

# Final

## AVILA VALLEY ADVISORY COUNCIL

San Luis Obispo County, California  
P.O. Box 65, Avila Beach, CA 93424

[www.AvilaValley.org](http://www.AvilaValley.org)

Minutes of Monday, September 8, 2014

1. The meeting was called to order at by Chair Jim Hartig. Present were Jim Hartig, Denise Allen, Anne Brown, Julia Hartzell, Lisa Newton, Lynn Helenius, Jan Taylor, Bob Pusanik, Mike Grantham, Saul Goldberg, Karla Bittner Bill Tickell, Kirt Collins. Excused were Mary El Hansen and Ken Thompson.

2. The Minutes for the July 14th meeting were approved as emailed. Anne thanked Lynn for taking the Minutes in her absence.

3. Chair's Comments: Jim mentioned that several emails had been sent with reports included.

4. Public Comment:

a. Shirley Goetz distributed a "bird sanctuary" flier announcing a "ribbon cutting ceremony on Sept 20<sup>th</sup> at 10 a.m. at the Community Center Garden. All are invited.

b. Jeff Marshall states he is an Avila resident and uses the BJTrail with an ebike. He resents the exclusion of these bikes on the Trail, even though he doesn't use the motor part.

5. Treasurer's Report: Julia reports no bills; \$1413.77 in the Treasury.

6. County Reports:

a) Sheriff's Dept: Cmdr. Aaron Nix reports stats for July: 182 calls (miscellaneous) and August: 181 calls. Board members received the reports by email.

b) Highway Patrol: Cpt. Matt Olson reports one accident on August 20<sup>th</sup> (At San Luis Bay Drive and Avila Beach Rd.) and one DUI. He was queried about an accident at Ontario Rd. and SLBay Drive, but didn't have knowledge of it. He says that any vehicle parked on Avila streets for 72 hrs can be tagged and towed in left longer. CHP will have 2 officers patrolling the Forever Neverland Event at the golf course.

c) Planning: Ryan Hostetter reports 1. Planning Commission decision to allow D-ray project at 90 San Miguel St.; 2. A "scoping" meeting for the Tank Farm project is planned for the end of October. We will be notified; the Mazzone project is in process; SLBE Lot 69 project is "on hold". See "New Business".

d) Public Works: Jeremy Ghent reports that an inspection revealed that all of the sandwich boards in the town area have been removed. There were no illegal mobile vendors when they inspected. He was asked to inspect again on the following weekend when most of the violations occur. The issue of parking on San Miguel St. is hard to enforce. He is working with CHP to define "driveways", which residents need to access their property. When asked, he stated there is an ordinance against residents parking in their yards which is currently happening. The Avila Barn has increased its signage to indicate "one-way only" and has eliminated parking spots at their front entrance to cut down on congestion at the entrance. The 5-year circulation study is due and our Land Use

Committee will work with him. So Cal Gas Company will be replacing old lines at AB Drive and Ontario Rd. Notices will be sent when work commences. Audience members had various complaints involving Avila roads.

e) County Parks: Curtis Black addressed 1. The e-bike issue on BJ Trail: there is no County code for powered bikes, but the State Vehicle Code does have restrictions. Not allowed on pathways except adjacent to roadways with exceptions for ADA which must be 3 or 4 wheeled. The signing is for educational purposes and to elicit compliance. Rangers have also been patrolling and educating users. The new SB 2173 addresses e-bikes. Sheriff Cmdr Nix states that their department will enforce the Vehicle code, but will not patrol the Trail. 2. Drones: County Ordinance prevents their use + model planes, etc. If noticed, report to Parks.

Sean Cooper, Parks planner reports on the Draft EIR for the BJTrailhead/Octagon Barn segment. An “alternative” section showing the “under 101” route will be available at the end of September. Several other changes were made to the draft EIR after comments from the public i.e the Baron Canyon/Monte Rd. area and the creek crossings. After this “alternative section” is release, there will be a 45-day comment period with the Final Draft going to the BOS at the end of the year.

f) Cal Fire: Batt. Chief Lee reported 51 calls for service 21 being EMS calls. The Dept is anxiously looking for rain!! They are conducting a “phased” project to protect our area from any incursion from the Montano de Oro direction. He states that they need “paid on-call” firefighters: apply at Station 62.

g) Supervisor Hill reports:

1. Pismo Preserve is a reality!! (Applause!) Could be open next summer.
2. The Budget is in good shape.
3. At tomorrow’s BOS meeting, approval of under-grounding of lines on

San Luis Parkway from San Rafael to 1<sup>st</sup> St.

4. The Gas Company is working on old lines throughout the County, probably in response to the San Bruno explosion.

5. Forever Neverland Event at the Golf course this weekend: various County agencies are involved. Adam will not be attending, but AVAC encouraged him to come to Avila this weekend to see the impacts that such an event has on the community. Disappointment was expressed by an AVAC member that the Pirate’s Cove project was denied by the Coastal Commission; Adam concurred.

7. Old Business:

Colony Lot Split (SUB2013-00054): Anne, as “convener” of the Avila Beach Committee reported that this item went to the SRB before it was reviewed again as planned in the March 27, 2014 sub-committee meeting. Now the item is scheduled by SRB for October 6<sup>th</sup> and any input from AVAC has to be made NOW. She presented 4 major concerns:

- Lot width
- Side setback
- Building Height
- Conflict with vacation rental ordinance

The Avila sub-committee recommends that **AVAC submit to Planning the “concerns” text for submission to the SRB, and include the Minutes from the March 27<sup>th</sup> meeting.** Motion by Bob Pusanik, second by Bill Tickell. Passed 15/0.

8. New Business:

Lot 69 San Luis Bay Estates: Sherri and Bob recommend support to Planning that the application is not complete. In addition, there are concerns about:

- The number of houses proposed
- Need for a Planned Development Permit
- Inconsistencies which require amendments

A motion was made by Sherri, seconded by Saul that **Comments be forwarded to Planning with recommendations that the application NOT be accepted for processing due to numerous deficiencies as referenced in the attached concerns outlined by the SLBE committee of AVAC.** Passed 15/0.

9. Community Liaisons: (3 Minutes)

a) Avila Beach Civic Association: Lisa encouraged attendance at the Avila Apple Festival October 4<sup>th</sup> and 5<sup>th</sup>. Requests for Auction Items which support the ABCA.

b) Avila Beach Community Foundation: No report

c) Port San Luis: Steve McGrath reports a BUSY summer, but a safe one. He complimented his staff (lifeguards, etc.) for their diligence. The Harbor Terrace draft EIR should be available next week. Fire rings on Port beach were off early this year due to the fire danger/drought. They have not experienced any illegal fires. The flooding at San Francisco and 1<sup>st</sup> Sts. is due to low creek water and high surf in combination. Public Works is working on the issue.

d) PG&E/Diablo Canyon: Eric Daniel reports a recent tour of the plant, and due to its success, another is being planned. There will be a planned outage in late September/October. In response to a question re: Dr. Peck, Eric states that this is an “internal” squabble within the NRC.

10. AVAC Committees:

- i) Land Use: No report
- ii) Diablo: No report
- iii) Port: see above
- iv) Avila Beach: Anne reports that the town “is back” after the summer rush.
- v) San Luis Bay Estates: see above.
- vi) Avila Valley: no report
- vii) See Canyon: Denise reports a low apple season due to the drought.
- viii) Squire Canyon: no report

11. Next Meeting: Monday, October 13, 2014 (Columbus Day)

12. Adjourn: at 8:57 p.m.