

## Cayucos Citizens Advisory Council March 1, 2017

Meeting called to order in the Cayucos School by President John Carsel - 7:00PM  
approx. 30 in public attendance.

**Present:** John Carsel, Carol Baptiste, Arley Robinson, Paul Choucalas, Bill Shea, Dave Dabritz, Glenn Oekler, Lynn Schoenauer, Francie Farinet, Marie Jaqua, DeAnne Harland, Greg Bettencourt and Gil Igleheart.

Roland Hutchinson and Steve Beightler were absent and excused.

### **Minutes :**

Glenn Oekler moves to approve the minutes of February 1, 2017. Francie Farinet seconded the motion. The minutes were approved.

### **Treasurer's Report:**

No report.

### **ANNOUNCEMENTS/CORRESPONDENCE:**

John Carsel: Cherie, you're helping trying to find out what can be done about a man recklessly riding a tricycle powered by a sail on the beach.

Cherie McKee: The Sheriff's Department said they could not do anything so we contacted Parks but we haven't heard back from them yet.

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

Richard Griese, 20th St.: Correcting Francie about 3rd St., they actually start speeding at about Cayucos Drive. We have similar problems downtown. Over President's Day weekend, there was speeding on Cass Street and downtown by Ruddell's. I go hiking above Cayucos. I have photos of 4W drives doing donuts up there. There are now deep ruts. There are off road vehicles and automatic weapons being fired up there. Do the land owners have an obligation? Soon it is going to cost me about a dollar to flush the toilet. I've heard the Sanitary District bill will go up about \$100.

John Carsel: Is it legal to fire automatic weapons around here?

Sergeant Cronin: It depends what kind of weapon it is. We get deputies up there if we have 4W drives available.

John Carsel: Is there anything the County can do?

Bruce Gibson: You just heard from the County, the Sheriff has it. These things up on the hillsides tend to go in phases.

Francie Farinet: According to the Sheriff, it's okay to shoot weapons?

Sergeant Cronin: I'm not speaking for the sheriff, I'm speaking from my own experience. It depends where they are shooting. If they are shooting in a responsible manner, it is legal.

Greg Bettencourt: There are a couple of key issues. Things have gotten progressively worse up there. There is more activity. I think it merits further discussion. The Cayucos Land Conservancy owns 100 parcels. We don't know exactly where the parcels are. The Sheriff said if you can't ID the property, you can't do anything about it.

Eileen Roach, Cypress Glen Court: E Street goes before the Coastal Commission next Thursday. Staff is recommending denial based on rules that our Planning Department hasn't been following.

Kerry Friend: The staff has pointed out that the square foot calculation for the lot has been done inaccurately. They have tried to work with Mr. Lloyd and he is unwilling to work with them.

### **Council Member Comments:**

Gil Igleheart: I went to talk with the visitors alliance to try to get funds to clear up the beach.

John Carsel: We have fliers for the CCAC election. If you have a place to post them, Marie has the fliers.

Marie Jaqua: We would like to have them posted at the beach accesses, in coffee shops, etc. Joan Beightler had them printed.

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### **Cayucos Fire Department** - Mark Walton, Public Information Officer.

Cheryl Conway: Our meeting is tomorrow at 3:30 at the Cayucos Fire Station.

Greg Bettencourt: Cheryl, what is the status of the fire station? Is it going to remain a fire station? If Cal Fire takes over, what will become of the building?

Cheryl Conway: A decision will ultimately come from the Board.

### **Public Agencies**

#### **County Sheriff**- Commander James Taylor

Sergeant Cronin: We had a good month in February. We had 111 calls. 21 traffic, 5 pedestrian, a foot patrol on Ocean Ave. and Front St., 2 audible alarms, 5 disturbing the peace, 1 attempted burglary at the Full Moon Tasting room, 1 assault with an arrest. There are eleven vacancies at the Sheriff's Department. Some lateral moves will be taking place. We had no unlocked car offenses. That is my pet peeve, a totally preventable crime.

With regard to carpet cleaners, painters, magazine salesmen, don't let them in your house without an appointment and proper ID.

#### **CHP** - Sergeant John Johnson

No report.

#### **Parks** - Nick Franco

No report.

#### **Co. Planning** - Terry Wahler

Terry Wahler: I am available for questions.

#### **Co. Public Works** - Dave Flynn

Dave Flynn: The Board asked for the signage regarding "no trucks on Old Creek Rd.". That is forthcoming. With regard to the Cayucos Vet's Hall, we have a contract with the Studio Design Group going before the Board of Supervisors later this month. The \$260,000 that we have will take us through the design stage. Our department has been working with State Parks to make sure we meet their expectations. State Parks will be the lead agency. We do expect that once we have the plans in place, there will be some options for funding that we can explore.

Greg Bettencourt: I have read the historical report. Essentially the history ends in 1918. Clearly that would drive the SHPO (State Historic Preservation Office) decision.

Dave Flynn: In discussions with State Parks and SHPO, after the time period mentioned in the historical report, there have been add-ons.

Greg Bettencourt: My personal opinion is that I would hope that the County would have some push back if what SHPO and State Parks wants is different than what the community wants.

Bruce Gibson: That is my role.

Dave Flynn: Funding is a competitive thing.

John Carsel: Is the March Board of Supervisors meeting something that we would want to have people attend?

Bruce Gibson: Yes, it always helps to have public support.

Dave Flynn: The Gilbert Avenue scoping session will be March 22nd from 7:00 to 9:00 PM.

Also, the CSA 10A water tank is in the works for the next six months. It will take some time to work out the design.

Paul Choucalas: The design of the water tank should be like drawing a Campbell's soup can. What are the challenges there?

Dave Flynn: The big feature is earthquake stability, etc. with the foundation.

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### **Cayucos Sanitary District** - Robert Enns.

No report.

### **Chamber of Commerce** - Bill Shea

Bill Shea: The Sea Glass Festival will be the weekend after this. Our regular meeting is on the 15th. We are looking good for the year with regard to funds. The big question this year will be whether we can continue with the Visitor's Center.

### **Cayucos Schools** - Scott Smith

Scott Smith: The School Board meeting is March 15th. The Sheriff's Department is doing a great job working with the school. There will be a bicycle rodeo at 3:00 tomorrow.

### **County Supervisor** - Bruce Gibson

Supervisor Gibson: Thank you to the school for hosting the CCAC. The Public Works Department is getting geared up to paint the stripes on Front Street. The beach will be cleaned up. We have a contract with Coast Compliance who have identified 800 vacation rentals in the County. Those that are not in compliance are first invited to come into compliance depending on the distance requirements.

I am reaching out to the individuals who are affected by the Highway 1 Pfeiffer Bridge closure. It is a big deal. Hearst Castle is saying that visitorship has not been down significantly. It looks like people are willing to take the long way around to get here.

The big thing that will be coming before the Board of Supervisors soon will be the Phillips 66 controversy. The Board of Supervisors has prioritized road repair over Public Health, Parks, Libraries, and other County services. This was led by Ms. Arnold. I was quite disappointed.

### **Committee Reports**

#### **Land Use** - Marie Jaqua

Marie Jaqua: There was a MUP for a 944 sq. ft. addition to an existing sfr at 1200 Pacific Avenue. We recommended to approve. A second MUP was for 727 sq. ft. addition and remodel of an existing sfr on Pacific Avenue. We recommended approval. Can we entertain a motion of support from the CCAC for these two projects.

Dave Dabritz: I move that we recommend approval for the two MUPs on Pacific Avenue.

Greg Bettencourt: I second the motion.

The motion to support approval is unanimous.

We also discussed the excavation on Cerro Gordo. That will be discussed as an agenda item.

#### **Public Safety** - DeAnne Harland

DeAnne Harland: I don't have anything.

#### **Recreational planning** - Greg Bettencourt

No report.

#### **Utilities:** Dave Dabritz

Dave Dabritz: There was a meeting about off shore energy along the Central Coast. Off shore wind mills are being studied. I was going to bring up the raise in the sewer fee. Several years ago we did raise our fees to get some money in the bank for future expenses.

#### **Community Design** -

No report.

#### **CSA 10-A** - Arley Robinson

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Arley Robinson: CSA 10A was discussed earlier.

**By-Laws** - Arley Robinson  
No report.

### **Vacation Rentals - Cheryl Conway**

Cheryl Conway: We have had a meeting and we are scheduling another meeting.

### **Old Business:**

None.

### **New Business:**

A. Presentation of the CCAC Election Ballot - Steve Beightler

John Carsel: I have handed out the new CCAC ballots. A system is set up with the League of Women Voter's to conduct the election. I would entertain a motion to approve the ballots.

Gil Igleheart: I move to approve the CCAC ballots.

Glenn Oekler: I second the motion.

The motion carries unanimously.

B. "Cerro Gordo Slide"

Photos of the excavation site on Cerro Gordo were presented. The photos were taken on January 24, February 7 and on February 21, 2017. One aerial photograph was presented as well.

Carol Baptiste: The aerial photograph shows the position of the excavation on the hillside, the size of the excavation, and that the building site has eroded into the adjoining lots on either side and into the lot above it.

John Carsel: Gil, when was the aerial photo taken?

Gil Igleheart: Three weeks ago.

Carol Baptiste: This slide shows piles of rocks that have eroded into the excavation site. The piles of rocks have grown from smaller piles the size of a Volkswagon into piles that are now the size of a house. The Planning Department made a statement in an email that this excavation site did not need shoring because the hillside was solid rock. Apparently the solid rock breaks down into small rocks. You can see one portion of rock that is intact on the left side of this slide. That is slate, slate crumbles.

This next slide shows the erosion at the top of the excavation site. As the water keeps coming from the steep hillside above, this will continue to erode.

John MacDonald: That is the top soil that is about five feet deep.

Carol Baptiste: This slide shows the size of the excavation as seen from Santa Barbara Street across Willow Creek from the excavation site. You can see the roofs of the houses below on Hacienda Avenue. There are homes directly below this excavation site and the hillside is steep both below the excavation site and above the excavation site.

Greg Bettencourt: How steep is the hill to the homes below on Hacienda?

Carol Baptiste: Steep.

Terry Wahler: The homes on Cerro Gordo are off set.

Carol Baptiste: That is not the house I am worried about. I am worried about the homes below on Hacienda.

Paul Choucalas: The house in the photo with the black roof is on Hacienda. I would not be comfortable if I was living in that house.

Carol Baptiste: Me either! It would not take much for those rock piles to continue to grow and to go over and down to the rooftops of houses on Hacienda.

John MacDonald: We're not going to have a catastrophic slide. The soil testing and drilling studies were done.

John Carsel: The studies allowed for this type of development?

John MacDonald: The flat part of the cut is 30 feet with a 10 foot setback from the road.

Public Comment: We can see this excavation and the white vinyl covering from the pier.

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Dave Dabritz: We are not through the rainy season yet.

Public Comment: What is the County's position? If I was below it, I wouldn't be too happy.

Terry Wahler: They had to have multiple studies before they start. It is not up to us. John MacDonald may know more about the delay than I do. I contacted the inspector. What the Building Department does is to contact the architect and the County geologist. That is what we did. If you look at the photo, you would have to have three times that amount of slide material to cross over Cerro Gordo Avenue.

John Carsel: Are those recommendations in writing?

Terry Wahler: Yes.

John MacDonald: John Cameron, the County geologist, was looking at it.

Paul Choucalas: At the Land Use Committee meeting we discussed this project and the excavation. John MacDonald said he had this covered and that it should stay within the lot of the building site. The owner is acting as his own contractor. He is the one who is liable. The steepness of this hillside is not much different than La Conchita.

Carol Baptiste: Terry, when was the last time that the County geologist looked at this?

Terry Wahler: It has been a while, he didn't write anything up.

Marie Jaqua: Does everyone involved feel that it is safe to build? Is the project going to go ahead?

Terry Wahler and John MacDonald: Yes.

Gil Igleheart: What was the original cost of this foundation estimated to be?

John MacDonald: About \$200,000.

Gil Igleheart: What will it be now that it has eroded?

John MacDonald: About \$15,000 more. We will have to do some back filling where the excavation has eroded into the surrounding lots.

Carol Baptiste: Is back fill as stable as uncut soil?

John MacDonald: It is more stable.

Carol Baptiste: Are you a geologist?

John MacDonald: No.

Carol Baptiste: Have you been hired by the property owner to do this?

John MacDonald: Yes.

### **Good of the Order:**

John Carsel: Meeting adjourned.

### **Next meeting of the CCAC will be April 5, 2017 at the Cayucos School.**

Set up and refreshments will be precincts 5 & 6.

The next Land Use Committee meeting will be April 26, 2017.

John Carsel: Meeting Adjourned.

Respectfully Submitted: Carol Baptiste      March 30, 2017