

**TRPA
GOVERNING BOARD
PACKETS**

**NOVEMBER
1989**

GB
11-1989

TAHOE REGIONAL PLANNING AGENCY
NOTICE OF MEETINGS

NOTICE IS HEREBY GIVEN that on November 15 and 16, 1989, commencing at 9:30 a.m. on the 15th and at 8:30 a.m. on the 16th, at the TRPA office, 195 U.S. Highway 50, Round Hill, Zephyr Cove, Nevada, the Governing Board of the Tahoe Regional Planning Agency will conduct its regular meeting. The official agenda is attached hereto and made a part of this notice.

NOTICE IS FURTHER GIVEN that on November 15, 1989, at 8:30 a.m., in the same location, the TRPA Legal Committee will meet to discuss settlement of Newton v. TRPA.

NOTICE IS FURTHER GIVEN that on November 15, 1989, at 8:30 a.m. in the same location, the TRPA Finance Committee will meet to discuss receipt of the October financial statement, the status of FY 89-91 funding from California and Nevada, solicitation for FY 89-90 auditor, and the salary of Agency counsel and Executive Director.

NOTICE IS FURTHER GIVEN that on November 15, 1989, during the lunch recess, the TRPA Rules Committee will meet to discuss adoption of Article XIII, Project Securities; related amendments to Article XII, Rules of Procedure; and amendment of Article VII, Advisory Planning Commission.

Date: November 8, 1989

By:

David S. Ziegler
David S. Ziegler
Executive Director

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda.

TAHOE REGIONAL PLANNING AGENCY
GOVERNING BODY

TRPA Office 195 U.S. Highway 50
Zephyr Cove, Round Hill, Nevada

November 15, 1989 9:30 a.m.
November 16, 1989 8:30 a.m.

All items are action items unless otherwise noted.

OFFICIAL AGENDA

I PLEDGE OF ALLEGIANCE

II ROLL CALL AND DETERMINATION OF QUORUM

III APPROVAL OF MINUTES

IV APPROVAL OF AGENDA

V CONSENT CALENDAR (see page 3)

VI PROJECT REVIEW

- A. Lake Tahoe Winter Sports Center, Special Use Determination, El Dorado County APN 34-341-07
- B. Lissner, New Boat Lift, Washoe County APN 122-251-12
- C. South Tahoe Public Utility District, Amendment of 1985 Permit for Wastewater Treatment Plant Modification, APN 25-061-30 and -32

VII PLANNING MATTERS

- A. Determination Regarding Available Sewer Capacity for Issuance of 1989 and 1990 Allocations in the South Tahoe Public Utility District Service Area of El Dorado County and the City of South Lake Tahoe
- B. Amendment of Chapter 37 (Individual Parcel Evaluation System) to Provide Additional Opportunity for IPES Appeals (No Action)
- C. Code Interpretations Made by Executive Director

VIII PUBLIC HEARING AND ADOPTION OF ORDINANCES/RESOLUTIONS, EIS CERTIFICATION

- A. Amendment to Plan Area 170 to Add Eating and Drinking Places as a Special Use
- B. Amendment of Chapter 4, Appendix A, Relative to Security Forfeitures; Adoption of Article XIII, Rules of Procedure, and Related Amendment to Article XII, Notice

- C. Amendment to Plan Area 089B to Permit Collection Stations as a Special Use
- D. Amendment of Regional Plan Land Capability Overlay Map Pursuant to Man-Modified Determination, William Chambers, Washoe County APN 129-500-04

IX COMPLIANCE MATTER

- A. Security Forfeiture, Davis, 1707 Lakeshore Drive (Highway 28), Washoe County APN 130-331-04

X APPEALS

- A. Lieb, Appeal of Executive Director Determination on Cessation of Nonconforming Use (Clementine's Restaurant), Placer County APN 84-110-04

XI COMMITTEE RECOMMENDATIONS

A. Finance Committee

1. Receipt of the October Financial Statement
2. FY 89-91 Budget Requests to California and Nevada (Report Only)
3. Salary of Executive Director and Agency Counsel

B. Legal Committee

1. Settlement of Newton v. TRPA, Case No. 18345, Douglas County

XII REPORTS (No Action)

A. Status Report on North Shore Economic Study

B. Executive Director

1. Projects Reviewed at Staff Level and on Emergency Permits Issued by Executive Director
2. Residential Allocations Issued in the South Tahoe Public Utility District Service Area of El Dorado County and the City of South Lake Tahoe
3. Notice of Preparation, Draft EIS, South Tahoe Loop Road System

C. Agency Counsel

D. Governing Board Members

XIII ADMINISTRATIVE MATTERS

XIV RESOLUTIONS - 1:30 p.m., November 15, 1989

A. For Former Executive Director William A. Morgan

XV PUBLIC INTEREST COMMENTS (No Action)

XVI ADJOURNMENT

CONSENT CALENDAR

<u>Items</u>	<u>Recommended Action</u>
1. Release of Water Quality Mitigation Funds (\$30,000) to El Dorado County for Tahoe Paradise Unit #60 Erosion Control Project	Approval
2. Release of Water Quality Mitigation Funds (\$6,000) to El Dorado County for Purchase of Specialized Equipment to Protect Erosion Control Facilities	Approval
3. Release of Water Quality Mitigation Funds (\$27,436.15) to El Dorado County for the Lease/Purchase of Specilized Equipment to Maintain Erosion Control Projects	Approval
4. Release of Water Quality Mitigation Funds (\$112,000) to Washoe County for Purchase of Specialized Equipment for Erosion Control Maintenance	Approval
5. Release of Water Quality Mitigation Funds (\$233.86) to Douglas County for Elk Point Erosion Control Project	Approval
6. Lutkemuller, Completed Land Capability Challenge, 400 Old Mill Road, Placer County APN 093-180-18	Approval With Findings

These consent calendar items are expected to be routine and noncontroversial. They will be acted upon by the Governing Board at one time without discussion. If any Governing Board member or noticed affected property owner requests that any item be removed from the consent calendar, it will be taken up separately under 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

This agenda has been posted at the TRPA office and at the following post offices: Zephyr Cove and Stateline, Nevada, and Tahoe Valley and Al Tahoe, California.

TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 7, 1989

To: The TRPA Governing Board

From: The Staff

Subject: October Meeting Minutes

The minutes for the regular October meeting were not completed in time for inclusion on the November packet mailing. They will be included with the December meeting material.

jf

AGENDA ITEM III

TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 3, 1989

To: TRPA Governing Board

From: TRPA Staff

Subject: Release of Water Quality Mitigation Funds to
El Dorado County for Tahoe Paradise Unit #60
Erosion Control Project

Summary

El Dorado County requests the release of \$30,000 in water quality mitigation funds for the Tahoe Paradise Unit #60 Subdivision Erosion Control Project (see letter attached). The project has been completed and will improve water quality and reduce flooding in the subdivision. TRPA staff recommends the release of \$30,000 to El Dorado County with the following conditions:

1. The County shall use the funds only for the Tahoe Paradise Unit #60 Erosion Control Project.
2. The County shall keep complete records of all funds expended on the project and how they were used. Such records shall be made available for review and audit by the TRPA upon written request.
3. The County will insure that this project is properly operated and maintained in perpetuity.

If you have any questions, please contact Jerry Budy at (702) 588-4547.

JB:rdh
11/3/89

CONSENT CALENDAR ITEM 1.

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County of El Dorado

DEPARTMENT OF TRANSPORTATION



360 Fair Lane
Placerville, California 95667
Phone (916) 626-2347

RECEIVED

SCOTT CHADD
Director of Transportation

July 21, 1989

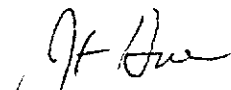
JUL 24 1989
1989-11-7
TAHOE REGIONAL
PLANNING AGENCY JN 85110

Mr. Jerry Budy
Tahoe Regional Planning Agency
P.O. Box 1038
Zephyr Cove, Nv 89448

Dear Jerry:

In 1987 El Dorado County constructed an erosion control project in the Tahoe Paradise 60 subdivision utilizing \$30,270 in TRPA Water Quality Mitigation Funds. This year we plan to construct improvements in and adjacent to the Celio Ranch. Please consider this request for release of an additional \$30,000 in mitigation funds for our 1989 construction.

Sincerely,


J.F. Haen,
Associate Civil Engineer

JFH/ms

w\work\trpa85110

TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 3, 1989

To: TRPA Governing Board

From: Agency Staff

Subject: Release of Water Quality Mitigation Funds
to El Dorado County for the Purchase of
Specialized Equipment to Protect Erosion
Control Facilities

Summary

El Dorado County requests the release of \$6,000 in water quality mitigation funds for the purchase of specialized equipment necessary for the installation of snow stakes (see letter attached). The equipment requested is a hydraulic power unit with a stake pounding attachment. The installation of snow stakes not only provides County personnel plowing assistance, but also protects roadside erosion control facilities. As more and more erosion control projects are completed, roadside vegetation and rock-lined ditches need protection during the winter snow removal season. Thus, the installation of snow stakes is a relatively inexpensive method to protect costly erosion control facilities. TRPA staff recommends the release of \$6,000 to El Dorado County, with the following conditions:

1. The County shall use the funds only for the purchase of equipment and not for personnel.
2. The County shall keep complete records of all funds expended and how they were used. Such records shall be made available for review and audit by the TRPA upon written request.

If you have any questions, please contact Jerry Budy at (702) 588-4547.

JB:rdh
11/3/89

CONSENT CALENDAR ITEM 2.

CUL 3



2441 Headington Rd.
Placerville, California 95667
Phone (916) 621-5900



SCOTT CHADD
Director of Transportation

September 8, 1989

1989-2418
RECEIVED

BY _____

SEP 13 1989

Mr. Jerry Budy
Tahoe Regional Planning Agency
P.O. Box 1038
Zephyr Cove, NV 89448

**TAHOE REGIONAL
PLANNING AGENCY**

RE: Water Quality Mitigation Funds

Dear Jerry:

At the El Dorado County Board of Supervisor's September 5, 1989 meeting, the Department of Transportation was authorized to request \$6,000 from the Water Quality Mitigation Fund. The request is for purchase of equipment necessary for the installation of snow stakes.

Our erosion control construction projects require approximately 3000 new stakes each fall to protect the improvements installed. The installation of these stakes is conducted by our road crews after the contractor has completed the job.

This time frame and our present manual method of stake installation is not working. The equipment needed is a hydraulic power unit with a stake pounding attachment.

Therefore, the El Dorado County Department of Transportation respectfully requests that \$6,000 in Water Quality Mitigation Funds be approved for purchase of equipment related to our erosion control program.

Call me with any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "J.F. Haen".

J.F. Haen,
Associate Civil Engineer

JFH/ms
wp\work\pounder

TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 3, 1989

To: TRPA Governing Board

From: Agency Staff

Subject: Release of Water Quality Mitigation Funds to
El Dorado County for the Lease/Purchase of
Specialized Equipment to Maintain Erosion
Control Projects

Summary

At the June 22, 1988 meeting of the TRPA Governing Board, El Dorado County was authorized to initiate the lease/purchase of specialized equipment to maintain erosion control projects. \$30,000 was released for the first year's payment.

El Dorado County requests the release of \$27,436.15 in water quality mitigation funds for the second year's payment for the lease/purchase agreement (see letter attached). TRPA staff recommends the release of \$27,436.15 to El Dorado County, with the following conditions:

1. The County shall use the funds only for the purchase of equipment and not for personnel.
2. The County shall keep complete records of all funds expended and how they were used. Such records shall be made available for review and audit by the TRPA upon written request.

If you have any questions, please contact Jerry Budy at (702) 588-4547.

JB:rdh
11/3/89

CONSENT CALENDAR ITEM 3.

CUL

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County of El Dorado

DEPARTMENT OF TRANSPORTATION



2441 Headington Rd.
Placerville, California 95667
Phone (916) 621-5900



SCOTT CHADD
Director of Transportation

September 12, 1989

1989-2474
RECEIVED

BY _____

SEP 15 1989

**TAHOE REGIONAL
PLANNING AGENCY**

Mr. Jerry Budy
Tahoe Regional Planning Agency
P.O. Box 1038
Zephyr Cove, NV 89448

RE: Vactor and Sweeper Payments

Dear Jerry:

Please authorize a warrant for the second year of El Dorado County's lease-purchase of the vactor and sweeper trucks.

As approved in 1988, El Dorado County will utilize Water Quality Mitigation Funds to pay half the cost for each vehicle.

The total payments are:

	\$31,034.17	(Vactor)
	\$23,838.14	(Sweeper)
Total	<u>\$54,872.31</u>	

Your payment is therefore \$27,436.15. Please make the warrant payable to El Dorado County and send it to our Tahoe office. I am sending our payment schedule for your files.

Call me at 573-3182 with any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Haen".

Jim Haen,
Associate Civil Engineer

encl
JH:kh
wp/w/swppymnt

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TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 3, 1989

To: TRPA Governing Board

From: Agency Staff

Subject: Release of Water Quality Mitigation Funds to
Washoe County for Purchase of Specialized
Equipment for Erosion Control Maintenance

Summary

Washoe County requests the release of \$112,000 in water quality mitigation funds for the purchase of a vacuum street sweeper (see letter attached). Several million dollars are being invested in water quality improvement projects on streets and highways. The continued effectiveness of these projects requires maintenance. In some instances, maintenance requires specialized equipment which some local government agencies do not have.

The mitigation fees collected pursuant to Chapter 82 are designed to offset the expected impacts of projects by at least 150 percent. The fee was based on the estimated cost of constructing projects, not including maintenance. Other agencies funding water quality improvement projects do not allow their grant monies to be used for maintenance equipment. The amount of mitigation funds raised by TRPA in a year in any one jurisdiction is not large. Equipment purchased by local government would be useful for other than water quality-related facilities and perhaps be useful for areas outside the Tahoe Region.

On May 25, 1988, the Governing Board discussed this matter and concluded that requests for the release of water quality mitigation funds for specialized equipment for erosion control maintenance should be approved on a case-by-case basis. TRPA staff recommends the release of \$112,000 to Washoe County, with the following conditions:

JB:rdh
11/3/89

CONSENT CALENDAR ITEM 4.

Release of Water Quality Mitigation Funds to
Washoe County for Purchase of Specialized
Equipment for Erosion Control Maintenance
Page 2

1. The County shall use the funds only for the purchase of equipment and not for personnel.
2. The County shall keep complete records of all funds expended and how they were used. Such records shall be made available for review and audit by the TRPA upon written request.

If you have any questions, please contact Jerry Budy at (702) 588-4547.

11/3/89

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WASHOE COUNTY

"To Protect and To Serve"



OFFICE OF THE COUNTY MANAGER

October 17, 1989

1205 MILL STREET
POST OFFICE BOX 11130
RENO, NEVADA 89520-0027
PHONE (702) 328-2000

1989-2738
RECEIVED

BY _____

OCT 19 1989

TAHOE REGIONAL
PLANNING AGENCY

G. Medkiff
William A. Morgan
Executive Director
Tahoe Regional Planning Agency
P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

Dear Bill:

Washoe County requests TRPA approval to use its Water Quality Mitigation Funds to purchase a street sweeper for Incline Village/Crystal Bay. We estimate that the street sweeper will cost about \$112,000.

Once we receive TRPA Board approval and award a bid, we will contact your staff for release of the specific dollar amounts we need.

I am enclosing the following items for your review:

- o A copy of the Washoe County Specification Requirements for a street sweeper.
- o Information on one of the sweepers which meets those requirements (the Sunvac Force Four Vacuum Street Sweeper).
- o A letter from Robert Mays, County Road Superintendent, stating his assurance the sweeper will be permanently assigned to the Lake Tahoe area.

Please contact Mark Griffin in the Finance Division Office (328-2070) or myself if you need any additional information.

Sincerely,

Dianne L. Cornwall
Dianne L. Cornwall, Chairman
Washoe County Commission

DLC/MG/mb
Enc.



1
1989-27
OFFICE OF THE WASHOE COUNTY CLERK RECEIVED

COUNTY COURTHOUSE, VIRGINIA AND COURT STS.
P.O. BOX 11130, RENO, NEVADA 89520
PHONE (702) 328-3260

BY _____

OCT 24 1989

JUDI BAILEY
County Clerk

October 20, 1989

TAHOE REGIONAL
PLANNING AGENCY

✓ Gary Midkoff, Acting Director
TRPA
P. O. Box 1038
Zephyr Cove, Nevada 89448

Dear Mr. Midkoff:

I, Judi Bailey, County Clerk and Clerk of the Board of County Commissioners, Washoe County, Nevada, do hereby certify that at a regular meeting of the Board held on October 17, 1989, Chairman Cornwall issued the following order:

89-1030 WATER QUALITY MITIGATION FUNDS - TRPA

Upon recommendation of Mark Griffin, Finance Division, on motion by Commissioner McDowell, seconded by Commissioner Reid, which motion duly carried, it was ordered that \$112,000 be released from the TRPA Water Quality Fund to purchase a street sweeper for Incline Village/Crystal Bay, and that Chairman Cornwall execute a letter authorizing release of said funds.

Very truly yours,

Judi Bailey
JUDI BAILEY, County Clerk and
Clerk of the Board of Washoe
County Commissioners

cc: Public Works, Health, Road Division, Budget

TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50
Round Hill, Zephyr Cove, NV

P.O. Box 1038
Zephyr Cove, Nevada 89448-1038

(702) 588-4547
Fax (702) 588-4527

MEMORANDUM

November 3, 1989

To: TRPA Governing Board
From: Agency Staff
Subject: Release of Water Quality Mitigation Funds to Douglas
County for Elks Point Erosion Control Project

Summary

Douglas County requests the release of \$233.86 in water quality mitigation funds for the Elks Point Erosion Control Project (see letter attached). This project has been completed and includes the following improvements.

- (1) One sediment basin
- (2) AC drainage swales
- (3) Rock-lined swales
- (4) Revegetation

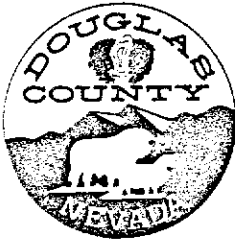
TRPA staff recommends the release of \$233.86 to Douglas County in order to balance a deficit, with the following conditions:

1. The County shall use the funds only for the Elks Point Erosion Control Project.
2. The County shall keep complete records of all funds expended on the project and how they were used. Such records shall be made available for review and audit by the TRPA upon written request.

If you have any questions, please contact Jerry Budy at (702) 588-4547.

JB:rdh
11/3/89

CONSENT CALENDAR ITEM 5.



DEPARTMENT OF PUBLIC WORKS

Planning
Engineering
Building and Safety
Regional Transportation
Building Maintenance
Parks Maintenance
Road Maintenance

1989-2714
RECEIVED

October 10, 1989

Mr. Jerry Budy
Tahoe Regional Planning Agency
P. O. Box 1038
Zephyr Cove, Nevada 89448-1038

OCT 17 1989

TAHOE REGIONAL
PLANNING AGENCY

Dear Mr. Budy:

Please find attached a Budget Summary for the Elk Point Erosion Control Project completed in the 1988-89 fiscal year by Douglas County using TRPA Mitigation Fees and Burton-Santini monies.

Our account indicates a deficit balance in regards to the revenues and expenditures on the project. Since the funds used from the Burton-Santini Grant were all that was available for that fiscal year and present funds are committed as matching funds for approved projects, we respectfully request that the deficit balance of \$233.86 be made available with Douglas County TRPA mitigation fees to finalize our project account.

Thank you for your consideration of the above matter. If you have further questions please contact me.

Sincerely,


Mark B. Palmer, P.E.

cc: Tim Homann, Public Works Director
Anne Henderson, Accountant

MBP/ENBUDY1/ks

ELK POINT EROSION CONTROL PROJECT
BUDGET SUMMARY

FUND 245 DEPT. 216

Contractor Payments	\$32,788.93
Project Administration	\$ 9,152.93
Utility Payment (SPPCo Pole Relocation)	\$ 682.00
<hr/>	
Account Expenditures	\$42,623.86
TRPA Mitigation Fees	\$27,390.00
Burton-Santini Grant	\$15,000.00
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Revenues Received	\$42,390.00
Account Balance	- \$ 233.86

MBP/ENBUDY1/ks