

Meeting called to order by President John Carsel - 7:05 PM

approx. 25 in public attendance

Present: John Carsel, Carol Baptiste, Arley Robinson, Paul Choucalas, Bill Shea, Jim Christiansen, Roland Hutchinson, Margaret Ambrosavage, Steve Beightler, DeAnn Harland, Marie Jaqua, Greg Bettencourt, Christopher Pope, Larry Fishman and Clay Selkirk.

Minutes

Larry Fishman: I have a correction to the minutes. On page 7. where a complaint about vacation rentals is referred to, the word "illegal" should be inserted before the words "vacation rentals".

John Carsel: The minutes have also been corrected with regard to the counting of votes for the CCAC election of 2010.

The minutes of March 2, 2011, should reflect this statement received from former CCAC President, Ed Carnegie:

"A point of clarification needs to be made: The ballots from the election of two years ago were turned over to CCAC, in a SEALED envelope, at the next scheduled CCAC meeting, following the elections.

The CEC Committee members were and are the only ones to count ballots. The sealed envelope was only then given to the President--but ONLY to hold in case anyone would want to contest the election.

The seal was never broken, as the election was never contested.

I never counted any ballots, or had contact with individual ballots."

Arley moves to approve the minutes as amended. Jim Christiansen seconds the motion which passes on a voice vote.

Treasurer's Report: balance \$1,119.37

Roland Hutchinson: We had a beginning balance of \$1,994.37. The ending balance is \$1,119.37.

Announcements:

John Carsel: There is still some question about who would pay for non-smart meters.

With regard to vacation rentals, a letter was received from a prospective renter on Lucerne Rd. objecting to a "swear word" on a home on Lucerne Rd.. I sent the letter to code enforcement. If the council feels it violates Penal Code 415 which is "disturbing the peace" some action might be appropriate. Unfortunately it does not rise to the level of Penal Code 415. My thought is that I will send the owner of the property a letter with a copy of the complaint.

We sent a letter to The Coastal Commission supporting Supervisor Gibson. The City of Cayucos proudly recommends Supervisor Bruce Gibson for The Coastal Commission.

Election:

Election results, Mr Fishman?

Larry Fishman: All candidates who ran were elected.

Lynn Schoenauer: That is my report.

John Carsel: Then in accordance with the CCAC bylaws.....

Are there any nominations for council President?

Steve Beightler: I would like to nominate John Carsel for CCAC President.

Roland Hutchinson: I second the motion.

The vote for John Carsel as CCAC President is passed unanimously.

John Carsel: Are there any nominations for CCAC Vice President?

Paul Choucalas: I nominate Larry Fishman for Vice President of the CCAC.

Roland Hutchinson: I second the motion.

The vote for Larry Fishman to be Vice President of the CCAC is passed unanimously.

John Carsel: Are there any nominations for council treasurer?

Marie Jaqua: I would like to nominate Roland Hutchinson for CCAC treasurer.

Larry Fishman: I second the motion.

The vote for Roland Hutchinson for CCAC treasurer is passed unanimously.

John Carsel: I would like to appoint Carol Baptiste as recording secretary. Carol, will you accept this appointment?

Carol Baptiste: Yes.

John Carsel: Are there any nominations for persons to serve as "alternates"?

Carol Baptiste: I would like to nominate Arley Robinson as the alternate for District 1.

John Carsel: I second the nomination.

Arley Robinson: I accept.

Dave Dabritz: I would like to nominate Jim Christiansen as the alternate for District 3.

Bill Shea: I second the nomination.

Jim Christiansen: I accept.

Installation of Cayucos Citizens Advisory Council members:

Cherie Aispuro reads oath of service to the newly seated council members.

Supervisor Bruce Gibson: The Cayucos Library has all of the CCAC minutes back to the beginning of time. I served on the council back in my time with Arley. Roland was the treasurer back then as well. Your service is commendable.

Correspondence:

Nothing.

Public Comments: use the microphone, state name and residence, 3 minute limit.

No one came forward with comments.

Public Agencies

County Sheriff: Jason NeFores, Commander, Coastal Patrol Division

Deputy Sheriff Todd Steeb: There will be some shift changes effective May 1. We will be losing eight deputies. Six deputies will be rotating back. There will be some new faces. They are all full time deputies. They have just been assigned to other places until the change on May 1. Kudos to Arley Robinson and his crew for keeping the Sheriff's Dept. informed of activities here around the Vet's Hall.

We have Penal Code Section 290 registered sex offenders in our service area. We have 100% compliance with compliance checks. We know where everyone is. 100% with anyone who is registered in accordance with Megan's Law.

We have lost 54 officers to fatalities here in the US since January 1, 2011. There are 940,000 officers currently active in the US. On May 1 and May 2 there will be memorial services at the State capital for officers who have died while serving.

DeAnn Harland: If there are problems with regard to parking enforcement, is that the CHP?

Deputy Steeb: Yes.

I would like to introduce Sheriff Ian Parkinson.

Sheriff Ian Parkinson: It is great to see what a united board you are. I moved to San Luis Obispo county when I was 18 years old. I lived on Stuart Street in Cayucos.

On May 12th I will be doing a community meeting in Cayucos to discuss what your expectations of the Sheriff's Dept. are. Either myself or the Under Sheriff will be here for the CCAC meetings every month. I am hoping the event on May 12th will answer your questions.

The tsunami warning recently was our first test of the reverse calling system. It was the first time we have implemented reverse 911. The tsunami warning was very specific to the size of the evacuation area.

Reverse 911 worked fantastic. We were able to work out a few bugs in the system. You can register your phone numbers and cell phone numbers at the Sheriff's Office website. At this time, our system does not recognize cell phone numbers. This valuable system was paid for with Homeland Security \$.

Jim Christiansen: It was evident that the moment you took office, there was a very positive change.

Sheriff Parkinson: We have great morale and everyone is doing the best that they can.

CHP -

Officer Jim Townsend: On March 11 we had a complaint about speeding vehicles near Old Creek Rd.. We sent volunteers to survey vehicles on the 22nd of March. They surveyed 100 vehicles.

We will be sending officers to monitor the areas of concern. We have officers on the road to keep up our visibility. About six or seven years ago we had a fatal head on accident on the North section of Hwy 1.

John Carsel: We have, on the agenda, whether or not to make 3rd Street "One Way" around 3rd Street Park. It might help to eliminate the parking of large RV's there. We would like to know if the CHP has any concerns regarding this.

DeAnn Harland: I live on Bakersfield Ave. which is a narrow street. Some vehicles that are parked on the 100 block of Bakersfield Avenue for long periods, block the road.

Officer Townsend: We will check.

Christopher Pope: Do you have an unmarked Toyota in your force? I saw an unmarked Toyota all lit up with police type lights.

Officer Townsend: It could have been Morro Bay or another police force.

Sheriff Parkinson: I think the chief of police in Morro Bay has an unmarked Toyota.

Paul Choucalas: If you guys get a chance, it would be good if you could check Old Creek Rd. the weekend of the Laguna Seca motorcycle races. Guys go by at 70 and 80 mph doing wheelies.

Officer Townsend: Do you know which weekend those races are? I'll check it out.

Larry Fishman: I thought there was discussion about lowering the speed limit on Old Creek Rd. close to town.

Supervisor Gibson: We are waiting to see what the legislation will be.

Dave Dabritz: We are very happy with the signs on S. Studio Dr. and with the enforcement.

Officer Townsend: In this county, we all work together. We help each other out. The Sheriff's Dept. and the CHP work well together. It is not always like that in other areas.

Parks -

No report.

Co. Planning - Paul Sittig

Paul Sittig: The Lewis project will be coming back next month to the CCAC for further discussion. It is moving forward to some extent.

On Cerro Gordo Street, there are four houses and some vacant lots. The lots are steep and would require variance approval. If you have a legal lot, you pay taxes for owning it. On April 28th the Planning Commission will be hearing the request for a slope variance for a lot on Cerro Gordo.

John Carsel: Is there any news about the Stennerson project.

Paul Sittig: It is for sale. I heard they probably need to do a lot more work for it to be livable.

John Carsel: My concern is that the listing indicates the only problem with the house is a utility set back. The listing also indicates the house has a roof top deck. I would like something in writing which supports the height problem.

Paul Sittig: I'll look into that and I will get back to you.

The temporary events ordinance is updating how we deal with temporary events. It is not for churches or schools, or for places like that that have regular events. It is not changing existing event venues. There will be a hearing June 30th and more information next month.

Vacation rental issues will go before the Planning Commission on April 14th. In coastal areas this can require a review by The Coastal Commission. It is easier to do this inland.

Greg Bettencourt: I don't understand the linear feet requirement of the vacation rental ordinance.

Co. Public Works - Jeremy Ghent

No report.

Chamber of Commerce - Bill Shea

Bill Shea: The Sea Glass Festival was May 5th. There were 3,000 or 4,000 people who attended. It was a grand slam success. The next Chamber of Commerce meeting will be Weds. April 20th at 5:30. The Antique Street Faire will be May 1st. The annual Fireworks Fundraiser is May 28th. Tickets are \$150 a piece. The fireworks are going to cost \$22,000 this year.

Larry Fishman: Are you planning to have the Sea Glass Festival next year? It was difficult to get in. It was crowded and chaotic. Will you work on that?

Bill Shea: No (With a smile).

Carol Baptiste: What about having the festival for two days instead of one day?

Bill Shea: They are already talking about doing that.

County Supervisor - Bruce Gibson

Bruce Gibson: I am glad the Sheriff's Department and the CHP are here. It is truly astounding since they work such long hours. The rapport the sheriff has developed with the community is commendable.

Thank you for your letter supporting my election to The Coastal Commission.

Things are dysfunctional at the State level. Be aware that one of the fundamental changes that is coming is the shifting of responsibility from the State to the County. Thirty Eight Million people can not be efficiently governed from Sacramento. Cities and Counties will need to solve their problems as per their needs. It is not perfect but it is a step in the right direction. The money available for Human Services has been drastically reduced.

John Carsel: Should we ask for our treasury to be replenished now?

Bruce Gibson: No. You are frugal and in good shape. I think Roland has been the treasurer for 17 years now.

There was an engineering study request to extend the South end of Gilbert Ave. in South Cayucos. A cooperative road improvement. We suggested that first they do a feasibility study.

One thought about Stennerson, if you would send us the address of the property and the address of the realtor, we could let them know that there are some issues with the property.

John Carsel: Since the sheriff is here, I would like to say that we don't always agree but when we do disagree, we disagree in a civil manner.

Committee Reports

Land Use - Larry Fishman

Larry Fishman: The Loperena project on the lot at the N. end of Studio Dr. may have a draft EIR by the end of May.

With regard to the Lewis project, we submitted a list of issues.

The Cerro Gordo house has requested a variance for greater than a 30% slope. Variances have often been granted. The LUC does not have a recommendation but has a report. The house appears to be well designed and meets county codes. Three areas of concern are height, lot coverage and geological stability. The county geologist has done tests that are indicating the house can be stable. Fire protection is a concern at that location. We have asked for clarification of the ability for emergency vehicles to be able to turn around.

Arley Robinson: When this came up 14 or 15 years ago, I am sure they can find bedrock, but that disturbs the soil in all of the surrounding lots. It has been established the the hillsides in that area are unstable.

Larry Fishman: They do have a county geologist. It is in one of the more active hillside areas.

Bruce Gibson: The council has a position about grading on slopes. To grade on slopes with more than 30% slope, the foundation must be engineered. And someone on sight to observe the installation of the foundation. The road would have to be put in to county standards. The Planning Commission was asking questions about the stability of the hillsides in that area.

Carol Baptiste: There must be some solid geological reasoning behind the building policy that has established that up to a 30% slope is build-able and more than a 30% slope is questionable and requires special circumstances. So far, I haven't seen the county building department turn down any building request anywhere for any reason and the county geologist works for the county.

John Carsel: In district CSA 10-A, it has been established that a water flow of 1,000 gal. per min. is necessary for fire protection. Most of the area around Cerro Gordo has 4" pipes which is half of what is required. It has also been established that the water tank does not have enough storage of water to fight a fire which is why we have had the tank siting studies these past years. The county did issue a Level of Severity 3 that limits new development. We have not received the results from any infrastructure studies. You may recall Steve Beightlers' graphic description of what happens when the fire trucks try to pump water from insufficient pipes resulting in the trucks pulling the pipes right out of the ground. With the houses being 3' to 6' apart, you have a big problem. A sprinkler system on a new house is still drawing from what water is available to the other houses and it has been established that the existing water is insufficient. This problem has been around since the 80's. If we don't have the infrastructure to fight a fire, we could lose everything. This lot has 6" pipe which is being filled by 4" pipe. How far out are we from a new water tank? We are years out. Isn't the sewer almost done?

Bruce Gibson: It is indeed pressing business.

John Carsel: I think we need to hold off on this until we have the infrastructure.

Dave Dabritz: If it is sprinklered, it is a different situation. The fire chief has to sign off on this.

Margaret Ambrosavage: Has the fire chief signed off on this?

Paul Sittig: Public Works says there is sufficient water flow through there. There isn't a fire hydrant within 200 ft.. His concerns were a fire hydrant and sufficient turn around space. He felt there was enough water flow.

John Carsel: The larger picture is that if one house catches on fire, the likelihood of another one going up is very high. I think we need to make a stand and say it's time to get our infrastructure up to par.

Carol Baptiste: I would like to make a motion:

Because of the fire suppression infrastructure inadequacies in CSA 10-A, the CCAC recommends denial of the Cerro Gordo project variance request.

John Carsel: I second the motion.

Bill Shea: These engineering firms are businesses and businesses go out of business.

Paul Sittig: The engineers have licenses and they are responsible for consequences. From my experience, the homes approved have been build safely.

Marie Jaqua: We have to take a stand at some point and that should be now.

Cyndi Prange: If there is a problem at the South end of town with fire protection, it's unfair that this one individual be the one to pay. It should be a moratorium for no more building at the South end of town.

Paul Choucalas: They proposed to put in 90 will serves at that end of town about a year ago and it was brought to a halt at that time.

Steve Beightler: The concern of the board and a lot of the community is that the problem needs to be fixed. The pipes do not meet the need. We are trying to put the horsepower behind getting the problem fixed.

Margaret Ambrosavage: I think the proposal should say we are enforcing our own previous stand.

Bruce Gibson: It is not a quick fix.

John Carsel: They did not want to change the pipes until they knew where the new tank would be located.

Arley Robinson: Thirteen or fifteen years ago we turned down homes in the same area for the same reason.

Bruce Gibson: You would do well to express your concerns to the fire chief as well. I will take this discussion as a motivator to further the discussion.

Carol Baptiste: The motion would now read:

Because of fire suppression inadequacies as expressed in the CCAC's October 15, 2009 letter to Supervisor Bruce Gibson, the CCAC recommends denial of the Cerro Gordo project variance request.

Motion carries.
Twelve in favor.
One "No".
One "Abstention".

Public Safety - DeAnn Harland

DeAnn Harland: When is the weed abatement date?
Roland Hutchinson: It is usually June something.
Larry Fishman: When you talk to Public Works, we have potholes on Cottontail Creek Rd.. Big potholes.

Recreational Planning - Greg Bettencourt

Greg Bettencourt: No report.

Utilities - Margaret Ambrosavage

No report.

Community Design - Margaret Ambrosavage

Margaret Ambrosavage: Our next meeting will be next Monday at 4:00 PM, here.

CSA 10-A

CSA 10-A was discussed earlier.

By-Laws - Arley Robinson

No Report.

Traffic - Margaret Ambrosavage

Nothing new.

Old Business

a. Morro Bay - Cayucos Connector - Which Side of Highway 1 ???? (Further discussion - vote will occur at May 4, 2011 CCAC Meeting.)

Larry Fishman: I would like for Elizabeth Kavanaugh to make her presentation and then I can make my remarks. We are trying to do this as objectively as possible. We hashed this out at the LUC meeting and came to no conclusion. This is an important issue to our community. Is the connector valuable and worth doing? If so, which side of the freeway? What are the funding sources? What about enforceability and compromises. I don't think we came to any conclusions. We need more information.

Elizabeth Kavanaugh: I am asking for an alignment recommendation. I am hoping to move forward.

Jim Christiansen: Has Morro Bay indicated a preference.

Elizabeth Kavanaugh: The recommended the West alignment.

Bruce Gibson: I think the concerns you have about coastal resources is the reason the Coastal Commission was established. Do you believe the existing agencies will effectively protect the coast. The ultimate backstop is The Coastal Commission. The EIR was conducted as the worst case scenario. The transparency of the barriers remains to be seen.

Larry Fishman: Is there any way to tie in the funding?

Bruce Gibson: The funding of this project will not attract funding if it is on the East side. The agencies, the Coastal Conservancy, the National Scenic Bi-Way, would not fund something that interfered with the views.

Marie Jaqua: Who has the final on this? Cal Trans? My concern is, what if we say we want this and Cal Trans says "No".

Bruce Gibson: What Cal Trans will allow.

Greg Bettencourt: That meets our standards or no it doesn't. If we don't trust the Scenic Bi-Ways and the Coastal Commission will not protect the visual resources is an issue.

Bruce Gibson: There will be a hearing process with the Coastal Commission. It is necessary to attract Scenic Be-Way \$ to make this fly.

Dave Dabritz: Refer to Section V of the EIR.

Russ Taylor: What I don't understand is about converting to a class II bikeway. The Amgen tour with hundreds of cyclists had no problem with the existing bike lanes. Class I is apparently "separate", Class II is the existing bike lanes on the Hwy, and Class III is like on Old Creek Rd. where the roadway is "shared". We are converting a whole bunch of class II to Class I. I don't know why the Class II bikeways can't be incorporated.

Greg Bettencourt: This is meant to be a part of the Coastal Trail that accommodates all kinds of uses.

Elizabeth Kavanaugh: The Coastal Trail doesn't have design standards.

Bruce Gibson: The Coastal Trail is a "braided trail" with different levels in different places depending on the individual circumstances.

Carol Baptiste: It seems like the undisturbed natural beach setting at the South entrance to Cayucos should be deserving of special consideration for conservation and be one of the places that has a "trail" instead of a 12' wide paved road.

Elizabeth Kavanaugh: The EIR addressed a connector from Morro Bay to Cayucos. Whether or not it's going to be part of the Coastal Trail is not addressed.

Carol Baptiste: On the front page of the San Luis Obispo Tribune on January 20, 2011 there is a picture of a surfer climbing over some rubble that once was a bike trail. The article states that construction crews are removing a crumbling bike path that is crumbling into the ocean. The article further states that this bike path in Ventura is the most vivid example of what lies ahead in California "as coastal communities come to grips with rising sea levels". This plan to pave a road on this narrow strip of beach at the south entrance to Cayucos seems entirely stupid to me.

Clay Selkirk: What about something less invasive like the board walk in Cambria along Moonstone Beach?

Elizabeth Kavanaugh: Really sensitive areas is where they want to put the boardwalk trail.

Jim Christiansen: There are a lot of issues I have about this project. Once we get to Cambria, we lose the view of the ocean. We don't get the view of the ocean back until we reach the North end of Cayucos. We pick up the ocean view right here at this pristine piece, this little section. And then, there is no more ocean view until down passed Avila Beach. This little piece of land is like a diamond! This is worth preserving.

Margaret Ambrosavage: I've been debating this. I do value that view. The view should not just be vehicle oriented. It should also be considered for pedestrians and cyclists. Our issues are design issues and they are negotiable. There are additional options.

Landon Mortimer: I have lived in Cayucos my entire life of 27 years. I am a Cal Poly graduate with a degree in Parks and Recreation. I am also a cyclist. I travel that section of Hwy 1 by bicycle often. The existing bike lanes at the South end of Cayucos are wide and safe. The only part that needs improving is the North bound lanes on the Toro Creek bridge. It seems like it would be a lot less expensive to just improve the lanes on the bridge that are too narrow than to build a whole new bridge and a whole new bike road. The natural splendor of our special town needs to be protected for everyone who visits here and for future generations.

James Prange: Are they going to build a fence along the ocean all the way to Oregon? If not, then why should Cayucos be sacrificed?

Elizabeth Kavanaugh: The barrier fence is only 800 feet long. It is only there because there is no room on the beach in the narrow section near Toro Creek to pave the road far enough away from the highway.

Sue Black: Only 800 feet? That is 800 feet of our scenic coast that people come from all over the world to see. And you are not mentioning that that is actually two barriers. The barriers are double, one on each side of the paved road on the beach.

Fernie: Bruce, are they going to repave Studio Dr.?

Jim Christiansen: We have no way of knowing what these fences are going to look like. And don't forget that graffiti happens. That could happen and we don't want to be looking at that. And who maintains that.

Paul Choucalas: One of the things that makes me leery of this project, I drove by this section with the yellow tape in my wife's car to see what the view would look like from a regular vehicle. I don't know how these photos of the yellow tape were taken, I don't know from what perspective these photos were taken by the Parks Department, but in reality, you can not see the Morro Rock from the freeway from behind where the yellow tape is. The photos show the rock. This is not an accurate portrayal of the project. And what if the majority of people don't want this. And what about the retaining walls that are on the ocean side of this paved path that aren't shown in the pictures. What is that going to look like?

Elizabeth Kavanaugh: It's a retaining wall to hold up the bike trail on the ocean side in the narrow section.

Paul Choucalas: What if the community in general does not want this.

Elizabeth Kavanaugh: That is why I am here.

Trish Childers: I live on Studio Dr. right by Old Creek Rd.. To me, the yellow tape marking where the barriers of this path would be symbolize crime scene tape. It would be a crime to destroy the view at the South entrance to Cayucos. And for cyclists who would be directed up Studio Dr., there is no view. There are houses. The East side has a better view of the ocean and should be cheaper. No one on Studio Dr. was notified that this bike path project was being discussed. When tourist season picks up, there is no room on Studio Dr. for parking or cars passing each other.

Evelyn Dabritz: As Trish said, when you are on Studio Dr., the view is just house to house. On the other side of the freeway, you would have more of a view of the ocean.

Sue Black: You just said there will be double barriers and a retaining wall. There will be two walls.

Cyndi Prange: This barrier is for safety. If you look at the rest of Cayucos, there are no barriers. Why are you proposing barriers just in this most environmentally sensitive area?

Elizabeth Kavanaugh: There is no room in that narrow section of the beach near Toro Creek and we are that close to the highway.

Dave Dabritz: In a Cal Trans report for the EIR it says there is a clear recovery standard if you have a bikeway there you have to have a barrier.

Marie Jaqua: The 12' wide paved trail goes in to Studio Dr. and how wide is it on Studio Dr.?

Lynn Schoenauer: What most bicyclists do is stay on Hwy 1.

John Carsel: Now our jobs are to go ask our constituents how they feel about this.

Carol Baptiste: Are we to discuss this with our constituents and then we are going to discuss this further at the next CCAC meeting in May?

John Carsel: Yes we are going to discuss this and vote on it at the May 4th CCAC meeting.

Sue Black: The yellow tape needs to stay up so people can see it.

Fernie: Should we ask our neighbors to all show up next month?

John Carsel: Yes.

b. Report on Proposed Modifications to Events Ordinance.

This item is being continued.

New Business

a. 3rd Street - One Way around the park with only diagonal parking?

Larry Fishman: With regard to the ability to do diagonal parking around 3rd Street Park, there is no way that this could be done by July 4th. We discussed a temporary ordinance of prohibiting vehicles that are taller than 6' from parking around 3rd St.. Does this permanently solve the RV parking problem at 3rd St.? No. But, we are looking for a solution that will work by July 4th.

Larry Fishman: I would like to make a motion that no vehicles over 6' tall be allowed to park within 100' of the 3rd St. and Ocean Ave. intersection.

Paul Choucalas: I second the motion.

Voice vote: The motion passed unanimously.

b. Town Hall Meeting on May 12, 2011 - Meet the Sheriff.

John Carsel: On May 12th we will be having a town hall meeting here at the Vet's Hall to meet the sheriff. The Sheriffs' Advisory Council will be providing refreshments. We would like to get as many people as possible to participate in this town hall meeting.

John Carsel: With regard to committee assignments, if anyone is wanting to change committee assignments, please let me know.

Larry Fishman: There is a rare opportunity to be on the Land Use Committee. We have a vacancy opening up.

Good of the Order

Next meeting of the CCAC will be May 4, 2011.

The next Land Use Committee meeting will be May 2, 2011.
Set up and refreshments will be precincts 7 & 8.

Respectfully Submitted: Carol Baptiste

April 27, 2011