

## **ACTION MINUTES**

### **LAND USE & COMMUNITY DEVELOPMENT COMMITTEE**

July 21, 2011

**MEMBERS PRESENT:** Richard Forster, Supervisor, District II  
Louis Boitano, Supervisor, District IV

Supervisor Boitano called the meeting to order at 10 a.m.

**AGENDA:** Approved.

**CORRESPONDENCE:** None.

**APPROVAL OF MINUTES:** The minutes of the April 21, 2011 meeting were approved by Supervisor Boitano and Supervisor Forster.

The minutes of the June 22, 2011 and June 30, 2011 meeting were approved by Supervisor Forster. Supervisor Boitano abstained from approval of the June 22 and June 30, 2011 minutes.

**PUBLIC MATTERS NOT ON THE AGENDA:** None.

**ITEM 1. REQUEST FOR POSSIBLE RECOMMENDATION TO A VARIANCE TO SETBACK FROM PROPERTY LINE TO ALLOW A SEPTIC TANK TO REMAIN IN PRESENT LOCATION ON APN 032-030-016-000 (ENOCHS)—Environmental Health Department**  
(Present: Mike Israel, Environmental Health; Kurt Enochs, property owner)

Mike Israel, Environmental Health, said the septic system on APN 032-030-016-000 is in the process of being replaced. At the time of replacement, it became apparent that the existing septic tank is located approximately 2 feet from the property line. Per code, the minimum setback is 5 feet from the property line. Aside from the setback, Environmental Health has no reason to require the septic tank be replaced or relocated. Mark Sherwood, the neighboring property owner, was notified of this meeting, He did not respond to the notification and did not attend this meeting. Mr. Enochs said Mr. Sherwood has indicated he does not have an issue with the proximity of the tank.

The Committee agreed, since it appears the septic tank was installed too close to the property line in error by the previous property owner, it would not be necessary to relocate the septic tank. Discussion took place regarding whether Environmental Health should note the location of the septic tank on the face of the septic permit or whether it was more appropriate to pursue a variance from the Board of Supervisors. It was agreed, to avoid a potential problem in the future, the best solution would for the Board of Supervisors to grant a variance.

**Committee Action:** The Committee recommended a variance to the septic tank setback to the property line and directed Environmental Health to place the matter on the Board of Supervisor's Consent Agenda for approval.

**ITEM 2. DISCUSSION AND POSSIBLE DIRECTION REGARDING SAFETY  
VACUUM RELEASE SYSTEMS ON PUBLIC POOLS—Environmental  
Health Department**

(Present: Mike Israel, Environmental Health)

Mike Israel, Environmental Health, reviewed the intent of the federal Virginia Graeme Baker Act, and said as of July, 2010, public pools were to come into compliance by installing vacuum/suction release systems. The public pools in Amador County have come into compliance; however, one of the more popular SVRS valves that was installed is not functioning properly.

Environmental Health is seeking direction on whether or not to close a pool if the vacuum/suction release system is not functioning at the time of inspection and not be allowed to reopen until the problem is fixed or the component replaced; and, since the product has failed so many times, is it appropriate to not allow the product in Amador County. There are other products available

**Committee Action:** The Committee directed Environmental Health to close the public pool when the safety vacuum release system is not functioning properly. The Committee further directed Environmental Health not to institute a ban on the use of the equipment that has not been reliable.

The meeting adjourned at 10:27 a.m.