

Cayucos Citizens Advisory Council August 2, 2017

Meeting called to order in the Vets Hall Tent by President John Carsel - 7:00PM
approx. 50 in public attendance.

Present: John Carsel, Carol Baptiste, Paul Choucalas, Carol Kramer, Dave Dabritz, Glenn Oekler, Lynn Schoenauer, Marie Jaqua, Steve Beightler, Kerry Friend and Gil Igleheart.
Francie Farinet, Roland Hutchinson, DeAnne Harland and Greg Bettencourt were absent and excused.

Minutes :

Glenn Oekler moves to approve the minutes of July 5, 2017. Steve Beightler seconded the motion. The minutes were approved.

Treasurer's Report:

No report.

ANNOUNCEMENTS/CORRESPONDENCE:

Brooke Gutterez, State Parks: I'm here with an update on the stranded vessel North of town. As of Friday at 8:30AM, they have not been able to tow the vessel out. A hazardous response team, The Coast Guard, and State Parks are on hand to remove any hazardous fluids. The vessel will likely remain there for a while. The State Lands Commission has no plan to move it at this time.

Supervisor Gibson: I had a conversation with the Morro Bay Harbor Patrol. Everything is off the vessel that could be hazardous. We had a lengthy conversation, State Lands Commission doesn't have the funds to remove the vessel. We are working on a plan, it will likely be there for a while. It is a 42' vessel with a steel hull. They are saying it would cost around \$175,000 to move it.

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

Cindy Prange Walton, 99 5th St.: Three of us want to talk about vacation rentals. Vacation rentals were discussed at a Land Use Committee meeting a few months ago. We came here to try to help. Cheryl is chairman of the vacation rental committee. I feel like I haven't been invited to the vacation rental committee meetings. The current ordinance is a fair balance.

Toni LaGras, Beachside Rentals: I agree with Cindy. I would like to know if any progress has been made with the committee that was hired to investigate illegal vacation rentals.

Debbie Richards, See Lyon Beach Rentals: All of us care about this community. We try to communicate with the community. I feel it is an unfair ordinance.

Bob Snyder, 18th St.: I have noticed speeding on Pacific Ave.

Richard Griese, 18th St.: (showing a plastic traffic officer) These toy "Slow" signs are our last hope to keep speed in town to 25mph. I would like to see more signage like there is in front of the coffee shop.

Bob Snyder: The CHP told me that 25mph is the recommended speed limit. The best we could do is to raise awareness. People speed on Cass St. and on Pacific Ave.

Council Member Comments:

Kerry Friend: I was elected to this council in April and a council member update on the CCAC website has not been done to add my name. I have been approached by people who are unclear about the Fire Dept. I would like to go on the record that I am opposed to Cheryl Conway and Steve Beightler both being on the CCAC. I think it is a conflict of interest even though it says that is isn't.

Cayucos Fire Department -

Chief Minetti: We had 39 calls. There was a fire near Villa Creek and we had a trash fire. We had 29 medical aide calls. 5 CPRs, out of the five, we saved a life. CPR was administered until the person could be transported to the hospital. There will be a ceremony on August 9th at 3:30 to award medals to eight people involved in the saving of a life. The Fire Department is still talking with LAFCO. Our meetings are

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the first Thursday of each month at 3:30 at the Fire Department. The Firefighters Association will have a BBQ on September 3rd here at the Vets Hall. This is our annual fundraiser.

Public Agencies

County Sheriff- Commander Jim Voge.

Sergeant Doug Scotto: I have been with the Sheriff's Dept. for 27 years. I have been assigned to the Coast Station.

This past month we had 76 calls for service. 8 suspicious circumstances (vehicles, etc., something doesn't look right), 1 phone scam, the IRS scam is still out there. 8 disturbing the peace, 9 citizens assist, 1 animal abuse. A dog was reported to be in a car. The deputy went out and it was 64 degrees. The dog had water. It's better to let us evaluate before you smash in a window which could open up civil law cases. 2 check the welfare. One was to check the welfare of a child. An eight year old was refusing to take a shower at the beach showers. The step mother grabbed her. Some people became concerned. How many people have had a defiant child? It turned out that the child has ADHD and is prone to this. What happened was determined to be reasonable. On July 6th a doggie door was missing on a house on Cass St. but nothing else was disturbed. On July 11 a subject was arrested at the Estero Motel for possession of methamphetamine.

The whole Coast Station was here for The Fourth.

Gil Igleheart: How many people were here for The Fourth?

Sergeant Scotto: I don't have those numbers. We are going to add a car to the graveyard shift. On most nights we will have two cars on.

CHP - Sergeant John Johnson

No report.

Parks - Nick Franco

No report.

Co. Planning - Terry Wahler

Terry Wahler: I am here for questions.

Co. Public Works - Dave Flynn

Dave Flynn: On our new updated website, there is the latest information on the Vets Hall rehabilitation.

Yama Mohammad: This is a visual of the Ocean Avenue traffic study. There was one collision in the last five years. Speeds start to pick up at 4th St. and 5 mph above the speed limit after that. This map and the satellite photo will go to the Land Use Committee.

Cayucos Sanitary District - Robert Enns.

Robert Enns: Gil is right, we expect to break ground in September. We signed the loan at 2.6% interest. We applied for 22.8 million \$. That covers construction and engineering. They would only loan us 20 million \$ because we got a grant for the other 2.8 million \$.

Chamber of Commerce - Carol Kramer

Carol Kramer: No news to report.

Cayucos Elementary School - Terry Troupe

Terry Troupe: I'm president of the School Board. School starts August 21st. We will have 195 students, last year we had 211. Things fluctuate. We had a large graduating class last year of 25 students.

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County Supervisor - Bruce Gibson

Supervisor Gibson: Vacation rentals and traffic calming are huge issues. Education, enforcement and engineering are some key words. We can have a more engaged conversation next month on traffic. The agency investigating vacation rentals is looking at ads for vacation rentals. There are 500 vacation rentals in Cambria and Cayucos that are licensed and 100 that are not. The owners are being notified of non-compliance. The Planning Department website has a list of vacation rentals.

Regarding the Vets Hall, they are getting contracts in place to open the art association room.

One bench mark for the Sanitary District is Los Osos and the Cayucos Sanitary District has exceeded this.

(applause).

A deputy sheriff was added to the Coast Station making two cars on the Coast section. There is only one car at this time. As of August 13th, Coast Station will be adding a second car.

Committee Reports

Land Use - Marie Jaqua

Marie Jaqua: We had one new project at 3288 Ocean Blvd. It is a mixed use project that backs up to the freeway. We recommended approval.

Toni LaGras: Are the Land Use meetings noticed?

Marie Jaqua: Give your name to Carol if you want to be included in the email notification of meetings.

Land Use meets the last Weds. of the month at 4:00 at the library.

Janet Taylor: The project at 3288 Ocean Blvd., for once, has all of the parking, five spaces, off the street.

Steve Beightler: I recommend that we approve the project at 3288 Ocean Blvd.

Glenn Oeckler: I second it.

The motion carries to approve the project at 3288 Ocean Blvd.

Public Safety - DeAnne Harland

No report.

Recreational planning - Greg Bettencourt

No report.

Utilities - Dave Dabritz

Dave Dabritz: There will be information forthcoming about Wind Power.

Community Design - Lynn Schoenauer

No report.

CSA 10A - Paul Choucalas

No report.

By-Laws - Roland Hutchinson

No report.

Vacation Rentals - Cheryl Conway

Cheryl Conway: The Land Use Committee had good points. There are issues and a lot to explore for ideas.

Old Business:

A. Hang Glider Hill - need to restrict access?

Dave Flynn: One of the concerns regarding impacts is erosion and/or the types of vehicles that go up there. This can be referred to The Land Use Committee or possibly a future CCAC agenda item.

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John Carsel: I would like to open this to the public for concerns.

Russ Taylor: I have a list of signatures from the people who live on Chaney Avenue. I was here last month and talked about things that happen up there on hang glider hill. This is what is called "non hazardous solid waste". Here's a mailbox that was dumped up there. Dave Flynn has a summary of everything that happens up there. Mud comes down Chaney Avenue. John Carsel also has a detailed description of everything that happens up there. My neighbors used to call the Sheriff's Department. Now he has a giant spotlight that he shines up there.

John Carsel: Reading the statement from the neighbors, some concerns are erosion due to vehicle use on the hillside, storm water debris, new roads, vehicle and RV camping. How Often?

Tim O'Neill, President of Hang Gliders Assoc.: It's sporadic. There are squatters in two or three places and they leave behind trash and fires. The primary road erosion is from people 4 wheeling up there in the winter. The unauthorized usage of the road tears up the road. We maintain a gate for the cattle.

Richard Griese: The hang gliders are an asset there. They actually look out for the place. There was a lot of shooting on the far side of the hill. If lead ammunition is used, it becomes an issue for the wildlife. A dirt bike could start a fire. Some people are not staying on the established road. 4 wheel driving on the shale is destroying what is there.

Debbie Richards: Whose property is it?

Dave Flynn: Hundreds of property owners.

Public Comment: My family owns 4 lots up there. Off roading can damage my property. Will there be building up there?

John Carsel: Not likely in our lifetimes. The URL does not go up there.

Marie Jaqua: You can contact the Planning Department, they can tell you what you would need to build up there.

Paul Choucalas: If someone gets hurt up there on someone's property, could the property owner be sued?

Dave Flynn: Technically the person is trespassing.

Paul, hang glider pilot: We would like to talk with the County about getting aggregate on the road.

John Carsel: Paul, meet Dave Flynn.

Dave Flynn: No one knows where the right of ways are.

John Carsel: Campsites and burning of objects, do you see these things?

Hang Gliders: Sometimes.

John Carsel: After the article in the Tribune, did you see an increase?

Chaney Avenue group: Yes.

Debbie Richards: Take your phone, take a picture, make a call. It would be tragic to stop the hang gliders.

Janet Taylor: There were people up there driving down too fast.

Russ Taylor: The mud is clay and it's slick.

Public Comment: Can the property owners park on their property?

Terry Wahler: These lots have not been surveyed and these roads have not been surveyed. You can't shoot a fire arm on someone else's property without their permission. This becomes a Fire Department issue. It is not legal to camp on property of that size. There is no water and no sewer up there. A fundamental concern is, where the lot is. The roads may not be where a road is proposed.

John Carsel: Land use does not allow camping or RVs up there even by the land owner.

Terry Wahler: It's a County land use ordinance. The Land Conservancy lots have protective status. There is a mixture of use up there. Another issue is whether the County has a right to block or discourage access. If these were County roads, you couldn't just block them off.

Russ Taylor: Cayucos Drive was blocked off.

Dave Flynn: Cayucos Dr. at 13th St. We did put some gates due to the condition of the road, etc. We do provide access to property owners. It's not out of the question that gates could be put in but it is a process.

Glenn Oeckler: About three years ago, near the gate, there were campers at the top. The Sheriff couldn't access it without 4 wheel drive.

Richard Griese: Cayucos Dr. at 13th St. has turned into a dirt bike park.

John Carsel: Debbie proposed putting up some signs and doing some self reporting.

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Richard Griese: Could we get a directive from the Sheriff as to what is reportable?

Kelly Borchard: Someone posted, "by permission only" and that was effective.

Debbie Richards: Signs usually keep honest people honest. Call the Sheriff and ask them.

Tim O'Neill: Is there any provision in the County that you can block off a road during the winter when most of the erosion occurs?

Dave Flynn: Our Department does not have the authority to take action in that area.

Paul Choucalas: I live below there and I've driven my off road sand rail up there. People should stay on the road, the rain in the ruts causes erosion. It is a great place to enjoy but everyone should take part in looking out for the place.

Debbie Richards: There are probably people in the community who would volunteer to help maintain it.

John Carsel: I'm going to refer this back to the Land Use Committee to contact the Sheriff and County Counsel to find out the guidelines.

BREAK

New Business:

A. Resolution Re: end of Oil and Gas Drilling Off Our Coast; No Fracking in Existing Wells.

Blake Kopsho, Center for Biological Diversity, SF.: This is about no new off shore drilling, no new oil and gas and a ban on using existing off shore oil and gas wells for off shore fracking off the California coast. President Trump ordered new exploration for off shore drilling. This executive order was illegal. President Obama permanently preserved areas from San Diego to Mendocino and beyond. The oil industry is interest. Where we drill, we spill. The Refugio spill, the Valdez spill, numerous in Mexico, they are inevitable. Numerous fracking chemicals have been identified as harmful to marine life and to humans. Off shore drilling threatens the coastal economy. Fishing, recreation, tourism. Not just oil spills but also climate change. Our voices matter. President Obama added land to the preservations. We are visiting coastal communities up and down the California coast. Santa Barbara was the first last week. We have half a dozen cities lined up to join the list. After fracking, the waste water they re-inject it back into the ground when the are on land. Off shore, they dump it right into the water.

Kelly Borchard: How far off shore. Last time the whale migration saved our butts.

Blake Kopsho: The Federal/State jurisdiction changes at three miles off shore. Any new off shore here would be more than three miles out. The Bureau of Ocean Management have maps of where the oil deposits are.

Marie Jaqua: I move that we support the resolution to end oil and gas drilling off our coast as well as fracking.

Steve Beightler: I second the motion.

Dave Dabritz: I think there is some incorrect wording in this resolution.

Lynn Schoenauer: What if we take out the word "other"?

Blake Kopsho: Okay.

Roll Call Vote:

3 No

7 Yes

The motion carries.

B. CUP to Erect 6 29' Poles for SoCalGas Advanced Meter Communications Devices.

Juan Maldonado, Network Construction Engineer for Southern California Gas Company: We got approval from CPUC to move forward. The Gas Co. is typically an underground utility. Now, with new meter reading capabilities, we attempted to be part of a joint pole committee. We were able to work out a deal with P.G.&E. They didn't say no but they limited us to street light poles. With the telephone company, they have been shutting us down. The area where the shops are was not an option. Now we Tried to find the best location for the new poles. We worked with an engineering company to get the fewest possible poles. One proposed site is on Ocean Ave. by the Sanitary District. One we tucked into the Cal Trans right of way. We tried to stay away from the windows

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of homes, etc. We are limited to what we can pay to property owners at \$39 per year. People don't want \$39 a year.

Steve Beightler: What does the equipment on the poles look like.

Juan Maldonado: 21 1/2" X 12" X 8" for a data collection box and a solar panel that is 26 1/2" X 31" X 2". There is a 4' aluminum arm with two whip antennas that are 29" long. It's not always on self sustained. It will transmit four times a day. AT&T and Verizon will transmit the data. The solar panel is a trickle charge for a 12 volt car type battery.

Cheryl Conway: The pole proposed for Ocean Blvd. and Chaney Ave. would be the 7th pole at that location. I don't think anyone actually went out to look. This is at the South entrance to our town. This is a view shed violation that also violates what you told us when you put in the smart meters.

Juan Maldonado: One pole is tucked next to a water pumping station. We have talked with all other overhead utilities.

Cheryl Conway: Highway 1 is a Scenic By-Way.

John Carsel: That ties into another question which is to underground all utilities by the scenic By-Way. Money ran out during the recession. The money will come back. Then how will we get rid of these new poles?

Juan Maldonado: When we get a lot of "push back" from homeowners, we try to work with them but it could result in the need for more poles.

John Carsel: Are there poles on Studio Dr. or are they all on the East side of the highway.

Juan Maldonado: They are all on the East side.

Kerry Friend: You said we have to deploy these. It says it will allow consumers to have better information. I don't want more information nor does anyone I know. This letter is disingenuous.

Marie Jaqua: Is it an option to have a meter reader?

Juan Maldonado: You could individually opt out for an additional cost.

Gil Igleheart: Why can't they go on the top of these hills that no one can build on?

John Carsel: And disguise them as trees.

Juan Maldonado: We do not have the budget. It's a rate payer funded project. If we spent more, it would cost rate payers more.

Cheryl Conway: Earlier this year there were surveyors out there. I called and I was told specifically there would be no new poles. You are not just SoCalGas. You are a huge corporate conglomerate. You haven't consulted our community before dropping this.

Paul Choucalas: If you took all the communities together, couldn't you get a satellite?

Juan Maldonado: Unfortunately the way we are set up and regulated, we are not there.

John Carsel: If you put three on top of the hills instead of six in the residential areas, how is there more cost?

Glenn Oeckler: How do you know whose property it is?

Eileen Roach: Please vote No.

Marie Jaqua: If we vote No, what happens?

Juan Maldonado: We present it to our supervisors.

Terry Wahler: The project planner would consult with us. It could be appealable to the Board of Supervisors. I would suggest you work on alternatives.

Gil Igleheart: At the Land Use meeting we suggested a stipulation that if others went underground, these would have to go underground too.

John Carsel: This should be referred back to Land Use for better placement.

Lynn Schoenauer: On South Studio Dr. everything is underground. There are only light poles that are light weight. At North Studio Dr., the utilities are not underground.

Juan Maldonado: The minimum height for the poles is 24'.

Steve Beightler: Is it the equipment or the poles, what would you rather look at? We're asking you to find better placements. You said "tucked in". You don't "tuck in" a 30' pole anywhere. All of the dimensions of your equipment is not going to be easy to miss. We are talking about the tops of the hills. There are Land Conservancy lots up there.

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Marie Jaqua: We had something a few years ago with Verizon where the transmitters were placed in the Boradori garage out of sight. The Land Use Committee meets the last Wednesday of the month. August 30th at 4:00.

John Carsel: What is the timeline?

Juan Maldonado: They want it deployed by the end of the year.

Terry Whaler: There are restraints fi you could clarify that and then the community could have input about location. There needs to be input.

John Carsel: This discussion is tabled and the matter referred to the Land Use Committee to discuss alternate placements.

Good of the Order:

Next meeting of the CCAC will be September 6, 2017 at the Vets Hall Tent.

Set up and refreshments will be precincts 7 & 8.

The next Land Use Committee meeting will be August 30, 2017.

John Carsel: Meeting Adjourned.

Respectfully Submitted: Carol Baptiste August 26, 2017