

ACTION MINUTES

LAND USE & COMMUNITY DEVELOPMENT COMMITTEE

January 18, 2007

MEMBERS PRESENT: Louis Boitano, Supervisor, District IV
Rich Escamilla, Supervisor, District I

Supervisor Boitano called the meeting to order at 11:00 a.m.

AGENDA: Approved

CORRESPONDENCE: None.

APPROVAL OF MINUTES: The minutes of the December 21, 2006 meeting were approved as submitted.

PUBLIC MATTERS NOT ON THE AGENDA: None.

ITEM 1 - DISCUSSION AND RECOMMENDATION TO THE BOARD OF SUPERVISORS REGARDING THE PLACEMENT OF A BANNER TYPE SIGN FOR THE KENNEDY MINE IN THE COUNTY ROAD RIGHT OF WAY ALONG KENNEDY FLAT ROAD NEAR THE JACKSON ELKS LODGE.

(Present: Susan Grijalva, Planning and Roger Stuart, Public Works)

Supervisor Escamilla said Caltrans will not allow the Kennedy Mine to use the sandwich board sign they have been using to advertise their tours. He asked, on the Kennedy Mine's behalf, if they could hang a banner on the back side of the fence on Kennedy Flat Road facing the intersection of Highways 88 and 49. The sign would be put up and taken down on a daily basis when the Mine is open.

Susan Grijalva, Planning Department, had the following comments:

- A determination would need to be made as to who owns the fence and whose right of way the sign would actually be in; the State's or County's.
- If the fence is owned by the County and is in the County right of way, the sign is considered a quasi public directional sign and requires a use permit. The Board can waive the use permit fees.
- If the fence is in the County right of way, an encroachment permit may be required by Public Works.

- If the sign is hanging on the fence, other people might start hanging other signs on the fence.

Roger Stuart, Public Works, said he would have to do some research to see who owned the fence. The property on which it is located could be owned by the State, the County, or a private party. His comments were:

- If the sign is hanging on the fence, an encroachment permit might not be required.
- If the sign was fastened to posts in the road right of way, an encroachment permit would be required.
- If the sign was not permanent, he had concerns about the safety of those encroaching on and off the County road to put up and take down the sign.

During discussion of this matter, it was suggested the Use Permit number be printed on the front and back of the sign to indicate to people that a permit is required to put up a sign. Mr. Stuart is to research the ownership of the property on which the sign is to be placed and advise Ms. Grijalva and Supervisor Escamilla.

Committee Action: The Committee agreed that if it is found that the sign will be in the County road right of way, the matter should be brought before the full Board. Supervisor Escamilla would then prepare the ATF, and if permit fees are to be waived, he would request the waiver at that time.

The meeting adjourned at 11:20 a.m.