Conservation & Natural Resources Representative; Sue Novasel, El Dorado County Supervisor; Wesley Rice, Douglas County Commissioner; Hayley Williamson, Nevada At-Large Member; William Yeates, California Senate Rules Committee Appointee.