

# Avila Valley Advisory Council

## Minutes of October 11, 2004 Meeting

### Call to Order

T. Eberhardt called the meeting to order at 7:02 p.m.

**Members Present:** T. Eberhardt, M. Gooden, L. Newton, J. Salisbury, J. Scott, J. Taylor, R. Kiessig, S. Gooding, N. Matlin, D. Palaia, T. Ivarie, B. Tickell, K. Argano

**Members Absent:** K. Bittner, A. Brown, L. Walter, and J. Biesek

**Approval of minutes:** *Motion* (Gooding/Taylor) to approve minutes of Sept. 13, 2004 meeting passed

### 1.0 TREASURER'S REPORT

**T. Eberhardt**

2 checks expended: 1 to Jan Taylor for \$89.50 and 1 to ASAP printing for \$18.17. Ending balance is \$1004.58. *Motion* (Ivarie/ Gooding) to approve report passed

### 2.0 COUNTY REPORTS

#### 2.1 Sheriff's Department

**Commander Robin Weckerly**

No report

#### 2.2 County Supervisor, District 3

**Peg Pinard**

No report

#### 2.3 County Planning Staff

**James Caruso**

Introduced Martha Neder, planner with responsibility for Port San Luis Master Plan. On Oct. 26, 2004 will go to Board of Supervisors for authorization of application. After that hearing she will return to AVAC with opportunity for further comments.

Lots of Avila projects went to subcommittee; they will be discussed later.

### 3.0 Old business

**3.1 DeVincenzo GPA/ Development Plan/ Recommendation for Avila Valley Lodge:** Jan Taylor summarized the subcommittee's recommendations: A) With respect to development on project site: 1) AVAC continues support for no project in favor of alternative uses that are considered relatively low intensity. 2) AVAC supports development that contains all components on a single site. 3) AVAC might be able to support a version of Alternative 9, the Environmentally Superior Alternative. B) If the County intends to consider the proposed project, AVAC supports implementation of the following prior to consideration: 1) An economic impact report. 2) Evaluation of the leach field design. 3) Subcommittee supports the EIR mitigation for the onsite wastewater system and request that prior to any project approval the applicant shall provide assurance for responsibility if there is a system failure. 4) Proof of a realistic and adequate potable water supply.

Dr. DeVincenzo and several of his representatives addressed some of the concerns in the subcommittee's recommendations. 2 members of the audience expressed concerns about the scope of the project and the impact of traffic. 1 member of the audience liked the vision, but has concerns about the EIR. Board members responded to comments, asked questions and expressed feelings about the subcommittee's recommendations.

*Motion* (Gooding/Ivarie) to support development that contains all components on a single site so that the scale of the development conforms to the site did not pass. *Motion* (Salisbury) to send the proposal forward by just taking out # 1 on page 3 (no project) failed for lack of a second.

*Motion* (Newton/Argano) to transmit the subcommittee's comments after deleting the "Development on Project Site" section on the bottom of page 3 and send forward everything else passed (9 to 4).

#### 3.2 Diablo Update on Legal Challenges

**Dusty Palaia**

Presented a written report: Westinghouse Electric Co. has won a contract worth \$100 million, to replace eight steam generators at Diablo Canyon. Replacement, however, is contingent on approval from the state Public Utilities Commission, which plans hearings soon. An environmental report would be done before a decision by the commission, expected in the fall of 2005. The overall project is expected to cost more than \$700 million.

Environmental groups claim that costs of replacement of expensive aging components will boost the price tag considerably. They contend that as the plant ages it will become more expensive to keep it running, and that the rate payers have already borne the burden of over \$4 billion in cost overruns. Within the next five years roughly 13 percent to 39 percent of Diablo Canyon's 1400 employees will be eligible to retire.

Earlier this year Public Citizen and Mothers for Peace sued the NRC, accusing the agency of violating federal law on rule making procedures when it issued new rules on what kinds of terrorist attacks plants are required to guard against. The agency acted without notifying the public or taking comment. The Court on September 10th issued an order that effectively tells the agency to provide the rule making proceeding sought in the lawsuit. giving the NRC 120 days to schedule a date to conduct a proper rule making.

#### **4.0 New Business**

**4.1 What is the Avila Foundation?** Bill Garrish distributed a flyer about the Avila Foundation and offered to answer any questions the board might have.

**4.2 What is the Neutrino Project?** Dr. Buffa from Cal Poly presented information about a proposed project between Berkeley, Cal Poly and Diablo Canyon to study neutrinos. Local plant management has said no to the project even though both universities are very excited. Dr. Buffa is trying to rally grassroots support for the project.

*Motion* (Newton/Salisbury) to send a letter to PG&E corporate & PG&E local that AVAC supports reopening discussions about the Neutrino project between PG&E and the scientists passed.

#### **5.0 EXECUTIVE COMMITTEE/COMMUNICATIONS**

No report

#### **6.0 STANDING & AD HOC COMMITTEE REPORTS**

##### **6.1 Avila Beach Committee (Lisa Newton/John Salisbury)**

*Motion* (Newton/Salisbury) to approve Kelsey project with 2 contingencies: 1) ROW from County 2) Avila CSD abandon the sewer line and to approve the Carrol project since a lot of work has been done to make the project acceptable passed.

Committee still has some concerns about the Gardiner project, will bring it back later.

**6.2 Avila Valley Committee (Jan Taylor)** No report

**6.3 San Luis Bay Estates (Sheri Gooding)** Concern about Lupine Canyon Rd. and a retaining wall that is failing. The County is now working with the developer to remediate the situation.

**6.4 See Canyon (Bill Tickell)** No report

**6.5 Squire Canyon (Karin Argano)** Completed fire and evacuation plan

**6.6 Traffic Circulation (Jan Taylor/Sherri/Gooding):** Committee heard a presentation by group of parents from Bellevue Santa Fe. Principal has not yet contacted public works.

**6.7 Community Liaisons** No reports

#### **7.0 PUBLIC COMMENT**

2 more weeks for the Farmer's Market in Avila

#### **8.0 ADJOURNMENT**

Meeting was adjourned at 8:58PM.

Respectfully submitted,  
Marylou Gooden, Secretary