



# AGENDA

## BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

### Regular Meeting November 3, 2015

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**TELECONFERENCE LOCATIONS:** 1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517. Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at [www.monocounty.ca.gov](http://www.monocounty.ca.gov). If you would like to receive an automatic copy of this agenda by email, please send your request to Bob Musil, Clerk of the Board: [bmusil@mono.ca.gov](mailto:bmusil@mono.ca.gov).

**UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.**

9:00 AM Call meeting to Order

Pledge of Allegiance

### 1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

**2. APPROVAL OF MINUTES**

**A. Board Minutes**

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on October 13, 2015.

**3. RECOGNITIONS - NONE**

**4. BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

**5. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

**6. DEPARTMENT/COMMISSION REPORTS**

**7. CONSENT AGENDA**

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

**A. CSAC EIA - Medical Malpractice Insurance Coverage**

Departments: Risk Management

Proposed contract with the California State Association of Counties Excess Insurance Authority (CSAC-EIA) committing Mono County to remain in CSAC-EIA's medical malpractice insurance program through October 1, 2017, in order to obtain a premium reduction (available from the underwriter if 75% of member counties commit prior to December 30, 2015).

**Recommended Action:** Approve County entry into proposed contract and authorize the County Administrative Officer to execute said contract on behalf of the County. Provide any desired direction to staff.

**Fiscal Impact:** If 75% of member counties do not commit to remain in CSAC-EIA's medical malpractice insurance program, then Mono County's premium will increase by \$54.00 per year for the first year, and unknown additional amounts in subsequent years.

**B. Hire at a B Step - Maintenance Worker II in Walker**

Departments: Public Works - Road

A Maintenance Worker II vacancy exists in Walker. Public Works has followed the Mono County Public Employees MOU protocol to fill that vacancy and would like to hire the qualified applicant at a B Step as permitted by Section 80 of the Personnel Rules.

**Recommended Action:** Authorize Public Works Director, in consultation with Human Resources, to hire a qualified Maintenance Worker II at a B Step for the vacancy in Road Area 5 (Walker). Provide any desired direction to staff.

**Fiscal Impact:** The funding source for this position is full-time out of the Road Fund. Maintenance Worker II Range 53 B Step - The total cost (salary and benefits) for remainder (8 months) of fiscal year 15/16 is \$38,519 and a full fiscal year is \$57,778 of which \$38,508 is salary.

**C. Reappointment to Assessment Appeals Board**

Departments: Clerk of the Board

Consider the reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

**Recommended Action:** Approve the reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

**Fiscal Impact:** None

**D. Appointments to Mono County Child Care Council**

Departments: Clerk of the Board

Reappointment of Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council for a term of two months only beginning 11/1/15 and expiring 12/31/15. If your board approves these two month terms, this will make all terms expire on December 31st of staggering years, which will be easier to track and administer.

**Recommended Action:** Appoint Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council, with terms expiring 12/31/15.

**Fiscal Impact:** None.

**8. CORRESPONDENCE RECEIVED (INFORMATIONAL)**

All items listed are located in the Office of the Clerk of the Board, and are available for review.

**A. Fish and Game Commission**

Departments: Clerk of the Board

Correspondence from the Fish and Game Commission dated October 22, 2105 regarding notice of proposed regulatory action that listing the gray wolf as Endangered under the California Endangered Species Act is warranted.

**B. Wildlife Conservation Board Pepperweed Removal**

Departments: Clerk of the Board

Correspondence dated 10/20/15 from the Wildlife Conservation Board regarding Middle Owens Valley Perennial Pepperweed Removal for Inyo and Mono Counties. Project ID: 2015030.

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**9. REGULAR AGENDA - MORNING**

**A. Local Emergency**

Departments: Board of Supervisors

10 minutes (5 minute presentation; 5 minute discussion)

Review state of local emergency, which was proclaimed by the Sheriff as Director of Emergency Services on October 18, 2015, and ratified by the Board on October 20, 2015.

**Recommended Action:** Take action to continue or terminate the state of local emergency.

**Fiscal Impact:** There is no fiscal impact for this item.

**B. 2015/2016 CSAC Appointments**

Departments: Clerk of the Board of Supervisors

10 minutes (Board Discussion)

Selection from the Board of Supervisors of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2015.

**Recommended Action:** Elect a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2015 Association year beginning on December 1, 2015; also elect an alternate member.

**Fiscal Impact:** Cost to attend the annual CSAC conference; approximately \$2,700. This money is included in the approved Board of Supervisors 2015/2016 budget.

**C. Review of Snow Removal Policies, Procedures and Priorities**

Departments: Public Works - Road

15 Minutes (5 minute presentation; 10 minute discussion)

(Jeff Walters) - Each year the Roads Division of Public Works provides the Board

of Supervisors for their review a list of the snow removal policies, procedures and priorities for county-maintained roads.

**Recommended Action:** 1. Receive a staff report regarding current snow removal policies, procedures, and priorities. 2. Provide direction to staff regarding modification to current snow removal policies, procedures and priorities. 3. Consider and potentially adopt Resolution No. R15-\_\_\_, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures and Priorities for County-Maintained Roads." 4. Provide any desired direction to staff.

**Fiscal Impact:** None.

**D. Winter Preparedness**

Departments: Public Works - Road

30 minutes (5 minute presentation; 20 minute discussion)

(Jeff Walters) - With a strong El Niño weather pattern expected this winter there are preparations Mono County could make to assist with managing the effects of significant rain and snow.

**Recommended Action:** 1. Receive staff report regarding the upcoming winter, potential El Niño effects and Mono County's preparations. Authorize Public Works Director, in consultation with County Counsel and Risk to secure a contract for avalanche forecasting, to purchase sufficient sandbags and to purchase and install a portable weather station. Provide any desired direction to staff. 2. Amend the 2015-16 Board Approved budget as follows: In the General Fund: Increase appropriation in Operating Transfers Out by \$10,000 and decrease Contingencies by \$10,000. In the Road Fund: Increase Operating Transfers In by \$10,000, increase appropriations in Contract Services by \$5,000, Capital Equipment by \$4,700, and Special Department Expense (for sandbags) by \$300. (4/5ths vote required.)

**Fiscal Impact:** Up to \$10,000 from contingency.

**E. Ordinance Amending Chapter 7.50 of the Mono County Code**

Departments: Social Services, County Counsel

15 minutes (5 minute presentation; 10 minute discussion)

(Kathryn Peterson) - Proposed ordinance No. ORD 15-\_\_\_\_\_ amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County.

**Recommended Action:** Introduce, read title, and waive further reading of proposed ordinance No. ORD 15-\_\_\_\_\_ amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County. Provide any desired direction to staff.

**Fiscal Impact:** None.

**F. 2014-17 Public Health Emergency Preparedness Agreement**

Departments: Public Health Emergency Preparedness  
20 minutes (10 minute presentation; 10 minute discussion)

(Dr. Richard O. Johnson) - In October, 2003, the Board of Supervisors approved the first Public Health Preparedness and Response to Bioterrorism plan for FY 2002/3 (minute order 02-219). This program has been funded ever since by Federal CDC (Centers for Disease Control and Prevention) and ASPR (Assistant Secretary for Preparedness and Response) money, with 70% of the total funds being passed to the locals through the California Department of Public Health (CDPH). This agreement provides funds for Public Health to address planning, preparedness, response, mitigation, and recovery for all hazards and events that potentially impact the health of the public and the healthcare system.

**Recommended Action:** The Board of Supervisors (1) Approve and authorize the Chair's signature on the NON-SUPPLANTATION CERTIFICATION FORM for the AGREEMENT outlined below.

**Fiscal Impact:** Although in the past there have been 3 separate annual agreements, in this period of 3 years from 2014-2017, there is a single agreement that covers all 3 funding streams, for a maximum total of \$847,314. Funding for this year two (2015-16) is outlined below, which is unchanged from the first year of the agreement. Funding next year is dependent upon congressional appropriations: Centers for Disease Control (CDC) Public Health Emergency Preparedness Program (PHEP) – \$108,027; State General Fund (GF) Pandemic Influenza Planning – \$60,486; Hospital Preparedness Program (HPP) – \$113,876.

**G. White Mountain Estates Tentative Tract Map 37-46 extension**

Departments: Community Development  
20 minutes (10 minute presentation; 10 minute discussion)

(Gerry Le Francois) - Public hearing regarding a one-year extension for Tentative Tract Map 37-46/White Mountain Estates.

**Recommended Action:** Conduct public hearing. Consider and potentially approve resolution granting one-year extension for Tentative Tract Map 37-46/White Mountain Estates until November 20, 2016. Provide any desired direction to staff.

**Fiscal Impact:** Project is being completed by the developer.

**10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

**11. CLOSED SESSION**

**A. Closed Session--Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, and Lynda Salcido. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

**B. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

**C. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

**D. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Counsel.

**E. Closed Session - Conference with Legal Counsel**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Luman v. Mono County Personnel Appeals Board.

**REGULAR SESSION WILL RECONVENE AFTER CLOSED SESSION**

**12. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

**13. REGULAR AGENDA - AFTERNOON**

**A. SCE Drought Resolution Presentation**

Departments: Board of Supervisors

30 minutes (15 minute presentation; 15 minute discussion)

(David Simmons, SCE) - Drought Resolution Presentation by Southern California Edison regarding the removal of trees on the forest.

**Recommended Action:** None. Informational Only.

**Fiscal Impact:** None.

**B. Ormat Casa Diablo IV Project Update**

Departments: Board of Supervisors

20 minutes (10 minute presentation; 10 minute discussion)

(Charlene Wardlow, Business Development Director, Ormat) - Update on Ormat operations in Mammoth Lakes and Casa Diablo IV Project status. This item was requested by Supervisor Corless.

**Recommended Action:** None. Informational only.

**Fiscal Impact:** None.

**ADJOURN**





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**     November 3, 2015

**Departments:** Clerk of the Board

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**             Board Minutes

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approve minutes of the Regular Meeting held on October 13, 2015.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES    NO

**ATTACHMENTS:**

Click to download

[10-13-15 Draft](#)

**History**

Time	Who	Approval
10/21/2015 1:12 PM	County Administrative Office	Yes
10/26/2015 12:50 PM	County Counsel	Yes





**DRAFT MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting  
October 13, 2015**

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Flash Drive	#1006
Minute Orders	M15-203 to M15-205
Resolutions	R15-71 NOT USED
Ordinance	ORD15-08 NOT USED

9:00 AM Call meeting to Order by Chairman Fesko.

*Supervisor present: Alpers, Corless, Fesko, Johnston and Stump.  
Supervisors absent: None.*

Pledge of Allegiance led by Supervisor Corless.

*Break: 10:18 a.m.  
Reconvene: 10:32 a.m.  
Closed Session: 12:30 p.m.  
Adjourn: 2:56 p.m.*

**The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:**  
<http://www.monocounty.ca.gov/meetings>

**1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

**John Schoonover:**

- Here as representative with Friends of the Library.
- Looking for funding as they are experiencing a deficit in funding.
- Looking for new revenues.

**Note**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

- Original idea was to cut hours in Bridgeport.
- Office of Education due to have another meeting soon; not sure if action will be taken, will be very hard to undo once it's done.
- They'd appreciate any help the board can give.

**Ann Schoonover:**

- Also concerned about the library in Bridgeport.
- They are also looking to demote main librarian.
- Explained hours of library.

**Abbie Bridges (Librarian):**

- Due to many years of fiscal mismanagement, library is now in a budget crisis.
- The library has been using reserve funds for all Mono County libraries.
- They're in need of about \$67,000 – this is what would help run all Mono County libraries. The Bridgeport library needs about \$15,000.
- They are hoping for a short term loan or possibly funding for this year.
- Back in early 60's the Board of Supervisors, according to California Codes, are the ones that select the county librarian. Current county librarian is not credentialed which is a requirement.
- If the County librarian was removed, it would solve the budget crisis.
- Reminded the Board how vital the libraries are to tourism.
- She's concerned that the meeting on the 22<sup>nd</sup> could result in unchangeable results.
- Supervisor Stump: mentioned that he attended the meeting in Mammoth; he also wrote a letter to their board that was read at the meeting two weeks ago. Part of the problem the library system has is the debt on the building, which was inherited by Stacey Adler.
- Supervisor Fesko: suggested we get this item agendized. Would like this on the 10/20/15 agenda.
- Marshall Rudolph: this item could be agendized for 10/20 – may want to invite Stacey Adler – can't really loan money to unwilling parties. Gave some information regarding the Public Records Act.

**Bob Wilson:**

- Resident of Twin Lakes.
- Gave his concerns and history on the library issue.
- Asked for itemized breakdown of budget as this was not given to him when he asked.

**Brian Lahren:**

- Gave further information on budget, funding issue.
- Further history about the use of the library by all the kids.
- There is a lot of money brought paid out to school boards and superintendents.

**Sandy Pritchett:**

- Gave additional historical and other information relating to library.

**Per Supervisors:**

- Item to be on 10/20 meeting in Mammoth during the afternoon session.

**2. APPROVAL OF MINUTES - NONE**

**3. RECOGNITIONS - NONE**

**4. BOARD MEMBER REPORTS**

**Supervisor Alpers:**

- In total support of Stacy Corless doing the board updates on a temporary

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- basis; appreciates her stepping up.
- 10/6 - Attended the June Lake CAC held at the June Lake Community Center. Pleased to announce that Sheriff Braun and the June Lake Historical Society have reached a tentative agreement regarding the use of the June Lake Sheriff's substation building as a Visitor Center and headquarters for the Historical Society. The Sheriff's Dept. will continue to use one room in the building as the substation. He will keep the Board informed as to changes and upgrades to the building. There is concern over the prolific buildup of Eurasian Milfoil aquatic weeds in Gull Lake. This invasive species is fast growing and was most likely inadvertently introduced by lake boaters. I know of no USFS or LRWQCB policies on how to control this particular weed species. He will keep the Board updated on this issue.
  - 10/11 - Attended Memorial Services for Connie Black held at the Double Eagle Resort and Spa. Ralph Lockhart, Connie's son, led the service that was highly attended by friends and family from out of the areas as well as local. At the conclusion of the Service, Ralph unveiled a beautiful plaque honoring Connie and her previously deceased husband Ron, at the base of a wood carving to 2 bald eagles located near the entrance of the property.
  - 10/12 - Toured the June Lake Loop to observe tourists and locals out amongst the fall colors. The Silver Lake Resort area, ranging from the SCE Hydro Station to the inlet to Grant Lake, was packed with photographers, bikers, hikers, fishermen, rollerbladers and general fall color observers. The Resort, RV Park and USFS Campground were still full. He thinks our Economic Development and Tourism staff has done an excellent job of promoting our gorgeous fall weather and attractions.

**Supervisor Corless:**

- 10/10 Event—great things in District 5! Thanks to Friends of the Inyo, especially Laura Beardsley for planning, and Casey Penn, Paul McFarland and Lindsay Anderson for working the event; Mark Drew and Andrew Skaggs of Cal Trout; and the Fisheries Commission, especially Sue Burak, who championed this event and volunteered on Saturday. Here are statistics from the event:
  - Volunteers: 14
  - Hours per volunteer: 3.5
  - Willows planted: 110
  - Pounds of trash picked up: 500lbs
  - Fire rings dismantled: 2
  - Feet of trail maintained: 30ft
- Noticed that Senator Berryhill and Congressman Cook's office are planning to hold office hours in Mammoth on 10/23, wondering if any board members have gotten notice and are planning to attend? Will reach out to their offices.
- Meeting with Stacey Adler this week regarding library issues.
- Weekly/monthly board report: Would like to offer to take this over in the interim (through end of year).

**Supervisor Fesko:**

- Nothing to report this week.

**Supervisor Johnston:**

- Recognized and congratulated Bob Musil and his staff for a successful election regarding Measure Z.
- Attended the Town's special meeting regarding the continuing workshops on the strategic goals and priorities, and bringing the non-governmental agencies together. A handout from the meeting was distributed to Board members. Next meeting will be held on November 17th, 1 to 5 PM, Suite Z.
- Noted the letter from the Great Basin Unified Air Pollution Control District to

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various legislators regarding the wildfire smoke issues. The letter was well written and commended Supervisors Stump and Kingsley and Great Basin staff for their work on the letter. Also provided a copy to other interested citizens.

- The Governor has signed a number of bills; these will be released in a CSAC special bulletin today.

**Supervisor Stump:**

- 10-7: Attended the CSA 1 Community Workshop. Strong support for the skate park project (gave information on the history of the project).
- Asked to adjourn board meeting in memory of Dr. Tomi Bortolazzo who was found deceased in her home.

**5. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments  
Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

**Lynda Salcido:**

- CHIAC – health executives throughout state meeting. A lot of work to be done in her own Department
- Shared that Dr. Tomi Bortolazzo (urologist) was found dead at home last evening.

**6. DEPARTMENT/COMMISSION REPORTS**

**Sheriff Braun:**

- Spoke briefly about Dr. Bortolazzo, very unexpected death.
- Went to CSSA quarterly conference; one bill signed that will impact Sheriff are new requirements for every contact the Sheriff's has. Will be a mandate where reimbursement will need to be sought after. (Supervisor Stump asked about GPS being sufficient location. Asked similar question to CHP Lieutenant who was in the audience.)
- Director of ICE was here talking about their program.

**CHP Lt. Jeff Holt:**

- Explained the way they handle documenting their contacts with citizens, on highway, etc.
- Sobriety checkpoint question by Supervisor Johnston: entry into Mammoth. Asked why at entry and not when they are exiting Mammoth? The Lt. gave explanation as to why they conducted sobriety checkpoints where they do. They used 203 as a common location. You have to give citizens an "escape point" by posting signs, giving public notice.

**Leslie Chapman:**

- Received award from State Comptroller's office. She read the letter received out loud.
  - Supervisor Stump asked that she have her staff sit in the board room at some point in the future, after award is received to receive congratulations and commendation publicly from the Board.
  - Supervisor Johnston: suggested she submit to newspapers and media to let community know.

**7. CONSENT AGENDA**

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**A. July & August Treasury Transaction Reports**

Departments: Finance

Treasury Transaction Reports for the months of July & August 2015.

**Action:** Approve the Treasury Transaction Reports for the months of July & August 2015.

**Corless moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M15-203**

**B. FY 2015-2016 Department of Boating and Waterways Equipment Grant**

Departments: Sheriff

The Mono County Sheriff's Office has received the annual Equipment Grant contract from the California Department of Boating and Waterways in the amount of \$15,050.00.

**Action:** 1. For the Board of Supervisors to authorize the Sheriff's Office to participate in our annual California Department of Boating and Waterways Equipment Grant program for fiscal year 2015-2016. 2. Authorize the Board of Supervisors to sign the contract via Minute Order with the California Department of Boating and Waterways for fiscal year 2015-2016. 3. Amend the fiscal year 2015-2016 Board approved budget as follows: increase projected revenues in Federal Boating and Waterways Grant by \$15,050 and increase appropriations is Special Department Expense and Equipment Maintenance and Repair by \$5,350 and \$9,700, respectively (4/5ths vote required.) 4. Authorize Sheriff Ingrid Braun to sign all contract and reimbursement forms for said contract.

**Corless moved; Johnston seconded**

**Vote: 5 yes; 0 no**

**M15-204**

**8. CORRESPONDENCE RECEIVED (INFORMATIONAL) - NONE**

**9. REGULAR AGENDA - MORNING**

**A. Response to Grand Jury Report**

Departments: Board of Supervisors, CAO, County Counsel

(Lynda Salcido, Marshall Rudolph) - Response by Board of Supervisors to the 2014-15 Mono County Grand Jury's final report.

**Action:** None.

**Marshall Rudolph:**

- He'll take the lead on this with input from CAO Lynda Salcido as needed.
- This is a joint response (from County Counsel and CAO) for various reasons, need to stay in the legal realm AND address the 'issues' in a

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- substantive way.
- Explained information submitted with packet.
- The Board only needs to be concerned with county affairs, not town related issues.
- Explained the differences in response by Sheriff and Assessor (as elected officials).
- This is the same format we've used in the past: cover letter, attachment A – goes through portions of report with findings/recommendations.
- Asked Board how they'd like to go through this item to get to the signing of the letter.
- Suggests he take the feedback and incorporate changes and bring back for approval on consent agenda next week (10/20).

**Animal Control Findings/Recommendations:**

**Supervisor Fesko:**

- Mentioned some brief spelling errors.

**Supervisor Corless:**

- Animal Control Recommendation #1 – mentioned that the Town had added language about “collaboratively working with the county”, suggested we echo something of the same. Doesn't change the substance of reply, it just puts in “collaborative” wording.
- Feels overall, we should review the Town's response focusing on Animal Control.

**Supervisor Stump:**

- Points out that the Town had to back away from Animal Control due to budgeting issues.

**Supervisor Johnston:**

- Feels that the Animal Control issue by the Town is a “cop out”, we shouldn't make it easy for them to not contribute. We need wording in the response that says the Town needs to help fund it again.
- Asked what we're doing right now for Animal Control recording keeping? Suggests we change wording regarding the record keeping.

**Leslie Chapman:**

- We are in the process of digitizing Animal Control records via Innoprise.

**Assessor's Office Findings/Recommendations:**

**Supervisor Stump:**

- Recommendation #2 – has issue that we may have restrictions legally on what we can do – should that be in there?
- Any reference as to the Assessor being an elected position? The Board is very limited as to what they can do.

**Marshall Rudolph:**

- Acknowledged that the legal restrictions aren't necessarily spelled out in recommendation #2.
- The statute puts you in a box with certain wording.
- Suggested wording about the Assessor's position being an elected position and the Board not having much ability to take too much action.

**Supervisor Johnston:**

- Asked about wording on recommendations.

**Jail Examination Findings/Recommendations:**

**Supervisor Johnston:**

- Not sure why we disagree with Finding #1.

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- We could push out to 15-16 or midyear budget.
- Finding #2 sounds flippant.

**Supervisor Fesko:**

- Unused holding cell – is it used or not used?

**Sheriff Braun:**

- She agrees with Finding #1 as it has come up every year in Grand Jury report. She worded her response in the context of “would LIKE to implement it”.
- Discussion about the holding cell in Mammoth being not used often.

**Supervisor Stump:**

- Thinks we need to change it that we agree with the finding.
- Is there a way to put that we are “studying” the implementation?

**Marshall Rudolph:**

- If you put a time on when you might implement hiring a cook, might not be a good idea.
- We can agree with the finding and say we can’t implement due to lack of funding.
- How about it WILL be implement IF Board has funding in 2015-16 Fiscal Year.
- Gave variations to wording.
- We can just “agree” and what for implementation? Recommendation requires further analysis.....
- In Re to Finding #2 – he was trying not to respond with too much information.
- In Re to Finding #3 – maybe we need to say it’s not used “very often”, not that it’s unused. Board could “generally” agree with finding.

**B. Strategic Plan 2015-16 Priorities and Timeline**

Departments: Board of Supervisors

(Stacy Corless) - Presentation of 2015-16 strategic plan priorities and activities, developed from Board of Supervisors feedback (following the July 7 strategic plan workshop) and final budget approval.

**Action:** Approve 2015-16 strategic plan priorities and activities, changing the wording from “priorities” to “areas”.

**Alpers moved; Stump seconded**

**Vote: 4 yes; 1 no: Johnston**

**M15-205**

**Supervisor Corless:**

- Thanked the Strategic Planning Team for coming up with plans to implement.
- Handed out printouts.

Mono County Strategic Plan Power Point (all slides will be posted to the web):

- A tool to establish direction and provide alignment for the organization
- An effort to align the organization with the community
- A document to help prioritize projects/programs and budget to them
- An evolving plan to adapt to community needs and promote sustainability
- A road map to move Mono County toward a shared vision
- The Mono County Strategic Plan is a lens to focus project and program priorities, then budget to those priorities.

**Note**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

Additional Comments:

- Explained more about what is being asked of the board today.
- The board is basically being asked to send out policy discussion.
- The goal is not to get into too great of detail. All open for discussion by the Board. They need direction that they've got the RIGHT priorities, not that they all contain every single detail at the moment.
- In future years, as this gets refined, the tactical steps will be defined more accurately.
- We're trying to keep this high level, not tactical.

**Megan Mahaffey:**

Power Point continued:

- Mono County Strategic Plan Background
- How do we get to the "best Mono imaginable"
- Working together toward the same set of goals
- 177 Employees = 67% Participation
- Mono County Strategic Plan Framework (Vision, Mission, Values, Strategic Directions)
- Mono County Strategic Plan Integration
- 2015-2106 Priorities

**Nate Greenberg:**

- Plan before Board today is setting long term goals; on annual basis establishing priorities which more or less house our projects.

Power Point continued:

- Are we doing what we're supposed to be doing
- Timeline will allow for measurement implementation
- Performance Measurement and Accountability
- What is needed today
  - Direction to take the next step in Mono County Strategic Plan
  - Approve Mono County Strategic Plan 2015-2016 Priorities and Timeline
  - Direction to Implement Mono County Strategic Plan based on 2015-2016 Priorities and Timeline

Additional comments:

- He agrees that the "final document" is not necessarily in front of the board and compiled.
- Would it help to change words "Priorities" to "Initiatives" or something else?

**BOARD DISCUSSION:**

**Supervisor Johnston:**

- For him getting the General Plan updated is the #1 thing; it's not even listed as a priority.
- Asked about Solid Waste Planning – where is it?
- There's no timeline, no set projects.
- Mentioned a Strategic Management Plan done by Caltrans that is really good.

**Leslie Chapman:**

- Today the board is seeing high level priorities.
- Once we get to mid-budget we'll be revisiting the department goals/objectives which are the projects in the Strategic Plan.

**Supervisor Stump:**

- When you have an emergency incident, you have a plan. One of the first pages gives overall goals. Then it gets further broken down. He thinks that what is being done here.

**Note**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors

- You do need to be able to reference the Department budget pages to get the total picture, but he sees a parallel of an incident plan and this plan.
- Sounds like there are some major disagreements between the team and Supervisor Johnston's vision – we all need to understand that there are going to be bumps in the road. Staffing levels need to be recognized during this entire process.
- We've already weighed in on the budget documents.

**Supervisor Fesko:**

- At first glance, he asked "where is all this tied together"?
- He doesn't want to have to go to two separate documents to see how it all fits together.
- He'd like to see projects and how they relate before mid-year.
- We need to give the Strategic Planning Team the leeway to continue work on this with what is in front of us today. He's comfortable with doing this; he has faith in the staff.
- We need to just get the process in step.
- Appreciates staff's work on this; feels that the Board has given the team a lot of leeway. He has faith in the process. Looks forward to January/February.

**Supervisor Alpers:**

- Each of the 24 items should have a list that's generated to see what applies to them and how they are prioritized.
- We need to keep the team moving; they are waiting for direction so they can continue.
- He thanked Supervisor Corless.

**Robin Roberts:**

- Mentioned that this is something that people have worked very hard on without much direction from CAO (since there isn't one).
- The details are all in the budget narratives that the Board has already voted on.
- It's not completed, doesn't have *everything* it needs. What's missing for Supervisor Johnston are the things they avoided.

**Scott Burns:**

- General Plan is a "mandated" requirement, we are doing it, we have to do it.

**10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

*No one spoke.*

**11. CLOSED SESSION**

*There was nothing to report out of closed session.*

**A. Closed Session--Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, and Lynda Salcido. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association

**Note**

**These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors**

(PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

**B. Closed Session - Conference with Legal Counsel**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Luman v. Mono County Personnel Appeals Board et. al.

**C. Closed Session - County Counsel Performance Evaluation**

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Counsel.

**D. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

**E. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Risk Manager.

**F. Closed Session - Public Employment**

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

**ADJOURN at 2:56 p.m. in honor of Dr. Tomi Bortolazzo who recently passed away.**

ATTEST

---

TIMOTHY E. FESKO  
CHAIRMAN

---

SHANNON KENDALL  
ASSISTANT CLERK OF THE BOARD

**Note**

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** November 3, 2015

**Departments: Risk Management**

**TIME REQUIRED**

**SUBJECT** CSAC EIA - Medical Malpractice  
Insurance Coverage

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

---

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed contract with the California State Association of Counties Excess Insurance Authority (CSAC-EIA) committing Mono County to remain in CSAC-EIA's medical malpractice insurance program through October 1, 2017, in order to obtain a premium reduction (available from the underwriter if 75% of member counties commit prior to December 30, 2015).

---

### RECOMMENDED ACTION:

Approve County entry into proposed contract and authorize the County Administrative Officer to execute said contract on behalf of the County. Provide any desired direction to staff.

---

### FISCAL IMPACT:

If 75% of member counties do not commit to remain in CSAC-EIA's medical malpractice insurance program, then Mono County's premium will increase by \$54.00 per year for the first year, and unknown additional amounts in subsequent years.

---

**CONTACT NAME:** Stacey Simon

**PHONE/EMAIL:** 760-924-1704 or 760-932-5418 / [ssimon@mono.ca.gov](mailto:ssimon@mono.ca.gov)

---

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THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

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### MINUTE ORDER REQUESTED:

YES  NO

---

### ATTACHMENTS:

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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/27/2015 10:09 AM	County Administrative Office	Yes
10/26/2015 12:18 PM	County Counsel	Yes
10/27/2015 8:33 AM	Finance	Yes

---



**ACTION REQUIRED BY DECEMBER 30, 2015**

October 1, 2015

TO: Stacey Simon, Mono County

FROM: Monica Breck, Senior Underwriting Analyst

SUBJECT: Medical Malpractice Program Extended Participation Agreement

We are pleased to report that as of today, October 1<sup>st</sup>, we will enjoy another successful renewal of the Medical Malpractice Program. Although rates are increasing, the overall costs of the Program are less than it would cost for a member purchasing coverage on their own. In fact, occurrence-based coverage is likely not available outside of the EIA's Program.

As part of this year's renewal, the Medical Malpractice Committee is asking the members to provide an individual commitment to remain in the Program for the two-year period from 10/1/15 to 10/1/17, in exchange for a premium reduction. More importantly, execution of the Agreement will lock in renewal terms with Lexington for the 2016/17 year at a not to exceed 10% increase. The Medical Malpractice Committee and our reinsurance partner, Lexington Insurance Company, recognize that continued member participation is important for ongoing stability of the Program. As an incentive for making such a commitment **by 12/30/15**, those members who do so will receive a premium reduction as long as we also achieve commitments from members comprising at least 75% of the premium base. If the minimum participation commitment is not met, we will let the current deal with Lexington run out (expiring 10/1/15) and pay the higher annual premium. If we achieve the minimum participation level, but your entity does not execute the Extended Participation Agreement by 12/30/15, your entity will be required to pay the higher premium amount which equates to an additional premium of \$54.00, and a supplemental invoice will be sent to you in early January.

Enclosed is the Extended Participation Agreement for your execution. Members must **execute and submit the Agreement to the EIA by 12/30/15** in order to be eligible for the reduced premium. From the EIA's standpoint, the designated representative to the EIA has authority to sign the Agreement on behalf of the member. However, you may

75 Iron Point Circle, Suite 200 • Folsom, CA 95630 • 916.850.7300 • FAX 916.850.7800 • [www.csac-eia.org](http://www.csac-eia.org)

EXECUTIVE COMMITTEE:

Jim Sessions President Riverside County	Kristin McMenomey Vice President Mendocino County	Barbara Lubben Alameda County	Teri Enos-Guerrero City of Chula Vista	Scott Schimke Glenn County	James Brown Merced County	Maryellen Peters Placer County	Kimberly Greer City of Richmond	Lance Sposito Santa Clara County	Peter W. Huebner Sierra County	Van Maddox Sierra County
---	---	-------------------------------------	--	----------------------------------	---------------------------------	--------------------------------------	---------------------------------------	--	--------------------------------------	--------------------------------

Medical Malpractice Members

October 1, 2015

Page 2

have internal procedures which require approval by your governing board. If that is the case, please be sure to schedule this item with your board as soon as possible to ensure the ability to meet the 12/30/15 deadline. Upon execution of the Agreement, please return the signed original signature page to the EIA office.

Please let us know if you have any questions or would like assistance presenting the information to your management or governing board.

Enclosures





**CSAC Excess Insurance Authority  
Medical Malpractice Program  
Extended Participation Agreement**

This Extended Participation Agreement (“Agreement”) is entered into by and between the CSAC-EIA (“EIA”) and the participating members of the Medical Malpractice Program (“Program”), consisting of counties and other public entities (“Public Entity”).

**WHEREAS**, on September 21, 2015, the EIA’s Medical Malpractice Committee (“Committee”) approved an extended participation requirement for participating members covering the period from October 1, 2015 to October 1, 2017 (two-years); and

**WHEREAS**, the Program’s excess carrier, Lexington Insurance, has agreed to extend their coverage commitment to October 1, 2017 and have agreed to provide a discount in their premium to the Program if a minimum number of participating members individually commit to not withdraw from the Program for two years; and

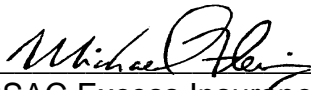
**WHEREAS**, the Committee has approved a plan in which participating members will be given the choice of executing this Agreement in exchange for a premium reduction. If a participating member fails to execute this Agreement the participating member will not receive this reduction.

**NOW, THEREFORE**, in consideration of the mutual promises and agreements made herein, the parties hereby agree as follows:

1. **Premium Discount.** Participating members who execute this Agreement shall receive a discount in premium as approved by the Committee, subject to paragraph 3.
2. **Term of Agreement.** The term of this Agreement is two years beginning October 1, 2015 until October 1, 2017 and each participating member hereby agrees not to withdraw from this Agreement prior to October 1, 2017.
3. **Minimum Participation.** In order for the Program to receive the agreed discount a certain minimum number of participating members has been agreed to by the Committee and Lexington Insurance. If an insufficient number of participating members fail to execute this Agreement as set forth in paragraph 4, the Program will not receive the agreed discount. If the minimum participation is not met, individual participating members that executed this Agreement will not receive the agreed discount and will be released from the terms of this Agreement.
4. **Time for Execution of Agreement.** Participating members shall have until January 1, 2016, to execute this Agreement.

5. **Future Commitments.** Participating members agree that the Committee may consider such two-year commitments in the future.
  
6. **Agreement and Amendment.** This Agreement contains the entire understanding and agreement of the parties and there have been no promises, representations or agreements by any of the parties, either oral or written, of any character or nature hereafter binding except as set forth herein. This Agreement may be altered, amended or modified only by an instrument in writing, executed by the parties to this Agreement and by no other means.

10/1/2015  
Dated

  
\_\_\_\_\_  
CSAC Excess Insurance Authority  
Chief Executive Officer/Secretary

\_\_\_\_\_  
Dated

\_\_\_\_\_  
Authorized Representative  
Of (Member Name): \_\_\_\_\_  
  
Please Print Name: \_\_\_\_\_



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Public Works - Road**

**TIME REQUIRED**

**SUBJECT** Hire at a B Step - Maintenance  
Worker II in Walker

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

A Maintenance Worker II vacancy exists in Walker. Public Works has followed the Mono County Public Employees MOU protocol to fill that vacancy and would like to hire the qualified applicant at a B Step as permitted by Section 80 of the Personnel Rules.

---

**RECOMMENDED ACTION:**

Authorize Public Works Director, in consultation with Human Resources, to hire a qualified Maintenance Worker II at a B Step for the vacancy in Road Area 5 (Walker). Provide any desired direction to staff.

---

**FISCAL IMPACT:**

The funding source for this position is full-time out of the Road Fund. Maintenance Worker II Range 53 B Step - The total cost (salary and benefits) for remainder (8 months) of fiscal year 15/16 is \$38,519 and a full fiscal year is \$57,778 of which \$38,508 is salary.

---

**CONTACT NAME:** Jeff Walters

**PHONE/EMAIL:** 760 932 5459 / jwalters@mono.ca.gov

---

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**MINUTE ORDER REQUESTED:**

YES  NO

---

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[Hire at a B Step - Maint Worker II Walker](#)

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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/27/2015 3:28 PM	County Administrative Office	Yes
10/29/2015 8:31 AM	County Counsel	Yes
10/27/2015 5:34 PM	Finance	Yes

---



# MONO COUNTY DEPARTMENT OF PUBLIC WORKS

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POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517  
760.932.5440 • Fax 760.932.5441 • [monopw@mono.ca.gov](mailto:monopw@mono.ca.gov) • [www.monocounty.ca.gov](http://www.monocounty.ca.gov)

**Date:** November 3, 2015  
**To:** Honorable Chair and Members of the Board of Supervisors  
**From:** Jeff Walters, Public Works Director / Director of Road Operations and Fleet Services  
**Subject:** Hire at B Step – Maintenance Worker II Vacancy in Road Area 5

**Recommended Action:**

Authorize Public Works Director, in consultation with Human Resources, to hire a qualified Maintenance Worker II at a B Step for the vacancy in Road Area 5 (Walker). Provide any desired direction to staff.

**Fiscal Impact:**

The funding source for this position is full-time out of the Road Fund.

Maintenance Worker II Range 53 B Step - The total cost (salary and benefits) for remainder (8 months) of fiscal year 15/16 is \$38,519 and a full fiscal year is \$57,778 of which \$38,508 is salary.

**Discussion:**

A Maintenance Worker II a vacancy exists in Walker. Public Works has followed the Mono County Public Employees MOU protocol to fill that vacancy and would like to hire the qualified applicant at a B Step. With a Class A license and previous experience as a Caltrans snow removal operator their qualifications and experience warrant such an offer.

If you have any questions regarding this item, please contact Jeff Walters at 932-5459.

Respectfully submitted,

Jeff Walters  
Public Works Director / Director of Road Operations and Fleet Services





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT** Reappointment to Assessment  
Appeals Board

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consider the reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

---

**RECOMMENDED ACTION:**

Approve the reappointment of John Gallagher, Rose Murray and Paul Oster to the Assessment Appeals Board for three year terms commencing on November 6, 2015 and expiring on November 5, 2018.

---

**FISCAL IMPACT:**

None

---

**CONTACT NAME:** Helen Nunn

**PHONE/EMAIL:** x5534 / hnunn@mono.ca.gov

---

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**MINUTE ORDER REQUESTED:**

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<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/23/2015 3:14 PM	County Administrative Office	Yes
10/26/2015 12:52 PM	County Counsel	Yes
10/27/2015 7:33 AM	Finance	Yes





Larry Johnston~District One    Fred Stump~ District Two    Tim Alpers ~ District Three  
Tim Fesko ~ District Four    Stacy Corless ~ District Five

---

## **BOARD OF SUPERVISORS COUNTY OF MONO**

---

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517

(760) 932-5538 • FAX (760) 932-5531

*Bob Musil, Clerk of the Board*

Date: November 3, 2015

To: Honorable Board of Supervisors

From: Bob Musil, Clerk of the Assessment Appeals Board

Subject

Reappointment of Paul Gallagher, Rose Murray and Paul Oster to the Mono County Assessment Appeals Board.

Recommendation

Approve reappointment of Paul Gallagher, Rose Murray and Paul Oster.

Discussion

Each of these individual's current three-year terms on the Assessment Appeals Board will expire on November 5, 2015. They have been capable and reliable members of the Board, and each is willing to serve another three-year term. There is not a limit on the number of terms a person may serve.

Per Mono County Code, section 3.52.040(C), the Board of Supervisors shall appoint members of the Assessment Appeals Board upon the expiration of any term or the occurrence of a vacancy.

Fiscal Impact

None



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**    November 3, 2015

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT**                    Appointments to Mono County Child  
Care Council

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Reappointment of Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council for a term of two months only beginning 11/1/15 and expiring 12/31/15. If your board approves these two month terms, this will make all terms expire on December 31st of staggering years, which will be easier to track and administer.

**RECOMMENDED ACTION:**

Appoint Chanden Robasciotti and Salvador Montanez to the Mono County Child Care Council, with terms expiring 12/31/15.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

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<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/27/2015 10:08 AM	County Administrative Office	Yes
10/27/2015 11:31 AM	County Counsel	Yes
10/27/2015 8:33 AM	Finance	Yes

# People Helping People

**Administration  
Personnel  
Community  
Services  
Housing**  
137 E. South St.  
P.O. Box 845  
Bishop, CA  
93515  
(760) 873-8557  
Fx (760) 873-8182  
e-mail:  
[info@imaca.net](mailto:info@imaca.net)

**Community  
Connection  
for Children**  
625 Old Mammoth  
Rd.  
P.O. Box 8571  
Mammoth Lakes,  
CA 93546  
(760) 934-3343  
Fx (760) 934-2075  
e-mail:  
[ccc@imaca.net](mailto:ccc@imaca.net)

**Child  
Development  
&  
Family  
Services**  
**Head Start/State  
Preschool  
Administration  
Office**  
180 E. Clarke St.  
Bishop, CA  
93514  
(760) 873-3021  
Fx (760) 872-5570

**Glass  
Mountain  
Apartments**  
25 Mountain Blvd.  
Mammoth Lakes,  
CA 93546  
(760) 924-3888

**Valley  
Apartments**  
156 E. Clarke St.  
Bishop, CA  
93514  
(760) 873-8557

IMACA is a Non-  
Profit,  
Tax-Exempt  
Organization  
under Section  
501(c)(3), Internal  
Revenue Code.

October 28, 2015

The Honorable Board of Supervisors  
County of Mono  
P.O. Box 715  
Bridgeport, CA 93517

Re: Re-Appointment Requests for Mono County Child Care Council (MCCCC)  
Members

Dear Supervisors,

We have enclosed with this letter two re-appointment request letters for membership to the Mono County Child Care Council (MCCCC).

The members' terms expired earlier this year but the previous MCCCC Coordinator did not have them re-appointed despite their desire to remain on the Council as voting members. During the September MCCCC meeting, the Council voted to re-appoint these members to the end of the calendar year, 12/31/15. Per the MCCCC's bylaws, all the members' terms are supposed to start on January 1<sup>st</sup> and end December 31<sup>st</sup> for two year terms. We are trying not to re-appoint them from 11/1/15-10/31/17 and instead are requesting they be re-appointed for a brief 2 month term to the end of the calendar year, and then re-appointed from 1/1/16-12/31/17 later. Thank you for considering this request.

Sincerely,



Queenie Barnard  
Mono County Child Care Council Coordinator

**Mono County Child Care Council**



**P. O. Box 8571  
Mammoth Lakes, CA 93546**

October 19, 2015

To: Mono County Board of Supervisors

From: Queenie Barnard, Local Child Care Council Coordinator

Re: Re-appointment of Member to the Mono County Child Care Council – Chanden Robasciotti

Dear Board of Supervisors;

The Mono County Child Care Planning Council (MCCCC) is requesting reappointment by the Board of Supervisors of Chanden Robasciotti to serve as a member of the Child Care Council. She will be filling the membership position of Consumers of Child Care. Originally appointed by the Board of Supervisors, her term expired 5/31/15. The new appointment will only be for 2 months beginning 11/1/15 and ending 12/31/15.

Thank you for considering this request.

Queenie Barnard, LPC Coordinator  
[qbarnard@imaca.net](mailto:qbarnard@imaca.net)  
(760) 934-3343

**Mono County Child Care Council**



**P. O. Box 8571  
Mammoth Lakes, CA 93546**

October 19, 2015

To: Mono County Board of Supervisors

From: Queenie Barnard, Local Child Care Council Coordinator

Re: Re-appointment of Member to the Mono County Child Care Council – Salvador Montanez

Dear Board of Supervisors;

The Mono County Child Care Planning Council (MCCCC) is requesting reappointment by the Board of Supervisors of Salvador Montanez to serve as a member of the Child Care Council. He will be filling the membership position of Community Representative. Originally appointed by the Board of Supervisors, his term expired 4/1/15. The new appointment will only be for 2 months beginning 11/1/15 and ending 12/31/15.

Thank you for considering this request.

Queenie Barnard, LPC Coordinator  
[qbarnard@imaca.net](mailto:qbarnard@imaca.net)  
(760) 934-3343

## **Mono County Child Care Council**



### **Membership 2015-2016**

#### **Consumers of Child Care**

Dyanna Hernandez  
Mono County Office of Education  
760-932-7311 (w) 775-291-4251 (c)  
214 Dry Canyon Rd  
Coleville, CA 96107  
[dyannawall@hotmail.com](mailto:dyannawall@hotmail.com)  
Term ends: 12/31/16 Bd of Sups

Chanden Robasciotti  
Coleville High School  
530-208-6472 (c)  
756 Meadow Dr  
Coleville, CA 96107  
[xodoustwo@yahoo.com](mailto:xodoustwo@yahoo.com)  
Term ends: 5/31/15 Bd of Sups

#### **Child Care Providers**

Debbie Teller  
Small World/Mammoth Kids Corner  
760-934-0646 or 760-934-4700 (w)  
P.O. Box 353 Mammoth Lakes, CA 93546  
[dteller@mammoth-mtn.com](mailto:dteller@mammoth-mtn.com)  
Term ends: 6/30/16 MCOE

VACANT

#### **Public Agency Representatives**

Sandra Pearce  
Mono County Health Department  
760-924-1818 (w)  
P.O. Box 3329  
Mammoth Lakes, CA 93546  
[spearce@mono.ca.gov](mailto:spearce@mono.ca.gov)  
Term ends: 12/31/15 Bd of Sups

Molly DesBaillets  
First 5 Mono County  
760-924-7626 (w)  
P.O. Box 130  
Mammoth Lakes, CA 93546  
[mdesbaillets@monocoe.org](mailto:mdesbaillets@monocoe.org)  
Term ends: 10/31/16 Bd of Sups

## Community Representative

VACANT

Salvador Montanez  
Mono County Behavioral Health  
760-924-1740 ext 1768 (w) 760-914-0708 (c)  
P.O. Box 2619  
Mammoth Lakes, CA 93546  
[smontanez@mono.ca.gov](mailto:smontanez@mono.ca.gov)  
Term ends: 4/1/15 Bd of Sups

## Discretionary Appointees

VACANT

Sandra Villalpando  
Mono County Social Services  
760-924-1784(w) 714-309-0193 (c)  
P.O. Box 3813  
Mammoth Lakes, CA 93546  
[svillalpando@mono.ca.gov](mailto:svillalpando@mono.ca.gov)  
Term ends: 12/31/16 Bd of Sups

## LPC Coordinator

Queenie Barnard (760) 934-3343  
IMACA CCC  
P.O. Box 8571  
625 Old Mammoth Road  
Mammoth Lakes, CA 93546  
[qbarnard@imaca.net](mailto:qbarnard@imaca.net)





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**      November 3, 2015

**Departments: Clerk of the Board**

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**              Fish and Game Commission

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Correspondence from the Fish and Game Commission dated October 22, 2105 regarding notice of proposed regulatory action that listing the gray wolf as Endangered under the California Endangered Species Act is warranted.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
***PRIOR TO 5:00 P.M. ON THE FRIDAY  
32 DAYS PRECEDING THE BOARD MEETING***

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES     NO

**ATTACHMENTS:**

Click to download

[Fish and Game](#)

**History**

Time	Who	Approval
10/26/2015 2:08 PM	Clerk of the Board	Yes

**Commissioners**  
**Jack Baylis**, President  
Los Angeles  
**Jim Kellogg**, Vice President  
Discovery Bay  
**Jacque Hostler-Carmesin**, Member  
McKinleyville  
**Eric Sklar**, Member  
Saint Helena  
**Anthony C. Williams**, Member  
Huntington Beach

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

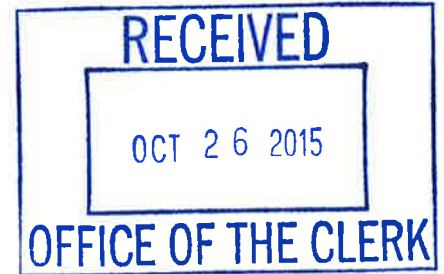
**Sonke Mastrup**, Executive Director  
1416 Ninth Street, Room 1320  
Sacramento, CA 95814  
(916) 653-4899

[www.fgc.ca.gov](http://www.fgc.ca.gov)

## Fish and Game Commission



*Wildlife Heritage and Conservation*  
*Since 1870*



October 22, 2015

### TO ALL INTERESTED AND AFFECTED PARTIES:

This is to provide you with a copy of the notice of proposed regulatory action resulting from the Commission's June 4, 2014, meeting, when it made a finding pursuant to Section 2075.5, Fish and Game Code, that listing the gray wolf as Endangered under the California Endangered Species Act is warranted. The notice of proposed regulatory action will be published in the California Regulatory Notice Register on October 23, 2015.

Please note the date of the public hearing related to this matter and associated deadlines for receipt of written comments.

**Dr. Eric Loft, Wildlife Branch, Department of Fish and Game, phone (916) 445-0411, has been designated to respond to questions on the substance of the proposed regulations.**

Sincerely,

Sheri Tiemann  
Associate Governmental Program Analyst

Attachment

**TITLE 14. Fish and Game Commission  
Notice of Proposed Changes in Regulations**

**NOTICE IS HEREBY GIVEN** that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 240, 2070, 2075.5 and 2076.5, of the Fish and Game Code, and to implement, interpret or make specific sections 1755, 2055, 2062, 2067, 2070, 2072.7, 2074.6, 2075.5, 2077, 2080, 2081 and 2835, of said Code, proposes to amend Section 670.5, Title 14, California Code of Regulations, relating to Animals of California Declared to Be Endangered or Threatened.

**Informative Digest/Policy Statement Overview**

Section 670.5 of Title 14, CCR, provides a list, established by the California Fish and Game Commission (Commission), of animals designated as endangered or threatened in California. The Commission has the authority to add or remove species from this list if it finds that the action is warranted.

At its June 4, 2014 meeting in Fortuna, California, the Commission made a finding that gray wolf warrants listing pursuant to the California Endangered Species Act (CESA). Specifically, the Commission determined that gray wolf (*Canis lupus*) should be listed as an endangered species.

The Commission therefore proposes to amend Section 670.5 of Title 14, CCR, to add gray wolf to the list of endangered species.

This proposal is based upon the documentation of threats to gray wolf to the point that it meets the criteria for listing by the Commission as set forth in the CESA. The Commission is fulfilling its statutory obligation in making this proposal which, if adopted, would afford gray wolf in California with the recognition and protection available under CESA.

**EVALUATION OF INCOMPATIBILITY WITH EXISTING REGULATIONS:**

Section 20, Article IV, of the State Constitution specifies that the Legislature may delegate to the Commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. The Legislature has delegated to the Commission the power to establish a list of endangered species and a list of threatened species (Fish and Game Code Section 2070). Commission staff has searched the CCR and has found that the proposed regulation is neither inconsistent nor incompatible with existing state regulations.

**NOTICE IS GIVEN** that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at the Town and Country Resort & Convention Center, 500 Hotel Circle North, San Diego, California, on December 10, 2015, at 8 a.m., or as soon thereafter as the matter may be heard. It is requested, but not required, that written comments be submitted on or before November 24, 2015, at the address given below, or by e-mail to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). Written comments mailed or e-mailed to the Commission office, must be received before 5:00 p.m. on December 7, 2015. All comments must be received no later than December 10, 2015, at the hearing in San Diego, California. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is

based (rulemaking file), are on file and available for public review from the agency representative, Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Sonke Mastrup or Sheri Tiemann (back-up contact) at the preceding address or phone number. **Dr. Eric Loft, Chief of the Wildlife Branch, Department of Fish and Wildlife, phone (916) 445-0411, has been designated to respond to questions on the substance of the proposed regulations.** Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

#### Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

#### Impact of Regulatory Action/Results of the Economic Impact Analysis

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:

While the CESA statutes do not specifically prohibit the consideration of economic impact in determining if listing is warranted, the Attorney General's Office has consistently advised the Commission that it should not consider economic impact in making a finding on listing. This is founded in the concept that CESA was drafted in the image of the federal Endangered Species Act. The federal act specifically prohibits consideration of economic impact during the listing process.

The CESA listing process is basically a two-stage process. During the first stage, the Commission must make a finding on whether or not the petitioned action is warranted. By statute, once the Commission has made a finding that the petitioned action is warranted, it must initiate a rulemaking process to make a corresponding regulatory change. To accomplish this second stage, the Commission follows the statutes of the Administrative Procedure Act (APA).

The provisions of the APA, specifically sections 11346.3 and 11346.5 of the Government Code, require an analysis of the economic impact of the proposed regulatory action. While Section 11346.3 requires an analysis of economic impact on businesses and private persons, it also contains a subdivision (a) which provides that agencies shall satisfy economic assessment requirements only to the extent that the requirements do not conflict with other state laws. In this regard, the provisions of CESA leading to a finding that listing is warranted are in apparent conflict with Section 11346.3, which requires an agency to consider economic impacts of its proposed regulations.

Since the finding portion of CESA is silent as to consideration of economic impact, it is possible that subdivision (a) of Section 11346.3 requires the preparation of an economic impact analysis. While the Commission does not believe this is the case, an abbreviated analysis of the likely economic impact of the proposed regulation change on businesses and private individuals is provided. The intent of this analysis is to provide disclosure, the basic premise of the APA process. The Commission believes that this analysis fully meets the intent and language of both statutory programs.

Designation of gray wolf as endangered will subject the species to the provisions of CESA. This act prohibits take and possession except as may be permitted by the Department.

Presently the gray wolf is listed as endangered throughout portions of its range, including California, under the federal Endangered Species Act of 1973 (16 U.S.C. § 1531 *et seq.*) (ESA). Wolves that enter California are therefore protected by the ESA. Under the ESA, the U.S. Fish and Wildlife Service has lead responsibility for wolves in California.

For species listed as endangered or threatened under the ESA, activities that result in "take" of the species are prohibited. The ESA defines "take" to mean "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct." Harass is further defined as "an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavior patterns which include, but are not limited to, breeding, feeding or sheltering" (50 CFR 17.3).

As long as the gray wolf remains federally listed, concurrent listing under the CESA, should not result in a significantly greater economic impact. As a result of the federal or State listing, the economic impacts on commercial timber and other industries' whose activities occur near wolf den or rendezvous sites could be significant. To avoid prohibited take under CESA and ESA, may require consultation with the Department and federal counterparts as to the timing of activities and potentially incidental take permitting. Based on these considerations, the Commission finds that the amendment of this regulation may have a significant adverse economic impact on business.

The Commission has made an initial determination that the amendment of this regulation may have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The Commission has considered proposed alternatives that would lessen any adverse economic impact on business and invites you to submit proposals. Submissions may include the following considerations:

- (i) The establishment of differing compliance or reporting requirements or timetables that take into account the resources available to businesses.
- (ii) Consolidation or simplification of compliance and reporting requirements for businesses.
- (iii) The use of performance standards rather than prescriptive standards.
- (iv) Exemption or partial exemption from the regulatory requirements for businesses.

In most cases, conservation measures implemented by the Department for newly listed endangered species have relatively little effect on members of the public. That effect, if any, usually arises from requiring persons to avoid any take of endangered species, or implementing the conditions of an incidental take permit. Fish and Game Code Section 2081(b) addresses the requirements for an incidental take permit:

- Take must be incidental to an otherwise lawful activity.
- Impacts of authorized take must be minimized.
- Impacts of the authorized take must be “fully mitigated.”
- The permit applicant must ensure adequate funding to implement the measures required for minimizing and fully mitigating the impacts of authorized take, and for monitoring compliance with and effectiveness of those measures.
- A permit cannot be issued if the Department determines that issuance of the permit will jeopardize the continued existence of the species.

Designation of threatened or endangered status, per se, would not necessarily result in any significant cost to private persons or entities undertaking activities subject to the California Environmental Quality Act (“CEQA”). CEQA currently requires private applicants undertaking projects subject to CEQA to consider *de facto* endangered or threatened species to be subject to the same protection under CEQA as though they are already listed by the Commission in Section 670.5 of Title 14, CCR (CEQA Guidelines, Section 15380).

- (b) Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:

If the potentially significant economic impact identified above occurs, there could be an adverse impact on new or existing jobs, an adverse impact on creation of new businesses or elimination of existing businesses, and an adverse impact on business expansion. The magnitude of these impacts will depend on the extent to which commercial activities result in take of gray wolf, and the costs of minimizing and mitigating for that take. The Commission does not anticipate benefits to the health and welfare of California residents or to worker safety. The Commission anticipates benefits to the environment by protecting the gray wolf under CESA.

- (c) Cost Impacts on a Representative Private Person or Business:

A representative private person or business may experience economic impacts as described in section (a) above.

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

As a project applicant, a state agency may realize costs associated with projects involving the incidental take of gray wolf as described in section (a) above.

The proposed regulatory change is not expected to significantly affect federal funding to the State, but there could be an increase in the likelihood that State and federal land and resource management agencies would allocate funds to the State for protection and recovery actions.

(e) Nondiscretionary Costs/Savings to Local Agencies:

As a project applicant, a local agency may realize costs associated with projects involving the incidental take of gray wolf as described in section (a) above.

(f) Programs mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

FISH AND GAME COMMISSION

Sonke Mastrup  
Executive Director

Dated: October 9, 2015



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Clerk of the Board**

**TIME REQUIRED**

**SUBJECT** Wildlife Conservation Board  
Pepperweed Removal

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Correspondence dated 10/20/15 from the Wildlife Conservation Board regarding Middle Owens Valley Perennial Pepperweed Removal for Inyo and Mono Counties. Project ID: 2015030.

\*\*\*\*\*

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download

[WCB Pepperweed](#)

History

Time

Who

Approval



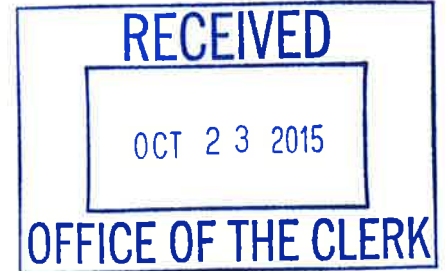




Edmund G. Brown Jr., Governor  
NATURAL RESOURCES AGENCY  
DEPARTMENT OF FISH AND WILDLIFE  
**WILDLIFE CONSERVATION BOARD**  
Mailing Address: 1416 9<sup>th</sup> Street, Room 1266  
Sacramento, California 95814  
www.wcb.ca.gov  
(916) 445-8448  
Fax (916) 323-0280

Mono County Board of Supervisors  
P.O. Box 715  
Bridgeport, California 93517

OCT 20 2015



Dear Ladies and Gentlemen:

Middle Owens Valley Perennial Pepperweed Removal  
Inyo and Mono Counties  
Project ID: 2015030

The Wildlife Conservation Board (WCB), in addition to other responsibilities, carries out a program that includes the enhancement or restoration of fish and wildlife habitat.

At this time, and in response to a request from the Inyo and Mono Counties Agricultural Commissioner's Office, the WCB proposes to consider funding removal of approximately 14 acres of noxious perennial pepperweed within 10,280 acres on publicly owned lands in Inyo and Mono Counties, to improve and enhance wildlife habitat. This proposal is presently scheduled for the November 19, 2015, Board meeting. A copy of the preliminary agenda is enclosed for your review. A full agenda will follow within two weeks. You may view all agendas and minutes, and/or subscribe to receive them via email, on our website at [www.wcb.ca.gov](http://www.wcb.ca.gov).

If you have any questions about this proposal or need additional information, please feel free to contact me at (916) 445-0137.

Sincerely,

John P. Donnelly  
Executive Director

Enclosure

cc: The Honorable Tom Berryhill  
Member of the Senate  
State Capitol, Room 3076  
Sacramento, CA 95814

The Honorable Devon J. Mathis  
Member of the Assembly  
P.O. Box 942849, Room 5126  
Sacramento, CA 94249-0026

Leslie MacNair, Regional Manager  
CDFW, Inland Deserts Region

DEPARTMENT OF FISH AND WILDLIFE

**WILDLIFE CONSERVATION BOARD**

1416 9<sup>TH</sup> STREET, ROOM 1266  
SACRAMENTO, CALIFORNIA 95814  
(916) 445-8448  
FAX (916) 323-0280  
[www.wcb.ca.gov](http://www.wcb.ca.gov)

**NOTICE OF MEETING**

**WILDLIFE CONSERVATION BOARD**

November 19, 2015

10:00 AM

1/ State Capitol, Room 3191  
Sacramento, California 95814

**PRELIMINARY AGENDA ITEMS**

**ITEM NO.**

1. Roll Call
2. Funding Status - Informational
3. Proposed Consent Calendar (Items 4 - 12)
- \*4. Approval of Minutes – September 3, 2015 and September 29, 2015
- \*5. Recovery of Funds

\* Proposed Consent Calendar

1/ These facilities are accessible to persons with disabilities; more information on page vii.

- \*6. Cameron Meadows Phase II, \$10,000.00  
El Dorado County

To consider the acceptance of a U.S. Fish and Wildlife Service Recovery Land Acquisition grant and the approval to subgrant these federal funds to the County of El Dorado to acquire in fee ±22 acres of land for the protection of mixed chaparral habitat that supports six special status plant species and provides important, breeding, foraging, and migration corridors for terrestrial wildlife species, song birds and raptors, adjacent to the California Department of Fish and Wildlife, Cameron Park Unit of the Pine Hill Ecological Preserve in western El Dorado County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition of habitat to protect rare, endangered, threatened or fully protected species. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(b/c)].

- \*7. Cullinan Ranch Tidal Restoration Enhancement, \$399,000.00  
Solano/Napa County

To consider the allocation of a grant to Ducks Unlimited, Inc. and acceptance of a federal reimbursable grant from the National Coastal Wetlands Conservation Grant Program (NCWGP) for up to \$399,000.00, for a cooperative project with U.S. Fish and Wildlife Service and the National Oceanic and Atmospheric Administration to enhance ±1,575 acres of tidal marsh and uplands, located just north of Highway 37, on the Cullinan Ranch Unit of the San Pablo Bay National Wildlife Refuge, two miles west of the City of Vallejo, in Solano and Napa Counties. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition, protection and restoration of coastal wetlands, upland areas adjacent to coastal wetlands and coastal watershed lands within the San Francisco Bay Area. [Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Proposition 50), Water Code Section 79572(c)].

- \*8. Upper Mission Creek/Big Morongo Canyon \$43,500.00  
Conservation Area, Expansion 7,  
Riverside County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Plan Land Acquisition grant and the approval to subgrant these federal funds to the Coachella Valley Conservation Commission (CVCC), and to consider a Wildlife Conservation Board grant to the CVCC, to acquire in fee ±20 acres of land for the protection of habitat essential for the recovery of federal and state endangered species within the Coachella Valley Multi-Species Conservation Plan/Natural Community Conservation Plan area, located in the city of Thousand Palms in Riverside County. The purposes of this project are

consistent with the authorized uses of the proposed funding source, which allows for the acquisition and protection of habitat that implements or assists in the establishment of Natural Community Conservation Plans. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(c)].

- \*9. Western Riverside MSHCP (2012) - Caramello, \$50,000.00  
Riverside County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Plan Land Acquisition grant and the approval to subgrant these federal funds to the Western Riverside County Regional Conservation Authority (Authority), as well as to consider a Wildlife Conservation Board grant to the Authority, to acquire in fee ±10 acres of land located in the Community of Teneja in western Riverside County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition of habitat to protect rare, endangered, threatened or fully protected species; and which allows for the acquisition of habitat on which unique species or natural communities exist. [Habitat Conservation Fund (Proposition 117) Fish and Game Code Section 2786(b/c)].

- \*10. Western Riverside MSHCP (2014/2015) - Bautista, \$846,200.00  
Riverside County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Plan Land Acquisition grant and the approval to subgrant these federal funds to the Western Riverside County Regional Conservation Authority (Authority), as well as to consider a Wildlife Conservation Board (WCB) grant to the Authority, to acquire in fee ±2,838 acres of land located in the City of Hemet in western Riverside County. The purposes of this project are consistent with the authorized uses of the proposed funding source which allows for the acquisition of habitat to protect rare, endangered, threatened or fully protected species; and which allows for the acquisition of habitat on which unique species or natural communities exist. [Habitat Conservation Fund (Proposition 117) Fish and Game Code Section 2786(b/c)].

- \*11. Willow Hole Conservation Area, Expansion 2, \$31,250.00  
Riverside County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Planning Land Acquisition grant and the approval to subgrant these federal funds to the Coachella Valley Conservation Commission (CVCC), and to consider a Wildlife Conservation Board grant to the CVCC, to acquire in fee ±29 acres of land for the protection habitat essential for recovery of threatened and endangered species the Coachella Valley Multi-Species Conservation Plan/Natural Community Conservation Plan area, located in the

city of Desert Hot Springs in Riverside County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition and protection of habitat that implements or assists in the establishment of Natural Community Conservation Plans. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(c)].

- \*12. San Diego County Multiple Species Conservation Plan \$10,000.00  
(Skyline 244),  
San Diego County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Plan Land Acquisition grant and the approval to subgrant these federal funds to the Endangered Habitats Conservancy to acquire in fee ±244 acres of land for the protection of core habitat and linkage areas in the South County Subarea of the San Diego Multiple Species Conservation Program, located near the town of Jamul in San Diego County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition and protection of habitat that implements or assists in the establishment of Natural Community Conservation Plans. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(c)].

13. East Contra Costa County NCCP/HCP (Nunn), \$2,742,400.00  
Contra Costa County

To consider the acceptance of a U.S. Fish and Wildlife Service Habitat Conservation Plan Land Acquisition grant and the approval to subgrant these federal funds to the East Contra Costa County Habitat Conservancy (ECCCHC), and to consider a Wildlife Conservation Board grant to the ECCCHC for a cooperative project with the East Bay Regional Park District to acquire in fee ±646 acres of land for the protection of habitat in the northeastern region of the East Contra Costa County Natural Community Conservation Plan/Habitat Conservation Plan, in and near the community of Knightsen, in Contra Costa County. The purposes of this project are consistent with the proposed funding source, which allows for the acquisition and protection of habitat for areas in and around the Sacramento-San Joaquin Delta that assist in the establishment of Natural Community Conservation Plans. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(c)].

14. San Joaquin River Parkway, Ball Ranch (Quarry Site), \$4,030,000.00  
Fresno County

To consider the acquisition in fee of ±122 acres of land by the California Department of Fish and Wildlife (CDFW) and the eventual transfer of jurisdiction of the property by CDFW to the San Joaquin River Conservancy for the protection of riparian and oak woodland habitat and for future wildlife oriented public use opportunities, within the San Joaquin River Parkway located along the west side of Friant Road in Fresno County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for protection of San Joaquin River Parkway lands and projects as identified by the San Joaquin River Conservancy. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75050(f)].

15. Big Creek Reserve Facility Improvements, Phase II, \$2,558,270.00  
Monterey County

To consider the allocation for a grant to The Regents of the University of California for a project to improve research facilities at Landels Hill-Big Creek Natural Reserve, located five miles north of Lucia on SR 1, in Monterey County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for grants to the University of California for the Natural Reserve System for the construction and development of facilities that will be used for research and training to improve the management of natural lands and the preservation of California's wildlife resources. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(b)(3)].

16. Big Sky Natural Area CAPP - Alamos Canyon, \$1,852,126.00  
Ventura County

To consider the allocation for a grant to The Rancho Simi Recreation and Park District for a cooperative project with the Santa Monica Mountains Conservancy and the California Natural Resources Agency to acquire in fee ±326 acres of wildlife habitat, including large areas of riparian and aquatic habitat, grasslands and oak woodlands, located near Simi Valley in Ventura County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition and protection of habitat that accomplishes one or more of the following objectives: promotes recovery of threatened and endangered species, protects habitat corridors, protects significant natural landscapes and ecosystems, such as oak woodlands, and riparian and wetland areas. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(b)]

17. Middle Owens Valley Perennial Pepperweed Removal, \$730,000.00  
Mono/Inyo County

To consider the allocation for a grant to the Inyo and Mono Counties Agricultural Commissioner's Office, for a cooperative project with U.S. Bureau of Land Management (BLM), the Los Angeles Department of Water and Power (DWP) and the California Department of Fish and Wildlife to control invasive perennial pepperweed on a total of ±14 acres, thereby enhancing native habitat on ±10,000 acres on publicly owned land jointly managed by BLM, DWP, and CDFW, located approximately 7 miles north of Bishop, in Inyo and Mono Counties. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the development, rehabilitation, restoration, acquisition and protection of habitat that accomplishes one or more of the following objectives: promotes recovery of threatened and endangered species, protects habitat corridors, protects significant natural landscapes and ecosystems, or implements the recommendations of the California Comprehensive Wildlife Strategy. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055(b)].

18. Salton Sea Species Conservation Habitat Project, \$10,000,000.00  
Phase II,  
Imperial County

To consider the allocation for a grant to the California Department of Fish and Wildlife for a project to restore ±640 acres of wetland habitat, located seven miles northwest of the City of Westmorland, on the edge of the Salton Sea at the terminus of the New River, in Imperial County. The purposes of this project are consistent with the authorized uses of the proposed funding sources, which allow for the acquisition, protection and restoration of land and water resources necessary to meet state obligations for regulatory requirements related to California's allocation of water supplies from the Colorado River including restoration of the Salton Sea and related activities. [Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Proposition 50), Water Code Section 79568(a)] and acquisitions, grants or other activities that directly restore the Salton Sea and its transboundary watersheds. [Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Proposition 50), Water Code Section 79565, (Fish and Game Code Section 2932.2)].

19. Imperial Wildlife Area Wetland Restoration, Phase II, \$750,000.00  
Imperial County

To consider the allocation for a grant to the California Waterfowl Association for a cooperative project with the California Department of Fish and Wildlife



(CDFW) to restore and enhance ±150 acres of wetlands, located on CDFW land four miles northwest of Niland, in Imperial County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition, enhancement or restoration of wetlands outside the Central Valley. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(d), Wetlands Outside the Central Valley].

20. Appraisal Review and Disclosure Policy Report Informational

To report the effectiveness of the Appraisal Review and Disclosure Policy previously adopted by the Wildlife Conservation Board.

21. Procedures for Grant Augmentations Informational

To report on procedures for evaluating requests for augmentations to existing grants.

#### PERSONS WITH DISABILITIES

Persons with disabilities needing reasonable accommodation to participate in public meetings or other CDFW activities are invited to contact the Department's Reasonable Accommodation Coordinator Melissa Carlin at (916) 651-1214 or [Melissa.Carlin@wildlife.ca.gov](mailto:Melissa.Carlin@wildlife.ca.gov). Reasonable Accommodation requests for facility and/or meeting accessibility should be received by November 9, 2015. Requests for American Sign Language Interpreters should be submitted at least two weeks prior to the event, and requests for Real-Time Captioners at least four weeks prior to the event. These timeframes are to help ensure that the requested accommodation is met. If a request for an accommodation has been submitted but is no longer needed, please contact the Reasonable Accommodation Coordinator immediately.



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Board of Supervisors**

**TIME REQUIRED** 10 minutes (5 minute presentation; 5 minute discussion)

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT** Local Emergency

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Review state of local emergency, which was proclaimed by the Sheriff as Director of Emergency Services on October 18, 2015, and ratified by the Board on October 20, 2015.

**RECOMMENDED ACTION:**

Take action to continue or terminate the state of local emergency.

**FISCAL IMPACT:**

There is no fiscal impact for this item.

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
***PRIOR TO 5:00 P.M. ON THE FRIDAY***  
***32 DAYS PRECEDING THE BOARD MEETING***

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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[Resolution and Proclamation](#)

History

Time

Who

Approval

10/26/2015 10:12 AM	County Administrative Office	Yes
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10/26/2015 12:48 PM	County Counsel	Yes
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10/27/2015 7:34 AM	Finance	Yes
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RESOLUTION NO. R15- 71

**BOARD OF SUPERVISORS, COUNTY OF MONO  
RATIFYING A PROCLAMATION OF LOCAL EMERGENCY  
AND CONTINUED STATE OF LOCAL EMERGENCY**

**WHEREAS**, the Director of Emergency Services, Sheriff Ingrid Braun, proclaimed a state of local emergency in the County of Mono on October 18, 2015, a copy of which is attached hereto as an exhibit and incorporated herein by reference ; and

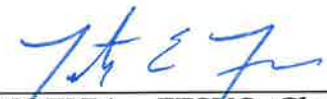
**WHEREAS**, the Board thereafter duly reviewed the need for the local emergency in accordance with legal requirements; and

**WHEREAS**, the situation resulting from said conditions of extreme peril is still beyond the control of the normal protective services, personnel, equipment, and facilities of an within said County of Mono;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of the County of Mono, State of California, does hereby ratify the aforementioned prolamation of local emergency and continued state of local emergency in said County.

**PASSED, APPROVED** and **ADOPTED** this 20th day of October, 2015, by the following vote, to wit:

AYES	: Supervisors Alpers, Corless, Fesko, Johnston,
NOES	: None. and Stump.
ABSENT	: None.
ABSTAIN	: None.

  
TIMOTHY E. FESKO, Chair  
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

  
COUNTY CLERK Sr. Deputy

  
COUNTY COUNSEL

**COUNTY OF MONO  
EMERGENCY PROCLAMATION**

WHEREAS, Code No. 2.60.070 of the County of Mono empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when Mono County is affected or likely to be affected by a public calamity and the County Board of Supervisors is not in session, and;

WHEREAS, the Director of Emergency Services of the County of Mono does hereby find that conditions of extreme peril to the safety of persons and property have arisen within Mono County, caused by rain and flooding, which began on the 18<sup>th</sup> day of October, 2015, and;

WHEREAS, the Board of Supervisors of the County of Mono is not in session and cannot immediately be called into session, and;

WHEREAS, these conditions are beyond the control of the services, personnel, equipment, and facilities of Mono County, and;

WHEREAS, the Director of Emergency Services of the County of Mono finds that these emergency conditions will require additional resources, services, personnel, equipment and any other assistance, including the combined forces of the mutual aid region to mitigate the effects of the local emergency. These resources are necessary to address immediate threats and to assist in recovery efforts.

Portions of communities with Mono County have been evacuated and remain threatened. Several homes have experienced flooding. The rising waters caused sewage to surface, and that sewage could enter wells and other water systems. Potential needed resources may include extensive logistical and personnel assistance with evacuation operations; shelters; debris removal; and mitigation of sewage contamination. We are requesting consideration for a U.S. Small Business Administration Disaster Declaration for Individual Assistance. Additionally, we are requesting funding through the California Disaster Assistance Act and any and all recovery assistance the State of California can provide.

This list is not necessarily reflective of the total extent of the assistance that may be required. Additional resources may be requested as the disaster progresses and worsens.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout Mono County, and;

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of Mono County shall be those prescribed by state law, by ordinances, and resolutions of Mono County; and that this emergency proclamation shall expire in seven days after issuance unless confirmed and ratified by the governing body of the County of Mono.

Dated: October 18, 2015

By: \_\_\_\_\_

  
INGRID BRAUN  
Sheriff/Coroner and Director of Emergency Services  
County of Mono



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** November 3, 2015

**Departments: Clerk of the Board of Supervisors**

**TIME REQUIRED** 10 minutes (Board Discussion)

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT** 2015/2016 CSAC Appointments

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### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Selection from the Board of Supervisors of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2015.

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### RECOMMENDED ACTION:

Elect a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2015 Association year beginning on December 1, 2015; also elect an alternate member.

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### FISCAL IMPACT:

Cost to attend the annual CSAC conference; approximately \$2,700. This money is included in the approved Board of Supervisors 2015/2016 budget.

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**CONTACT NAME:** Bob Musil

**PHONE/EMAIL:** 760-932-5538 / bmusil@mono.ca.gov

---

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

### SEND COPIES TO:

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### MINUTE ORDER REQUESTED:

YES  NO

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### ATTACHMENTS:

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[Staff Report](#)

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[CSAC Cover Letter](#)

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[Board Notification Form](#)

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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/21/2015 1:12 PM	County Administrative Office	Yes
10/26/2015 12:18 PM	County Counsel	Yes
10/23/2015 10:04 AM	Finance	Yes



Larry Johnston~District One    Fred Stump~ District Two    Tim Alpers ~ District Three  
Tim Fesko ~ District Four    Stacy Corless ~ District Five

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## **BOARD OF SUPERVISORS COUNTY OF MONO**

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P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517  
(760) 932-5538 • FAX (760) 932-5531

***Bob Musil, Clerk of the Board***

To:            Honorable Board of Supervisors

From:         Bob Musil, Clerk of the Board

Date:         November 3, 2015

### Subject

CSAC Board of Directors Member and Alternate for 2015-2016 Association Year.

### Recommendation

Elect a member of the Board of Supervisors to serve on the CSAC Board of Directors for the 2015-2016 Association year beginning December 1, 2015. Also elect an alternate member.

### Discussion

Each year the Board of Supervisors elects a member and an alternate to serve on the CSAC Board of Directors. The one-year term of office commences on the first day of the CSAC annual conference. Supervisor Johnston served as the member on the CSAC Board for 2015, and Supervisor Corless served as the alternate member.

### Fiscal Impact

Cost to attend the conference, approximately \$2,700.





California State Association of Counties ®  
1100 K Street, Suite 101  
Sacramento, CA 95814  
Phone (916) 327- 7500  
Facsimile (916) 321- 5047

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September 24, 2015

TO: Chairs, Boards of Supervisors

FROM: Matt Cate, Executive Director

**SUBJECT: Selection of CSAC Board of Directors Members**

Under provisions of the CSAC Constitution, members of the Board of Directors and alternates are elected by their respective boards of supervisors to one-year terms of office commencing with the first day of the CSAC annual conference. This year that will be on December 1, 2015. Any member of your Board of Supervisors is eligible for the directorship.

CSAC's Board of Directors holds its first meeting of each year at the association's annual conference in December. **Thus, it is important that your county has its newly appointed board representative at this first meeting.** Enclosed is a list of current directors, along with a form for use in notifying us of your Board's appointment.

The new Board of Directors will meet at the annual conference, first by caucus (urban, suburban and rural) to nominate CSAC officers and Executive Committee members, and again as a full Board to elect the 2016 Executive Committee and to conduct other business. Details of these meetings will be sent to you at a later date. Please note that under the CSAC Constitution, Executive Committee members are elected from the membership of the Board of Directors.

If you have any questions or need further information, please contact Sue Ronkowski of my staff at 916.327.7500 x508 or e-mail [sronkowski@counties.org](mailto:sronkowski@counties.org).

Enclosures

cc: 2015 Board of Directors  
Clerks, Board of Supervisors



California State Association of Counties ®  
1100 K Street, Suite 101  
Sacramento, CA 95814  
Phone (916) 327- 7500  
Facsimile (916) 321- 5047

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**NOTIFICATION OF CSAC BOARD OF DIRECTORS MEMBER  
FOR YEAR 2015 – 2016**

The Board of Supervisors has elected the following named Supervisor(s) to a position on the CSAC Board of Directors for the 2015 - 2016 Association year beginning December 1, 2015.

County name: \_\_\_\_\_

Director: \_\_\_\_\_

Alternate: \_\_\_\_\_

Name of individual completing form: \_\_\_\_\_

Does the Board of Directors member plan to attend the CSAC Annual Conference (December 1-4, 2015) in Monterey County?

Yes:

No:

**PLEASE RETURN BY NOVEMBER 13, 2014 TO:**

Sue Ronkowski  
California State Association of Counties  
1100 K Street, Suite 101  
Sacramento, CA 95814  
Fax: (916) 321-5047  
E-mail: [sronkowski@counties.org](mailto:sronkowski@counties.org)



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Public Works - Road**

**TIME REQUIRED** 15 Minutes (5 minute presentation;  
10 minute discussion)      **PERSONS APPEARING BEFORE THE BOARD** Jeff Walters

**SUBJECT** Review of Snow Removal Policies,  
Procedures and Priorities

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Each year the Roads Division of Public Works provides the Board of Supervisors for their review a list of the snow removal policies, procedures and priorities for county-maintained roads.

**RECOMMENDED ACTION:**

1. Receive a staff report regarding current snow removal policies, procedures, and priorities. 2. Provide direction to staff regarding modification to current snow removal policies, procedures and priorities. 3. Consider and potentially adopt Resolution No. R15-\_\_\_, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures and Priorities for County-Maintained Roads." 4. Provide any desired direction to staff.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Jeff Walters

**PHONE/EMAIL:** 760 932 5459 / jwalters@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY  
32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

Click to download

[Review of Snow Removal Policies, Procedures and Priorities - BOS Staff Report](#)

[Attachment 1 - Snow Removal Policies, Procedures and Policies - Resolution](#)

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[Exhibit B - Snow Removal Priority Map](#)

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[Exhibit C - Snow Removal Priorities by Road Area](#)

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### History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/21/2015 1:14 PM	County Administrative Office	Yes
10/26/2015 12:50 PM	County Counsel	Yes
10/23/2015 10:07 AM	Finance	Yes



# MONO COUNTY DEPARTMENT OF PUBLIC WORKS

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POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517  
760.932.5440 • Fax 760.932.5441 • [monopw@mono.ca.gov](mailto:monopw@mono.ca.gov) • [www.monocounty.ca.gov](http://www.monocounty.ca.gov)

Date: November 3, 2015

To: Honorable Chair and Members of the Board of Supervisors

From: Jeff Walters, Public Works Director / Director of Road Operations and Fleet Services

Re: Review of Snow Removal Priorities

### **Recommended Action:**

1. Receive staff report regarding current snow removal priorities.
2. Provide direction to staff regarding modifications to current snow removal priorities.
3. Consider and potentially adopt Resolution No. R15-\_\_\_\_, "A Resolution of the Mono County Board of Supervisors Re-Establishing Snow Removal Policies, Procedures, and Priorities for County-Maintained Roads."
4. Provide any desired direction to staff.

### **Fiscal Impact:**

None.

### **Discussion:**

In past years, the Board of Supervisors considered and approved policies, procedures, and priorities for the Department of Public Works' snow removal operations. These were incorporated into a document adopted by the County through Board resolutions. In addition, snow removal priorities for individual County-maintained streets are delineated on a map maintained by Public Works and referenced in the resolution.

The resolution calls for an annual review of the program, which gives the Board an opportunity to add or delete streets, change priorities or procedures, and make any other changes it desires. It is Public Works' intention to review current snow removal protocol at the meeting, then either ask the Board to adopt the resolution as presented or bring changes resulting from the discussion back to the Board for approval at a later date.

Public Works has confirmed with the Eastern Sierra Unified School District that they do not require any changes to their regular bus routes for this season. Public Works does not have any changes to recommend to the policies, procedures, and priorities for the 2015-16 winter.

However, two roads deserve special consideration. There have been many discussions in years past regarding Lundy Lake and Virginia Lakes roads due to residences and recreation opportunities located above the normal winter closures. The priorities for this year have not

changed from years past. Lundy Lake Road is a priority 1 for the first 1.25 miles. At that point the road is closed at the gate. If weather and avalanche conditions permit the snow will be removed further up the road in the priority 5 section. Similarly, Virginia Lakes Road, a priority 4, is normally plowed to the parking area approximately 4/10 of a mile west of US Highway 395 and if weather and avalanche conditions allow the road is plowed up to Rand Road to provide easier access for residents and recreationalists. During significant storms or periods of heavy snowfall no effort will be made to remove snow from both of these roads. As in previous years every effort will be made to allow access when weather conditions permit but no guarantees are made as to either of these roads remaining open or plowed on a regular basis during winter.

A copy of the draft Board resolution, which includes and references the Snow Removal Policies, Procedures, and Priorities as Exhibit A, is enclosed as Attachment 1 to this staff report. A reduced copy of the Draft Snow Removal Priority Map is included as Exhibit B to the resolution; full-size copies of the map and individual Road Area maps will be available at the meeting for Board reference. Exhibit C contains more detail by road area and community.

If you have any questions regarding this item, please contact me at 760.932.5459. I may also be contacted by email at [jwalters@mono.ca.gov](mailto:jwalters@mono.ca.gov).

Respectfully submitted,



Jeff Walters  
Public Works Director / Director of Road Operations and Fleet Services

Attachment: Attachment 1 – Draft Resolution (with Exhibit A)  
Exhibit B – Snow Removal Priority Map  
Exhibit C – Snow Removal Priorities by Road Area



**RESOLUTION NO. R15-**

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
RE-ESTABLISHING SNOW REMOVAL POLICIES, PROCEDURES,  
AND PRIORITIES FOR COUNTY-MAINTAINED ROADS**

**WHEREAS**, the Mono County Board of Supervisors recognizes and confirms that snow removal activities are a critical and essential element of the County Road System; and,

**WHEREAS**, the Mono County Department of Public Works has been delegated the responsibility of administering a safe and expeditious snow removal program for County-maintained roads; and,

**WHEREAS**, to effectuate such a program, the Board of Supervisors and the Department of Public Works find it necessary to develop snow removal policies, procedures, and priorities; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors hereby approves and adopts the “Mono County Snow Removal Policies, Procedures, and Priorities” for 2016 as specified in the attached Exhibit A and the “Snow Removal Priority Map,” attached hereto as Exhibit B.

**BE IT FURTHER RESOLVED** that the Board of Supervisors shall, at a minimum, review said program and map annually and make such modifications as they may deem appropriate.

**APPROVED AND ADOPTED** this 3<sup>rd</sup> day of November, 2015, by the following vote of the Board of Supervisors, County of Mono:

**AYES** :

**NOES** :

**ABSENT** :

**ABSTAIN** :

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Timothy E. Fesko, Chairman  
Mono County Board of Supervisors

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ATTEST:

Approved as to Form:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
County Counsel



# EXHIBIT A

## MONO COUNTY SNOW REMOVAL POLICIES, PROCEDURES, AND PRIORITIES

It is the desire and intention of Mono County to provide snow removal services on paved and gravel roads within the county and to provide access to year-round residences and businesses for emergency vehicles and the public. The amount of safety and convenience to motorists in the winter varies with a number of factors such as weather conditions, the amount of snowfall, and the availability of equipment and manpower. In recognition of the County's limited resources, residents may find that at times of heavy snowfall, wind drift, or avalanche, some roads may be impassable. For the purposes of this document, the County's maintained roads have been separated into five classifications reflecting their priority status for receiving snow removal resources and effort, based on amount of traffic, type of traffic, remoteness of location, elevation, and avalanche conditions. It is not the intention of this policy to create or impose any new mandatory duties upon the County or its staff.

It is within the authority of each Road District Supervisor to maintain the roads in their districts in a reasonably safe condition according to the County's standards. As such, hazardous conditions and public complaints will normally be addressed at this level. Where situations cannot be resolved at this level or assistance is needed, the next step would be to contact the Road Operations Supervisor, followed by the Director of Road Operations/Fleet Services and then the Public Works Director.

### **SNOW REMOVAL PRIORITIES**

The following section describes the County's adopted classification system for snow removal priorities on County-maintained roads. For snow removal class designations for individual County-maintained roads, refer to the most recent "Mono County Maintained Mileage" table and/or "Snow Removal Priority Map," both of which are on file at the Department of Public Works.

#### **Class I**

Class I roads are paved roads that are school bus routes and major collectors, which provide the main access for communities to the State Highway System, and County roads that serve as access to fire stations, paramedics, and the Mono County Sheriff's office. These roads will generally receive snow removal resources first and more frequently than subordinate road classifications, and it is the Department of Public Works' goal to keep them open continuously. While roads in this classification may close temporarily for public safety reasons, they will typically be the first to be re-opened. Safety devices, such as cinders and reflective tape on snow poles, may be used more extensively on these roads than for other road classifications.

#### **Class II**

Class II roads are primarily paved minor collector roads, which service communities and government offices, but carry less traffic than Class I roads and are not part of school bus routes. These are the second priority to receive snow removal resources. Snow removal

efforts and application of cinders are similar to that of Class I roads, but with less frequency of resources and safety devices.

### **Class III**

Class III roads are residential streets, cul-de-sacs, and other paved and gravel community roads. As the third priority designation, these roads generally receive snow removal as soon as all of the Class I and Class II roads have been opened and cleared. Cinders are typically used only in hazardous situations or locations, as determined by the Road District Supervisor, such as on steep grades and at intersections. Snow accumulations of less than three inches may not be plowed except during normal working hours.

### **Class IV**

Class IV roads are other paved and gravel roads that are forest roads, remote roads serving single residences, or high mountain roads with severe snow accumulations and avalanche potential. These roads generally receive snow removal only after all of the above classes of roads are plowed and cleared, typically after the storms have passed. Snow will be removed during daylight hours only (if at all), and overtime hours are typically not authorized. These roads are subject to temporary closure or seasonal closure at the discretion of the Director of Road Operations/Fleet Services or the Public Works Director, which may be the result of a series of heavy storms or presence of an avalanche hazard. Snow accumulations of six inches or less may not be plowed except during normal working hours. Cinders may be used only in hazardous situations or locations at the Road District Supervisor's discretion.

### **Class V**

Class V roads are primarily other forest roads that are closed during the winter months. These roads receive no snow removal resources or are only opened in the spring after a substantial amount of snowpack has melted.

## **SNOW REMOVAL PROCEDURES**

The following section describes procedures and practices for snow removal operations on County-maintained roads.

### **Plowing**

Plowing usually begins when it appears that snowfall amounts are accumulating to the extent that use of the roads is being adversely affected and dangerous conditions may exist. A small amount of snow, such as 1-2 inches, may not warrant plowing other than during normal work hours. Road District Supervisors may monitor the amount of snowfall accumulations on roads within their jurisdictions. Snow depths of three inches or more may trigger the initiation of snow removal activities. Where existing or anticipated snowfall or high winds begin prior to 7:30 am, snow removal operations may start at or prior to 4:30 am. Starting at 4:30 am may also be required where clean-up operations have not yet been completed from a prior storm. Should questions occur, the Road District Supervisors will coordinate their snow removal operations with the Road Operations Supervisor.

When conditions require continuous plowing to keep roads open, 16-hour shifts are considered the maximum for any operator. To reduce stress and fatigue during these types of extended work shifts, a 30-minute dinner break may be implemented along with normal lunch and coffee breaks.

At the direction of the Road Operations Supervisor, Director of Road Operations/Fleet Services, or Public Works Director, deployment of personnel to districts other than their permanent work station may be necessary to provide assistance with snow removal operations where it is most needed (as determined by the County at its discretion), during extreme conditions, or when a shortage of personnel exists. Travel to and from an area other than the operator's normal reporting district is considered hours worked, and a County vehicle will be supplied. In some circumstances, a motel room and meals may be furnished.

### **Cinders**

The purpose for placing cinders on County-maintained roads is to provide a possible additional measure of safety during very icy and/or slippery conditions, as opposed to providing convenience for motorists. Motorists should not be encouraged to rely on cinders on all roads, especially when conditions warrant the use of tire chains and/or snow tires.

The following are some examples of situations or locations where cinders should be used, which are done at the County's discretion:

- Steep hills, curves, or intersections with hard-packed snow or ice when cars can negotiate other areas without chains.
- Roads that are bare for the most part but have patches of snow or ice that may not be expected by motorists.
- Isolated patches of snow or ice that could melt faster with the application of cinders.

Most of these situations would occur after snow storms have passed and snow removal has been completed. Normally, the application of cinders should not be necessary during storms when roads are covered with fresh snow and driving conditions are more uniform and obvious to motorists, and when the use of tire chains is expected.

### **Snow Stakes**

Snow stakes of various colors may be placed along road shoulders to provide visible guides for operators of snow removal equipment. Although they provide some delineation for motorists, the stakes are not intended to be used as traffic delineators.

Steel "U" channel posts are typically used for snow stakes. On certain residential streets, "L"-type guide posts and fiberglass whips may be used. The length of snow stakes may vary from 6 feet to 10 feet. Snow stakes are "generally" placed 2 to 4 feet from edge of pavement unless staff, at its discretion, determines that they should be a different distance. This includes locations along the road, road shoulder or directly behind curbs best determined by the Road staff. Snow poles are normally placed at intersections and at a distance of 100 feet to 250 feet apart. Snow poles may be painted yellow, safety orange or another color.

## **Reflective Tape**

*Snow poles (for Class I and Class II roads):* on the side of the pole facing traffic, a 3” x 3” strip of colored reflective tape (typically blue or white) is to be placed five feet above the pavement and at the top of the post. On the side facing away from traffic, one strip is to be placed at the top of the post.

*Fiberglass whips:* on each whip, a 6” strip of colored reflective tape (typically blue or white) is to be wrapped around the top of the whip.

## **Warning Signs**

The intention and purpose of warning signs is to advise motorists of unexpected conditions, when the County determines at its discretion to provide such warnings. In the winter these conditions would normally be ice and, on occasion, suspended snow removal operations.

To warn motorists of icy conditions, permanent signs reading “ROAD MAY BE ICY” may be placed on roads where slippery conditions may not be anticipated at all times. These signs should be placed (if at all) at each end of the road and at critical intermediate locations along the way. Signs should be placed 8 to 12 feet from edge of pavement. Portable temporary signs reading “ICY” may also be utilized, at the County’s discretion, where an isolated extreme icy condition exists that is not addressed by permanent signs.

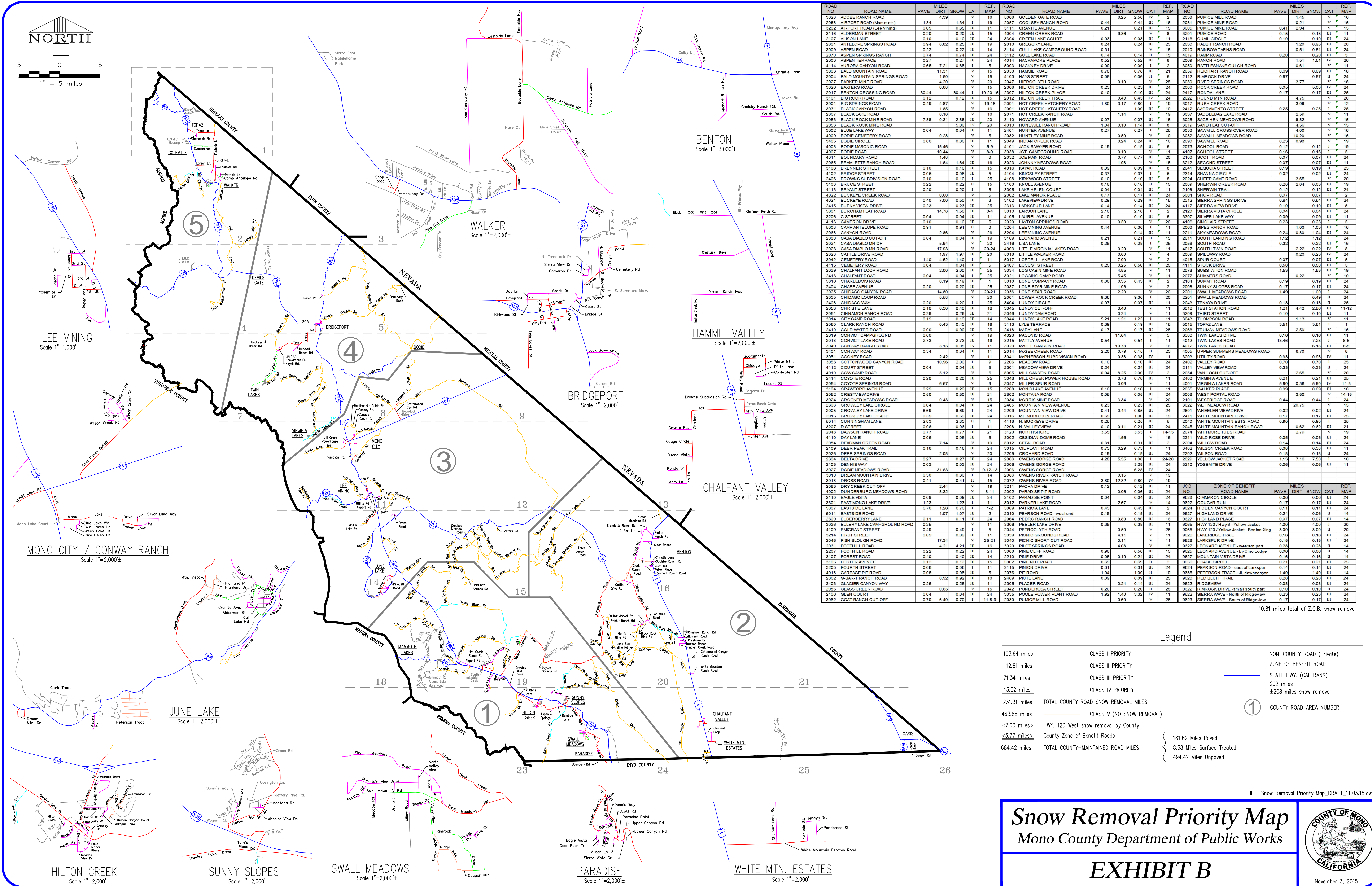
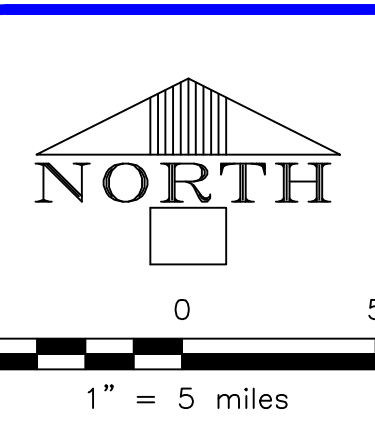
Permanent turn-able or temporary portable signs reading “SNOW REMOVAL SUSPENDED” may be used, at the County’s discretion, at locations where plowing activities have been ceased due to the posting of severe avalanche danger advisory by the Sheriff’s Department or the presence of other conditions where public and operator safety warrants the suspension of snow removal operations.

Permanent signs reading “SNOW NOT REMOVED BEYOND THIS POINT” may be used, at the County’s discretion, where only a portion of the road is plowed. These signs *should* be placed 8 to 12 feet from the edge of pavement, adjacent to the end of the plowed section of roadway.

Permanent turn-able or temporary portable signs reading “ROAD CLOSED” may be used, at the County’s discretion, when snow, avalanche, wind, or flooding conditions warrant the closure of a road or portion thereof, for the safety of the public or County employees.

## **Emergency Road Closures**

In emergency situations, the Director of Road Operations/Fleet Services, Public Works Director, and/or the Mono County Sheriff may find it necessary to close County-maintained roads. As soon as reasonably practicable following a determination by the Director of Road Operations/Fleet Services or Public Works Director that a road or roads warrant closure, notification of the road closure may be given to the Mono County Sheriff and to the California Highway Patrol.



ROAD NO	ROAD NAME	PAVE	MILES	DIRT	SNOW	CAT	REF MAP	ROAD NO	ROAD NAME	PAVE	MILES	DIRT	SNOW	CAT	REF MAP	ROAD NO	ROAD NAME	PAVE	MILES	DIRT	SNOW	CAT	REF MAP
2088	ADOBE RANCH ROAD		0.20			III	16	5006	GOLDEN GATE ROAD		2.39	2.50	IV	2	2038	PUMICE MILL ROAD		1.45				V	16
3322	AIRPORT ROAD (Mammoth)		1.34		1.34	I	19	2057	GOOLSBY RANCH ROAD		0.44	0.44	III	16	2031	PUMICE MINE ROAD		0.21				V	16
3322	AIRPORT ROAD (Lee Vining)		0.65		0.65	I	11	3111	GRANITE AVENUE		0.21	0.21	III	23	2033	RABBIT RANCH ROAD		0.21				V	15
3116	ALDERMAN STREET		0.20		0.20	III	16	4004	GREEN CREEK ROAD		9.36			V	8	3201	PUMICE ROAD		0.15		0.15	III	11
2107	ALISON LANE		0.10		0.10	III	24	3304	GREEN LAKE COURT		0.03	0.03	III	11	2116	QUAL CIRCLE		0.10		0.10	III	24	
2081	ANTELOPE SPRINGS ROAD		0.94		0.25	III	19	2013	GREGORY LANE		0.24	0.24	III	23	2033	RABBIT RANCH ROAD		0.20				V	20
3009	ASPHEN ROAD		0.22		0.22	III	14	3114	GULL LAKE CAMPGROUND ROAD		0.31			V	15	2010	RANBOWTURNS ROAD		1.50		0.51	III	24
2070	ASPHEN SPRINGS RANCH		0.74		0.74	III	24	3112	GULL LAKE COURT		0.14	0.14	III	16	4019	RAMP ROAD		0.20		0.20	III	5	
2303	ASPHEN TERRACE		0.27		0.27	III	24	4014	HACKMORE PLACE		0.52	0.52	III	8	2069	RANCH ROAD		1.51		1.51	IV	26	
4114	AURORA CANYON ROAD		0.65		7.21	0.85	5	5003	HACKNEY DRIVE		0.09	0.09	II	2	3050	RATTLESNAKE GULCH ROAD		0.61		0.61	III	11	
3003	BALD MOUNTAIN ROAD		11.31			V	15	2050	HAMMILL ROAD		0.78	0.78	III	21	2059	REICHART RANCH ROAD		0.69		0.69	III	16	
3004	BALD MOUNTAIN SPRINGS ROAD		1.60			V	15	4103	HAYS STREET		0.06	0.06	III	5	2112	RIMROCK DRIVE		0.87		0.87	II	24	
2027	BARKER MINE ROAD		4.20			V	20	2047	HERIOTYPH ROAD		0.20	0.20	III	15	3050	RATTLESNAKE GULCH ROAD		0.61		0.61	III	11	
3026	BAXTERS ROAD		0.68			V	15	2306	HILTON CREEK DRIVE		0.23	0.23	III	24	2003	ROCK CREEK ROAD		8.06		5.00	IV	24	
2017	BENTON CROSSING ROAD		30.44		30.44	I	19	2010	HILTON CREEK PLACE		0.10	0.10	III	24	2417	RONDA LANE		0.17		0.17	III	25	
3101	BIG ROCK ROAD		0.12		0.12	III	11	2012	HILTON CREEK TRAIL		1.80	1.80	IV	24	2022	ROUND MTN ROAD		4.75			V	20	
4099	BODIE CEMETERY ROAD		0.08		0.28	III	5	2052	HUNTLEY MINE ROAD		0.50	0.50	IV	19	3017	RUSH CREEK ROAD		3.08			V	12	
3025	BODIE CIRCLE		0.06		0.06	III	11	2049	INDIAN CREEK ROAD		1.80	1.80	IV	19	2412	SACRAMENTO STREET		0.25		0.25	I	25	
4008	BODIE MASONIC ROAD		16.46			V	5-9	4101	JACK SAWYER ROAD		0.19	0.19	III	6	2073	SCHOOL ROAD		0.12		0.12	I	5	
4007	BODIE ROAD		10.44			V	8-9	3038	JCT CAMPGROUND ROAD		0.19	0.19	V	11	4107	SCHOOL STREET		0.16		0.16	I	5	
4011	BOULEVARD ROAD		1.46			V	8	2032	JUDY ROAD		0.77	0.77	III	20	4107	SCHOOL STREET		0.16		0.16	I	5	
2065	BRAMLETTE RANCH ROAD		1.64	1.64	1.64	III	16	3023	JOHNNY MEADOWS ROAD		1.98	1.98	V	15	3212	SECOND STREET		0.07		0.07	III	11	
3108	BRENNER STREET		0.10		0.10	III	15	4016	KAYAK ROAD		0.09	0.09	III	8	2041	SEQUOIA STREET		0.19		0.19	II	25	
4102	BRIDGE STREET		0.05	0.05	0.05	III	5	4104	KINGSLEY STREET		0.37	0.37	I	5	2314	SHAWNA CIRCLE		0.22		0.22	0.02	III	24
4006	BROWN SUBDIVISION ROAD		0.10		0.10	III	5	4108	KIRKWOOD STREET		0.10	0.10	III	6	2010	SHEEP CAMP ROAD		0.28		0.28	V	20	
3108	BRUCE STREET		0.22		0.22	III	15	3103	KNOLL AVENUE		0.18	0.18	III	15	2089	SHERWIN CREEK ROAD		2.64		0.63	0.03	III	19
4113	BRYANT STREET		0.20		0.20	I	5	3305	LAKE HELEN COURT		0.04	0.04	III	11	2108	SHERWIN TRAIL		0.12		0.12	III	24	
4022	BUCKEYE CREEK ROAD		0.60		7.00	0.50	III	5	2302	LAKE MAJOR PLACE		0.17	0.17	IV	24	2007	SHOP ROAD		0.07		0.07	I	2
4024	BUCKEYE ROAD		0.80		7.00	0.50	III	5	3102	LAKEVIEW DRIVE		0.29	0.29	III	15	2312	SIERRA SPRINGS DRIVE		0.84		0.84	III	24
2415	BUENA VISTA ROAD		0.23		0.23	III	25	2313	LARKSPUR LANE		0.14	0.14	III	24	4117	SIERRAVIEW DRIVE		0.10		0.10	III	5	
5001	BURCHAM FLAT ROAD		14.78	1.58	1.58	III	3-4	5013	LARKSON LANE		2.10	2.10	I	2	2120	SIERRA VISTA CIRCLE		0.04		0.04	III	24	
3021	BURCHAM DRIVE		0.04		0.04	III	11	4105	LAUREL AVENUE		0.10	0.10	III	6	3307	SILVER LAKE WAY		0.09		0.09	III	15	
4116	CAMERON DRIVE		0.10		0.10	III	5	2020	LAYTON SPRINGS ROAD		0.10	0.50	IV	20	4106	SINCLAIR STREET		0.23		0.23	I	5	
5008	CAMP ANTELOPE ROAD		0.91		0.91	II	3	3204	LEE VINING AVENUE		0.44	0.30	I	11	2063	SIPES RANCH ROAD		1.03		1.03	III	16	
2068	CANNON RANCH ROAD		2.86			V	15	3024	LEE VINING AVENUE		4.86	0.10	III	15	2211	SKY MEADOWS ROAD		0.24		0.80	I	04	
2080	CASA DIABLO CUT-OFF		0.04		0.04	III	19	3109	LEONARD AVENUE		0.21	0.21	III	16	2011	SOUTH LANDING ROAD		1.12		1.12	I	24	
2021	CASA DIABLO MN CF		5.94			V	20	2416	LISA LANE		0.28	0.28	I	25	2066	SOUTH ROAD		0.32		0.32	III	16	
2023	CASA DIABLO MN ROAD		17.93			V	20-24	4003	LITTLE VIRGINIA LAKES ROAD		0.20	0.20	V	11	4017	SOUTH TWIN ROAD		2.22		2.22	IV	5	
3042	CATTIE DRIVE ROAD		1.40	1.97	1.97	III	11	5016	LITTLE WALKER ROAD		7.00	7.00	V	4	2009	SPRILLWAY ROAD		0.23		0.23	IV	8	
4115	CEMETERY ROAD		0.04		0.04	III	5	2407	LOCUST STREET		0.25	0.25	0.50	III	25	4111	STOCK DRIVE		0.50		0.50	III	5
3039	CHEFALANT LOOP ROAD		2.00	2.00	2.00	III	25	3034	LEE CANYON MINE ROAD		5.45	5.45	V	11	2078	SUBSTATION ROAD		1.53		1.53	III	24	
4113	CHEFALANT ROAD		0.94	0.94	0.94	I	25	3021	LOGGING CAMP ROAD		5.45	5.45	V	11	2077	SUMMERS ROAD		0.50		0.22	V	19	
5016	CHARLEBOIS ROAD		0.19	0.19	0.19	III	1	5010	LONE COMPANY ROAD		0.08	0.35	0.43	III	2	2104	SUMMIT ROAD		0.19		0.19	III	24
2404	CHASE AVENUE		0.20		0.19	0.19	III	25	2037	LONE STAR MINE ROAD		1.93	1.93	V	2	2008	SUNNY SLOPES ROAD		0.17		0.17	III	24
2025	CHIDAGO CANYON ROAD		14.60			V	20-21	2036	LONE STAR ROAD		2.29	2.29	V	20	2201	VALLEY MEADOWS ROAD		1.00		1.00	24		
2035	CHIDAGO LOOP ROAD		5.58			V	20	2001	LOWER SPRINGS ROAD		0.96	0.96	I	20	2201	VALLEY MEADOWS ROAD		1.43		0.49	II	25	
2048	CHIDAGO WAY		0.20		0.20	I	25	3404	LUNDY CIRCLE		0.07	0.07	III	11	2043	TENAYA DRIVE		0.19		1.03	III	24	
2058	CHRISTIE LANE		0.30	0.30	0.30	III	11	3046	LUNDY CUT-OFF		3.80	3.80	I	15	2119	TEST STATION ROAD		2.86		1.19	11-12		
2051	CINNABON RANCH ROAD		0.28		0.28	III	21	3048	LUNDY DAM ROAD		0.11	0.24	V	11	3209	THE STREET		0.10		0.10	III	24	
3014	CITY CAMP ROAD		0.19	0.19	0.19	III	14	3044	LUNDY LAKE ROAD		5.21	1.51	1.26	I	11	3043	THOMPSON ROAD		1.13		1.13	V	11
2080	CLARK RANCH ROAD		0.40	0.43	0.43	III	16	3113	LYLE TERRACE		0.39	0.19	III	15	5015	TOPAZ LANE		3.51		3.51	I	1	
2410	COLD WATER ROAD		0.09		0.09	III	25	2418	MARSH ROAD		0.17	0.17	III	25	2066	TRUMAN MEADOWS DRIVE		2.59		1.18	I	15	
2019	CONVICT CAMPGROUND		0.80			V	19	4020	MASONIC ROAD		11.84	11.84	V	6	3303	TWIN LAKES DRIVE		0.18		0.18	III	11	
3018	CONVICT LAKE ROAD		2.73	2.73	2.73	III	19	3216	MATLY AVENUE		0.64	0.54	I	11	4012	TWIN LAKES ROAD		13.46		7.28	I	8-6	
3049	CONWAY RANCH ROAD		3.15	0.05	0.05	III	25	3029	LEE CANYON ROAD		10.78	10.78	V	16	4012	TWIN LAKES ROAD		1.34		1.34	III	24	
3041	CONWAY ROAD		0.34		0.34	III	11	3014	MCGYRE CREEK ROAD		2.70	0.15	II	23	4006	UPPER SUMMER MEADOWS ROAD		6.70		7.18	V	8-5	
3051	COONEY ROAD		2.42			V	11	3041	MPHERSON SUBDIVISION ROAD		0.38	0.38	IV	11	3203	UTILITY ROAD		0.93		0.93	IV	11	
3053	COTTONWOOD CANYON ROAD		10.96	2.00	2.00	I	9	2208	MEADOW ROAD		0.10	0.10	III	24	2402	VALLEY ROAD		0.70		0.70	I	25	
4112	COURT STREET		0.04		0.04	III	5	2301	MEADOW VIEW DRIVE		0.24	0.24	III	24	2111	VALLEY VIEW ROAD		0.33		0.33	III	24	
4010	COW CAMP ROAD		5.12			V	5	5005	MILL CANYON ROAD		0.04	8.25	2.00	IV	2	2054	VAN LOON CUT-OFF		2.65		2.65	V	20
2414	COYOTE ROAD		0.20	0.20	0.20	III	25	3048	MILL CREEK POWER HOUSE														

## EXHIBIT C

Road Area 1 Snow Removal Road Priorities						
Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Crowley</b>						
2005	CROWLEY LAKE DRIVE	8.69		8.50	I	24
2011	SOUTH LANDING ROAD	1.12		1.08	I	24
2017	BENTON CROSSING ROAD	30.44		30.44	II	19-20-16
2014	McGEE CREEK ROAD	2.20	0.79	0.20	II	23
2076	PIT ROAD	1.04		1.04	II	19
2070	ASPEN SPRINGS RANCH	0.74		0.74	III	24
2303	ASPEN TERRACE	0.27		0.27	III	24
2018	CONVICT LAKE ROAD	2.73		2.50	III	19
2308	CROWLEY LAKE CIRCLE	0.04		0.04	III	24
2015	CROWLEY LAKE PLACE	0.59		0.59	III	24
2309	ELDERBERRY LANE	0.11		0.11	III	24
2013	GREGORY LANE	0.24		0.24	III	23
2313	LARKSPUR LANE	0.14		0.14	III	24
2310	PEARSON ROAD (west end)	0.18		0.18	III	24
2314	SHANNA CIRCLE	0.02		0.02	III	24
2312	SIERRA SPRINGS DRIVE	0.64		0.64	III	24
2120	SIERRA VISTA CIRCLE	0.04		0.04	III	24
2311	WILD ROSE DRIVE	0.05		0.05	III	24
3001	BIG SPRINGS ROAD	0.49	4.87	0.09	IV	19-15
2072	OWENS RIVER ROAD	3.80	12.32	11.00	IV	19
2003	ROCK CREEK ROAD	8.05		6.00	IV	24
3003	BALD MOUNTAIN ROAD		11.31		V	15
3004	BALD MOUNTAIN SPRINGS ROAD		1.60		V	15
2019	CONVICT CAMPGROUND	0.80			V	19
2084	DEADMAN CREEK ROAD		7.14		V	19
2083	DRY CREEK CUT-OFF		2.44		V	19
2085	GLASS CREEK ROAD		0.65		V	15
2071	HOT CREEK RANCH ROAD		1.14		V	19
2082	HUNTLEY MINE ROAD		0.50		V	19
2020	LAYTON SPRINGS ROAD		0.50		V	20
3002	OBSIDIAN DOME ROAD		1.56		V	15
2009	SPILLWAY ROAD		0.23		V	24
2077	SUMMERS ROAD		0.22		V	19
2074	WHITMORE TUBS ROAD		2.79		V	19
ZOB	PEARSON ROAD (east of Larkspur)	0.14		0.14	III	24
ZOB	RED BLUFF TRAIL	0.20		0.20	III	24
ZOB	LARKSPUR DRIVE	0.15		0.15	III	24

## EXHIBIT C

Road Area 1 Snow Removal Road Priorities						
Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
ZOB	CIMMARON CIRCLE	0.06		0.06	III	24
ZOB	LAKERIDGE TRAIL	0.16		0.16	III	24
ZOB	HIDDEN CANYON COURT	0.11		0.11	III	24
ZOB	LAKE RIDGE TRAIL	0.16		0.16	III	24
Hilton Creek						
2070	ASPEN SPRINGS RANCH	0.74		0.74	III	24
2304	DELTA DRIVE	0.27		0.27	III	24
2306	HILTON CREEK DRIVE	0.23		0.23	III	24
2307	HILTON CREEK PLACE	0.10		0.10	III	24
2302	LAKE MANOR PLACE	0.17		0.17	III	24
2301	MEADOW VIEW DRIVE	0.24		0.24	III	24
2305	PLACER ROAD	0.04	0.20	0.14	III	24
2010	RAINBOW TARNs ROAD		0.51	0.51	III	24
2012	HILTON CREEK TRAIL		0.43		V	24
Hot Creek						
2091	HOT CREEK HATCHERY ROAD	1.80	3.17	0.80	I	19
2073	SCHOOL ROAD	0.12		0.12	I	19
2088	AIRPORT ROAD	1.34		1.34	II	19
2081	ANTELOPE SPRINGS ROAD	0.94	8.82	0.25	III	19
2080	CASA DIABLO CUT-OFF	0.04		0.04	III	19
2016	MT. MORRISON ROAD	0.69		1.00	III	19
2089	SHERWIN CREEK ROAD	0.28	2.04	0.03	III	19
2078	SUBSTATION ROAD	1.53		1.53	III	19
Paradise						
2001	LOWER ROCK CREEK ROAD	9.36		9.36	I	20
2101	WESTRIGE ROAD	0.44		0.44	I	24
2107	ALISON LANE	0.10		0.10	III	24
2109	DEER PEAK TRAIL	0.16		0.16	III	24
2105	DENNIS WAY	0.03		0.03	III	24
2110	EAGLE VISTA	0.09		0.09	III	24
2106	GLEN COURT	0.04		0.04	III	24
2002	PARADISE PIT ROAD		0.06	0.06	III	24
2103	SCOTT ROAD	0.07		0.07	III	24
2108	SHERWIN TRAIL	0.12		0.12	III	24
2102	PARADISE POINT	0.04		0.04	III	24
2104	SUMMIT ROAD	0.19		0.19	III	24

## EXHIBIT C

Road Area 1 Snow Removal Road Priorities						
Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Sunny Slopes</b>						
2802	MONTANA ROAD	0.05		0.05	III	24
2008	SUNNY SLOPE ROAD	0.17		0.17	III	24
2006	OWENS GORGE ROAD	4.28		1.00	I	24-20
2006	OWENS GORGE ROAD	4.28		3.28	III	24
2006	OWENS GORGE ROAD		6.25	6.25	IV	24
2801	WHEELER VIEW DRIVE	0.02		0.02	III	24
2021	CASA DIABLO MN CF		5.94		V	20
2023	CASA DIABLO MN ROAD		17.93		V	20-24
2006	OWENS GORGE ROAD		5.35		V	24
2086	OWENS RIVER RANCH ROAD		0.15		V	19
2022	ROUND MTN ROAD		4.75		V	20
2090	SAWMILL ROAD	0.23	0.98		V	19
2024	SHEEP CAMP ROAD		3.65		V	20
<b>Swall Meadows</b>						
2001	LOWER ROCK CREEK ROAD	9.36		9.36	I	20
2112	RIMROCK DRIVE	0.87		0.87	II	24
2201	SWALL MEADOWS ROAD			0.49	II	24
2111	VALLEY VIEW ROAD	0.33		0.33	II	24
2202	WILSON ROAD	0.18		0.18	II	24
2207	FOOTHILL ROAD	0.22		0.22	III	24
2206	MEADOW ROAD	0.10		0.10	III	24
2209	MOUNTAIN VIEW DRIVE	0.41	0.44	0.85	III	24
2208	N. VALLEY VIEW DRIVE	0.10	0.11	0.21	III	24
2205	ORCHARD ROAD	0.19		0.19	III	24
2210	PINE DRIVE	0.05	0.19	0.24	III	24
2115	PINION DRIVE	0.31		0.31	III	24
2116	QUAIL CIRCLE	0.10		0.10	III	24
2211	SKY MEADOWS ROAD	0.24	0.80	1.04	III	24
2204	WILLOW ROAD	0.14		0.14	III	24
ZOB	SIERRA WAVE (South of Ridgeview)	0.17		0.17	III	24
ZOB	SIERRA WAVE (North of Ridgeview)	0.23		0.23	III	24
ZOB	RIMROCK DRIVE (small south part)	0.10		0.10	II	24
ZOB	COUGAR RUN	0.17		0.17	III	24
ZOB	RIDGE VIEW	0.08		0.08	III	24



## EXHIBIT C

## Road Area 2 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Benton</b>						
2017	BENTON CROSSING ROAD	30.44		30.44	I	19-20-16
2065	BRAMLETTE RANCH ROAD		1.64	1.64	III	16
2058	CHRISTIE LANE	0.10	0.30	0.40	III	16
2060	CLARK RANCH ROAD		0.43	0.43	III	16
2048	DAWSON RANCH ROAD	0.77		0.77	III	21
2061	FOOTHILL ROAD		4.21	4.21	III	16
2062	G-BAR-T RANCH ROAD		0.92	0.92	III	16
2057	GOOLSBY RANCH ROAD	0.44		0.44	III	16
2049	INDIAN CREEK ROAD		0.24	0.24	III	16
2064	PEDRO RANCH ROAD		0.80	0.80	III	16
2059	REICHART RANCH ROAD	0.69		0.69	III	16
2063	SIPES RANCH ROAD		1.03	1.03	III	16
2056	SOUTH ROAD	0.32		0.32	III	16
2055	WALKER PLACE	0.09		0.09	III	16
2029	YELLOW JACKET ROAD	1.13	7.16	7.12	I	16
<b>Chalfant</b>						
2040	WHITE MOUNTAIN ESTS. ROAD	0.90		0.90	I	25
2402	VALLEY ROAD	0.70		0.70	I	25
2406	BROWN SUBDIVISION ROAD	0.10		0.10	I	25
2408	CHIDAGO WAY	0.20		0.20	I	25
2412	SACRAMENTO STREET	0.25		0.25	I	25
2413	CHALFANT ROAD	0.94		0.94	I	25
2416	LISA LANE	0.28		0.28	I	25
2041	SEQUOIA STREET	0.19		0.19	II	25
2042	PONDEROSA STREET	0.20		0.20	II	25
2043	TENAYA DRIVE	0.13		0.13	II	25
2039	CHALFANT LOOP ROAD		2.00	2.00	III	25
2045	WHITE MOUNTAIN RANCH ROAD		0.62	0.50	III	21
2401	HUNTER AVENUE	0.27		0.27	I	25
2403	VIRGINIA AVENUE	0.21		0.21	III	25
2404	CHASE AVENUE	0.20		0.20	III	25
2405	MOUNTAIN VIEW AVENUE	0.23		0.23	III	24
2407	LOCUST STREET	0.25	0.25	0.50	III	25
2409	PIUTE LANE	0.09		0.09	III	25

## EXHIBIT C

## Road Area 2 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
2410	COLD WATER ROAD	0.09		0.09	III	25
2411	WHITE MOUNTAIN DRIVE	0.17		0.17	III	25
2414	COYOTE ROAD	0.20		0.20	III	25
2415	BUENA VISTA DRIVE	0.23		0.23	III	25
2417	RONDA LANE	0.17		0.17	III	25
2418	MARY LANE	0.17		0.17	III	25
ZOB	OSAGE CIR	0.21		0.21	III	25
2046	FISH SLOUGH ROAD		17.34		V	25-21
<b>Hammil Valley</b>						
2053	BLACK ROCK MINE ROAD	7.88	0.31	0.30	III	20
2051	CINNAMON RANCH ROAD	0.28		0.28	III	21
2052	CRESTVIEW DRIVE	0.50		0.50	III	21
2050	HAMMIL ROAD	0.78		0.78	III	21
2053	BLACKROCK MINE RD.			7.12	IV	20
2028	CATTLE DRIVE ROAD		1.97	1.97	IV	20
2032	JOE MAIN ROAD		0.77	0.77	IV	20
2033	RABBIT RANCH ROAD		1.20	0.95	IV	20
3028	ADOBE RANCH ROAD		4.39	0.00	V	16
2027	BARKER MINE ROAD		4.20		V	20
3031	BLACK CANYON ROAD		1.85		V	16
2067	BLACK LAKE ROAD		0.10		V	16
2068	CANYON ROAD		2.86		V	26
2025	CHIDAGO CANYON ROAD		14.60		V	20-21
2035	CHIDAGO LOOP ROAD		5.58		V	20
2026	DEER SPRINGS ROAD		2.08		V	20
2047	HIEROGLYPH ROAD		0.10		V	25
2037	LONE STAR MINE ROAD		1.03		V	20
2036	LONE STAR ROAD		2.29		V	20
3029	McGEE CANYON ROAD		10.78		V	16
2034	MORRIS MINE ROAD		3.34		V	20
2044	PETROGLYPH ROAD		0.50		V	25
2030	PUMICE MILL ROAD		0.60		V	25
2038	PUMICE MILL ROAD		1.45		V	16
2031	PUMICE MINE ROAD		0.21		V	16
2069	RANCH ROAD		1.51		V	16
3030	RIVER SPRINGS ROAD		3.77		V	16
3033	SAWMILL CROSS-OVER ROAD		4.00		V	16

## EXHIBIT C

**Road Area 2 Snow Removal Road Priorities**

<b>Road Number</b>	<b>Road Name</b>	<b>Paved</b>	<b>Dirt</b>	<b>Snow</b>	<b>Class</b>	<b>Map Reference</b>
3032	SAWMILL MEADOWS ROAD		10.20		V	16
2066	TRUMAN MEADOWS ROAD		2.59		V	16
2054	VAN LOON CUT-OFF		2.65		V	20
3022	WET MEADOW ROAD		20.75		V	15

## EXHIBIT C

## Road Area 3 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Conway Summit</b>						
3052	GOAT RANCH CUT-OFF		10.96	2.00	I	9
3403	GLACIER CANYON WAY	0.25		0.25	III	11
3402	WILSON CREEK ROAD	0.38		0.38	III	11
3405	BODIE CIRCLE	0.06			V	11
3027	DOBIE MEADOWS ROAD		31.63		V	9-12-13
3404	LUNDY CIRCLE	0.07			V	11
<b>June Lake</b>						
3010	DREAM MOUNTAIN DRIVE	0.30		0.30	I	14
3120	NORTHSHORE	3.55		3.55	I	14-15
3108	BRUCE STREET	0.22		0.22	II	14
3112	GULL LAKE ROAD	0.14		0.14	II	15
3103	KNOLL AVENUE	0.18		0.18	II	14
3109	LEONARD AVENUE	0.21		0.21	II	14
3116	ALDERMAN STREET	0.20		0.20	III	15
3009	ASPEN ROAD	0.22		0.22	III	14
3106	BRENNER STREET	0.10		0.10	III	15
3104	CRAWFORD AVENUE	0.29		0.29	III	15
3107	FOREST ROAD	0.40		0.40	III	14
3106	FOSTER AVENUE	0.12		0.12	III	15
3107	GRANITE AVENUE	0.21		0.21	III	15
3111	HOWARD AVENUE	0.07		0.07	III	15
3113	LAKEVIEW DRIVE	0.29		0.29	III	15
3116	LYLE TERRACE	0.39		0.19	III	15
3119	PINE CLIFF ROAD	0.98		0.50	III	15
3036	CITY CAMP ROAD	0.19			V	14
3037	ELLERY LAKE CAMPGROUND ROAD	0.25			V	11
3012	GULL LAKE CAMPGROUND ROAD	0.31			V	15
3014	PARKER LAKE ROAD		2.67		V	14
ZOB	PETERSON TRACT (June Lake downcanyon)	1.40		1.40	III	14
ZOB	MOUNTAIN VISTA DRIVE	0.16		0.16	II	14
ZOB	LEONARD AVENUE - western part	0.28		0.28	II	14
ZOB	LEONARD AVENUE - By Cino Lodge	0.06		0.06	II	14
ZOB	HIGHLAND DRIVE	0.24		0.24	II	14
ZOB	HIGHLAND PLACE	0.07		0.07	III	14
<b>Lee Vining</b>						
3016	FOURTH STREET	0.06		0.06	I	11
3044	LEE VINING AVENUE	0.44		0.30	I	11
3048	OIL PLANT ROAD	0.73	0.29	0.73	I	11
3053	DROSS ROAD	0.41		0.41	II	15
3101	AIRPORT ROAD	0.65		0.65	III	11
3015	BIG ROCK ROAD	0.12		0.12	III	15

## EXHIBIT C

## Road Area 3 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
3204	C STREET	0.04		0.04	III	11
3205	COTTONWOOD CANYON ROAD		10.96		III	9
3018	D STREET	0.06		0.06	III	11
3201	FIRST STREET	0.09		0.09	III	11
3202	LEE VINING AVENUE			0.14	III	11
3204	LUNDY LAKE ROAD	5.21	1.51	1.25	I	11
3206	MATTLY AVENUE	0.54		0.54	I	11
3207	MILL CREEK POWER HOUSE ROAD		0.78	0.78	III	11
3208	MONO LAKE AVENUE	0.16		0.16	I	11
3209	PAOHA DRIVE	0.12		0.12	III	11
3210	PUMICE ROAD	0.15		0.15	III	11
3211	SECOND STREET	0.07		0.07	III	11
3212	TEST STATION ROAD	1.21	4.43	1.21	III	11-12
3214	THIRD STREET	0.10		0.10	III	11
3215	YOSEMITE DRIVE	0.06		0.06	III	11
3305	CONWAY ROAD	0.34		0.04	III	11
3401	POOLE POWER PLANT ROAD	1.92	1.40	3.32	IV	11
3035	UTILITY ROAD	0.93		0.93	IV	11
3029	BAXTERS ROAD		0.68		V	15
3031	CONWAY RANCH ROAD		3.15		V	11
3032	COONEY ROAD		2.42		V	11
3033	COYOTE SPRINGS ROAD		6.57		V	8
3034	CROOKED MEADOWS ROAD		0.43		V	15
3039	JCT. CAMPGROUND ROAD		0.19		V	11
3040	JOHNNY MEADOWS ROAD		1.98		V	15
3043	LOG CABIN MINE ROAD		4.85		V	11
3045	LOGGING CAMP ROAD		5.45		V	11
3046	LUNDY CUT-OFF		0.40		V	11
3047	LUNDY DAM ROAD		0.24		V	11
3050	MILLER SPUR ROAD		0.06		V	11
3053	PICNIC GROUNDS ROAD		4.11		V	11
3054	PICNIC SHORT-CUT ROAD		0.11		V	11
3017	PILOT SPRINGS ROAD		4.08		V	15
3203	PUMICE MINE ROAD	0.41	2.94		V	15
3019	RATTLESNAKE GULCH ROAD		0.61		V	11
3020	RIVER SPRINGS ROAD		3.77		V	16
3021	RUSH CREEK ROAD		3.08		V	12
3022	SAGE HEN MEADOWS ROAD		8.82		V	15
3023	SAND FLAT CUT-OFF		4.56		V	15
3026	THOMPSON ROAD		1.13		V	11
3005	WEST PORTAL ROAD		3.50		V	14-15
3114	SADDLEBAG LAKE ROAD		2.59		V	11
3027	WET MEADOW ROAD		20.75		V	15

## EXHIBIT C

## Road Area 3 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Mono City</b>						
3302	EAST MONO LAKE DRIVE	1.23		1.23	I	11
3303	BLUE LAKE WAY	0.04		0.04	III	11
3304	CEMETERY ROAD	1.40	4.52	1.40	I	11
3306	GREEN LAKES COURT	0.03		0.03	III	11
3307	LAKE HELEN COURT	0.04		0.04	III	11
3042	PEELER LAKE DRIVE	0.38		0.38	III	11
3301	SILVER LAKE WAY	0.09		0.09	III	11
3303	TWIN LAKES DRIVE	0.16		0.16	III	11
3041	McPHERSON SUBDIVISION ROAD		0.38	0.38	IV	11

## EXHIBIT C

## Road Area 4 Snow Removal Road Priorities

Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Bridgeport</b>						
4104	KINGSLEY STREET	0.37		0.37	I	5
4107	SCHOOL STREET	0.16		0.16	I	5
4103	HAYS STREET	0.06		0.06	II	5
4102	BRIDGE STREET	0.05		0.05	III	5
4113	BRYANT STREET	0.20		0.20	I	5
4021	BUCKEYE ROAD	0.40	7.00	0.50	III	8
4112	COURT STREET	0.04		0.04	III	5
4110	DAY LANE	0.05		0.05	III	5
4109	EMIGRANT STREET	0.49		0.49	I	5
4101	JACK SAWYER ROAD	0.19		0.19	III	5
4108	KIRKWOOD STREET	0.10		0.10	III	5
4105	LAUREL AVENUE	0.10		0.10	III	5
4106	SINCLAIR STREET	0.23		0.23	I	5
4111	STOCK DRIVE	0.50		0.50	III	5
4009	BODIE CEMETERY ROAD		0.28		V	5
4008	BODIE MASONIC ROAD		15.46		V	5-9
4007	BODIE ROAD		10.44		V	8-9
4011	BOUNDARY ROAD		1.48		V	6
4010	COW CAMP ROAD		5.12		V	5
4002	DUNDERBURG MEADOWS ROAD		8.32		V	8-11
4004	GREEN CREEK ROAD		9.36		V	8
4003	LITTLE VIRGINIA LAKES ROAD		0.20		V	11
4020	MASONIC ROAD		11.84		V	5
4005	UPPER SUMMERS MEADOWS ROAD		6.70		V	8
4001	VIRGINIA LAKES ROAD	5.90	0.36		IV	11-8
<b>Twin Lakes</b>						
4012	TWIN LAKES ROAD	13.46		7.28	I	8-5
4014	HACKAMORE PLACE	0.52		0.52	III	8
4013	HUNEWILL RANCH ROAD	1.04	0.10	1.14	III	8
4016	KAYAK ROAD	0.09		0.09	III	8
4015	SPUR COURT	0.07		0.07	III	5
4012	TWIN LAKES ROAD			6.18	III	8-5
4017	SOUTH TWIN ROAD		2.22	0.22	IV	8
4022	BUCKEYE CREEK ROAD		0.60		V	5
<b>Sierra View</b>						
4114	AURORA CANYON ROAD	0.65	7.21	0.65	I	5
4116	CAMERON DRIVE	0.10		0.10	III	5
4115	CEMETERY ROAD	0.04		0.04	III	5
4018	GARBAGE PIT ROAD	0.05		0.05	III	5
4118	N. BUCKEYE DRIVE	0.25		0.25	III	5
4019	RAMP ROAD	0.20		0.20	III	5
4117	SIERRA VIEW DRIVE	0.10		0.10	III	5

## EXHIBIT C

Road Area 5 Snow Removal Road Priorities						
Road Number	Road Name	Paved	Dirt	Snow	Class	Map Reference
<b>Walker / Coleville / Topaz</b>						
5007	EASTSIDE LANE	6.76	1.26	6.76	I	1-2
5013	LARSON LANE	2.10		2.10	I	2
5015	TOPAZ LANE	3.51		3.51	I	1
5008	CAMP ANTELOPE ROAD	0.91		0.91	II	3
5014	CUNNINGHAM LANE	2.83		2.83	II	1
5003	HACKNEY DRIVE	0.09		0.09	I	2
5002	PINE NUT ROAD	0.69		0.69	II	2
5004	SHOP ROAD	0.07		0.07	I	2
5001	BURCHAM FLAT ROAD		14.78	1.00	III	3-4
5016	CHARLEBOIS ROAD		0.19	0.19	III	1
5011	EASTSIDE ROAD		1.07	1.07	III	2
5010	LONE COMPANY ROAD	0.08	0.35	0.43	III	5
5012	OFFAL ROAD	0.31		0.31	III	2
5009	PATRICIA LANE	0.43		0.43	III	2
5005	MILL CANYON ROAD	0.04	8.25	1.00	IV	2
5006	GOLDEN GATE ROAD		6.25		V	2
5018	LITTLE WALKER ROAD		3.80		V	4
5017	LOBDELL LAKE ROAD		7.00		V	2





**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Public Works - Road**

<b>TIME REQUIRED</b>	30 minutes (5 minute presentation; 20 minute discussion)	<b>PERSONS APPEARING BEFORE THE BOARD</b>	Jeff Walters
<b>SUBJECT</b>	Winter Preparedness		

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

With a strong El Niño weather pattern expected this winter there are preparations Mono County could make to assist with managing the effects of significant rain and snow.

**RECOMMENDED ACTION:**

1. Receive staff report regarding the upcoming winter, potential El Niño effects and Mono County's preparations. Authorize Public Works Director, in consultation with County Counsel and Risk to secure a contract for avalanche forecasting, to purchase sufficient sandbags and to purchase and install a portable weather station. Provide any desired direction to staff.
2. Amend the 2015-16 Board Approved budget as follows: In the General Fund: Increase appropriation in Operating Transfers Out by \$10,000 and decrease Contingencies by \$10,000. In the Road Fund: Increase Operating Transfers In by \$10,000, increase appropriations in Contract Services by \$5,000, Capital Equipment by \$4,700, and Special Department Expense (for sandbags) by \$300. (4/5ths vote required.)

**FISCAL IMPACT:**

Up to \$10,000 from contingency.

**CONTACT NAME:** Jeff Walters

**PHONE/EMAIL:** 760 932 5459 / jwalters@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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 [Winter Preparedness Staff Report](#)

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### History

Time	Who	Approval
10/23/2015 3:15 PM	County Administrative Office	Yes
10/26/2015 12:49 PM	County Counsel	Yes
10/27/2015 8:21 AM	Finance	Yes



# MONO COUNTY DEPARTMENT OF PUBLIC WORKS

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POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517  
760.932.5440 • Fax 760.932.5441 • [monopw@mono.ca.gov](mailto:monopw@mono.ca.gov) • [www.monocounty.ca.gov](http://www.monocounty.ca.gov)

**Date:** November 3, 2015  
**To:** Honorable Chair and Members of the Board of Supervisors  
**From:** Jeff Walters, Public Works Director / Director of Road Operations and Fleet Services  
**Subject:** Winter Preparedness Discussion

## **Recommended Action:**

1. Receive staff report regarding the upcoming winter, potential El Niño effects and Mono County's preparations. Authorize Public Works Director, in consultation with County Counsel and Risk to secure a contract for avalanche forecasting, to purchase sufficient sandbags and to purchase a portable weather station. Provide any desired direction to staff.
2. Amend the 2015-16 Board Approved budget as follows: In the General Fund: Increase appropriation in Operating Transfers Out by \$10,000 and decrease Contingencies by \$10,000. In the Road Fund: Increase Operating Transfers In by \$10,000, increase appropriations in Contract Services by \$5,000, Capital Equipment by \$4,700, and Special Department Expense (for sandbags) by \$300. (4/5ths vote required)

## **Fiscal Impact:**

If additional sandbags are needed and avalanche forecasting/training is deemed appropriate the expenses could be taken out of contingency. The total for both would be approximately \$10,000.

## **Discussion:**

As part of the Mono County's Strategic Plan direction to increase emergency preparedness and with the forecast of a strong El Niño this winter there are preparations Mono County could make to assist with managing the effects of significant rain and snow. These include purchasing additional sand bags to supplement the county's existing inventory, installation of a weather station near Twin Lakes and contracting with experts for avalanche forecasting and training.

Some sandbags used during the recent Chalfant flood event were degraded and unusable due to their age. A full inventory of sandbags is being completed by county staff to determine the location and the number of useable bags.

The weather station would be a portable unit that could be placed near avalanche areas to provide vital information necessary for avalanche forecasting. Permits would be required through the USFS. Avalanche forecasting would benefit from the installation of a weather station and would provide more real-time data to road crews, local law enforcement and residents. Forecasting would also provide training for staff and a community meeting in Twin Lakes to ensure everyone understood the risks associated with local avalanche paths.

If you have any questions regarding this item, please contact Jeff Walters at 932-5459.

Respectfully submitted,



Jeff Walters  
Public Works Director / Director of Road Operations and Fleet Services



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** November 3, 2015

**Departments: Social Services, County Counsel**

**TIME REQUIRED** 15 minutes (5 minute presentation;  
10 minute discussion)

**PERSONS  
APPEARING  
BEFORE THE  
BOARD** Kathryn Peterson

**SUBJECT** Ordinance Amending Chapter 7.50  
of the Mono County Code

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed ordinance No. ORD 15-\_\_\_\_ amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County.

### RECOMMENDED ACTION:

Introduce, read title, and waive further reading of proposed ordinance No. ORD 15-\_\_\_\_ amending chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County. Provide any desired direction to staff.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Kathryn Peterson

**PHONE/EMAIL:** 7609241763 / kpeterson@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

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[Staff Report](#)

[Exhibit 1 - Ordinance and Attachment A \(Chapter 7.50\)](#)

[Exhibit 2 - Fully Revised Chapter 7.50 with redline](#)

[Exhibit 3 - Existing Chapter 7.50 with strikethrough](#)

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### History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/29/2015 10:03 AM	County Administrative Office	Yes
10/28/2015 4:55 PM	County Counsel	Yes
10/28/2015 3:57 PM	Finance	Yes

**County Counsel**  
Marshall Rudolph

**Assistant County Counsel**  
Stacey Simon

**Deputy County Counsels**  
John-Carl Vallejo  
Christian Milovich

**OFFICE OF THE  
COUNTY COUNSEL**

*Mono County*  
South County Offices  
P.O. BOX 2415  
MAMMOTH LAKES, CALIFORNIA 93546

**Telephone**  
760-924-1700

**Facsimile**  
760-924-1701

**Legal Assistant**  
Jennifer Senior

To: Honorable Board of Supervisors

From: Kathryn Peterson, Director of Social Services  
Christian Milovich, Deputy County Counsel

Date: November 3, 2015

Re: Amendments to Chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County.

**Recommendation**

Introduce, read title, and waive further reading of ordinance amending Chapter 7.50 of the Mono County Code pertaining to the provision of General Assistance to indigent residents of Mono County. Provide any desired direction to staff.

**Discussion**

Authority for the administration of General Assistance (GA) within the County of Mono is vested in the Board of Supervisors pursuant to Welfare and Institutions Code §§ 17000 et seq. Chapter 7.50 of the Mono County Code describes the County's GA implementation policies and procedures and was last amended in 2004. The Department of Social Services now seeks the Board's approval to revise the date of eligibility for GA funds so that it is consistent with other aid program procedures, and make other clarifying and non-substantive changes to the chapter.

The updated chapter is shown in Exhibit 2 and will replace the previously existing chapter in its entirety. Though the format and organization of the chapter has been significantly changed, the only substantive change deals with the date of eligibility for GA funds and is marked in red on page 2 (Item C – "Date of Application"). For comparison, the existing chapter is included at Exhibit 3 with the strike-through and revised language on page four.

**Fiscal Impact**

None

Attachments:

- Exhibit 1 – Ordinance with Attachment A (Chapter 7.50)
- Exhibit 2 – Fully revised Chapter 7.50 with the only substantive change marked in red on page 2
- Exhibit 3 -- Chapter 7.50 as it currently exists with strike-through and revised language on page 4



ORDINANCE NO. ORD 15-\_\_

**AN ORDINANCE OF THE MONO COUNTY BOARD OF SUPERVISORS  
AMENDING CHAPTER 7.50 OF THE MONO COUNTY CODE PERTAINING  
TO THE PROVISION OF GENERAL ASSISTANCE TO INDIGENT  
RESIDENTS OF MONO COUNTY**

**WHEREAS**, authority for the administration of General Assistance within the County of Mono is vested in the Board of Supervisors pursuant to California Welfare and Institutions Code section 17000 and following; and

**WHEREAS**, the Board of Supervisors did, on April 20, 2004, adopt its Ordinance Number 04-02, which served to revise the criteria and standards and other conditions for the administration of the General Assistance program in Mono County; and

**WHEREAS**, the Board of Supervisors now wishes to further amend Chapter 7.50 to revise the date of eligibility for General Assistance funds, and make other clarifying and non-substantive changes.

**NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO ORDAINS** as follows:

**SECTION ONE:** Chapter 7.50 of the Mono County Code is hereby amended in its entirety to read as set forth in Attachment "A", attached hereto and incorporated herein by this reference.

**SECTION TWO:** This ordinance shall become effective 30 days from the date of its adoption and final passage, which appears immediately below. The Clerk of the Board of Supervisors shall post this ordinance and also publish the ordinance in the manner prescribed by Government Code section 25124 no later than 15 days after the date of its adoption and final passage. If the Clerk fails to publish this ordinance within said 15 day-period, then the ordinance shall not take effect until 30 days after the date of publication.

**PASSED, APPROVED and ADOPTED** this \_\_\_\_ day of November, 2015 by the following vote, to wit:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:



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Timothy E. Fesko, Chair  
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
County Counsel

**Mono County Department of Social Services**  
**General Assistance**  
**Policies and Procedure Regulations**

**7.50.010 Purpose of General Assistance**

- A. The purpose of this chapter is to adopt those standards as set forth in the Welfare and Institutions Code Part 5, commencing with section 17000. General Assistance is to provide indigent legal residents of Mono County whose needs are not met by personal or other resources, and who are not employed or eligible for other public assistance with subsistence.
  
- B. General Assistance benefits are considered to be a loan and must be repaid to the County. As a condition for granting General Assistance, each applicant shall be required to sign an agreement to reimburse the County of Mono for such assistance if and when the recipient obtains the financial means for making such reimbursement.

**7.50.020 Authority**

- A. Authority for the administration of General Assistance in Mono County is vested in the Board of Supervisors pursuant to 17000 of the Welfare and Institutions Code. The Department of Social Services shall prepare such procedures and adopt such forms for assistance as may be necessary to implement the provisions of these regulations.

Pursuant to 10850 of the Welfare and Institutions Code, all records established in accordance with these regulations shall remain confidential and shall be subject for inspection only in accordance with the provisions set forth in the same section of the Welfare and Institutions Code.

It is the intent of the Board of Supervisors that the General Assistance Program is to be administered in a manner that 1) is consistent with the provisions of the regulations; 2) respects individual rights; and 3) does not violate individual privacy or personal dignity nor discriminate any person on account of race, color, national origin, religion, political affiliation, gender, sexual orientation, marital status, age or disability.

### 7.50.030 Definitions

When used in this chapter, the following words and phrases shall have the meaning indicated below:

- A. **“Adequate/Timely Notice”** means a written notice, effective the last day of the current month, informing the recipient of the action the County intends to take, the reasons for the intended action, the specific regulations supporting such action, an explanation of the applicant’s/recipient’s right to request an administrative hearing, and if appropriate, the circumstances under which aid will be continued if a hearing is requested. Adequate Notice must be provided prior to the intended action. Timely Notice is a written notice that is mailed to the person affected at least ten (10) calendar days before the effective date of the action.
- B. **“Aid in Cash”** means a loan paid by the County check, warrant or voucher to an applicant/recipient for general assistance.
- C. **“Date of Application”** means the date the SAWS 1 Application is date stamped by the Department of Social Services and shall be considered the beginning date of aid.
- D. **“Department”** means the Mono County Department of Social Services.
- E. **“Destitute”** means without funds or the ability to obtain funds for self-support.
- F. **“Director”** means the Director of the Department of Social Services of the County of Mono.
- G. **“Employable”** means capable of employment. An applicant/recipient of General Assistance shall be assumed to be employable unless there is adequate evidence of a medical condition that prevents a person’s ability to gain or maintain employment.
- H. **“Employment”** means part-time or full-time work, including commission work or self-employment, whether or not income is generated.
- I. **“Applicant”** is an individual or married couple, who is making a re-application for aid.

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- J. **“Recipient(s)”** is an individual, married couple, who is/are presently receiving aid.
- K. **“General Assistance”** is financial assistance to meet subsistence needs of indigent persons and is provided to eligible residents of Mono County who are either citizens of the United States or entitled to remain in the United States of America permanently. [See item B. above “Aid in Cash”]
- L. **“Good Cause”** means one or both of the following: 1) The applicant or recipient is suffering from a verified mental or physical disability; and/or, 2) The applicant’s or recipient’s failure to comply with these regulations is directly attributable to county error.
- M. **“Income”** is any benefit currently available to the applicant/recipient for subsistence, whether in cash or in kind.
- N. **“Medical Licensed Practitioner”** means a licensed health care professional authorized by state law to diagnose and treat physical and/or mental impairments.
- O. **“Minor”** means a person under the age of 18. “Legally emancipated minor” is a person under the age of 18 who has entered into a valid marriage, whether or not the marriage has been dissolved, or has been declared legally emancipated by a court of competent jurisdiction. A legally emancipated minor is eligible to apply for General Assistance.
- P. **“Resident”** means a natural citizen or legally permanent resident of the United States of America who has legally resided in Mono County continuously for fifteen days immediately preceding his/her application with the intent to remain in Mono County.
- Q. **“Resources”** include, but are not limited to, property, cash or services, which are available to the applicant for self-support.
- R. **“Responsible Relative”** means a person who is legally obligated to provide support for the applicant/recipient, such as a spouse or parent for a minor child. Exemptions for responsibility may be established if pursuing financial support from a spouse or parent may result in severe physical or emotional harm to the applicant/recipient as demonstrated by sufficient corroborative evidence, such as law enforcement reports or court orders.

- S. **“Sponsored Alien”** means a non-citizen for whom a sponsor has executed an affidavit of support. General Assistance to a sponsored alien will be provided pursuant to Welfare and Institutions Code 17001.6 et.seq. as those sections may be amended from time to time.
- T. **“Transient”** means a person who is not a resident of Mono County.
- U. **“Undocumented Alien”** means a person living in the United States of America without legal permission from the United States Citizens and Immigration Services (USCIS).
- V. **“Waiver”** means that a waiver of requirements can be granted based upon hardships such as a medical disability, no transportation, required care of a household member, or as determined by the department head. A request for a waiver must be submitted in writing together with the appropriate documentation in support of such waiver.

#### **7.50.040 Eligibility**

##### **A. Eligibility Requirements**

1. In order to be eligible for General Assistance, an applicant must be a verified resident of California and Mono County when the application for General Assistance is made. Residence is defined herein in accordance with sections 17100 through 17105 of the Welfare and Institutions Code. Residency will be established if the applicant has resided in the County continuously for at least fifteen (15) days preceding the application. If the applicant has no such verifiable residence, the county where the applicant last resided shall be responsible for providing assistance.
2. In order to be eligible for General Assistance any and all applications and forms required by the Department shall be completed under penalty of perjury.
3. An applicant is required to complete an in-person interview unless a waiver is submitted and granted.

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4. An applicant for General Assistance shall provide the Department with the physical location of his or her residence. If the applicant does not have an available mailing address the Department will send the benefits to General Delivery to the U.S. Post Office closest to the applicant's residence in the County.
5. An applicant must sign a declaration that he/she has continually resided in Mono County for fifteen (15) days prior to aid being granted.
6. The Department staff may make unscheduled home visits to verify the applicant's residence and other conditions of eligibility for General Assistance.
7. No General Assistance shall be paid to any applicant whose income is in excess of the General Assistance standards of assistance established by this chapter or any regulations adopted pursuant to this chapter.
8. The Department shall verify an applicant's eligibility for aid as expeditiously as possible, and in any case no later than thirty (30) days from the date of receipt of a complete application. If eligibility cannot be established by the thirtieth (30<sup>th</sup>) day, due to fault of the applicant, including but not limited to, failure to provide verification of income or resources and failure to provide information about his or her place of residence, then the applicant will be presumed ineligible and the application will be denied.
9. If the applicant provides requested verification to establish eligibility after an application has been denied or discontinued the applicant will need to complete a new application.
10. All applicants and recipients are required to report any change which may affect their eligibility within ten (10) calendar days of the occurrence. Failure to do so without good cause shall result in denial or discontinuance of eligibility. For purposes of this section, the changes that must be reported in a timely manner include but are not limited to:
  - a. Any change in income;
  - b. Any change in employment or the start or end of any employment or training;
  - c. Change in residence;
  - d. Change in membership of "family" or "household";

- e. Payment of any expenses, including rent and utilities, by another person or entity;
- f. Receipt, transfer, gift or sale of any personal property identified in 7.50.050;
- g. Receipt, transfer, gift or sale of any real property or any interest in real property.

11. An applicant shall be deemed eligible when all eligibility requirements have been met. Upon a determination of eligibility, benefits shall commence on the date of application, as set forth in the definitions.

12. General Assistance will not be paid until unemployment and/or state disability eligibility options have been exhausted. Applicants claiming inability to work due to a mental or physical disability are required to apply for Social Security Disability (SSA) and/or Supplemental Social Security Income (SSI) and provide proof of a pending application and must cooperate with the Social Security Disability application process.

13. Recipients shall be required to complete and return a General Relief Eligibility Report, MCWD CA7, on a monthly basis and may be required to complete an in-person interview with the Department, as directed.

**B. Persons Ineligible for General Assistance:**

1. The following persons are ineligible for General Assistance, in accordance with Welfare and Institutions Code Section 17016:
  - a. Any person fleeing to avoid prosecution, or custody and confinement after conviction, under the laws of the place from which the individual is fleeing, for a crime or an attempt to commit a crime that is a felony under the laws of the place from which the individual is fleeing
  - b. Any individual found to be in violation of a condition of probation or parole imposed under federal law or the law of any state.
2. Persons who are not eligible for aid under Chapter 2 (commencing with Section 11200) of Part 3 of the Welfare and Institutions Code as a result of the 60 month limitation specified in subdivision (b) of Section 11454 shall not be eligible for aid or assistance under this section until all of the children of the applicant on whose behalf aid was received, whether or not currently living in the home with the applicant, are 18 years of age or older.

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3. Persons receiving aid under Chapter 2 (commencing with Section 11200) Part 3 of the Welfare and Institutions Code on behalf of an eligible child, but who is either ineligible for aid or whose needs are not otherwise taken into account in determining the amount of aid to the family pursuant to Section 11450 due to the imposition of a sanction or penalty.
4. Recipients receiving General Assistance payments pending a disability determination from Social Security, that after exhausting all Social Security appeal rights, are found not disabled, shall be presumed capable of self-support and no longer eligible for General Assistance. These individuals will be required to payback all aid received in accordance with the terms stated herein.
5. Persons who refuse to sign an Interim Assistance (IA) repayment agreement (SSP 14) pending a disability determination from Social Security.

### **7.50.050 Personal Property Provisions**

- A. An applicant or recipient must use all available personal property to support herself. Any applicant or recipient owning personal property in excess of the amounts specified herein shall be ineligible to receive General Assistance:
  1. Money/Cash or the equivalent thereof, in an amount exceeding \$100.00.
  2. Personal belongings, clothing and household goods in excess of one \$1,000.00.
  3. An interment space, crypt, or niche intended for the interment of the applicant or recipient of aid.
  4. Funds placed in trust for funeral or burial expenses that exceeds \$1,000.00.
  5. Insurance Policies having actual cash surrender value that exceeds \$1,000.00.
  6. One motor vehicle exceeding a wholesale fair market value, less encumbrances, of \$3,000.00 as determined by the current Blue Book value.



7. Tools of the trade necessary to continue to seek employment or training in that trade shall be exempt from consideration. Tools of trade may include a personal computer if used by the applicant in employment or job/skills training.
8. Relocation benefits shall be exempt as provided by Section 704.180 of the Code of Civil Procedure.

**7.50.060 Real Property Provisions**

- A. Real property used as a principle residence shall be exempt from resource consideration. Only one piece of real property used as a principle residence shall meet this requirement. The net market value of real property, not exempt as a principal residence, is a countable resource. The net market value of real property is the owner's equity in that property. The net market value shall be determined by subtracting the encumbrances of record from the market value.
- B. As a condition of receipt of aid, and to secure the performance of the agreement to reimburse the County for any General Assistance granted, an applicant shall be required to sign a grant of lien to the County on any existing or after-acquired real property of the applicant.
- C. For a period of six months from the date of receipt, compensation received from a public entity which acquired for a public purpose a dwelling actually owned and occupied by a recipient shall be exempt from consideration as a resource of the applicant as provided by section 704.730 of the Code of Civil Procedure.
- D. No person shall be eligible for assistance if that person transferred property within six (6) months of applying for General Assistance if such property was transferred for the purpose of qualifying for assistance. The duration of ineligibility due to transfer of real property is the period during which a reasonable return for the applicant's equity in the property, had it been sold, would have supported the applicant.

**7.50.070 Amount and Type of Payment of General Assistance**

- A. The Mono County Board of Supervisors has adopted a General Assistance standard of aid to be paid to an applicant who shall be determined at the time

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of application and shall be calculated pursuant to Section 17000.5 of the Welfare and Institutions Code, and as may be amended from time to time.

- B.** Aid for an employable individual offered an opportunity to attend job skills or job training shall not be paid more than three (3) months in any twelve (12) month period, whether or not the months are consecutive.
  - 1.** All clients that are employable will have an appointment with a Mono County Social Services Employment Training Worker to receive instructions on job search rules.
  
- C.** Aid in cash may be granted to meet the subsistence needs of an applicant. Aid in kind may be paid when deemed appropriate by the Department. Aid shall be paid using a prospective individualized budget method. When granted, such aid shall begin as of the date on which the eligibility requirements are met.
  - 1.** The beginning date of aid shall be the date the SAWS 1 is date stamped by the Department of Social Services.
  
- D.** Payment periods may be prorated from the application date.
  
- E.** The General Assistance standard of aid shall be established in accordance with the current Maximum Aid Payment Levels established under the CalWORKS program or successor.
  
- F.** The General Assistance standard of aid shall be adjusted for any statutory increases, decreases, or reductions in the maximum aid level under the Maximum Aid Payment Levels program.
  
- G.** Applicants who share housing with one or more persons 18 years or older shall have their General Assistance reduced by the percentages set forth below:
  - 1.** Fifteen percent (15%) if the applicant shares housing with one other person.
  
  - 2.** Twenty percent (20%) if the applicant shares housing with two other persons.
  
  - 3.** Twenty five percent (25%) if the applicant shares housing with three or more persons.

- H. The General Assistance standard of aid shall be reduced for the monthly actuarial value, up to forty dollars (\$40.00) per month for in-kind value of medical care provided.

In-kind-values:

- 1. Only the applicant or recipients share of the current items of need shall be provided up to the maximum value of the in-kind value of the in-kind aid, whichever is less.

In-kind cash values shall be:

- 1. Ten percent (10%) of the maximum aid payment for clothing or personal needs;
- 2. Eleven percent (11%) of the maximum aid payment for transportation;
- 3. Fifty percent (50%) of the maximum aid payment for housing;
- 4. Seventeen percent (17%) of the maximum aid payment for utilities;
- 5. Twelve percent (12%) of the maximum aid payment for food.

- I. A General Assistance applicant may receive aid for housing and utility needs subject to the following:

- 1. Receipts for housing costs and utilities must be provided by the recipient to the Department on a monthly basis. If receipts are not provided the General Assistance grant will be reduced by the above standard amounts. Campground fees will qualify as household costs eligible for GA in accordance with regulations 7.50.040 A1, A3, and A4.

- 2. If a recipient finds housing, but needs help to secure such, the housing and utility allowance will be provided for that month. Verification of the housing arrangement must be provided prior to issuance of these need payments.

Verification shall include one of the following:

- (a) A copy of a rental agreement;
- (b) A written confirmation from the landlord; or
- (c) The Department may attempt telephone contact with the landlord, with the consent of the recipient.

**7.50.080 Emergency Assistance for Non-Residents**

- A. Purpose. The purpose of this provision is to provide for the transportation of

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non-residents of the county to their place of residence pursuant to Welfare and Institutions Code 17003.

- B. Verification of Residence. Persons who apply for assistance under the provisions of this section who are determined by the Department to be non-residents of the county shall have their place of residence verified if it is administratively feasible to do so.
- C. Transportation of Non-Residents. Persons determined to be non-residents of the county may, upon the Director's approval, be provided with transportation to their legal residence. An allowance for transportation shall be provided by means of vendor payment. The allowance shall be limited to the lowest cost means of transportation available.
- D. Additional Assistance. At the sole discretion of the Director, additional emergency assistance may be provided to dependent non-residents if it is determined that the assistance is necessary to protect the health and welfare of the person in need of assistance.

### **7.50.090 Substance Abuse Screening & Treatment**

- A. Mono County may require adult applicants/recipients of benefits under the General Assistance to undergo screening for substance abuse when it is determined by the county that there is reasonable suspicion to believe that an individual is dependent upon illegal drugs or alcohol. The county shall maintain documentation of this finding.
- B. As a condition to the receipt of aid, any person identified as being dependent upon illegal drugs or alcohol shall be assessed to determine if there is a need for treatment. If a need for treatment is determined the applicant/recipient shall be required to participate in a substance abuse or alcohol treatment program if such program is actually available at no charge to the applicant or recipient.

### **7.50.100 Responsible Relatives**

- A. The liability of the responsible relatives for the repayment of General Assistance granted to a person pursuant to these regulations shall be determined in accordance with section 17300 of the Welfare and Institutions Code. Upon determination by the Director that a responsible relative has the financial ability to support a General Assistance applicant/recipient in whole or

in part, the Director may proceed against the responsible relative in the manner provided by law.

- B.** Refusal of an applicant or recipient to identify and sign authorizations necessary to locate responsible relatives without good cause or without a reason deemed appropriate by the Director shall result in a denial or discontinuance of General Assistance.

**7.50.110 Minors**

- A.** No person under the age of eighteen (18) years old shall be entitled to receive assistance under the provisions of this chapter, except for emergency relief, unless the person is a legally emancipated minor.

**7.50.120 Income & Other Financial Resources**

**A. Income**

1. The amount of income from any source expected to be received by a client will be deducted from the General Assistance grant otherwise payable on a dollar for dollar basis. If the current months grant has been issued already, then the income shall be deducted from the future month's total budgetary need. If the income actually received in any month is less than anticipated, a supplemental grant may be issued.
2. All cases shall be reviewed by the Department for possible eligibility for income from every source. The applicant/recipient shall be required to apply for all other income and benefits for which entitlement may exist, including, but not limited to, unemployment benefits, disability benefits, and veterans benefits. If possible eligibility exists for any income or benefits, any refusal to apply for such income and benefits shall result in ineligibility for General Assistance.

**B. Other Financial Resources**

1. The Department shall explore all possible financial resources of an applicant/recipient of General Assistance. Refusal of an individual to sign the necessary authorizations to investigate such resources shall result in denial or discontinuance of General Assistance.

2. All available resources must be utilized by the applicant/recipient. Any reasonable offer by any person of any basic need item to an applicant or recipient is considered to be an available resource. Acceptance of such an offer is an eligibility requirement. All income, both cash and in-kind, and all resources, both public and private, to meet actual basic needs shall be considered in determining eligibility for General Assistance.
3. Provided that a notice has been mailed to the recipient at least ten (10) calendar days prior to any such action, the County may deduct all anticipated monies to be received by the applicant in the budget month from appropriate maximum aid payment for that household, which may result in ineligibility for General Assistance program.

#### **7.50.130 Employability & Certification**

- A. All applicants for General Assistance shall undergo either a job assessment and/or a mental health status evaluation as provided by the Behavioral Health Services Department. A physical examination may be required if determined necessary by the Department for the purposes of establishing employability, scope of any disability, or incapacitation. The cost of such physical examination shall be paid for by the Department. The Department shall determine how, where and by whom such assessments, evaluation or examinations are to be accomplished. All recipients are required to provide a complete Eligibility and Income Report (Form CA7) on a monthly basis. Failure to do so without good cause or without substantial justification as determined by the Director will result in the discontinuance of eligibility
- B. The applicant's/recipient's employability status shall be periodically reevaluated by the Department to determine whether such recipient is subject to the three (3) month eligibility limit for employable persons.
- C. No applicant shall be eligible for participation in the General Assistance program when he or she has voluntarily quit employment without substantial cause 90 days prior to the application. Determination of substantial cause shall be made by the department.
- D. General Assistance recipients shall be certified for three (3) month periods. Those individuals receiving General Assistance based on a disability will be

reevaluated on a quarterly basis. Any and all forms or applications required by the Department for reevaluation must be submitted to the Department for the recipient to continue to receive benefits. All applicants and or recipients shall make all reasonable attempts to seek medical treatment to end disability.

- E.** Unless it is verified that the applicant or recipient is disabled and unable to seek full or part-time employment, the applicant shall be deemed employable. If an applicant is found to be employable for performance of full-time or part-time work, if work were available, the applicant shall receive General Assistance only on the following conditions, and, for no longer than three (3) months in any twelve (12) month period:
- 1.** The applicant/recipient must provide continuing evidence satisfactory to the Department that he or she is making regular, reasonable and valid attempts to obtain employment. The applicant/recipient must contact a minimum of five (5) employment contacts per week and provide verification on the required Work Search form. Such Form must be provided to the Department as directed. Recipients shall be required to comply with reasonable requests of the Department to maintain standards acceptable to average prospective employers with respect to personal appearance, dress and cleanliness. Willful failure to comply with reasonable Department regulations and directions designed to assist the recipient in his or her effort to find employment shall result in a determination that the recipient is not making reasonable and valid attempts to obtain employment, and will result in termination from the General Assistance program.
  - 2.** The applicant must accept any reasonable offer of employment or salaried work or training. Refusal to accept such an offer without a valid substantiated reason shall be cause for discontinuation of General Assistance.
  - 3.** The applicant/recipient must participate in applicable job skills/job training sessions when so requested by the Department, and is expected to avail themselves of all employment services offered by the Department.
  - 4.** An employable recipient shall be disqualified from receiving further General Assistance for the period of time indicated below upon his or her willful failure to comply with any Department conditions or request or any

reasonable requests of the Director. The time of ineligibility shall begin upon the date of notice of discontinuance or ineligibility. Failure to comply exists when the employable recipient fails or refuses to participate in a job training program, refuses to search for employment, fails to report to assigned work or training referrals, is discharged from employment or training because of his or her failure to comply with work or training requirements, or other justifiable reasons. Three acts of negligent failure to comply with these requirements shall constitute a willful act.

**(a)** First act of willful non-compliance within any twelve-month period will result in a ninety (90) day period of disqualification.

**(b)** Second act of willful non-compliance within any twelve-month period will result in a one hundred eighty (180) day period of disqualification.

**5.** Use of alcohol, drugs, or narcotics shall not constitute an excuse for failure to comply with work requirements or in the determination of employability, and failure to comply with program requirements based on use of alcohol, drugs or narcotics shall be deemed willful non-compliance.

**6.** Nothing contained in this article shall require a recipient to accept or continue employment under conditions which deprive him of legal rights to wages or working conditions as set forth below:

**(a)** Unemployment while on a bona fide strike as determined by the State Employment Development.

**(b)** Employer discrimination based on age, race, sex, color, handicap, religion, national origin, sexual orientation, or political beliefs.

**(c)** Work demands or conditions that render continued employment unreasonable.

**(d)** Employment at an unreasonable travel distance to the job site.

**7.50.140      Fraud**

**A.** When an investigation discloses that general assistance was fraudulently procured, the Department shall notify the recipient of his/her obligation to repay all such amounts forthwith. The Department shall impose a sanction until repayment occurs or two (2) years, whichever is longer. The Department shall take whatever action is necessary to obtain repayment and all cases of suspected perjury or fraud shall be promptly referred to the District Attorney



for investigation and appropriate action. An act of fraud involves any knowing and intentional intent to deceive or defraud the Department in order to gain General Assistance, including, but not limited to, the making of false written or oral statements and the failure to disclose information required pursuant to this chapter or as requested by the Department.

**7.50.150 Collection and Reimbursement**

- A. A person's eligibility to receive General Assistance shall not be established until the person has signed an agreement to reimburse to county for all assistance provided under the provisions of this chapter. This condition of eligibility may not apply for receipt of Emergency Assistance.
- B. A person who receives General Assistance under the provisions of this chapter shall reimburse the county for all assistance granted upon termination of the assistance, or at such a time as the recipient possesses resources beyond those needed for independent maintenance. Upon termination of assistance, the Department will be authorized to commence collection action.
- C. All applicants/recipients with applications pending for Supplemental Security Income/State Supplemental Program (SSI/SSP), Workers' Compensation, or any comparable program shall be required to sign an agreement to reimburse the county for any General Assistance that is granted while any such application is pending.
- D. A person's eligibility to receive General Assistance shall not be established until the person has signed a lien presented to him or her on any property currently owned by the person, or which is acquired by the person in the future, unless exempt under state law, as security for the performance of the agreement to reimburse the county for any General Assistance granted pursuant to the provisions of this chapter.

**7.50.160 Administrative Hearings & Due Process**

- A. Prior to termination, reduction or denial of General Assistance to any recipient, the Department shall notify the recipient of the intended action. If an overpayment or underpayment has been made to the recipient, the Department shall notify the recipient of any intended action. Such notice shall be given in writing to the recipient at least ten (10) calendar days prior to the appropriate action, shall state the reasons for the proposed action, and shall

advise that the recipient may request a hearing within thirty (30) calendar days from the date of the notice. If the request for a county hearing concerns the current calculation of the amount of aid, the request must be filed within thirty (30) calendar days of the county action.

### **B. Request for County Hearing**

In accordance with the procedures set forth, a county hearing is available to a claimant who is dissatisfied with a county action and requests a hearing. "County action" shall include all actions which require adequate notice and any other county action or inaction concerning the claimants' application for or receipt of aid. A request for a county hearing shall be in writing and shall state the basis for the hearing request. The request must be filed at the Department office. A request for hearing may be made in any written form. However, claimants are encouraged to use the reverse side of the Notice of Action form series. If an interpreter will be necessary, the claimant should so indicate in the hearing request.

### **C. County Hearing Responsibility**

A county hearing is an informal administrative hearing whereby a claimant who is dissatisfied may obtain an impartial review of an agency action. These regulations shall be interpreted in a manner which protects the claimant's right to due process. The responsibility for providing a full and impartial hearing to the claimant rests with the county. The county has a responsibility to:

1. Investigate the case and assist the claimant prior to the hearing;
2. Inform the claimant of his/her right to have an authorized representative appear with or for the claimant;
3. Provide the claimant with a written county position statement prior to the hearing;
4. Present the county position during the hearing;
5. Arrange for the attendance at the hearing of any department employee requested by the claimant or his/her authorized representative and to allow the claimant the right of confrontation and cross-examination of any Department employee who has knowledge of the claimant's file or determine the action the claimant is appealing;

6. Provide an impartial hearing officer from the Program Manager level or above with no previous involvement in the case and who is familiar with the Department regulations and principles of administrative law;
7. Provide a written decision, within sixty (60) days of the request for a county hearing, to the claimant, which includes reference(s) to the authority on which the decision is based; and,
8. If the applicant/recipient or authorized representative is dissatisfied with any determination made by the hearing officer, assist the applicant in requesting a final appeal with the Director.

**Aid Paid Pending:** When a claimant is receiving assistance files a request for a hearing with ten (10) days from the date the notice of action was mailed, aid shall be continued until the hearing decision in the amount that the claimant would have been paid had the proposed action not been taken. Aid will cease being paid pending the hearing if the claimant withdraws or abandons the appeal, the hearing is continued by the claimant without substantial cause, or is determined by the Director in due regard for the claimant's right to due process. If claimant's appeal is denied, any aid paid pending the appeal shall be repaid to the county forthwith.

#### **D. Time Limit on Request for County Hearing**

The request for a county hearing must be filed no more than thirty (30) calendar days after the date of the county action with which the claimant is dissatisfied. If the claimant received adequate notice of the county action, the date of the county action shall be the date on which the notice was mailed to the claimant. In all other cases, the date of the county action or inaction shall be considered to be the date the county action was discovered. The date of discovery is the date the claimant knew, or should have known, of the action.

#### **E. Authorized Representative**

The claimant may authorize a representative to represent him or her at the hearing by signing a written statement to that effect or by stating at the hearing that the person is so authorized. If the claimant is not present at the hearing, the person may be recognized as the claimant's authorized representative if, at the hearing, the person swears or affirms under penalty of perjury that the claimant has so authorized him or her to act as the claimant's authorized representative, and the hearing officer determines there is

reasonable cause for the absence of the claimant. The hearing officer may attempt to verify the authorization by attempting to contact the claimant or any other source. In all such cases a written authorization must be submitted after the hearing to ratify the representation. When the claimant is represented by an authorized representative, the authorized representative shall be furnished a copy of all notices and decisions concerning the county hearing which are provided to the claimant.

## **F. OVERPAYMENTS**

### **General**

An overpayment is that amount of an aid payment a household received to which it is not eligible. An overpayment may be all or a portion of an aid payment. Aid paid pending a fair County hearing decision is a recoverable overpayment except to the extent that the claim is upheld at hearing. The department shall take all steps necessary to correct or collect any overpayment that are known to the county, including recovery of overpayments due to either applicant/recipient and/or county administrative errors.

### **1. Calculating the Overpayment**

When the information indicates that an overpayment may have occurred, the Department shall take the following actions:

- (a) Balancing-** when a household has both an overpayment and underpayment, the Department shall offset one against the other.
- (b) Grant Adjustment-** If an overpayment is to be recovered by grant adjustment, the following method shall be used;
  - 1. The overpayment shall be recouped from the succeeding months grant.
  - 2. If the above adjustments have not recouped the entire overpayment, then the overpayment is applied to succeeding month(s) and the grant adjustment is repeated.
- (c) For client caused fraud overpayments** the client shall be sanctioned until overpayment is paid in full.

1. The household is not required to fulfill any voluntary agreement they enter into and may suspend at any time payments they have agreed to make.

(d) Demand for Repayment- the Department shall demand, in writing, repayment of any amount not recovered by grant adjustment, or otherwise repaid.

## **G. Change in Household Composition**

The Department shall initiate collection action against any or all of the adult members of a household which received an overpayment for which a claim was established. If a change in household composition occurs, the Department shall initiate collection action against any or all households which contained an adult member who was an adult member of the original household that received an overpayment.

### **1. Terminating Collection of Claims**

The Department shall be permitted to terminate collection action on any overpayment if it has documentation that the household cannot be located.

## **H. Underpayments**

### **General**

Underpayments occur when the applicant or recipient receives less than the amount to which he/she are entitled in a given month or months. The Department shall take all reasonable steps necessary to promptly correct any underpayment that comes to the Department attention, provided the household is currently eligible for General Assistance program. In order to be eligible for assistance, an application must be made.

### **1. Calculating the Underpayment**

Calculating the correct grant for each month in question, compare the correct grant to the amount actually paid to the recipient for each month;

and if the amount paid to the recipient in any month is less than the correct grant for that month, an underpayment exists.

## **2. Corrections of the Underpayment**

If a household has both an underpayment and an overpayment, the county shall balance one against the other before making a corrective payment. For the purposes of determining continued eligibility and amount of assistance, retroactive payments shall not be considered as income or as a resource in the month received.

### **7.50.170 Indigent Burials**

Pursuant to 17009 of the Welfare and Institutions Code and 7104 of the Health and Safety Code, the disposition of the remains of deceased indigent residents of Mono County shall be paid by the County and shall be provided as follows:

- 1.** When an indigent resident of Mono County becomes deceased and no provision is made by the decedent and the estate of the decedent is insufficient to provide for the interment, and where no person in the state can be found who is legally responsible for the interment of the indigent decedent, the person who has custody of the remains of the decedent may require the coroner of the county to take possession of the remains. The coroner shall inter the remains in the manner provided for the interment of the indigent dead.
- 2.** When the county is in accordance with these provisions, responsible for the disposition of the remains of an indigent decedent, the cost associated with the disposition of the remains shall be borne by the county. The interment of an indigent of Mono County will be pursuant to a contract between the county and a local mortuary.
- 3.** The county will take all efforts to mitigate any and all costs of the indigent burial and shall take all reasonable action to locate any persons or entities responsible for the interment of the deceased indigent resident.



## Exhibit 2

### Mono County Department of Social Services General Assistance Policies and Procedure Regulations

#### 7.50.010 Purpose of General Assistance

- A. The purpose of this chapter is to adopt those standards as set forth in the Welfare and Institutions Code Part 5, commencing with section 17000. General Assistance is to provide indigent legal residents of Mono County whose needs are not met by personal or other resources, and who are not employed or eligible for other public assistance with subsistence.
- B. General Assistance benefits are considered to be a loan and must be repaid to the County. As a condition for granting General Assistance, each applicant shall be required to sign an agreement to reimburse the County of Mono for such assistance if and when the recipient obtains the financial means for making such reimbursement.

#### 7.50.020 Authority

- A. Authority for the administration of General Assistance in Mono County is vested in the Board of Supervisors pursuant to 17000 of the Welfare and Institutions Code. The Department of Social Services shall prepare such procedures and adopt such forms for assistance as may be necessary to implement the provisions of these regulations.

Pursuant to 10850 of the Welfare and Institutions Code, all records established in accordance with these regulations shall remain confidential and shall be subject for inspection only in accordance with the provisions set forth in the same section of the Welfare and Institutions Code.

It is the intent of the Board of Supervisors that the General Assistance Program is to be administered in a manner that 1) is consistent with the provisions of the regulations; 2) respects individual rights; and 3) does not violate individual privacy or personal dignity nor discriminate any person on account of race, color, national origin, religion, political affiliation, gender, sexual orientation, marital status, age or disability.



## Exhibit 2

### 7.50.030 Definitions

When used in this chapter, the following words and phrases shall have the meaning indicated below:

- A. **“Adequate/Timely Notice”** means a written notice, effective the last day of the current month, informing the recipient of the action the County intends to take, the reasons for the intended action, the specific regulations supporting such action, an explanation of the applicant’s/recipient’s right to request an administrative hearing, and if appropriate, the circumstances under which aid will be continued if a hearing is requested. Adequate Notice must be provided prior to the intended action. Timely Notice is a written notice that is mailed to the person affected at least ten (10) calendar days before the effective date of the action.
- B. **“Aid in Cash”** means a loan paid by the County check, warrant or voucher to an applicant/recipient for general assistance.
- C. **“Date of Application”** means the date the SAWS 1 Application is date stamped by the Department of Social Services and shall be considered the beginning date of aid.
- D. **“Department”** means the Mono County Department of Social Services.
- E. **“Destitute”** means without funds or the ability to obtain funds for self-support.
- F. **“Director”** means the Director of the Department of Social Services of the County of Mono.
- G. **“Employable”** means capable of employment. An applicant/recipient of General Assistance shall be assumed to be employable unless there is adequate evidence of a medical condition that prevents a person’s ability to gain or maintain employment.
- H. **“Employment”** means part-time or full-time work, including commission work or self-employment, whether or not income is generated.
- I. **“Applicant”** is an individual or married couple, who is making a re-application for aid.

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- J. **“Recipient(s)”** is an individual, married couple, who is/are presently receiving aid.
- K. **“General Assistance”** is financial assistance to meet subsistence needs of indigent persons and is provided to eligible residents of Mono County who are either citizens of the United States or entitled to remain in the United States of America permanently. [See item B. above “Aid in Cash”]
- L. **“Good Cause”** means one or both of the following: 1) The applicant or recipient is suffering from a verified mental or physical disability; and/or, 2) The applicant’s or recipient’s failure to comply with these regulations is directly attributable to county error.
- M. **“Income”** is any benefit currently available to the applicant/recipient for subsistence, whether in cash or in kind.
- N. **“Medical Licensed Practitioner”** means a licensed health care professional authorized by state law to diagnose and treat physical and/or mental impairments.
- O. **“Minor”** means a person under the age of 18. “Legally emancipated minor” is a person under the age of 18 who has entered into a valid marriage, whether or not the marriage has been dissolved, or has been declared legally emancipated by a court of competent jurisdiction. A legally emancipated minor is eligible to apply for General Assistance.
- P. **“Resident”** means a natural citizen or legally permanent resident of the United States of America who has legally resided in Mono County continuously for fifteen days immediately preceding his/her application with the intent to remain in Mono County.
- Q. **“Resources”** include, but are not limited to, property, cash or services, which are available to the applicant for self-support.
- R. **“Responsible Relative”** means a person who is legally obligated to provide support for the applicant/recipient, such as a spouse or parent for a minor child. Exemptions for responsibility may be established if pursuing financial support from a spouse or parent may result in severe physical or emotional harm to the applicant/recipient as demonstrated by sufficient corroborative evidence, such as law enforcement reports or court orders.

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- S. **“Sponsored Alien”** means a non-citizen for whom a sponsor has executed an affidavit of support. General Assistance to a sponsored alien will be provided pursuant to Welfare and Institutions Code 17001.6 et.seq. as those sections may be amended from time to time.
- T. **“Transient”** means a person who is not a resident of Mono County.
- U. **“Undocumented Alien”** means a person living in the United States of America without legal permission from the United States Citizens and Immigration Services (USCIS).
- V. **“Waiver”** means that a waiver of requirements can be granted based upon hardships such as a medical disability, no transportation, required care of a household member, or as determined by the department head. A request for a waiver must be submitted in writing together with the appropriate documentation in support of such waiver.

### 7.50.040 Eligibility

#### A. Eligibility Requirements

1. In order to be eligible for General Assistance, an applicant must be a verified resident of California and Mono County when the application for General Assistance is made. Residence is defined herein in accordance with sections 17100 through 17105 of the Welfare and Institutions Code. Residency will be established if the applicant has resided in the County continuously for at least fifteen (15) days preceding the application. If the applicant has no such verifiable residence, the county where the applicant last resided shall be responsible for providing assistance.
2. In order to be eligible for General Assistance any and all applications and forms required by the Department shall be completed under penalty of perjury.
3. An applicant is required to complete an in-person interview unless a waiver is submitted and granted.

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4. An applicant for General Assistance shall provide the Department with the physical location of his or her residence. If the applicant does not have an available mailing address the Department will send the benefits to General Delivery to the U.S. Post Office closest to the applicant's residence in the County.
5. An applicant must sign a declaration that he/she has continually resided in Mono County for fifteen (15) days prior to aid being granted.
6. The Department staff may make unscheduled home visits to verify the applicant's residence and other conditions of eligibility for General Assistance.
7. No General Assistance shall be paid to any applicant whose income is in excess of the General Assistance standards of assistance established by this chapter or any regulations adopted pursuant to this chapter.
8. The Department shall verify an applicant's eligibility for aid as expeditiously as possible, and in any case no later than thirty (30) days from the date of receipt of a complete application. If eligibility cannot be established by the thirtieth (30<sup>th</sup>) day, due to fault of the applicant, including but not limited to, failure to provide verification of income or resources and failure to provide information about his or her place of residence, then the applicant will be presumed ineligible and the application will be denied.
9. If the applicant provides requested verification to establish eligibility after an application has been denied or discontinued the applicant will need to complete a new application.
10. All applicants and recipients are required to report any change which may affect their eligibility within ten (10) calendar days of the occurrence. Failure to do so without good cause shall result in denial or discontinuance of eligibility. For purposes of this section, the changes that must be reported in a timely manner include but are not limited to:
  - a. Any change in income;
  - b. Any change in employment or the start or end of any employment or training;
  - c. Change in residence;
  - d. Change in membership of "family" or "household";

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- e. Payment of any expenses, including rent and utilities, by another person or entity;
  - f. Receipt, transfer, gift or sale of any personal property identified in 7.50.050;
  - g. Receipt, transfer, gift or sale of any real property or any interest in real property.
11. An applicant shall be deemed eligible when all eligibility requirements have been met. Upon a determination of eligibility, benefits shall commence on the date of application, as set forth in the definitions.
12. General Assistance will not be paid until unemployment and/or state disability eligibility options have been exhausted. Applicants claiming inability to work due to a mental or physical disability are required to apply for Social Security Disability (SSA) and/or Supplemental Social Security Income (SSI) and provide proof of a pending application and must cooperate with the Social Security Disability application process.
13. Recipients shall be required to complete and return a General Relief Eligibility Report, MCWD CA7, on a monthly basis and may be required to complete an in-person interview with the Department, as directed.

### **B. Persons Ineligible for General Assistance:**

1. The following persons are ineligible for General Assistance, in accordance with Welfare and Institutions Code Section 17016:
  - a. Any person fleeing to avoid prosecution, or custody and confinement after conviction, under the laws of the place from which the individual is fleeing, for a crime or an attempt to commit a crime that is a felony under the laws of the place from which the individual is fleeing
  - b. Any individual found to be in violation of a condition of probation or parole imposed under federal law or the law of any state.
2. Persons who are not eligible for aid under Chapter 2 (commencing with Section 11200) of Part 3 of the Welfare and Institutions Code as a result of the 60 month limitation specified in subdivision (b) of Section 11454 shall not be eligible for aid or assistance under this section until all of the children of the applicant on whose behalf aid was received, whether or not currently living in the home with the applicant, are 18 years of age or older.

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- 3.** Persons receiving aid under Chapter 2 (commencing with Section 11200) Part 3 of the Welfare and Institutions Code on behalf of an eligible child, but who is either ineligible for aid or whose needs are not otherwise taken into account in determining the amount of aid to the family pursuant to Section 11450 due to the imposition of a sanction or penalty.
- 4.** Recipients receiving General Assistance payments pending a disability determination from Social Security, that after exhausting all Social Security appeal rights, are found not disabled, shall be presumed capable of self-support and no longer eligible for General Assistance. These individuals will be required to payback all aid received in accordance with the terms stated herein.
- 5.** Persons who refuse to sign an Interim Assistance (IA) repayment agreement (SSP 14) pending a disability determination from Social Security.

### **7.50.050 Personal Property Provisions**

- A.** An applicant or recipient must use all available personal property to support herself. Any applicant or recipient owning personal property in excess of the amounts specified herein shall be ineligible to receive General Assistance:
  - 1.** Money/Cash or the equivalent thereof, in an amount exceeding \$100.00.
  - 2.** Personal belongings, clothing and household goods in excess of one \$1,000.00.
  - 3.** An interment space, crypt, or niche intended for the interment of the applicant or recipient of aid.
  - 4.** Funds placed in trust for funeral or burial expenses that exceeds \$1,000.00.
  - 5.** Insurance Policies having actual cash surrender value that exceeds \$1,000.00.
  - 6.** One motor vehicle exceeding a wholesale fair market value, less encumbrances, of \$3,000.00 as determined by the current Blue Book value.

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7. Tools of the trade necessary to continue to seek employment or training in that trade shall be exempt from consideration. Tools of trade may include a personal computer if used by the applicant in employment or job/skills training.
8. Relocation benefits shall be exempt as provided by Section 704.180 of the Code of Civil Procedure.

### **7.50.060 Real Property Provisions**

- A. Real property used as a principle residence shall be exempt from resource consideration. Only one piece of real property used as a principle residence shall meet this requirement. The net market value of real property, not exempt as a principal residence, is a countable resource. The net market value of real property is the owner's equity in that property. The net market value shall be determined by subtracting the encumbrances of record from the market value.
- B. As a condition of receipt of aid, and to secure the performance of the agreement to reimburse the County for any General Assistance granted, an applicant shall be required to sign a grant of lien to the County on any existing or after-acquired real property of the applicant.
- C. For a period of six months from the date of receipt, compensation received from a public entity which acquired for a public purpose a dwelling actually owned and occupied by a recipient shall be exempt from consideration as a resource of the applicant as provided by section 704.730 of the Code of Civil Procedure.
- D. No person shall be eligible for assistance if that person transferred property within six (6) months of applying for General Assistance if such property was transferred for the purpose of qualifying for assistance. The duration of ineligibility due to transfer of real property is the period during which a reasonable return for the applicant's equity in the property, had it been sold, would have supported the applicant.

### **7.50.070 Amount and Type of Payment of General Assistance**

- A. The Mono County Board of Supervisors has adopted a General Assistance standard of aid to be paid to an applicant who shall be determined at the time

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of application and shall be calculated pursuant to Section 17000.5 of the Welfare and Institutions Code, and as may be amended from time to time.

- B.** Aid for an employable individual offered an opportunity to attend job skills or job training shall not be paid more than three (3) months in any twelve (12) month period, whether or not the months are consecutive.
  - 1.** All clients that are employable will have an appointment with a Mono County Social Services Employment Training Worker to receive instructions on job search rules.
  
- C.** Aid in cash may be granted to meet the subsistence needs of an applicant. Aid in kind may be paid when deemed appropriate by the Department. Aid shall be paid using a prospective individualized budget method. When granted, such aid shall begin as of the date on which the eligibility requirements are met.
  - 1.** The beginning date of aid shall be the date the SAWS 1 is date stamped by the Department of Social Services.
  
- D.** Payment periods may be prorated from the application date.
  
- E.** The General Assistance standard of aid shall be established in accordance with the current Maximum Aid Payment Levels established under the CalWORKS program or successor.
  
- F.** The General Assistance standard of aid shall be adjusted for any statutory increases, decreases, or reductions in the maximum aid level under the Maximum Aid Payment Levels program.
  
- G.** Applicants who share housing with one or more persons 18 years or older shall have their General Assistance reduced by the percentages set forth below:
  - 1.** Fifteen percent (15%) if the applicant shares housing with one other person.
  - 2.** Twenty percent (20%) if the applicant shares housing with two other persons.
  - 3.** Twenty five percent (25%) if the applicant shares housing with three or more persons.



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- H. The General Assistance standard of aid shall be reduced for the monthly actuarial value, up to forty dollars (\$40.00) per month for in-kind value of medical care provided.

In-kind-values:

1. Only the applicant or recipients share of the current items of need shall be provided up to the maximum value of the in-kind value of the in-kind aid, whichever is less.

In-kind cash values shall be:

1. Ten percent (10%) of the maximum aid payment for clothing or personal needs;
2. Eleven percent (11%) of the maximum aid payment for transportation;
3. Fifty percent (50%) of the maximum aid payment for housing;
4. Seventeen percent (17%) of the maximum aid payment for utilities;
5. Twelve percent (12%) of the maximum aid payment for food.

- I. A General Assistance applicant may receive aid for housing and utility needs subject to the following:

1. Receipts for housing costs and utilities must be provided by the recipient to the Department on a monthly basis. If receipts are not provided the General Assistance grant will be reduced by the above standard amounts. Campground fees will qualify as household costs eligible for GA in accordance with regulations 7.50.040 A1, A3, and A4.
2. If a recipient finds housing, but needs help to secure such, the housing and utility allowance will be provided for that month. Verification of the housing arrangement must be provided prior to issuance of these need payments. Verification shall include one of the following:
  - (a) A copy of a rental agreement;
  - (b) A written confirmation from the landlord; or
  - (c) The Department may attempt telephone contact with the landlord, with the consent of the recipient.

### 7.50.080 Emergency Assistance for Non-Residents

- A. Purpose. The purpose of this provision is to provide for the transportation of

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non-residents of the county to their place of residence pursuant to Welfare and Institutions Code 17003.

- B. Verification of Residence. Persons who apply for assistance under the provisions of this section who are determined by the Department to be non-residents of the county shall have their place of residence verified if it is administratively feasible to do so.
- C. Transportation of Non-Residents. Persons determined to be non-residents of the county may, upon the Director's approval, be provided with transportation to their legal residence. An allowance for transportation shall be provided by means of vendor payment. The allowance shall be limited to the lowest cost means of transportation available.
- D. Additional Assistance. At the sole discretion of the Director, additional emergency assistance may be provided to dependent non-residents if it is determined that the assistance is necessary to protect the health and welfare of the person in need of assistance.

### 7.50.090 Substance Abuse Screening & Treatment

- A. Mono County may require adult applicants/recipients of benefits under the General Assistance to undergo screening for substance abuse when it is determined by the county that there is reasonable suspicion to believe that an individual is dependent upon illegal drugs or alcohol. The county shall maintain documentation of this finding.
- B. As a condition to the receipt of aid, any person identified as being dependent upon illegal drugs or alcohol shall be assessed to determine if there is a need for treatment. If a need for treatment is determined the applicant/recipient shall be required to participate in a substance abuse or alcohol treatment program if such program is actually available at no charge to the applicant or recipient.

### 7.50.100 Responsible Relatives

- A. The liability of the responsible relatives for the repayment of General Assistance granted to a person pursuant to these regulations shall be determined in accordance with section 17300 of the Welfare and Institutions Code. Upon determination by the Director that a responsible relative has the financial ability to support a General Assistance applicant/recipient in whole or

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in part, the Director may proceed against the responsible relative in the manner provided by law.

- B.** Refusal of an applicant or recipient to identify and sign authorizations necessary to locate responsible relatives without good cause or without a reason deemed appropriate by the Director shall result in a denial or discontinuance of General Assistance.

### **7.50.110 Minors**

- A.** No person under the age of eighteen (18) years old shall be entitled to receive assistance under the provisions of this chapter, except for emergency relief, unless the person is a legally emancipated minor.

### **7.50.120 Income & Other Financial Resources**

#### **A. Income**

1. The amount of income from any source expected to be received by a client will be deducted from the General Assistance grant otherwise payable on a dollar for dollar basis. If the current month's grant has been issued already, then the income shall be deducted from the future month's total budgetary need. If the income actually received in any month is less than anticipated, a supplemental grant may be issued.
2. All cases shall be reviewed by the Department for possible eligibility for income from every source. The applicant/recipient shall be required to apply for all other income and benefits for which entitlement may exist, including, but not limited to, unemployment benefits, disability benefits, and veterans benefits. If possible eligibility exists for any income or benefits, any refusal to apply for such income and benefits shall result in ineligibility for General Assistance.

#### **B. Other Financial Resources**

1. The Department shall explore all possible financial resources of an applicant/recipient of General Assistance. Refusal of an individual to sign the necessary authorizations to investigate such resources shall result in denial or discontinuance of General Assistance.

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2. All available resources must be utilized by the applicant/recipient. Any reasonable offer by any person of any basic need item to an applicant or recipient is considered to be an available resource. Acceptance of such an offer is an eligibility requirement. All income, both cash and in-kind, and all resources, both public and private, to meet actual basic needs shall be considered in determining eligibility for General Assistance.
3. Provided that a notice has been mailed to the recipient at least ten (10) calendar days prior to any such action, the County may deduct all anticipated monies to be received by the applicant in the budget month from appropriate maximum aid payment for that household, which may result in ineligibility for General Assistance program.

### 7.50.130 Employability & Certification

- A. All applicants for General Assistance shall undergo either a job assessment and/or a mental health status evaluation as provided by the Behavioral Health Services Department. A physical examination may be required if determined necessary by the Department for the purposes of establishing employability, scope of any disability, or incapacitation. The cost of such physical examination shall be paid for by the Department. The Department shall determine how, where and by whom such assessments, evaluation or examinations are to be accomplished. All recipients are required to provide a complete Eligibility and Income Report (Form CA7) on a monthly basis. Failure to do so without good cause or without substantial justification as determined by the Director will result in the discontinuance of eligibility
- B. The applicant's/recipient's employability status shall be periodically reevaluated by the Department to determine whether such recipient is subject to the three (3) month eligibility limit for employable persons.
- C. No applicant shall be eligible for participation in the General Assistance program when he or she has voluntarily quit employment without substantial cause 90 days prior to the application. Determination of substantial cause shall be made by the department.
- D. General Assistance recipients shall be certified for three (3) month periods. Those individuals receiving General Assistance based on a disability will be

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reevaluated on a quarterly basis. Any and all forms or applications required by the Department for reevaluation must be submitted to the Department for the recipient to continue to receive benefits. All applicants and or recipients shall make all reasonable attempts to seek medical treatment to end disability.

- E. Unless it is verified that the applicant or recipient is disabled and unable to seek full or part-time employment, the applicant shall be deemed employable. If an applicant is found to be employable for performance of full-time or part-time work, if work were available, the applicant shall receive General Assistance only on the following conditions, and, for no longer than three (3) months in any twelve (12) month period:
1. The applicant/recipient must provide continuing evidence satisfactory to the Department that he or she is making regular, reasonable and valid attempts to obtain employment. The applicant/recipient must contact a minimum of five (5) employment contacts per week and provide verification on the required Work Search form. Such Form must be provided to the Department as directed. Recipients shall be required to comply with reasonable requests of the Department to maintain standards acceptable to average prospective employers with respect to personal appearance, dress and cleanliness. Willful failure to comply with reasonable Department regulations and directions designed to assist the recipient in his or her effort to find employment shall result in a determination that the recipient is not making reasonable and valid attempts to obtain employment, and will result in termination from the General Assistance program.
  2. The applicant must accept any reasonable offer of employment or salaried work or training. Refusal to accept such an offer without a valid substantiated reason shall be cause for discontinuation of General Assistance.
  3. The applicant/recipient must participate in applicable job skills/job training sessions when so requested by the Department, and is expected to avail themselves of all employment services offered by the Department.
  4. An employable recipient shall be disqualified from receiving further General Assistance for the period of time indicated below upon his or her willful failure to comply with any Department conditions or request or any

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reasonable requests of the Director. The time of ineligibility shall begin upon the date of notice of discontinuance or ineligibility. Failure to comply exists when the employable recipient fails or refuses to participate in a job training program, refuses to search for employment, fails to report to assigned work or training referrals, is discharged from employment or training because of his or her failure to comply with work or training requirements, or other justifiable reasons. Three acts of negligent failure to comply with these requirements shall constitute a willful act.

- (a) First act of willful non-compliance within any twelve-month period will result in a ninety (90) day period of disqualification.
  - (b) Second act of willful non-compliance within any twelve-month period will result in a one hundred eighty (180) day period of disqualification.
5. Use of alcohol, drugs, or narcotics shall not constitute an excuse for failure to comply with work requirements or in the determination of employability, and failure to comply with program requirements based on use of alcohol, drugs or narcotics shall be deemed willful non-compliance.
6. Nothing contained in this article shall require a recipient to accept or continue employment under conditions which deprive him of legal rights to wages or working conditions as set forth below:
- (a) Unemployment while on a bona fide strike as determined by the State Employment Development.
  - (b) Employer discrimination based on age, race, sex, color, handicap, religion, national origin, sexual orientation, or political beliefs.
  - (c) Work demands or conditions that render continued employment unreasonable.
  - (d) Employment at an unreasonable travel distance to the job site.

### 7.50.140 Fraud

- A. When an investigation discloses that general assistance was fraudulently procured, the Department shall notify the recipient of his/her obligation to repay all such amounts forthwith. The Department shall impose a sanction until repayment occurs or two (2) years, whichever is longer. The Department shall take whatever action is necessary to obtain repayment and all cases of suspected perjury or fraud shall be promptly referred to the District Attorney

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for investigation and appropriate action. An act of fraud involves any knowing and intentional intent to deceive or defraud the Department in order to gain General Assistance, including, but not limited to, the making of false written or oral statements and the failure to disclose information required pursuant to this chapter or as requested by the Department.

### **7.50.150 Collection and Reimbursement**

- A.** A person's eligibility to receive General Assistance shall not be established until the person has signed an agreement to reimburse to county for all assistance provided under the provisions of this chapter. This condition of eligibility may not apply for receipt of Emergency Assistance.
- B.** A person who receives General Assistance under the provisions of this chapter shall reimburse the county for all assistance granted upon termination of the assistance, or at such a time as the recipient possesses resources beyond those needed for independent maintenance. Upon termination of assistance, the Department will be authorized to commence collection action.
- C.** All applicants/recipients with applications pending for Supplemental Security Income/State Supplemental Program (SSI/SSP), Workers' Compensation, or any comparable program shall be required to sign an agreement to reimburse the county for any General Assistance that is granted while any such application is pending.
- D.** A person's eligibility to receive General Assistance shall not be established until the person has signed a lien presented to him or her on any property currently owned by the person, or which is acquired by the person in the future, unless exempt under state law, as security for the performance of the agreement to reimburse the county for any General Assistance granted pursuant to the provisions of this chapter.

### **7.50.160 Administrative Hearings & Due Process**

- A.** Prior to termination, reduction or denial of General Assistance to any recipient, the Department shall notify the recipient of the intended action. If an overpayment or underpayment has been made to the recipient, the Department shall notify the recipient of any intended action. Such notice shall be given in writing to the recipient at least ten (10) calendar days prior to the appropriate action, shall state the reasons for the proposed action, and shall

## **Exhibit 2**

advise that the recipient may request a hearing within thirty (30) calendar days from the date of the notice. If the request for a county hearing concerns the current calculation of the amount of aid, the request must be filed within thirty (30) calendar days of the county action.

### **B. Request for County Hearing**

In accordance with the procedures set forth, a county hearing is available to a claimant who is dissatisfied with a county action and requests a hearing. "County action" shall include all actions which require adequate notice and any other county action or inaction concerning the claimants' application for or receipt of aid. A request for a county hearing shall be in writing and shall state the basis for the hearing request. The request must be filed at the Department office. A request for hearing may be made in any written form. However, claimants are encouraged to use the reverse side of the Notice of Action form series. If an interpreter will be necessary, the claimant should so indicate in the hearing request.

### **C. County Hearing Responsibility**

A county hearing is an informal administrative hearing whereby a claimant who is dissatisfied may obtain an impartial review of an agency action. These regulations shall be interpreted in a manner which protects the claimant's right to due process. The responsibility for providing a full and impartial hearing to the claimant rests with the county. The county has a responsibility to:

1. Investigate the case and assist the claimant prior to the hearing;
2. Inform the claimant of his/her right to have an authorized representative appear with or for the claimant;
3. Provide the claimant with a written county position statement prior to the hearing;
4. Present the county position during the hearing;
5. Arrange for the attendance at the hearing of any department employee requested by the claimant or his/her authorized representative and to allow the claimant the right of confrontation and cross-examination of any Department employee who has knowledge of the claimant's file or determine the action the claimant is appealing;



## Exhibit 2

6. Provide an impartial hearing officer from the Program Manager level or above with no previous involvement in the case and who is familiar with the Department regulations and principles of administrative law;
7. Provide a written decision, within sixty (60) days of the request for a county hearing, to the claimant, which includes reference(s) to the authority on which the decision is based; and,
8. If the applicant/recipient or authorized representative is dissatisfied with any determination made by the hearing officer, assist the applicant in requesting a final appeal with the Director.

**Aid Paid Pending:** When a claimant is receiving assistance files a request for a hearing with ten (10) days from the date the notice of action was mailed, aid shall be continued until the hearing decision in the amount that the claimant would have been paid had the proposed action not been taken. Aid will cease being paid pending the hearing if the claimant withdraws or abandons the appeal, the hearing is continued by the claimant without substantial cause, or is determined by the Director in due regard for the claimant's right to due process. If claimant's appeal is denied, any aid paid pending the appeal shall be repaid to the county forthwith.

### **D. Time Limit on Request for County Hearing**

The request for a county hearing must be filed no more than thirty (30) calendar days after the date of the county action with which the claimant is dissatisfied. If the claimant received adequate notice of the county action, the date of the county action shall be the date on which the notice was mailed to the claimant. In all other cases, the date of the county action or inaction shall be considered to be the date the county action was discovered. The date of discovery is the date the claimant knew, or should have known, of the action.

### **E. Authorized Representative**

The claimant may authorize a representative to represent him or her at the hearing by signing a written statement to that effect or by stating at the hearing that the person is so authorized. If the claimant is not present at the hearing, the person may be recognized as the claimant's authorized representative if, at the hearing, the person swears or affirms under penalty of perjury that the claimant has so authorized him or her to act as the claimant's authorized representative, and the hearing officer determines there is

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reasonable cause for the absence of the claimant. The hearing officer may attempt to verify the authorization by attempting to contact the claimant or any other source. In all such cases a written authorization must be submitted after the hearing to ratify the representation. When the claimant is represented by an authorized representative, the authorized representative shall be furnished a copy of all notices and decisions concerning the county hearing which are provided to the claimant.

### F. OVERPAYMENTS

#### General

An overpayment is that amount of an aid payment a household received to which it is not eligible. An overpayment may be all or a portion of an aid payment. Aid paid pending a fair County hearing decision is a recoverable overpayment except to the extent that the claim is upheld at hearing. The department shall take all steps necessary to correct or collect any overpayment that are known to the county, including recovery of overpayments due to either applicant/recipient and/or county administrative errors.

#### 1. Calculating the Overpayment

When the information indicates that an overpayment may have occurred, the Department shall take the following actions:

- (a) Balancing- when a household has both an overpayment and underpayment, the Department shall offset one against the other.
- (b) Grant Adjustment- If an overpayment is to be recovered by grant adjustment, the following method shall be used;
  - 1. The overpayment shall be recouped from the succeeding months grant.
  - 2. If the above adjustments have not recouped the entire overpayment, then the overpayment is applied to succeeding month(s) and the grant adjustment is repeated.
- (c) For client caused fraud overpayments the client shall be sanctioned until overpayment is paid in full.

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1. The household is not required to fulfill any voluntary agreement they enter into and may suspend at any time payments they have agreed to make.

(d) Demand for Repayment- the Department shall demand, in writing, repayment of any amount not recovered by grant adjustment, or otherwise repaid.

### **G. Change in Household Composition**

The Department shall initiate collection action against any or all of the adult members of a household which received an overpayment for which a claim was established. If a change in household composition occurs, the Department shall initiate collection action against any or all households which contained an adult member who was an adult member of the original household that received an overpayment.

#### **1. Terminating Collection of Claims**

The Department shall be permitted to terminate collection action on any overpayment if it has documentation that the household cannot be located.

### **H. Underpayments**

#### **General**

Underpayments occur when the applicant or recipient receives less than the amount to which he/she are entitled in a given month or months. The Department shall take all reasonable steps necessary to promptly correct any underpayment that comes to the Department attention, provided the household is currently eligible for General Assistance program. In order to be eligible for assistance, an application must be made.

#### **1. Calculating the Underpayment**

Calculating the correct grant for each month in question, compare the correct grant to the amount actually paid to the recipient for each month;

## **Exhibit 2**

and if the amount paid to the recipient in any month is less than the correct grant for that month, an underpayment exists.

### **2. Corrections of the Underpayment**

If a household has both an underpayment and an overpayment, the county shall balance one against the other before making a corrective payment. For the purposes of determining continued eligibility and amount of assistance, retroactive payments shall not be considered as income or as a resource in the month received.

#### **7.50.170 Indigent Burials**

Pursuant to 17009 of the Welfare and Institutions Code and 7104 of the Health and Safety Code, the disposition of the remains of deceased indigent residents of Mono County shall be paid by the County and shall be provided as follows:

1. When an indigent resident of Mono County becomes deceased and no provision is made by the decedent and the estate of the decedent is insufficient to provide for the interment, and where no person in the state can be found who is legally responsible for the interment of the indigent decedent, the person who has custody of the remains of the decedent may require the coroner of the county to take possession of the remains. The coroner shall inter the remains in the manner provided for the interment of the indigent dead.
2. When the county is in accordance with these provisions, responsible for the disposition of the remains of an indigent decedent, the cost associated with the disposition of the remains shall be borne by the county. The interment of an indigent of Mono County will be pursuant to a contract between the county and a local mortuary.
3. The county will take all efforts to mitigate any and all costs of the indigent burial and shall take all reasonable action to locate any persons or entities responsible for the interment of the deceased indigent resident.

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### Chapter 7.50 - GENERAL ASSISTANCE\*

#### Sections:

#### 7.50.010 - Purpose.

- A. The purpose of this chapter is to adopt standards to meet the requirements set forth in Welfare and Institutions Code Sections 17000 et seq., to provide indigent legal residents of Mono County with subsistence when their needs are not met by personal or other resources, and to assist indigent residents of Mono County to become self-supporting and productive members of the community. The services administered pursuant to this chapter shall be provided promptly and humanely with due regard for the preservation of family life and in a manner that encourages and promotes self-respect and self-reliance to those in need of this assistance.
- B. General assistance benefits are considered to be a loan and must be repaid to the county. Each applicant shall be required to sign an agreement to reimburse the county of Mono for such assistance when the recipient obtains the financial means for making such reimbursement.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

#### 7.50.020 - Authority.

- A. Authority for the administration of general assistance in Mono County is vested in the board of supervisors pursuant to Welfare and Institutions Code Sections 17000 et seq., and as those sections may be amended from time to time. The department of social services is authorized and directed to administer the general assistance program and shall prepare such regulations and adopt such forms necessary to implement the provisions of this chapter.
- B. All records established in connection with the administration of the general assistance program shall be confidential and disclosed only as provided in Section 10850 of the Welfare and Institutions Code of the state of California, as that section may be amended from time to time, and any other legal authority.
- C. It is the intent of the board of supervisors that the general assistance program shall be administered in a manner which is consistent with the provisions of federal and state law, respects individual rights, does not violate individual privacy or personal dignity and does not discriminate against any person on account of race, color, national origin, religion, political affiliation, sex, sexual orientation, marital status or disability.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

#### 7.50.030 - Definitions.

When used in this chapter, the following words and phrases shall have the meaning indicated:

- A. "Adequate notice" is a written notice, effective the last day of the current month, informing the recipient of the action the county intends to take, the reasons for the intended action, the specific regulations supporting such action, an explanation of the applicant's/recipient's right to request an administrative hearing, and if appropriate, the circumstances under which aid will be continued if a hearing is requested. Adequate notice must be provided prior to the intended action. "Timely notice" is a written notice that is mailed to the person affected at least ten days before the effective date of the action.

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- B. "Aid in cash" is general assistance and means a loan paid by county check or warrant to an applicant/recipient for general assistance.
- C. "Department" means the Mono County department of social services.
- D. "Destitution" means without funds or the ability to obtain funds for self-support.
- E. "Director" means the director of the Mono County department of social services.
- F. "Doctor and medical licensed practitioner" means a licensed health care professional authorized by state law to diagnose and/or treat physical and/or mental impairments.
- G. "Employable" means potentially capable of self-support. An applicant/recipient of general assistance shall be assumed to be employable unless there is evidence of a medical condition that limits a person's ability to gain or maintain employment.
- H. "Employment" means part-time or full-time work, including commission work or self-employment, whether or not income is generated.
- I. "Family" means group of individuals living under one roof and usually under one head of household.
- J. "General assistance" is assistance to meet subsistence needs of indigent persons and provided to eligible residents of Mono County who are either citizens of the United States or entitled to remain permanently.
- K. "Good cause" means one or more of the following:
  - 1. The applicant or recipient is suffering from a mental or physical disability.
  - 2. The applicant's or recipient's failure to comply with these regulations is directly attributable to county error.
- L. "Household" means all persons applying for or receiving aid in the same budget unit.
- M. "Income" is any benefit currently available to the applicant/recipient for subsistence, whether in cash or in kind.
- N. "Minor" means a person under the age of eighteen. "Legally emancipated minor" is a person under the age of eighteen who has entered into a valid marriage, whether or not the marriage has been dissolved, or has been declared legally emancipated by a court of competent jurisdiction. A legally emancipated minor is eligible to apply for general assistance.
- O. "Resident" means a natural citizen or resident alien who has legally resided in Mono County continuously for fifteen days immediately preceding his or her application with the intent to remain in Mono County.
- P. "Resources" include, but are not limited to, cash on hand, the value of checking or savings accounts, stocks, bonds, notes, securities, motor vehicles, real property and any other item of real or personal property which is available to the applicant/recipient for self-support, whether in cash or in-kind.
- Q. "Responsible relative" means a person who is legally obligated to provide support for the applicant/recipient, such as a spouse for a spouse, or a parent for a minor child. Exemptions for responsibility may be established if pursuing financial support from a spouse or parent may result in severe physical or emotional harm to the applicant/recipient as demonstrated by sufficient corroborative evidence, such as law enforcement reports or court orders.
- R. "Sponsored alien" means a non-citizen for whom a sponsor has executed an affidavit of support on behalf of the non-citizen. General assistance to a sponsored alien will be provided pursuant to Welfare and Institutions Code Section 17001.6 et seq., and as those sections may be amended from time to time.
- S. "Transient" means a person who is not a resident.

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- T. "Undocumented alien" means a person living in Mono County without legal permission from the Immigration and Naturalization Service ("INS").

(Ord. 04-02 § 1 Exh. A (part), 2004.)

7.50.040 - Eligibility and entitlement.

### A. Eligibility.

1. In order to be eligible for general assistance, an applicant/recipient must be a resident of California and Mono County when application for general assistance is made. Residence is defined herein and also in Sections 17100 through 17105 of the Welfare and Institutions Code. A lawful applicant's/recipient's residency will be established if he/she has resided in Mono County continuously for at least fifteen days preceding the application. If the applicant has no such verifiable residence, the county where the applicant/recipient last resided would be responsible for providing assistance.
2. In order to be eligible for general assistance any and all applications and/or forms required by the department shall be completed under penalty of perjury.
3. An applicant for general assistance shall provide the department with the physical location of his or her residence. If the applicant does not have an available mailing address the department will send the benefit to general delivery for the U.S. Post Office closest to the applicant/recipient's residence in the county.
4. Department staff may make home visits to verify residences/addresses and other conditions of eligibility for general assistance.
5. No general assistance shall be paid to any person or family when the income in the household is in excess of the general assistance standards of assistance established by this chapter or any regulations adopted pursuant to this chapter.
6. The department shall verify an applicant's eligibility for aid as expeditiously as possible, and in any case, no later than thirty days from the date of receipt of a complete application. If eligibility cannot be established by the thirtieth day, through no fault of the applicant, then the applicant will be presumed eligible until such time as eligibility can be determined. If eligibility cannot be established by the thirtieth day, due to fault of the applicant, including but not limited to, failure to provide verification of income or resources and failure to provide information about his or her place of residence, then the applicant will be presumed ineligible until such time as eligibility can be determined.
7. All applicants/recipients are required to report any change which may affect their eligibility within ten calendar days of the occurrence. Failure to do so without good cause shall result in denial or discontinuance of eligibility. For purposes of this section, the following changes must be reported in a timely manner:
  - (a) Any change in income;
  - (b) Any change in employment or the start or end of any employment training;
  - (c) Change in residence;
  - (d) Change in membership of "family" or "household";
  - (e) Payment of any expenses, including rent and utilities, by another person or entity;
  - (f) Receipt, transfer, gift or sale of any personal property identified in Section
  - (g) Receipt, transfer, gift or sale of any real property or any interest in real property.

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7.50.050;

### B. Entitlement.

- ~~1. The beginning date of entitlement shall be the date all eligibility requirements are met. The department shall verify a sufficient amount of the information contained in the application to reasonably conclude that the applicant is eligible for general assistance.~~

Changed to: "Date of Application" means the date the SAWS1 Application is date stamped by the Department of Social Services and shall be considered the beginning date of aid.

2. General assistance will not be paid until all other program eligibility options (i.e., Unemployment, Disability, SSI, SSA) have been exhausted.
3. Recipients shall be required to complete and return a written status report on a monthly basis and may be required to complete face-to-face interviews with the department, as directed.

### C. The following persons shall not be eligible for general assistance:

1. Persons who are fleeing to avoid prosecution, or custody and confinement after conviction, under the laws of the place from which the applicant/recipient is fleeing, for a crime or an attempt to commit a crime that is a felony under the laws of the place from which the applicant/recipient is fleeing, or which, in the case of the state of New Jersey, is a high misdemeanor under the laws of that state. (Welfare and Institutions Code Section 17016.)
2. Persons who have been found by a court or parole board to have violated a condition of probation or parole imposed under federal law or the law of any state shall not be eligible for general assistance. (Welfare and Institutions Code Section 17016.)
3. Persons who are not eligible for aid under Chapter 2 (commencing with Section 11200) of Part 3 of the Welfare and Institutions Code as a result of the sixty month limitation specified in subdivision (b) of Section 11454 shall not be eligible for aid or assistance under this section until all of the children of the applicant/recipient on whose behalf aid was received, whether or not currently living in the home with the applicant/recipient, are eighteen years of age or older.
4. Persons receiving aid under Chapter 2 (commencing with Section 11200) of Part 3 of the Welfare and Institutions Code on behalf of an eligible child, but who is either ineligible for aid or whose needs are not otherwise taken into account in determining the amount of aid to the family pursuant to Section 11450 due to the imposition of a sanction or penalty.
5. Those recipients, who have received general assistance payments pending a disability determination from Social Security, after having exhausted all appeals rights and are found not to be disabled, are no longer eligible for general assistance, and shall be presumed capable of self-support.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

7.50.050 - Personal property provisions.

### A. An applicant/recipient must use all available personal property to support themselves. Any person or family that owns personal property in excess of the amounts specified herein shall be ineligible to receive general assistance:

1. Money/cash, or the equivalent thereof, in an amount exceeding one hundred dollars.
2. Personal effects and clothing in excess of a reasonable value as determined by the department.



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3. Household goods and furniture in an amount exceeding one thousand dollars.
4. An interment space, crypt, or niche intended for the interment of the applicant or recipient of aid.
5. Funds placed in trust for funeral or burial expenses that exceed the value of one thousand dollars.
6. Insurance policies having an actual cash surrender value that exceeds one thousand dollars.
7. One motor vehicle exceeding a wholesale fair market value, less encumbrances, of three thousand dollars, as determined by the current Blue Book value.
8. Tools of trade necessary to continue to seek employment or training in that trade shall be exempt from consideration. Tools of trade may include a personal computer if used by applicant in employment or job/skills training.
9. Relocation benefits shall be exempt as provided by Section 704.180 of the Code of Civil Procedure.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.060 - Real property provisions.

- A. One home shall be exempt as long it is used as a home by the applicant or recipient of general assistance. Any other real property owned but not occupied as a home by an applicant or a recipient of general assistance shall be utilized to provide for the current needs of the applicant/recipient.
- B. As a condition of receipt of aid, an applicant shall be required to sign a grant of lien to the county on any existing or after-acquired real property of the applicant as security for the performance of the agreement to reimburse the county for any general assistance granted.
- C. For a period of six months from the date of receipt, compensation received from a public entity which acquired for a public purpose a dwelling actually owned and occupied by an applicant/recipient shall be exempt from consideration as a resource of the applicant as provided by Section 704.730 of the Code of Civil Procedure.
- D. No person shall be eligible for assistance if that person transferred property within six months of application with the intent to qualify for assistance. The duration of ineligibility due to a transfer of real property is the period during which a reasonable return for the grantor's equity in the property had it been sold, would have supported the grantor and those dependent upon him/her.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.070 - Amount and type of payment of general assistance.

- A. The Mono County board of supervisors has adopted a general assistance standard of aid to be paid to an applicant which shall be determined at the time of application and shall be calculated pursuant to Section 17000.5 of the Welfare and Institutions Code, and as that section may be amended from time to time.
- B. Aid for an employable individual offered an opportunity to attend job skills or job training shall not be paid more than three months in any twelve-month period, whether or not the months are consecutive.
- C. Aid in cash may be granted to meet the subsistence needs of an applicant. Aid in kind may be paid when deemed appropriate by the department Aid shall be paid using a prospective budget method. When granted, such aid shall begin as of the date on which the eligibility requirements are met. D. Payment periods may be less than, but shall not exceed, one calendar month.

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- E. Standard of Aid. The general assistance standard of aid shall be established according to the January 1, 1997, maximum aid payment under the CalWorks program or a successor.
- F. The general assistance standard of aid shall be adjusted for any statutory increases, decreases, or reductions in the maximum aid level under the CalWorks program or a successor.
- G. Single adult applicants or recipients who share housing with one or more unrelated persons or with one or more persons who are not legally responsible for the applicant or recipient shall have their general assistance reduced by the percentages set forth below:
  - 1. Fifteen percent if the applicant/recipient shares housing with one other person;
  - 2. Twenty percent if the applicant/recipient shares housing with two other persons;
  - 3. Twenty-five percent if the applicant/recipient shares housing with three or more persons.
- H. In-Kind Values. Only the applicant's/recipient's share of current items of need shall be provided up to the amount of need or maximum value of in-kind aid, whichever is less. In-kind values shall be as follows:
  - 1. Ten percent of the maximum aid payment for clothing and personal needs;
  - 2. Eleven percent of the maximum aid payment for transportation;
  - 3. Fifty percent of the maximum aid payment for housing;
  - 4. Seventeen percent of the maximum aid payment for utilities;
  - 5. Twelve percent of the maximum aid payment for food.
- I. A general assistance household shall receive housing and utility needs payments subject to the following:
  - 1. Receipts for housing arrangements must be provided by the recipient to the department on a monthly basis.
  - 2. If a recipient finds housing, but needs help to secure such, the housing and utility allowance will be provided for that month. Verification of the housing arrangement must be provided prior to issuance of these need payments. Verification shall include one of the following:
    - (a) A copy of a rental agreement;
    - (b) A written confirmation from the landlord; or
    - (c) The department may attempt telephone contact with the landlord, with the consent of the recipient.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.080 - Emergency assistance for non-residents.

- A. Purpose. The purpose of this provision is to provide for the transportation of non-residents of the county to their place of residence pursuant to Welfare & Institutions Code Section 17003.
- B. Verification of Residence. Persons who apply for assistance under the provisions of this section who are determined by the department to be non-residents of the county shall have their place of residence verified if it is administratively feasible to do so.
- C. Transportation of Non-Residents. Persons determined to be non-residents of the county may, upon the director's approval, be provided with transportation to their place of legal residence. An allowance for transportation shall be provided by means of vendor payment. The allowance shall be limited to the lowest cost means of transportation available. An allowance for food may also be provided if the travel time will exceed six hours.

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- D. Additional Assistance. At the sole discretion of the director, additional emergency assistance may be provided to dependent non-residents if it is determined that the assistance is necessary to protect the health and welfare of the person in need of assistance.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.090 - Substance abuse screening and treatment.

- A. Mono County requires adult applicants/recipients of benefits under the general assistance program to undergo screening for substance abuse when it is determined by the county that there is reasonable suspicion to believe that an individual is dependent upon illegal drugs or alcohol. The county shall maintain documentation of this finding.
- B. As a condition to the receipt of aid, any person identified as being dependent upon illegal drugs or alcohol shall be assessed to determine if there is a need for treatment. If a need for treatment is determined the applicant/recipient shall be required to participate in a substance abuse or alcohol treatment program if such program is actually available at no charge to the applicant or recipient.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.100 - Responsible relatives.

- A. The liability of responsible relatives for the repayment of general assistance granted to a person pursuant to these regulations shall be determined in accordance with Section 17300 of the Welfare and Institutions Code. Upon determination by the director that a responsible relative has the financial ability to support a general assistance applicant/recipient in whole or in part, the director may proceed against the responsible relative in the manner provided by law.
- B. Refusal of an applicant or recipient to identify and sign authorizations necessary to locate responsible relatives without good cause or for a reason deemed appropriate by the director shall result in a denial or discontinuance of general assistance.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.110 - Minors.

No person under the age of eighteen years old shall be entitled to receive assistance under the provisions of this chapter, except for emergency relief, unless the person is a legally emancipated minor.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.120 - Income and other financial resources.

- A. Income.
  - 1. All general assistance provided under the provisions of this chapter shall be reduced by an amount equal to the amount of actual gross income, including in-kind income, received by the recipient. If the income is derived from employment only, standard deductions for work-related expenses in an amount equal to thirty percent for the maximum aid payment, shall be deducted from the income received before determining the amount of assistance provided. Any person who receives income exceeding the maximum payment for his or her household size shall be ineligible to receive general assistance.

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2. All cases shall be reviewed by the department for possible eligibility for income from every source. The applicant/recipient shall be required to apply for all other income and benefits for which entitlement may exist, including, but not limited to, unemployment benefits, disability benefits and veterans' benefits. If possible eligibility exists for any income or benefits, any refusal to apply for such income and benefits shall result in ineligibility for general assistance.  
B. Other Financial Resources.
1. The department shall explore all possible financial resources of an applicant/recipient of general assistance. Refusal of an individual to sign the necessary authorizations to investigate such resources shall result in denial or discontinuance of general assistance. Refusal of an applicant to exercise his/her rights to apply for other types of assistance shall also result in a denial or discontinuance of general assistance.
2. All available resources must be utilized by the applicant/recipient. Any reasonable offer by any person of any basic need item to an applicant or recipient is considered to be an available resource. Acceptance of such an offer is an eligibility requirement. All income, both cash and inkind, and all resources, both public and private, to meet actual basic needs shall be considered in determining eligibility for general assistance.
3. Provided that a notice has been mailed to the recipient at least ten days prior to any such action, the county may deduct all anticipated monies to be received by the applicant in the budget month from the appropriate maximum aid payment for that household, which may result in ineligibility for the general assistance program. (Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.130 - Employability and certification.

- A. All applicants for general assistance shall undergo either a job assessment and/or a mental health status evaluation as provided by the health & human services department. A physical examination may be required if determined necessary by the department for the purposes of establishing employability, scope of any disability, or incapacitation. The department shall determine how, where and by whom such assessments, evaluation or examinations are to be accomplished. All recipients are required to provide a complete eligibility and income report (Form CA7) on a monthly basis. Failure to do so without good cause or without substantial justification as determined by the director will result in the discontinuance of eligibility.
- B. The applicant's/recipient's employability status shall be periodically reevaluated by the department to determine whether such recipient is subject to the three month eligibility limit for employable persons.
- C. No applicant shall be eligible for participation in the general assistance program when he or she has voluntarily quit employment without substantial cause ninety days prior to the application. Determination of substantial cause shall be made by the department.
- D. General assistance recipients shall be certified for three-month periods. Those individuals receiving general assistance based on a disability will be reevaluated on a quarterly basis. Any and all forms or applications required by the department for reevaluation must be submitted to the department for the recipient to continue to receive benefits.
- E. Unless disability of an applicant is verified, the applicant shall be deemed employable. If an applicant is found to be employable for performance of full-time or part-time work, if work were available, the applicant shall receive general assistance on the following conditions, but, for no longer than three months in any twelve-month period:
  1. The applicant/recipient must provide continuing evidence satisfactory to the department that he or she is making regular, reasonable and valid attempts to obtain employment. The applicant/recipient must contact a minimum of five employment contacts per week and provide verification on a "work search" form that must be provided to the department as directed. Recipients shall be required to comply with reasonable requests of the department to maintain standards acceptable to average prospective employers with respect to personal appearance,

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dress and cleanliness. Willful failure to comply with reasonable department regulations and directions designed to assist the recipient in his or her effort to find employment shall result in a determination that the recipient is not making reasonable and valid attempts to obtain employment and will result in termination from the general assistance program.

2. The applicant must accept any reasonable offer of employment or salaried work training. Refusal to accept such offer without a valid substantiated reason shall be cause for discontinuance of general assistance. A reasonable offer is an offer of employment or salaried training to an applicant who possesses the physical, mental and other qualifications necessary to satisfactorily perform the duties of the employment or salaried training.
3. The applicant/recipient must participate in applicable job skills/job training sessions when so requested by the department, and is expected to avail themselves of all employment services offered by the department.
4. An employable recipient shall be disqualified from receiving further general assistance for the periods of time indicated below upon his or her willful failure to comply with any department conditions or requests or any reasonable requests of the director. The time of ineligibility shall begin upon the date of notice of discontinuance or ineligibility. Failure to comply exists when the employable recipient fails or refuses to participate in a job training program, refuses to search for employment, fails to report to assigned work or training referrals, is discharged from employment or training referrals, is discharged from employment or training because of his or her failure to comply with work or training requirements, or other justifiable reasons. Three acts of negligent failure to comply with these requirements shall constitute a willful act.
  - (a) First act of willful non-compliance within any twelve-month period will result in a ninety-day period of disqualification.
  - (b) Second act of willful non-compliance within any twelve-month period will result in a one hundred eighty day period of disqualification.
5. Use of alcohol, drugs, or narcotics shall not constitute an excuse for failure to comply with work requirements or in the determination of employability, and failure to comply with program requirements based on use of alcohol, drugs or narcotics shall be deemed willful non-compliance.
6. Nothing contained in this chapter shall require a recipient to accept or continue employment under conditions which deprive him of legal rights to wages or working conditions as set forth below:
  - (a) Unemployment while on a bona fide strike as determined by the State Employment Development Department.
  - (b) Employer discrimination based on age, race, sex, color, handicap, religion, national origin, sexual orientation, or political beliefs.
  - (c) Work demands or conditions that render continued employment unreasonable.
  - (d) Employment at an unreasonable travel distance to the job site.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.140 - Fraud.

When an investigation discloses that general assistance was fraudulently procured, the department shall notify the recipient of his/her obligation to repay all such amounts forthwith. The department shall impose a sanction until repayment occurs or two years whichever is longer. The department shall take whatever action is necessary to obtain repayment and all cases of suspected perjury or fraud shall be promptly referred to the district attorney for investigation and appropriate action. An act of fraud involves

## **Exhibit 2**

any knowing and intentional intent to deceive or defraud the department in order to gain general assistance, including, but not limited to, the making of false written or oral statements and the failure to disclose information required pursuant to this chapter or as requested by the department.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

7.50.150 - Collection and reimbursement.

- A. A person's eligibility to receive general assistance shall not be established until the person has signed an agreement to reimburse the county for all assistance provided under the provisions of this chapter.

This condition of eligibility may not apply for receipt of emergency assistance.

## Exhibit 2

- B. A person who receives general assistance under the provisions of this chapter shall reimburse the county for all assistance granted upon termination of the assistance, or at such time as the recipient possesses resources beyond those needed for independent maintenance. Upon termination of assistance, the department will be authorized to commence collection action.
- C. All applicants/recipients with applications pending for Supplemental Security Income/State Supplemental Program (SSI/SSP), Workers' Compensation or any comparable program shall be required to sign an agreement to reimburse the county for any general assistance that is granted while any such application is pending.
- D. A person's eligibility to receive general assistance shall not be established until the person has signed a lien presented to him or her on any property currently owned by the person, or which is acquired by the person in the future, unless exempt under state law, as security for the performance of the agreement to reimburse the county for any general assistance granted pursuant to the provisions of this chapter.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.160 - Administrative hearings and due process.

- A. Prior to termination, reduction or denial of general assistance to any recipient, the department shall notify the recipient of the intended action. If an overpayment or underpayment has been made to the recipient, the department shall notify the recipient of any intended action. Such notice shall be given in writing to recipient at least ten days prior to the appropriate action, shall state the reasons for the proposed action, and shall advise that the recipient may request a hearing within thirty days from the date of such notice. If the request for a county hearing concerns the current calculation of the amount of aid, the request must be filed within thirty days of the county action.
- B. Request for County Hearing. A county hearing is available to a claimant who is dissatisfied with a county action and requests a hearing in the manner set forth in this chapter. "County action" shall include all actions which require adequate notice and any other county action or inaction concerning the claimant's application for or receipt of aid. A request for a county hearing shall be in writing and shall state the basis for appeal. The request must be filed at the department office. A request for hearing may be made in any written form. However, claimants are encouraged to use the reverse side of the notice of action form series. If an interpreter will be necessary, the claimant should so indicate in the hearing request.
- C. County Hearing Responsibility. A county hearing is a form of administrative hearing whereby a dissatisfied claimant may obtain an impartial review of an agency action. These regulations shall be interpreted in a manner which protects the claimant's right to due process. The responsibility for providing a full and impartial hearing to the claimant rests with the county. The county has a responsibility to:
  1. Investigate the case and assist the claimant prior to the hearing;
  2. Inform the claimant of his/her right to have an authorized representative appear with or for the claimant;
  3. Provide the claimant with a written county position statement prior to the hearing;
  4. Present the county position during the hearing;
  5. Arrange for the attendance at the hearing of any department employee requested by the claimant or his/her authorized representative and to allow the claimant the right of confrontation and cross-examination of any department employee who has knowledge of the claimant's file or determined the action the claimant is appealing;

## Exhibit 2

6. Provide an impartial hearing officer from the program manager level or above with no previous involvement in the case and who is familiar with department regulations and principles of administrative law;
  7. Provide a written decision, within sixty days of the request for a county hearing, to the claimant, which includes reference(s) to the legal authority on which the decision is based; and
  8. If the applicant/recipient or authorized representative is dissatisfied with any determination made by the hearing officer, assist the applicant in requesting a final appeal with the director.
- D. Aid Pending Hearing. When a claimant is receiving assistance files a request for a hearing within ten days from the date the notice of action was mailed, aid shall be continued until the hearing decision in the amount that the claimant would have been paid had the proposed action not been taken. Aid will cease being paid pending the hearing if the claimant withdraws or abandons the appeal, the hearing is continued by the claimant without substantial cause, or as determined by the director in due regard for claimant's right to due process. If claimant's appeal is denied any aid paid pending the appeal shall be repaid to the county forthwith.
- E. Time Limit on Request for County Hearing. The request for a county hearing must be filed no more than thirty days after the date of the county action with which the claimant is dissatisfied. If the claimant received adequate notice of the county action, the date of the county action shall be the date on which the notice was mailed to the claimant. In all other cases, the date of the county action or inaction shall be considered to be the date the county action was discovered. The date of discovery is the date the claimant knew, or should have known, of the action.
- F. Authorized Representative. The claimant may authorize a representative to represent him or her at the hearing by signing a written statement to that effect or by stating at the hearing that the person is so authorized. If the claimant is not present at the hearing, the person may be recognized as the claimant's authorized representative if, at the hearing, the person swears or affirms under penalty of perjury that the claimant has so authorized him or her to act as the claimant's authorized representative, the hearing officer determines the person is so authorized to act, and the hearing officer determines there is reasonable cause for the absence of the claimant. The hearing officer may attempt to verify this request by attempting to contact the claimant or any other source. In all such cases a written authorization must be submitted after the hearing to ratify the representation. When the claimant is represented by an authorized representative, the authorized representative shall be furnished a copy of all notices and decisions concerning the county hearing which are provided to claimant.

(Ord. 04-02 § 1 Exh. A (part), 2004.)

### 7.50.170 - Indigent burials.

Pursuant to Section 17009 of the Welfare and Institutions Code and Section 7104 of the Health and Safety Code, the disposition of the remains of deceased indigent residents of Mono County shall be paid by the county and shall be provided as follows:

- A. When an indigent resident of Mono County becomes deceased and no provision is made by the decedent and the estate of the decedent is insufficient to provide for interment, and where no person in the state can be found who is legally responsible for the interment of the indigent decedent, the person who has custody of the remains of the decedent may require the coroner of the county to take possession of the remains. The coroner shall inter the remains in the manner provided for the interment of indigent dead.
- B. When the county is responsible for the disposition of the remains of an indigent decedent, the costs associated with disposition of the remains shall be borne by the county. The interment of an indigent of Mono County will be pursuant to a contract between the county and a local mortuary.



## **Exhibit 2**

- C. The county will take all efforts to mitigate any and all costs of the indigent burial and shall take all reasonable action to locate any persons or entities responsible for the interment of the deceased indigent resident.

(Ord. 04-02 § 1 Exh. A (part), 2004.)



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Public Health Emergency Preparedness**

<b>TIME REQUIRED</b>	20 minutes (10 minute presentation; 10 minute discussion)	<b>PERSONS APPEARING BEFORE THE BOARD</b>	Dr. Richard O. Johnson
<b>SUBJECT</b>	2014-17 Public Health Emergency Preparedness Agreement		

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

In October, 2003, the Board of Supervisors approved the first Public Health Preparedness and Response to Bioterrorism plan for FY 2002/3 (minute order 02-219). This program has been funded ever since by Federal CDC (Centers for Disease Control and Prevention) and ASPR (Assistant Secretary for Preparedness and Response) money, with 70% of the total funds being passed to the locals through the California Department of Public Health (CDPH). This agreement provides funds for Public Health to address planning, preparedness, response, mitigation, and recovery for all hazards and events that potentially impact the health of the public and the healthcare system.

**RECOMMENDED ACTION:**

The Board of Supervisors (1) Approve and authorize the Chair's signature on the NON-SUPPLANTATION CERTIFICATION FORM for the AGREEMENT outlined below.

**FISCAL IMPACT:**

Although in the past there have been 3 separate annual agreements, in this period of 3 years from 2014-2017, there is a single agreement that covers all 3 funding streams, for a maximum total of \$847,314. Funding for this year two (2015-16) is outlined below, which is unchanged from the first year of the agreement. Funding next year is dependent upon congressional appropriations: Centers for Disease Control (CDC) Public Health Emergency Preparedness Program (PHEP) – \$108,027; State General Fund (GF) Pandemic Influenza Planning – \$60,486; Hospital Preparedness Program (HPP) – \$113,876.

**CONTACT NAME:** Lynda Salcido, Public Health/EMS Director

**PHONE/EMAIL:** 760-924-1842 / lsalcido@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY  
32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**  
Lynda Salcido

**MINUTE ORDER REQUESTED:**

YES  NO

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## ATTACHMENTS:

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[Staff Report](#)

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[Non Supplantation Certificate](#)

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[Grant Approval letter](#)

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## History

Time	Who	Approval
10/21/2015 1:31 PM	County Administrative Office	Yes
10/26/2015 12:53 PM	County Counsel	Yes
10/23/2015 10:02 AM	Finance	Yes

# COUNTY of MONO

HEALTH DEPARTMENT  
P.O. BOX 3329  
MAMMOTH LAKES, CA 93546

Public Health (760) 924-1830 Fax (760) 924-1831  
Environmental Health (760) 924-1800 Fax (760) 924 1801



Nov 3, 2015

**To:** Honorable Board of Supervisors

**From:** Lynda Salcido, Public Health Director

**Subject:** 2014-17 Public Health Emergency Preparedness Agreement

**Recommended Action:** The Board of Supervisors (1) Approve and authorize the Chair's signature on the NON-SUPPLANTATION CERTIFICATION FORM for the AGREEMENT outlined below.

**Discussion:** In October, 2003, the Board of Supervisors approved the first Public Health Preparedness and Response to Bioterrorism plan for FY 2002/3 (minute order 02-219). This program has been funded ever since by Federal CDC (Centers for Disease Control and Prevention) and ASPR (Assistant Secretary for Preparedness and Response) money, with 70% of the total funds being passed to the locals through the California Department of Public Health (CDPH).

Although in the past there have been 3 separate annual agreements, in this period of 3 years from 2014-2017, there is a single agreement that covers all 3 funding streams, for a maximum total of \$847,314. Funding for this year two (2015-16) is outlined below, which is unchanged from the first year of the agreement. Funding next year is dependent upon congressional appropriations:

- Centers for Disease Control (CDC) Public Health Emergency Preparedness Program (PHEP) – \$108,027
- State General Fund (GF) Pandemic Influenza Planning – \$60,486
- Hospital Preparedness Program (HPP) – \$113,876

This agreement provides funds for Public Health to address planning, preparedness, response, mitigation, and recovery for all hazards and events that potentially impact the health of the public and the healthcare system.

**Fiscal Impact/ Budget Projections:** The allocations for Mono County for FY 2015-16 total \$282,389, which is included in the County Budget.

For questions regarding this item, please call Lynda Salcido at (760) 924-1842.

Submitted by: \_\_\_\_\_  
Lynda Salcido, Public Health Director Date

**Richard O. Johnson, M.D., MPH, Public Health Officer**

Contact  
Office: (760) 924-1828  
Fax: (760) 924-1831  
E-Mail: rjohnson@mono.ca.gov

24/7/365 Emergency Contact  
Cell phone : 760-914-0496

## ATTACHMENT 19

### 2015-16 Public Health Emergency Preparedness (PHEP), General Fund Pandemic Influenza (GF Pan Flu) and Hospital Preparedness Program (HPP) Funding

#### NON-SUPPLANTATION CERTIFICATION FORM

Name of Local Entity: Mono County
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As the duly authorized representative of the above-named County, I hereby certify as follows:

1. The funds allocated by the California Department of Public Health (CDPH) under the Contract will not be used to supplant funding for existing levels of service and shall only be used for the purposes specified in the Contract.
2. Upon receipt, the funds will be deposited into an interest-bearing local public health preparedness trust fund established solely for this purpose before the funds are transferred or expended for any of the purposes allowed in the Application Work Plan and Budget, as approved by the CDPH.

**Chairperson, Board of Supervisors, Mayor of a City or designee:**

Signature:
Printed Name:
Title:
Phone:
Date:

Please return the original signed certification with your FY 2015-16 PHEP, GF Pan Flu and HPP Funding Agreement Funding Agreement to:

California Department Public Health  
Emergency Preparedness Office  
Attn: Local Management Unit  
MS 7002  
P.O. Box 997377  
Sacramento, CA 95899-7377



KAREN SMITH, MD, MPH  
Director and State Health Officer

State of California—Health and Human Services Agency  
California Department of Public Health



EDMUND G. BROWN JR.  
Governor

October 2, 2015

Dr. Richard Johnson  
Health Officer  
County of Mono  
PO Box 3329  
Mammoth Lakes CA, 93546

Deb Diaz  
PHEP Coordinator  
County of Mono  
PO Box 3329  
Mammoth Lakes CA, 93546

Dear Dr. Johnson & Mrs. Diaz

The California Department of Public Health (CDPH) has approved your 2015-16 Local Application which includes funding for the following:

- Centers for Disease Control and Prevention (CDC) Public Health Emergency Preparedness Program (PHEP)
- State General Fund (GF) Pandemic Influenza Planning
- Hospital Preparedness Program (HPP)

If you have any questions, please do not hesitate to call your Emergency Preparedness Office Contract Manager.

Thank you,

Susan Fanelli  
Assistant Director  
California Department of Public Health  
Emergency Preparedness Office

Enclosure

cc:

Pat McGee  
Fiscal Contact  
County of Mono  
PO Box 3329  
Mammoth Lakes CA, 93546



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Community Development**

**TIME REQUIRED** 20 minutes (10 minute presentation; 10 minute discussion)      **PERSONS APPEARING BEFORE THE BOARD** Gerry Le Francois

**SUBJECT** White Mountain Estates Tentative Tract Map 37-46 extension

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Public hearing regarding a one-year extension for Tentative Tract Map 37-46/White Mountain Estates.

**RECOMMENDED ACTION:**

Conduct public hearing. Consider and potentially approve resolution granting one-year extension for Tentative Tract Map 37-46/White Mountain Estates until November 20, 2016. Provide any desired direction to staff.

**FISCAL IMPACT:**

Project is being completed by the developer.

**CONTACT NAME:** Gerry Le Francois

**PHONE/EMAIL:** 760.924.1810 / glefrancois@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR **PRIOR TO 5:00 P.M. ON THE FRIDAY 32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

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[Resolution](#)

[pc mins](#)

[pc staff report and prior resolutions](#)



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**History**

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/27/2015 3:29 PM	County Administrative Office	Yes
10/28/2015 12:12 PM	County Counsel	Yes
10/27/2015 5:36 PM	Finance	Yes

# Mono County Community Development Department

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PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

## Planning Division

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

November 3, 2015

To: Mono County Board of Supervisors

From: Gerry Le Francois, principal planner

Re: First One-Year Extension of Tentative Tract Map (TTM) 37-46 / White Mountain Estates

### RECOMMENDATION

The Planning Commission has recommended that the Mono County Board of Supervisors take the following actions:

- A. In accordance with CEQA Guidelines Section 15182 acknowledge that an Environmental Impact Report (EIR) for the Specific Plan was previously approved for the project on November 20, 2007, with subsequent amendments in 2010 and 2012, and thus no EIR or Negative Declaration needs to be prepared at this time for a residential project undertaken pursuant to and in conformity to that Specific Plan.
- B. Approve a one-year extension of Tentative Tract Map 37-46/White Mountain Estates to November 20, 2016, subject to the previous Conditions of Approval and Mitigation Monitoring Program as contained herein.

### BACKGROUND

The White Mountain Estates Specific Plan (SP), Tentative Tract Map 37-46, a 45-lot subdivision in Chalfant Valley, and supporting EIR was approved by the Mono County Board of Supervisors on Nov. 20, 2007. In November 2010, the Board of Supervisors approved amendments to the Specific Plan (SP) and modification of the TTM for relocation of a cattle guard, changed the traffic-calming feature, and allowed payment of in lieu fee for rehabilitation of 900 feet of White Mountain Estates Road. In December 2012, the Board of Supervisors approved amendments to the SP and modification of TTM to remove the housing mitigation requirement, the traffic-calming feature, and the per lot recreation fee.

The project proponent is in the process of completing all the requirements for TTM 37-46 and is requesting the first of three possible one-year map extensions.

The Mono County Planning Commission recommended a one-year extension at its Oct. 8, 2015, meeting.

### PROJECT DESCRIPTION

Tentative Tract Map 37-46 authorizes subdivision of a total of 70.38 acres (APNs 026-240-009 and -010) into 45 single-family residential lots, one utility lot (0.78 acres) for water and propane tanks, three lots for open space uses (1.46 acres, 3.81 acres, and 9.08 acres), and a remainder

parcel (19.23 acres) that allows one single-family residence. The project is being processed pursuant to SP requirements and TTM conditions.

### **EXPIRATION-EXTENSION OF TIME**

Mono County Code Chapter 17.20 Subdivisions – Final Maps, section 020 states:

- B. Upon written application filed with the planning department not later than 45 days prior to the expiration of the approved or conditionally approved tentative map, the time at which the map expires may be extended for a one-year period or successive one-year periods not to exceed a total of three additional years.

The project applicant has requested the extension in order to complete all necessary improvements and to comply with all project conditions. The first one-year extension would extend TTM 37-46 expiration date to Nov. 20, 2016. The project proponent has two additional one-year extensions available.

### **LDTAC REVIEW**

The Land Development Technical Advisory Committee met Sept. 8, 2015, to consider the map extension and recommended approval of the one-year map extension.

### **ATTACHMENTS**

- Planning Commission staff report and minutes excerpt from Oct. 8, 2015
- Map Extension Application
- Board Resolutions R07-82, R10-77, and R12-85
- Copy of TTM 37-46/White Mountain Estates



**RESOLUTION R15-\_\_\_\_\_**

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
APPROVING A ONE YEAR MAP EXTENSION FOR  
WHITE MOUNTAIN ESTATES TENTATIVE TRACT MAP 37-46**

**WHEREAS**, White Mountain Estates Tentative Tract Map 37-46 (“TTM 37-46”) is set to expire on November 20, 2015, and the project applicant has filed a timely request for a one year tentative tract map extension as authorized by Mono County Code section 17.20.020; and

**WHEREAS**, the project applicant has requested the extension in order to complete all necessary improvements and comply with all project conditions; and

**WHEREAS**, this first one-year extension would extend the expiration date of TTM 37-46 to Nov. 20, 2016; and

**WHEREAS**, an Environmental Impact Report (EIR) was approved for TTM 37-46 and the White Mountain Estates Specific Plan on November 20, 2007, with subsequent amendments in 2010 and 2012;

**WHEREAS**, the Mono County Planning Commission did on October 8, after a duly noticed public hearing, recommend approval of the one year extension for TTM 37-46, as amended and that no additional environmental review is required;

**NOW, THEREFORE**, the Mono County Board of Supervisors hereby **FINDS** and **RESOLVES** that:

**SECTION ONE:** The extension of TTM 37-46 is a residential project as defined in subsection (b) of 14 CCR § 15182 undertaken pursuant to and in conformity with the approved White Mountain Estates Specific Plan and none of the conditions set forth in 14 CCR § 15162 have occurred. Accordingly, pursuant to 14 CCR § 15182, no further EIR or Negative Declaration is required.

**SECTION TWO:** The expiration date for Tentative Tract Map 37-46/White Mountain Estates (as amended in 2010 and 2012) is hereby extended by one year, to November 20, 2016, subject to the previously-adopted Conditions of Approval and Mitigation Monitoring Program.

**PASSED AND ADOPTED** this 3rd day of November, 2015, by the following vote of the Board of Supervisors, County of Mono:

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

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\_\_\_\_\_  
Timothy E. Fesko  
Chair

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Bob Musil  
Clerk of the Board

\_\_\_\_\_  
Stacey Simon  
Assistant County Counsel

MONO COUNTY  
PLANNING COMMISSION

PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

**DRAFT MINUTES**

OCTOBER 8, 2015

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**COMMISSIONERS:** Scott Bush, Chris I. Lizza, Mary Pipersky, Dan Roberts, Rodger B. Thompson

**STAFF:** Gerry Le Francois, principal planner; Steve Connett, GIS technician; Jeff Walters & Walt Lehmann, public works; Stacey Simon, assistant county counsel; C.D. Ritter, commission secretary

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**1. CALL TO ORDER & PLEDGE OF ALLEGIANCE:** Chair Rodger B. Thompson called the meeting to order at 10:07 a.m. in the board chambers at the county courthouse in Bridgeport, and attendees recited the pledge of allegiance.

**2. PUBLIC COMMENT:** None

**3. MEETING MINUTES:**

***MOTION:*** Adopt minutes of Sept. 10, 2015, as amended: Open public comment, second line, than instead of then. (*Bush/Roberts. Ayes: 4. Abstain due to absence: Thompson.*)

**4. PUBLIC HEARING**

**A. FIRST ONE-YEAR EXTENSION OF TENTATIVE TRACT MAP (TTM) 37-46/White Mountain Estates (WME).**

Gerry Le Francois reviewed chronological progress of the 45-lot subdivision off Hwy 6 in Chalfant Valley, close to existing WME. Big project for Mono County. Lots laid out as half-acre, larger with elevation gain. Significant amount of work in approving Specific Plan (SP) and EIR in November 2007. Maps originally were approved for three years, and then developer could apply for three one-year extensions. Meanwhile, economy soured. Developer Bob Stark has been working diligently to finish map. In 2010, came to Commission and Board for changes. Developer either would pay fair share or rehab WME Drive. In 2012, PC and BOS looked at additional amendments waiving affordable housing and dropping traffic-calming feature as well as fair share of parks. Today's approval would extend map another year. Stark will return if not finished by November 2016. CEQA component = EIR, subject to SP consistency.

**OPEN PUBLIC COMMENT:** Steve Kappos, attorney for WME, stated developer persevered during difficult economic times, expects final map early next year. He noted that extension should include amendments that occurred since original approval. Approving amendments as well? Le Francois: Included in BOS approval. Stacey Simon clarified approving one-year extension to map as previously amended. **CLOSE PUBLIC COMMENT.**

**DISCUSSION:** Bush was only commissioner from back then.

***MOTION:*** In accordance with CEQA Guidelines Section 15192, acknowledge that a Specific Plan was previously approved for the project on Nov. 20, 2007, and thus no EIR or Negative Declaration needed to be prepared at that time for a residential project undertaken pursuant to and in conformity to that Specific Plan. Recommend approval to the Board of Supervisors a one-year extension of Tentative Tract Map 37-46/White Mountain Estates to Nov. 20, 2016, subject to the previous Conditions of Approval and Mitigation Monitoring Program. (*Bush/Pipersky. Ayes: 5-0.*)

*Prepared by C.D. Ritter, commission secretary*

---

DISTRICT #1  
COMMISSIONER  
Mary Pipersky

DISTRICT #2  
COMMISSIONER  
Rodger B. Thompson

DISTRICT #3  
COMMISSIONER  
Daniel Roberts

DISTRICT #4  
COMMISSIONER  
Scott Bush

DISTRICT #5  
COMMISSIONER  
Chris Lizza

# Mono County Community Development Department

---

PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

## Planning Division

PO Box 8  
Bridgeport, CA 93517  
760.932.5420, fax 932.5431  
[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

Date: October 8, 2015

To: Mono County Planning Commission

From: Gerry Le Francois, principal planner

Re: First one-year extension of Tentative Tract Map (TTM) 37-46/White Mountain Estates

### RECOMMENDATIONS

It is recommended that the Mono County Planning Commission take the following actions:

- A. In accordance with CEQA Guidelines Section 15182, acknowledge that a Specific Plan was previously approved for the project on Nov. 20, 2007, and thus no EIR or Negative Declaration needed to be prepared at that time for a residential project undertaken pursuant to and in conformity to that Specific Plan.
- B. Recommend approval to the Board of Supervisor a one-year extension of Tentative Tract Map 37-46/White Mountain Estates to Nov. 20, 2016, subject to the previous Conditions of Approval and Mitigation Monitoring Program as contained herein.

### BACKGROUND

Tentative Tract Map 37-46, a 45-lot subdivision in Chalfant Valley, was approved by the Mono County Board of Supervisors on Nov.20, 2007. In November 2010, the Board of Supervisors approved amendments to the Specific Plan (SP) and modification of the TTM for relocation of a cattle guard, changed the traffic-calming feature, and allowed payment of in-lieu fee for rehabilitation of 900 feet of White Mountain Estates Road. In December 2012, the Board of Supervisors approved amendments to the SP and modification of TTM to remove the housing mitigation requirement, the traffic-calming feature, and the per-lot recreation fee.

The project proponent is in the process of completing all the requirements for TTM 37-46 and is requesting the first of three possible one-year map extensions.

### PROJECT DESCRIPTION

Tentative Tract Map 37-46 would be a subdivision of 70.38 acres (APNs 026-240-009 and -010) into 45 single-family residential lots, one utility lot (0.78 acres) for water and propane tanks, three lots for open space uses (1.46 acres, 3.81 acres, and 9.08 acres), and a remainder parcel (19.23 acres) that allows one single-family residence. The project is being processed pursuant to White Mountain Estates Specific Plan requirements and TTM conditions.

### EXPIRATION-EXTENSION OF TIME

Mono County Code Chapter 17.20 Subdivisions – Final Maps, section 020 states:

- B. Upon written application filed with the planning department not later than 45 days prior to the expiration of the approved or conditionally approved tentative map, the time at which the map expires may be extended for a one-year period or successive one-year periods not to exceed a total of three additional years.

- C. Where there has been a timely written application for an extension of a tentative map, the tentative map shall not expire until a decision has been given by the planning commission and any appeals therefrom to the board of supervisors have been decided or the time limits for such appeals have expired. The time for appeal under this section is fifteen days after the planning commission has denied the extension. In all other cases, the expiration of the approved or conditionally approved tentative map shall terminate all further proceedings thereon, and no applications for extensions or modifications shall be considered, and no final map of all or any portion of the real property included within the tentative map shall be filed without first processing a new tentative map.

The project applicant has requested the extension in order to complete all the necessary improvements and to comply with all project conditions. The first one-year extension would move TTM 37-46 expiration date to Nov. 20, 2016. The project proponent has two additional one-year extensions available.

### **LDTAC REVIEW**

The Land Development Technical Advisory Committee met Sept. 8, 2015, to consider the map extension and recommended approval of the one-year map extension.

### **ATTACHMENTS**

- Map extension application
- Board resolutions R07-82, R10-77, and R12-85
- Copy of TTM 37-46/White Mountain Estates



**Mono County  
Community Development Department**

P.O. Box 347  
Mammoth Lakes, CA 93546  
(760) 924-1800, fax 924-1801  
commdev@mono.ca.gov

**Planning Division**

P.O. Box 8  
Bridgeport, CA 93517  
(760) 932-5420, fax 932-5431  
www.monocounty.ca.gov

**MAP EXTENSION  
APPLICATION**

*Check to me*

APPLICATION # <u>map Extension</u>	FEE PAID \$ <u>495</u>
DATE RECEIVED <u>08/07/07</u>	RECEIVED BY <u>CD</u>
RECEIPT # <u>89742</u>	CHECK # <u>3281</u> (NO CASH)

**APPLICANT/AGENT** Bob Stark

ADDRESS 332 West Howell CITY/STATE/ZIP Ridgecrest, CA 93555

TELEPHONE ( 760 ) 559-6655 E-MAIL tumbleweedmh@aol.com

**OWNER**, if other than applicant White Mountain Estates, LLC., c/o Stephen Kappos

ADDRESS P.O. Box 3157 CITY/STATE/ZIP Mammoth Lakes, CA 93546

TELEPHONE ( 760 ) 934-5515 E-MAIL snkappos@suddenlink.net

Date of Planning Commission approval \_\_\_\_\_ APN 026-240-009-000  
026-240-010-000

Date of Board of Supervisors approval November 20, 2007 Minute Order # \_\_\_\_\_

Map expiration date November 20, 2015

**PREVIOUS EXTENSIONS:** Extension approved N/A, automatic Expires \_\_\_\_\_

Second extension approved \_\_\_\_\_ Expires \_\_\_\_\_

**REASON FOR REQUEST:** Applicant(s) should describe the progress to date and the reasons why an extension is necessary, using additional sheets if necessary.

Applicant has been working continuously to complete improvements needed before a final map can be approved. Presently, almost all infrastructure improvements have been installed, the roadway paved, and application for final map approval is expected in the next several months.

**APPLICATION SHALL INCLUDE:**

- A. Completed application form.
- B. Project processing deposit: See Development Fee Schedule for Map Extension.
- C. If the environmental document is still valid and does not need modification by staff, no deposit. Otherwise, see Development Fee Schedule for the following Environmental Review deposits (CEQA) that may be required: Categorical Exemption, Negative Declaration, Environmental Impact Review (deposit for initial study only).

*More on back...*

I CERTIFY UNDER PENALTY OF PERJURY THAT I am:  legal owner(s) of the subject property (all individual owners must sign as their names appear on the deed to the land),  corporate/LLC. officer(s) empowered to sign for the corporation, or  owner's legal agent having Power of Attorney for this action (a notarized "Power of Attorney" document must accompany the application form), AND THAT THE FOREGOING IS TRUE AND CORRECT.

\_\_\_\_\_  
Signature      Bob Stark

\_\_\_\_\_  
Signature      Robert (Bob) Stark      8/6/15  
Date



1  
2  
3 **RESOLUTION NO. 07-82**  
4 **BOARD OF SUPERVISORS, COUNTY OF MONO**

5  
6 **A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS**  
7 **CERTIFYING AND ADOPTING THE WHITE MOUNTAIN ESTATES FINAL**  
8 **ENVIRONMENTAL IMPACT REPORT, APPROVING THE WHITE MOUNTAIN**  
9 **ESTATES SPECIFIC PLAN, APPROVING GENERAL PLAN AMENDMENT 06-01,**  
10 **APPROVING TENTATIVE TRACT MAP 37-46, AND MAKING CERTAIN FINDINGS**  
11 **WITH RESPECT TO EACH OF THOSE ACTIONS**

12 **WHEREAS**, the White Mountain Estates Specific Plan project is comprised of the White Mountain  
13 Estates Specific Plan Final Environmental Impact Report (FEIR), the White Mountain Estates  
14 Specific Plan, General Plan Amendment 06-01, and Tentative Tract Map 37-46; and

15 **WHEREAS**, the White Mountain Estates Specific Plan and Tentative Tract Map 37-46 concern the  
16 subdivision of Assessor's Parcels # 26-240-09 and # 26-240-10; and

17 **WHEREAS**, the White Mountain Estates Specific Plan and General Plan Amendment 06-01  
18 concern the General Plan re-designation of Assessor's Parcel # 26-240-09 and # 26-240-10 from  
19 Rural Mobile Home (RMH) to Specific Plan (SP) (Land Use Map Figure 98); and

20  
21 **WHEREAS**, Mono County prepared an Environmental Impact Report for the above project, called  
22 the White Mountain Estates Specific Plan Final Environmental Impact Report (FEIR); and

23  
24 **WHEREAS**, on November 20, 2007, the Mono County Board of Supervisors held a noticed and  
25 advertised public hearing to hear all testimony and comment relevant to the White Mountain Estates  
26 Specific Plan FEIR, the White Mountain Estates Specific Plan, Tentative Tract Map 37-46, and  
27 General Plan Amendment 06-01.  
28  
29  
30

1 **NOW, THEREFORE, BE IT RESOLVED** that the Mono County Board of Supervisors certifies  
2 and adopts the White Mountain Estates Specific Plan FEIR and associated mitigation monitoring  
3 program, finding that:

- 4 1. In compliance with Section 15090(a) of the California Environmental Quality Act  
5 (CEQA) Guidelines:
- 6 a. The FEIR was been completed in compliance with CEQA;
  - 7 b. The FEIR was presented to this Board as the decision-making body of Mono County,  
8 the lead agency on this project, and that the Board reviewed and considered the  
9 information contained in the FEIR prior to taking the actions in the Resolution; and
  - 10 c. The FEIR reflects Mono County's independent judgment and analysis.
- 11 2. Based on evidence in the FEIR, all potentially significant impacts of the project  
12 described therein have been reduced to less-than-significant levels through mitigation  
13 measures.

14 **NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Mono County Board of  
15 Supervisors approves General Plan Amendment 06-01, which re-designates Assessor's Parcel #26-  
16 240-09 and # 26-240-10 from Rural Mobile Home (RMH) to Specific Plan (SP).

17 In approving General Plan Amendment 06-01, the Board of Supervisors finds that:

- 18 1. The change in land use designation is consistent with the text and maps of the General Plan  
19 because:  
20 The change from Rural Mobile Home (RMH) to Specific Plan (SP) is consistent with  
21 General Plan policies that direct the County to utilize the specific plan process for large-  
22 scale projects.
- 23 2. The change in land use designation is consistent with the goals and policies contained within the  
24 applicable area plan because:  
25 The change in land use designation is consistent with policies in the Tri-Valley Area Plan  
26 that encourage residential development in areas where the proposed development would  
27 minimize impacts to surrounding agricultural lands and public lands, and that promote the  
28 preservation of agricultural lands and the avoidance of incompatible land uses, such as  
29 residential uses, in areas adjacent to agricultural lands.
- 30 3. The site of the change in land use designation is suitable for the land uses permitted within that  
land use designation because:  
The site is adjacent to existing paved roads and utilities, as well as to existing single-family  
residential development, and the site is suitable for the proposed residential uses.

1  
2 4. The change in land use designation is reasonable and beneficial at this time because:  
3 The change from Rural Mobile Home (RMH) to Specific Plan (SP) would provide sites for  
4 additional residential development in Chalfant Valley that are reasonable and beneficial at  
5 this time.

6 5. The change in land use designation will not have a substantial adverse effect on surrounding  
7 properties because:  
8 As described in the FEIR for the project, and as found by this Board as lead agency, the  
9 change in land use will not have substantial effects on surrounding properties.

10 **NOW, THEREFORE, BE FURTHER RESOLVED** that, based on the findings made herein, the  
11 Mono County Board of Supervisors approves the White Mountain Estates Specific Plan.

12 **NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Mono County Board of  
13 Supervisors approves Tentative Tract Map 37-46 subject to the Conditions of Approval/ Mitigation  
14 Monitoring Program for the White Mountain Estates Specific Plan/ EIR/ Tract Map, Appendix A in  
15 the FEIR. In approving Tentative Tract Map 37-46, the Board of Supervisors finds that:

16  
17 1) The map is consistent with the County General Plan and with the Specific Plan (SP) for the area  
18 because:

19 The subdivision is consistent with the County General Plan Land Use Designation of  
20 Specific Plan and with policies in the Tri-Valley Area Plan that encourage residential  
21 development in areas adjacent to existing development consistent with the Specific Plan.

22 2) The design of, and the improvements associated with, the proposed subdivision are consistent  
23 with the existing General Plan because:

24 The Specific Plan, which allows for 45 single-family residential lots with an overall project  
25 density of 1.5 acres per dwelling unit, and accompanying open space and utility parcels,  
26 complies with minimum health requirements and development standards for lot sizes.

27 3) The site is physically suitable for the type of development because:

28 (a) The site is adjacent to existing roads and utilities and to the existing development at White  
29 Mountain Estates, and is suitable for residential development.

30 (b) The 70.38 acres is of sufficient size to allow the proposed development.

4) The site is physically suitable for the density of the development because:

The parcel has suitable area and topography for the development of 45 residential lots.

1 5) Approval of the Tentative Tract Map 37-46 will aid the county in meeting the housing needs of  
2 the region pursuant to Government Code section 66412.3 and adequate public services either  
3 already exist to serve the project or, with the mitigation measures required of the project, will  
not be significantly impacted by approval of the tentative map.

4 6) The design of the subdivision and its associated improvements are not likely to cause substantial  
5 environmental damage or substantially and avoidably injure fish or wildlife or their habitat  
because:

6 All potential environmental impacts of the project have been analyzed and mitigation  
7 measures will be implemented that will reduce these potential impacts to less-than-  
8 significant levels. The implementation of those mitigation measures is required as a  
condition of project approval.

9 7) The design of the subdivision and its associated improvements are not likely to cause serious  
10 public health problems because:

11 All potential impacts related to public health have been analyzed and mitigation measures  
12 will be implemented to reduce these potential impacts to less-than-significant levels. The  
implementation of those mitigation measures is required as a condition of project approval.

13 8) The design of the subdivision and its associated improvements will not conflict with easements,  
14 acquired by the public at large, for access through or use of property within the proposed  
subdivision because:

15 (a) No evidence was presented at the public hearing for this project indicating that the design of  
16 the subdivision or any improvements proposed in conjunction with the approval of the  
17 subdivision will have a substantial impact or conflict with easements acquired by the public,  
for access through or use of the property, within the proposed subdivision.

18 (b) The project is designed to provide paved roads for access to the proposed lots.

19 (c) The project is designed to provide access to surrounding public lands.

20 **BE IT FURTHER RESOLVED** that the Chair of the Board of Supervisors is hereby authorized to  
21 sign this Resolution on behalf of this Board.  
22  
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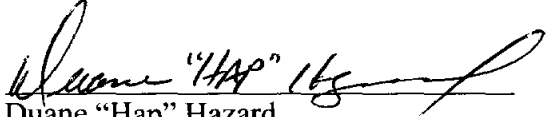
1 **PASSED AND ADOPTED** this 20<sup>th</sup> day of November, 2007, by the following vote of  
2 the Mono County Board of Supervisors:

3 **AYES : Supervisor Bauer, Farnetti, Hazard, Hunt and Reid.**

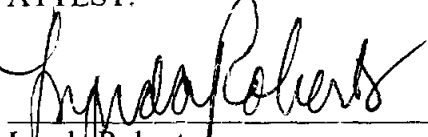
4 **NOES : None.**

5 **ABSENT : None.**


6 **ABSTAIN : None.**

7  
8   
9 Duane "Hap" Hazard  
10 Chairman

11  
12  
13 **ATTEST:**

14   
15 Lynda Roberts  
16 Clerk of the Board

17  
18  
19 **APPROVED AS TO FORM:**

20   
21 Marshall Rudolph  
22 County Counsel



RESOLUTION R10-77

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
ADOPTING AN ADDENDUM TO THE WHITE MOUNTAIN ESTATES FINAL EIR, AMENDING  
THE WHITE MOUNTAIN ESTATES SPECIFIC PLAN AND  
MODIFYING TENTATIVE TRACT MAP 37-46**

**WHEREAS**, the White Mountain Estates project includes the White Mountain Estates Specific Plan Final Environmental Impact Report (Final EIR), the White Mountain Estates Specific Plan (SP), and Tentative Tract Map (TTM) 37-46; and

**WHEREAS**, the White Mountain Estates SP and TTM 37-46 include conditions that must be met before the TTM becomes final; and

**WHEREAS**, the developer has requested that Specific Plan Program 5-D and TTM Condition #31 be amended to modify traffic-calming road improvement requirements; and

**WHEREAS**, Mono County certified a Final EIR pursuant to the California Environmental Quality Act (CEQA) for the above project on November 20, 2007, by Resolution R07-82; and

**WHEREAS**, Mono County has prepared an addendum to the previously-certified White Mountain Estates Final EIR because some changes or additions are necessary but none of the conditions described in CEQA Guidelines § 15162 calling for preparation of a subsequent EIR have occurred, as explained in detail in the Addendum.

**NOW, THEREFORE, BE IT RESOLVED** by the Mono County Board of Supervisors that:

1. The Board of Supervisors has considered the addendum with the Final EIR prior to recommending a decision on the project.

**BE IT FURTHER RESOLVED THAT** the Mono County Board of Supervisors, in approving an amendment to the White Mountain Estates SP Program 5-D, as set forth below, finds that, in addition to the findings made in conjunction with the approval of the Specific Plan:

1. The change in Specific Plan text is consistent with the text of the General Plan, the Tri-Valley Area Plan and White Mountain Estates Specific Plan because:  
*The proposed modification relates to the modification of a traffic-calming measure on White Mountain Estates Road to allow an elongated speed bump in place of an island and the payment of fees in lieu of construction of a 900 foot grind and overlay. If the proposed amendment to the Specific Plan is approved, the modification would also be consistent with the Specific Plan.*  
*No change to the land use designation is proposed, as the proposed modification relates only to Specific Plan Program 5-D.*
2. The amendment is consistent with the Land Use Element of the Mono County General Plan because:



1           *Specific Plan Program 5-D relates only to the modification of traffic calming measures and the*  
2           *means of carrying out resurfacing of a 900 foot stretch of White Mountain Estates Road. Neither is*  
3           *specifically required by the Land Use Element of the Mono County General Plan and, therefore,*  
              *elimination or modification of such measures is not inconsistent with the Land Use Element.*

4           **BE IT FURTHER RESOLVED THAT** the Mono County Board of Supervisors, in approving the  
5           modification to TTM 37-46 Condition #31, set forth below, finds, in addition to the findings made in  
              conjunction with the approval of TTM 37-46, that:

- 6           1. The proposed modifications are consistent with the county General Plan and with the Specific Plan  
7           for the area because:  
8           *The proposed modification relates to the modification of a traffic-calming measure and the*  
9           *payment of a fee in lieu of constructing improvements to 900 feet of White Mountain Estates Road.*  
10           *With the foregoing amendment to the Specific Plan, the modification of these measures would also*  
11           *be consistent with the Specific Plan*
- 12           2. The design and improvements of the proposed subdivision would continue to be consistent with  
13           the existing General Plan, if the proposed modifications are approved because:  
14           *The installation of any specific traffic calming measure, such as the island required by Condition*  
15           *#31, is not required by the General Plan nor is any particular financing method for the grind and*  
16           *overlay of White Mountain Estates Road. Therefore, the modification of Condition #31 is not*  
17           *inconsistent with the General Plan.*
- 18           3. The site continues, with the proposed modifications, to be physically suitable for the type of  
19           development proposed because:  
20           *The site is adjacent to existing roads and utilities and to the existing development at White*  
21           *Mountain Estates, and is suitable for residential development, and the 70.38 acres is of sufficient*  
22           *size to allow the proposed development. The traffic calming measure proposed to be modified was*  
23           *not identified in the EIR prepared for the Specific Plan and TTM as necessary to reduce impacts*  
24           *associated with the proposed project.*
- 25           4. The site continues to be physically suitable for the proposed density of development because:  
26           *The environmental analysis prepared for the Specific Plan and tentative tract map did not identify*  
27           *a need for traffic calming measures such as that proposed to be modified. Modification of the*  
28           *funding mechanism for the grind and overlay has no impact on physical suitability.*
- 29           5. The design of the subdivision and/or the proposed improvements, including the proposed  
30           modifications, will minimize environmental damage or substantially reduce impacts to fish or  
              wildlife or their habitat because:  
              *Potential environmental impacts have been analyzed and mitigation measures have been proposed*  
              *to reduce potential impacts to less-than-significant levels where feasible; and potentially*  
              *significant impacts that cannot be fully mitigated have been mitigated to the lowest feasible levels.*  
              *The implementation of those mitigation measures is required as a condition of project approval.*  
              *Condition #31 was added by agreement of the developer and is not a condition of approval*  
              *necessary to mitigate a significant environmental impact or other impact to fish, wildlife, or their*  
              *habitat. No traffic-related impacts necessitating the installation of traffic calming measures such*  
              *as those proposed to be modified or eliminated were identified in the EIR for the project.*

1 6. The design of the subdivision or type of improvements is not likely to cause serious public health  
2 problems because:

3 *Potential impacts related to public health have been analyzed and mitigation measures have been*  
4 *proposed to reduce potential impacts to less-than-significant levels. The implementation of those*  
5 *mitigation measures including, if approved, the proposed modification, would be required as a*  
6 *condition of project approval.*

7 7. The proposed modification will not conflict with easements, acquired by the public at large, for  
8 access through or use of property within the proposed subdivision because:

9 *The modification relates only to the modification of certain traffic calming measures and the*  
10 *funding of road resurfacing and does not affect or conflict with easements acquired by the public*  
11 *at large for access through or use of the property within the proposed subdivision.*

12 **BE IT FURTHER RESOLVED THAT** the Mono County Board of Supervisors approves the following  
13 amendment to the White Mountain Estates SP Program 5-D and Tentative Tract Map 37-46, Condition #31:

14 The current language of White Mountain Estates Specific Plan Program 5-D and Tentative Tract  
15 Map Condition #31 shall be replaced with the following:

16 *The developer shall relocate the existing cattle guard on White Mountain Estates Road to a straight*  
17 *section of road and pay in-lieu fees that would allow the County to rehabilitate the easterly 900-foot*  
18 *portion of White Mountain Estates Road by grinding and re-compacting existing pavement followed*  
19 *by a 0.25-foot overlay with PG64-28PM hot mix asphalt. The developer's 900-foot portion is*  
20 *approximately 20% of a larger County rehabilitation project on White Mountain Estates Road. If*  
21 *the County constructs the improvements prior to recordation of the final map, then the developer*  
22 *shall pay 20% of the County's costs of engineering, pulverization, and the 0.25-foot overlay, based*  
23 *on the lowest responsible bid prior to contract award. After the road rehabilitation project is*  
24 *completed, and before final approval of the map, the developer shall also pay 20% of the costs of the*  
25 *actual quantity of materials, materials testing, and construction management incurred by the County*  
26 *in constructing the required improvements, along with any adjustment (upward or downward) in the*  
27 *costs of engineering, pulverization, and the 0.25-foot overlay realized during construction. If the*  
28 *developer records the final map prior to the construction of the required improvements by the*  
29 *County, then the developer shall pay to the County 100% of all estimated costs associated with the*  
30 *developer's share of the project and enter into an agreement with the County providing for the*  
*payment of any additional amounts by the developer (or for offset of amounts overpaid) based on the*  
*developer's share of actual costs, prior to recording of the final map, as determined following*  
*project completion. Estimated costs will be based upon an engineer's estimate prepared by the*  
*County.*

*The developer shall additionally install, or pay in-lieu fees to County in the amount of County's*  
*costs to design, plan, and install, as a traffic calming measure, a "tabletop speed hump" on White*  
*Mountain Estates Road west of Sequoia Street. Installation (or payment of the in-lieu fees) must*  
*occur prior to recording of the final map, unless the developer enters into a subdivision*  
*improvement agreement (including bonding) with the County which provides for the installation of*  
*the tabletop speed hump no later than following the sale of five lots in the subdivision. In lieu fees*  
*shall be based on a cost estimate prepared by a licensed engineer. Developer shall additionally*  
*enter into an agreement with the County providing for the payment of any additional amounts by the*

1 *developer (or for offset of amounts overpaid) based on the actual costs of designing, planning, and*  
2 *installing the improvement. The hump shall be constructed in conformance with drawing number R-*  
3 *403A of the Standard Details for Public Works Construction, Reno section.*

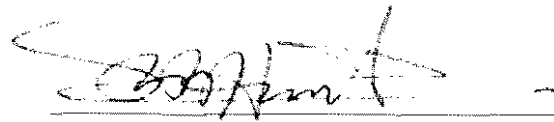
3 **PASSED AND ADOPTED** this 9 day of November, 2010, by the following vote of the Board of  
4 Supervisors, County of Mono:

5 **AYES : Supervisors Bauer, Farnetti, Hunt, Peters and Hazard.**

6 **NOES : None.**

7 **ABSENT : None.**

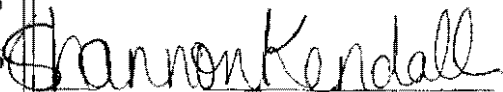
8 **ABSTAIN : None.**

9  
10 

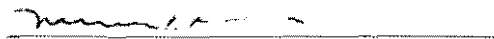
11 **Byng Hunt**  
12 **Chair**

13  
14 **ATTEST:**

14 **APPROVED AS TO FORM:**

15  
16 

17 **Shannon Kendall, Sr. Deputy**  
18 **Clerk, Board of Supervisors**

16 

17 **Marshall Rudolph**  
18 **Mono County Counsel**



**RESOLUTION R12- 85**

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS  
ADOPTING AN ADDENDUM TO THE WHITE MOUNTAIN ESTATES FINAL EIR, AMENDING  
THE WHITE MOUNTAIN ESTATES SPECIFIC PLAN AND  
MODIFYING TENTATIVE TRACT MAP 37-46**

**WHEREAS**, the White Mountain Estates project includes the White Mountain Estates Specific Plan Final Environmental Impact Report (Final EIR), the White Mountain Estates Specific Plan (SP), and Tentative Tract Map (TTM) 37-46; and

**WHEREAS**, the White Mountain Estates SP and TTM 37-46 include conditions that must be met before the TTM becomes final; and

**WHEREAS**, due to the current recession and poor economic climate, and in recognition of previous county actions repealing impact fees, the developer has requested that Specific Plan be amended to remove Policy 2B, Program 2B (housing mitigation); Program 5-D (tabletop speed bump); and Policy 17A and Program 17A (per lot recreation fee); and

**WHEREAS**, the developer also has requested removal of TTM condition # 2 (per lot recreation fee) and the last paragraph of TTM condition # 31 (tabletop speed bump); and

**WHEREAS**, Mono County certified a Final EIR pursuant to the California Environmental Quality Act (CEQA) for the above project on November 20, 2007, by Resolution R07-82; and

**WHEREAS**, an Addendum to the previously certified White Mountain Estates Final EIR has been prepared because some project changes or additions are necessary but none of the conditions described in CEQA Guidelines § 15162 calling for preparation of a subsequent EIR have occurred, and

**WHEREAS**, the Mono County Board of Supervisors has considered the addendum with the Final EIR prior to a decision on the project.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Mono County Board of Supervisors amends the White Mountain Estates Specific Plan, Policy 2B, Program 2B (housing mitigation); Program 5-D and the last paragraph of condition #31 (tabletop speed bump); and Policy 17A, Program 17A, and condition #2 (per lot recreation fee), finding that the change in Specific Plan text is consistent with the text of the General Plan, the Tri-Valley Area Plan and other provisions of the White Mountain Estates Specific Plan because:

Housing Consistency

Housing Element program 14 states: Review and revise the Housing Mitigation requirements (MCC 15.40) to ensure that they remain effective and equitable in today's housing market.

*The Board of Supervisors reviewed this requirement and chose to suspended housing mitigation requirements via Ordinance # 11-07. The proposed elimination of the housing requirement is consistent with the above Board Ordinance # 11-07.*

1 *Requirements for two deed-restricted housing units were included in the Specific Plan in order to meet*  
2 *the requirements of the proposed Mono County Housing Ordinance (Mono County Code, Chapter*  
3 *15.40). The Housing Ordinance was adopted in 2006, following approval of the Specific Plan, and was*  
4 *then subsequently amended in 2011 to temporarily suspend all housing mitigation requirements from*  
5 *July 15, 2011, through July 15, 2013 (Ordinance # 11-07). The Ordinance suspending the affordable*  
6 *housing requirements notes that the suspension was in the best interests of the County due to “the cost of*  
7 *housing, and other relevant factors.”*

8 Transportation Consistency

9 The project is consistent with Tri-Valley Circulation Element because Action 1.2 states: Work with Caltrans  
10 and the Tri-Valley communities to address highway improvement, safety issues, main street, and  
11 development-related planning issues.

12 *The project was required to provide a northbound deceleration lane at White Mountain Estates Road*  
13 *and US Highway 6, the developer relocated the cattle guard on White Mountain Estates Road, and the*  
14 *developer paid his fare share of the White Mountain Estates road rehabilitation and as required in*  
15 *condition #31. The applicant has requested elimination of the Tabletop speed bump. The FEIR concludes*  
16 *that the project will not create significant impacts related to traffic volume, congestion, level of service,*  
17 *pedestrian and bicycle facilities, or transit services. The project remains the same, with no change to*  
18 *proposed land uses, number of housing units, or population levels. Associated traffic levels also remain*  
19 *the same.*

20 Recreation Consistency

21 The project is consistent with Policy 2, Action 2.3 of the Conservation/Open Space Element that states:  
22 Encourage the formation of a self-supporting park system by employing user fees (where appropriate),  
23 concessionaire revenues, soliciting grants and private contributions, requesting volunteer help, and by other  
24 means that further cost-effective park operations.

25 *The Specific Plan did not identify impacts to recreation as a significant environmental issue. It was one*  
26 *of several impact areas identified as not potentially significant for which mitigation measures were*  
27 *included in the DEIR to reduce impacts to even lower levels.*

28 *In the past, developer impacts have been required in Mono County as required by Board Ordinance*  
29 *R05-093. The Developer Impact Fees were subsequently repealed by the County in July 2011*  
30 *(Ordinance R11-45). The Specific Plan identifies the Chalfant Park as the facility to be funded by the*  
*developer impact fees. The County typically seeks grants and similar funding for improvements at county*  
*park facilities, rather than relying on developer impact fees.*

*The project includes three open-space lots that total 14.35 acres, along with extra-wide roads to allow*  
*for pedestrian and bicycle uses along the roads. The project thus provides areas for recreation on site*  
*and connects to surrounding off-site recreational areas.*

General Policy Consistency

The project is consistent with the general policy direction of the General Plan. As an example, this project is  
adjacent to the existing 44-lot White Mountain Estates subdivision and shares the same access road, White  
Mountain Estates Road. Land Use Element Action 1.1 states: Encourage infill development in existing  
communities and subdivision.

*This project is adjacent to the existing 44-lot White Mountain Estates subdivision and shares the same*  
*access road, White Mountain Estates Road.*

1 **BE IT FURTHER RESOLVED THAT** the Mono County Board of Supervisors modifies TTM 37-46  
2 Conditions # 2 and #31, finding that:

- 3 1. The proposed map is consistent with the county General Plan and with the Specific Plan for the area  
4 because:

5 *The subdivision is consistent with the county General Plan Land Use Designation of Specific Plan  
6 and with policies in the Tri-Valley Area Plan that encourage residential development in areas  
7 adjacent to existing development consistent with the Specific Plan.*

- 8 2. The design and improvements of the proposed subdivision are consistent with the existing General Plan  
9 because:

10 *The Specific Plan, which allows 45 single-family residential lots with an overall project density of  
11 1.5 acres per dwelling unit, and accompanying open space and utility parcels, complies with  
12 minimum health requirements and development standards for lot sizes.*

- 13 3. The site is physically suitable for the type of development proposed because:

14 *The site is adjacent to existing roads and utilities and to the existing development at White Mountain  
15 Estates, and is suitable for residential development, and the 70.38 acres is of sufficient size to allow  
16 the proposed development.*

- 17 4. The site is physically suitable for the proposed density of development because:

18 *The parcel has suitable area and topography for the development of 45 residential lots.*

- 19 5. The design of the subdivision and/or the proposed improvements will minimize environmental damage  
20 or substantially reduce impacts to fish or wildlife or their habitat because:

21 *Potential environmental impacts have been analyzed and mitigation measures have been proposed  
22 to reduce potential impacts to less-than-significant levels. The implementation of these mitigation  
23 measures has been required as a condition of project approval.*

- 24 6. The design of the subdivision or type of improvements is not likely to cause serious public health  
25 problems because:

26 *Potential impacts related to public health have been analyzed and mitigation measures have been  
27 proposed to reduce potential impacts to less-than-significant levels. The implementation of those  
28 mitigation measures is required as a condition of project approval.*

- 29 7. The design of the subdivision or type of improvements will not conflict with easements, acquired by the  
30 public at large, for access through or use of property within the proposed subdivision because:

(a) *No evidence was presented at the public hearing for this project indicating that the design of  
the subdivision or any improvements proposed in conjunction with the approval of the  
subdivision will have a substantial impact or conflict with easements acquired by the public, for  
access through or use of the property, within the proposed subdivision.*

(b) *The project is designed to provide paved roads for access to the proposed lots.*

(c) *The project is designed to provide access to surrounding public lands.*

**PASSED AND ADOPTED** this 4th day of December, 2012, by the following vote of the Board of  
Supervisors, County of Mono:

Resolution R12-: 85  
December 4, 2012

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AYES : Supervisors Bauer, Hansen, Hazard, Hunt and Johnston.  
NOES : None.  
ABSENT : None.  
ABSTAIN : None.



Vikki Bauer, Chair  
Mono County Board of Supervisors

ATTEST:



Shannon Kendall, Clerk of the Board  
Senior Deputy

APPROVED AS TO FORM:



Stacey Simon, Assistant County Counsel

**Compliance Checklist for  
White Mountain Estates Specific Plan,  
Tract Map 37-46 and  
White Mountain Estates Specific Plan  
Environmental Impact Report**

**Adopted by Resolution 07-82**

**Amended by Resolutions 10-77 & 12-85**

**Contents:**

- 1. White Mountain Estates Specific Plan Programs and Standards**
- 2. Tentative Tract Map 37-46/White Mountain Estates  
Conditions of Approval**
- 3. White Mountain Estates Mitigation Monitoring Program**

**November 2007**



**Compliance Checklist for  
White Mountain Estates Specific Plan,  
Tract Map 37-46, and  
White Mountain Estates Specific Plan Environmental Impact Report**

Over the life of the project, the Mono County Community Development Department (Planning, Building, Code Enforcement Divisions), the Mono County Department of Public Works, and the Mono County Department of Environmental Health will utilize the Compliance Checklist for the White Mountain Estates Specific Plan/EIR/Tract Map 37-46 to ensure that all requirements, including approved mitigation measures, tract map conditions, and specific plan project conditions, are met at the appropriate phase of the project. The final checklist will be maintained as a separate file for the project and will be consulted throughout the life of the project to ensure that development occurs in compliance with the provisions of the Specific Plan, EIR, and Tract Map.

# White Mountain Estates Specific Plan Development Standards

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## *SPECIFIC PLAN POLICIES AND PROGRAMS*

### ***LAND USE***

***Policy 1-A*** Designate areas for Single-Family Residential (SFR) with a half-acre minimum lot size, Utility (U), and Open Space (OS) as shown on the Land Use Plan (Appendix A, Map Set, Figure 2). Gross densities shall not exceed 1 unit per acre.

Program 1-A Implement the Single-Family Residential (SFR) and Open Space (OS) designations from the Mono County Land Use Element (Chapter IV), as amended herein. Implement the Utility (U) designation included in this Specific Plan.

***Policy 1-B*** Allow forty-five (45) single-family lots, one utility lot, three open space lots, and a remainder parcel on APN 26-240-09 and 26-240-10. An overall project density of 1 unit per acre shall be maintained throughout the life of the project.

Program 1-B Approve Tentative Tract Map 37-46 to subdivide APN 26-240-09 and 26-240-10 into forty-five (45) single-family lots with a minimum lot size of ½ acre, one lot for utility uses, three lots for open space uses as shown on Tentative Tract Map 37-46, and a remainder parcel (see Appendix A, Map Set). Parcels in Phase II are subject to the minimum parcel sizes shown on Tentative Tract Map 37-46, Sheet 3 Of 6, i.e.:

Lot 40 = 34,731 square feet

Lot 41 = 2.55 acres

Lot 42 = 1.2 acres

Lot 43 = 1.05 acres

Lot 44 = 1.07 acres

Lot 45 = 4.79 acres

***Policy 1-C*** Limit future development on the remainder parcel.

Program 1-C Allow one single-family residence on the remainder parcel, with one connection to the community water supply system. Any additional density shall require regulatory approval through the Specific Plan process with associated CEQA documents. Any potential impacts to the spring or the surrounding riparian habitat areas associated with additional density on the remainder parcel shall be avoided or fully mitigated. Designate the remainder parcel Specific Plan/Single-Family Residential (SP/SFR).

***Policy 1-D*** Develop the project in phases to ensure that adequate services and infrastructure are available to serve the proposed development.

Program 1-D The project shall be developed in the following phases:

- Phase I: Infrastructure installation (including installation of, the water system components for lots 1-39 and propane tanks on the lot designated for utility uses) required for the construction of residential lots 1-39 and the construction of homes on residential lots 1-39.
- Phase II: Infrastructure installation required for the construction of residential lots 40-45 (including water system components for lots 40-45) and the remainder parcel and the construction of homes on residential lots 40-45 and the remainder parcel. If the remainder parcel is sold to a private party for residential construction purposes or the developer constructs or places a residential home on the property, all utilities shall be installed.

## **HOUSING**

### **Policy 2-A** Program 2-A

Allow the development of forty-six (46) single-family residences on-site.  
Develop forty-six (46) single-family residences on-site in compliance with the requirements of this Specific Plan and the Mono County General Plan and Land Development Regulations.

### **Policy 2-B** Program 2-B

Ensure an adequate supply of locally available affordable housing.  
~~The project shall provide two affordable housing units that meet the following criteria:~~

- ~~1) The project shall provide one affordable housing unit that meets the following criteria:
  - ~~a) At a minimum, the first unit shall be a two (2) bedroom, 1,200 square foot single family unit with a two car garage;~~
  - ~~b) The first sale of this affordable unit shall be made to buyer(s) qualifying for financing under the Federal Housing Authority (FHA) lending criteria for those having an income no greater than 120 percent of adjusted median income (AMI);~~
  - ~~c) Any resale of this unit (the second owner, third owner, etc.) shall be made to buyer(s) qualifying for financing under the Federal Housing Authority (FHA) lending criteria for those having an income no greater than 120 percent of adjusted median income (AMI), based on the AMI and FHA criteria at time of resale;~~
  - ~~d) The restrictions on sales prices listed in subsections b and c shall be listed in the deed for this unit; and~~
  - ~~e) Additional resale incentives may be offered to the seller of the unit, consistent with resale incentives provided to other like properties within the County, at the discretion of the County.~~~~
- ~~2) The project shall provide a second affordable housing unit that meets the following criteria:
  - ~~a) At a minimum, the second unit shall be a three (3) bedroom, 1,200 square foot single family unit with a two car garage;~~
  - ~~b) The first sale of this affordable unit shall be made to buyer(s) qualifying for financing under the Federal Housing Authority (FHA) lending criteria for those having an income no greater than 100 percent of adjusted median income (AMI);~~
  - ~~c) Any resale of this unit (the second owner, third owner, etc.) shall be made to buyer(s) qualifying for financing under the Federal Housing Authority (FHA) lending criteria for those having an income no greater than 100 percent of adjusted median income (AMI), based on the AMI and FHA criteria at time of resale;~~
  - ~~d) The restrictions on sales prices listed in subsections b and c shall be listed in the deed for this unit; and~~
  - ~~e) Additional resale incentives may be offered to the seller of the unit, consistent with resale incentives provided to other like properties within the County, at the discretion of the County.~~~~
- ~~3) The affordable housing units must be developed and sold during Phase I of the development. The first affordable housing unit shall have a certificate of occupancy at the issuance of a building permit for the 12<sup>th</sup> unit. The second affordable housing unit shall have a certificate of occupancy at the issuance of a building permit for the 22<sup>nd</sup> unit.~~

**Program 2B**      *Amended with Resolution R12-85*

*Housing Element program 14 states: Review and revise the Housing Mitigation requirement (MCC 15.40) to ensure that they remain effective and equitable in today's housing market.*

*The Board of Supervisors reviewed this requirement and chose to suspend housing mitigation requirements via Ordinance #11-07. The proposed elimination of the housing requirement is consistent with the above Board Ordinance #11-07.*

*Requirements for two deed –restricted housing units were included in the Specific Plan in order to meet the requirements of the proposed Mono County Housing Ordinance (Mono County Code, Chapter 15.40). The Housing Ordinance was adopted in 2006, following approval of the Specific Plan, and was then subsequently amended in 2011 to temporarily suspend all housing mitigation requirements from July 15, 2011, through July 15, 2013 (Ordinance #11-07). The Ordinance suspending the affordable housing requirements notes that the suspension was in the best interest of the County due to “the cost of housing, and other relevant factors.”*

- Policy 2-C** Allow a maximum of eight (8) secondary housing units within the development.  
Program 2-C Secondary units may be allowed when they meet the following criteria:
- a) They meet the requirements of Chapter 16, Development Standards—Secondary Units, of the Mono County Land Development Regulations.
  - b) They meet the requirements of the Mono County Environmental Health and the Lahontan Regional Water Quality Control Board.

## **OPEN SPACE**

- Policy 3-A** Provide open space areas within the development.  
Program 3-A Maintain the open space areas shown on the Land Use Plan (Appendix A, Map Set, Figure 2). Uses permitted within the open space areas are indicated in the Open Space (OS) land use designation in this chapter. No structures shall be permitted within the Open Space designation, except on Lot A. The lots designated Open Space (OS) shall be deed-restricted to prohibit any uses other than open space uses.

Note: Open space uses on Lots C and D are restricted to passive non-motorized recreational uses. Additional non-residential open space uses are allowed on Lot A as noted in the Open Space (OS) land use designation in this chapter.

- Policy 3-B** Maintain wildlife access to the spring.  
Program 3-B Designate a conservation easement on the remainder parcel and Lot D to protect wildlife access to the spring and the riparian areas. The conservation easement shall include a minimum setback of 100 feet on all sides from the spring and the riparian areas. No disturbance of any kind, including fencing, shall be allowed within the conservation easement. No uses other than passive non-motorized recreational activities shall be allowed within the conservation easements. No large domestic animals, i.e. horses, cattle, llamas, etc., shall be allowed within the conservation easement. The conservation easement shall be established prior to recording the Final Tract Map. The remainder parcel and Lot D shall be deed restricted to maintain the conservation easement in perpetuity and restrict uses within the area covered by the conservation easement.

This conservation easement shall expire for the remainder parcel only upon trade or purchase by a public agency or land trust (i.e. the conservation easement shall remain in perpetuity for the portion of the easement located on Lot D).

## ***UTILITIES***

- Policy 4-A*** Ensure that adequate sites are available within the development to meet all identified utility needs.
- Program 4-A Develop and maintain the utility area shown on the Land Use Plan (Appendix A, Map Set, Figure 2). Uses permitted with the utility area are indicated in the Utilities (U) land use designation in this chapter. The lot designated Utilities (U) shall be deed-restricted to prohibit any uses other than utilities.

## ***CIRCULATION SYSTEM***

- Policy 5-A*** Construct all new streets to Mono County Road Improvement Standards and in compliance with the Mono County Fire Safe Regulations (Chapter 22 of the Land Development Regulations).
- Program 5-A A grading permit for the road construction and an encroachment permit(s) shall be obtained from the Mono County Department of Public Works prior to approval of the Final Tract Map.

- Policy 5-B*** Provide off-site access improvements as specified in the Traffic/Circulation Analysis prepared for the project, i.e. install a northbound right-turn lane on Highway 6 according to design requirements of Caltrans and the County. The right-turn lane may include a 250-foot turn pocket and a 120-bay taper.
- Program 5-B Approval of the proposed right-turn lane shall be obtained from Caltrans prior to approval of the Final Tract Map.

- Policy 5-C*** Provide a funding mechanism to address ongoing road maintenance prior to acceptance of project roads into the County road system.
- Program 5-C A CSA-Zone of Benefit district, or other maintenance mechanism satisfactory to Mono County, shall be created by the developer of newly constructed public roads in order to pay for long-term maintenance. The maintenance mechanism shall be formed prior to approval of the Final Tract Map.

- Policy 5-D*** Provide additional off-site access improvements to White Mountain Estates Road in order to improve traffic safety at the intersection of White Mountain Estates Road and US 6, i.e. move the existing cattle guard on White Mountain Estates Road and realign the existing fence segments in order to improve turn safety from US 6 to White Mountain Estates Road.

- Program 5-D ~~The developer shall make improvements to White Mountain Estates Road, including relocation of the existing cattle guard to a straight section of road, installation of traffic-calming measures, and completion of a grind and overlay project. Traffic calming shall consist of a median "island" with lane narrowing and road realignment around the island. This measure shall be installed between 0.1 to 0.2 miles west of the existing subdivision. In addition, the developer shall improve the easterly 900 foot portion of the road by grinding and re-compacting existing pavement followed by a 0.25 foot overlay with PG64-28 PM hot mix asphalt. Location and design of the improvements shall be included on improvement plans submitted to the Department of Public Works for review and approval.~~

- Program 5-D*** *Amended with R10-77*  
*The developer shall relocate the existing cattle guard on White Mountain Estates Road to a straight section of road and pay in-lieu fees that would allow the County to rehabilitate the easterly 900-foot portion of White Mountain Estates Road by grinding and re-compacting existing pavement followed by a 0.25-foot overlay with PG64-28PM hot mix asphalt. The developer's 900-foot portion is approximately 20% of a larger*

*County rehabilitation project on White Mountain Estates Road. If the County constructs the improvements prior to recordation of the final map, then the developer shall pay 20% of the County's costs of engineering, pulverization, and the 0.25-foot overlay, based on the lowest responsible bid prior to contract award. After the road rehabilitation project is completed, and before final approval of the map, the developer shall also pay 20% of the costs of the actual quantity of materials, materials testing, and construction management incurred by the County in constructing the required improvements, along with any adjustment (upward or downward) in the costs of engineering, pulverization, and the 0.25-foot overlay realized during construction. If the developer records the final map prior to the construction of the required improvements by the County, then the developer shall pay to the County 100% of all estimated costs associated with the developer's share of the project and enter into an agreement with the County providing for the payment of any additional amounts by the developer (or for offset of amounts overpaid) based on the developer's share of actual costs, prior to recording of the final map, as determined following project completion. Estimated costs will be based upon an engineer's estimate prepared by the County.*

*Amended with Resolution R12-85*

~~*The developer shall additionally install, or pay in-lieu fees to County in the amount of County's cost to design, plan, install, as a traffic calming measure, a "tabletop speed hump" on White Mountain Estates Road west of Sequoia Street. Installation (or payment of the in-lieu fees) must occur prior to recording of the final map, unless the developer enters into a subdivision improvement agreement (including bonding) with the County which provides for the installation of the tabletop speed hump no later than following the sale of five lots in the subdivision. In lieu fees shall be based on a cost estimate prepared by a licensed engineer. Developer shall additionally enter into an agreement with the county providing for the payment of any additional amounts by the developer (or offsets of amounts overpaid) based on the actual costs of designing, planning, and installing the improvement. The hump shall be constructed in conformance with drawing number R403A of the Standard Details for Public Works Construction, Reno section.*~~

## **NON-MOTORIZED TRANSPORTATION**

- Policy 6-A** Provide safe pedestrian and bicycle access within the subdivision.
- Program 6-A** To provide pedestrian and bicycle access throughout the subdivision, including to the mailboxes and bus stop, subdivision streets shall be constructed with a wider paved section. Working outward from the centerline, each street section shall consist of a 10-foot wide travel lane, a fog line, a four-foot wide paved shoulder, a two-foot wide compacted Class II aggregate base shoulder, and (where applicable) a drainage ditch. These road specifications shall be included on the Final Tract Map.

## **TRANSIT**

- Policy 7-A** Provide a convenient connection to public transit services for Chalfant residents and a school bus stop for the subdivision.
- Program 7-A** The project developer shall install an enclosed shaded bus stop within the subdivision. The location of the bus stop shall be determined once the final road layout is determined and shall be agreed upon by the Mono County Department of Public Works, the developer, the Eastern Sierra Unified School District, and Inyo-Mono Transit. The

location of the shelter shall be shown on the Final Tract Map. The shelter shall be installed as part of the subdivision's infrastructure.

## ***WATER SYSTEM***

***Policy 8-A*** In compliance with Mono County General Plan policies<sup>1</sup> and state policies concerning the efficient provision of public services, the project shall be served by the existing water provider in the area, which is White Mountain Mutual Water Company (the "Water Company"), except that if a zone of benefit for water service is established within the existing County Service Area which will serve both the project and the properties currently served by the Water Company, then the project shall be served by the CSA.

Alternatively, the project applicant may request the Board of Supervisors to review the feasibility of the new development being served by the existing water provider (the Water Company), utilizing the criteria set forth below. The project applicant shall pay for any required inspections or analyses required to assess the project's and the Water Company's compliance with each of the criteria, as well as for the services of an impartial third-party engineer to conduct the required review.

If the Board of Supervisors determines that expansion of the Water Company's service area to include the proposed development is infeasible, based on the criteria set forth below, then the project may be served by a different service entity which may be a CSA or other public entity, as determined by the Board of Supervisors.

### Mono County

#### Feasibility Criteria for Expansion of Small Water Systems

If the following criteria are met, or other criteria that the Board of Supervisors determines to be more reasonable or appropriate, then expansion of the White Mountain Estates Mutual Water Company to serve the proposed development may be considered feasible:

- 1) The existing water service provider is physically close enough to the proposed development for expansion of the existing system to occur, as determined by a qualified third-party engineer.
- 2) There is no physical, topographical, or geological reason why expansion of the existing system is not feasible, as determined by a qualified third-party engineer.
- 3) There is no hydrologic reason why expansion of the existing system is not feasible, as determined by a qualified third-party engineer.
- 4) The design of the existing system does not preclude expansion of that system, as determined by a qualified third-party engineer.
- 5) The costs associated with expanding the existing system, including fees charged to the developer, are determined to be reasonable by the Mono County Board of Supervisors.

The water service provider for the project shall be determined prior to approval of the Final Tract Map.

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<sup>1</sup> Mono County General Plan, Conservation/Open Space Element, Water Resource Policies, Objective B, Policy 4 and Action 4.1:

Policy 4: Encourage the consolidation of small water providers to increase operational and service efficiency.

Action 4.1: Require new developments to be served by existing water providers, where feasible, rather than creating new service entities.

Program 8-A The project applicant shall work with the Mutual Water Company or the CSA to establish the administrative and managerial framework for the expanded system. That framework shall be in place prior to approval of the Final Tract Map. The process for establishing that system shall include the following steps, at a minimum:

- 1) The existing system shall be physically inspected by a registered engineer, in order to determine its condition and to establish a remaining life schedule and replacement values for equipment and system components.
- 2) The financial status of the existing system shall be reviewed by a qualified third-party, in order to determine its condition and to establish adequate reserves.
- 3) Reasonable costs associated with expanding the existing system, including fees charged to the developer, shall be determined.
- 4) Reasonable and equitable water rates shall be established for the existing development and the proposed development based on the operating costs to provide water to the respective units of the water system.
- 5) Separate capital improvement accounts shall be established for the maintenance, repair, and replacement of the existing infrastructure for the existing development and the infrastructure of the water system for the proposed development. Provisions shall be made and accounting practices instituted to assure that expenditures from these accounts for maintenance, repair, and replacement of the water system infrastructure are assigned to the appropriate account.
- 6) Provisions shall be instituted for equal representation from the existing and proposed development on the governing body of the water service provider.
- 7) Failure to accomplish these steps, caused by the unreasonable acts of the Water Company, may be used as grounds for the Board of Supervisors to determine that an expanded system is not feasible.

Alternatively, as allowed in Policy 8a, if the Board of Supervisors has determined that expansion of the existing water system is not feasible, for any of the reasons stated herein, and has established another service provider for the project, the project applicant shall work with that service provider to establish the managerial and administrative framework for the system as outlined above. That framework shall be in place prior to approval of the Final Tract Map.

**Policy 8-B** Provide a water system that meets estimated water needs for the project, including fire flow requirements.

Program 8-B The project applicant shall work with the White Mountain Mutual Water Company or the CSA to design an expanded water storage and distribution system that will serve both projects. The design for the expanded system shall be completed and approved by the Mono County Department of Environmental Health prior to approval of the Final Tract Map.

If the Board of Supervisors establishes a service entity other than the White Mountain Mutual Water Company or the CSA, the project applicant shall work with that entity to design a water storage and distribution system that is configured so that it may be connected to the existing system at some time in the future. The design for that system shall be completed and approved by the Mono County Department of Environmental Health prior to approval of the Final Tract Map.

The developer shall provide the necessary utility easements and/or deed the parcels containing the wells to the community water system prior to recording the final map. Well # 2 shall be designated as a utility lot on the final map.



**Policy 8-C** Ensure that the proposed water system meets all state and local requirements for small water systems.

Program 8-C Domestic water wells shall be developed for the project in compliance with all State and County regulations for domestic water wells. Prior to approval of the Final Tract Map, the White Mountain Mutual Water Company, or the CSA, shall submit a complete permit application for an expanded integrated water system to serve the existing and proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The expanded water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the expanded water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

If the Board of Supervisors establishes a service entity other than the White Mountain Mutual Water Company or the CSA, the project applicant, along with that provider, shall submit a complete permit application for a water system to serve the proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

**Policy 8-D** Ensure that the proposed water system avoids impacts to surrounding wells and to the surrounding environment.

Program 8-D All parcels in this project shall be connected to the community water supply permitted for the project. The water system shall be designed, constructed, and tested as specified in the Water Resource Conservation Standards in this plan (See also, Land Use Program 1-D).

### ***SEWER SYSTEM***

**Policy 9-A** Individual septic systems shall be installed for the single-family residences.

Program 9-A Septic system permits shall be obtained from the Mono County Environmental Health prior to the installation of any septic systems.

### ***STORM DRAINAGE SYSTEM***

**Policy 10-A** The storm drainage system shall be designed to accommodate the runoff from a 100-year 24-hour storm event.

Program 10-A The storm drainage system shall be designed and constructed as specified in the preliminary drainage figures (see Appendix A, Map Set, Figure 5).

**Policy 10-B** The storm drainage system shall be maintained over the life of the project to ensure it functions properly.

Program 10-B The storm drainage system shall be maintained by a zone of benefit and/or by the CSA, so that it is fully functioning at all times.

### ***SOLID WASTE DISPOSAL***

**Policy 11-A** Solid waste disposal for the proposed residential uses shall be the responsibility of individual homeowners.

Program 11-A The CC & Rs for the project shall reiterate that solid waste disposal is the responsibility of individual homeowners.

**ENERGY FACILITIES AND SERVICES**

**Policy 12-A** All utility lines (electricity, phone, cable) shall be installed underground in compliance with the Mono County Land Use Regulations Chapter 11, Development Standards--Utilities.

Program 12-A Utility lines shall be installed as shown on Figure 7, Utility Plan (see Appendix A, Map Set).

**Policy 12-B** Propane shall be the primary heating source for the project. The propane storage and distribution system for the project shall include three 1000-gallon tanks located on Lot B and underground distribution lines as shown on Figure 6, Water, Propane and Sewage Plan (see Appendix A, Map Set).

Program 12-B The propane storage and distribution system shall be installed in the location shown on Figure 6, Water, Propane and Sewage Plan (see Appendix A, Map Set). The propane storage yard shall be visually screened as required by Design Standard 19 in this plan. The facilities for the propane tanks shall include a containment facility and automatic shutoff valves. Each house/parcel shall have a standardized propane shutoff box.

**Policy 12-C** Woodburning stoves or fireplace inserts may be installed as a secondary heating source in residences but must be Phase II EPA certified in compliance with Mono County General Plan policies (Conservation/Open Space Element, Public Health and Safety policies, Objective A, Action 6.1).

Program 12-C The CC & Rs for the project shall reiterate the requirement that any woodburning appliances installed in the project be Phase II EPA certified appliances.

**Policy 12-D** The installation and use of alternative energy systems, such as solar, shall not be discouraged.

Program 12-D The CC & Rs for the project shall not prohibit alternative energy systems.

**FIRE PROTECTION SERVICES**

**Policy 13-A** The development shall comply with California State Fire Codes as well as with the Mono County Fire Safe Requirements (Mono County Land Development Regulations, Chapter 22), pertaining to emergency access, signing and building numbering, emergency water supplies, and vegetation modification.

Program 13-A Compliance with State Fire Codes and the Mono County Fire Safe Requirements shall be determined through the building permit approval process.

**Policy 13-B** The development shall comply with the requirements of the Chalfant Valley Fire Protection District.

Program 13-B The project shall comply with the following minimum requirements in order to increase fire safety:

- All buildings on adjoining lots shall be a minimum of 30 feet apart. For lots 1-8, the rear yard setback shall be 30'. For lot 25, the western side yard setback shall be 30'. For all other lots less than one acre in size the side and rear yard setbacks shall be 15'.

Note: The rear yard setbacks may be reduced for lots 1-8 and the western side yard setback may be reduced for lot 25, if existing buildings on the adjoining lots within the existing subdivision have at least a 15' setback from the applicable rear or side property lines. If a property within the existing subdivision that adjoins lots 1-8 or 25 is vacant, the applicable rear or side yard setback shall be 30'.

- Each house/parcel shall have a standardized propane shutoff box.

- The propane tanks for the project shall be located on the lot designated for utility uses.
- The facilities for the propane tanks shall include a containment facility and automatic shutoff valves.
- The project shall have illuminated house numbers on each residence.
- The Fire District shall review the hydrant plan prior to approval of the Final Tract Map.
- A hydrant shall be installed by the water tanks.

Prior to approval of the Final Tract Map, the project proponent shall provide the County with a "will serve" letter from the Chalfant Valley FPD, indicating its capability to serve the proposed development and its approval of fire protection and suppression components of the proposed project design. Fire mitigation fees shall be collected as part of the building permit application process.

- Policy 13-C** The development shall contribute its fair share of the cost of additional fire equipment and facilities needed to serve Chalfant.
- Program 13-C The developer shall work with the Chalfant Valley Fire Department to determine its fair share of costs and the means of contributing to those costs. An agreement shall be reached concerning this prior to approval of the Final Tract Map.

**LAW ENFORCEMENT**

- Policy 14-A** Ensure that the development provides funding for its fair share of additional law enforcement services required as a result of the development.
- Program 14-A As part of the building permit application process, the applicant shall pay the fees established by the Mono County Development Impact Fee Ordinance.

**EMERGENCY MEDICAL SERVICES**

- Policy 15-A** Ensure that the development provides funding for its fair share of additional emergency medical services required as a result of the development.
- Program 15-A As part of the building permit application process, the applicant shall pay the fees established by the Mono County Development Impact Fee Ordinance.

**SCHOOLS**

- Policy 16-A** Ensure that the development provides funding for its fair share of additional school facilities and services required as a result of the development.
- Program 16-A As part of the building permit application process, collect school mitigation fees.

**RECREATIONAL FACILITIES**

- Policy 17-A** Ensure that the development provides funding for its fair share of additional recreational facilities and services required as a result of the development.
- ~~Program 17 A Prior to recording the final map, the applicant shall pay \$1,000 per lot to offset impacts to recreational facilities and services in Chalfant, as required by the Mono County Department of Public Works.~~

- Program 17-A** *Amended with Resolution 12-85*  
*The Specific Plan did not identify impacts to recreation as a significant environmental issue. It was one of several impact area identified as not potentially significant for which mitigation measures were included in the DEIR to reduce impacts to even lower levels.*

*In the past, developer impacts have been required in Mono County as required by Board Ordinance R05-093. The Developer Impact Fees were subsequently repealed by the County in July 2011 (Ordinance R11-45). The Specific Plan identifies the Chalfant Park as the facility to be funded by the developer impact fees. The County typically seeks grants and similar funding for improvements at county park facilities, rather than relying on developer impact fees.*

*The project includes three open-space lots that total 14.35 acres, along with extra wide roads to allow for pedestrian and bicycle uses along the roads. The project thus provides for recreation on site and connects to surrounding off-site recreational areas.*

## **POSTAL SERVICE**

- Policy 18-A** The developer shall provide cluster mailboxes at the location shown on Figure 4, Traffic Circulation Plan (see Appendix A, Map Set). Easements and concrete bases or other provisions shall be provided for the mailboxes.
- Program 18-A Prior to the approval of the Final Tract Map, the developer shall confer with local postal authorities and the Mono County Department of Public Works regarding the installation of cluster mailboxes. The applicant shall provide a letter from the postal authorities and the Mono County Department of Public Works stating their approval of road names and cluster box locations for the development. The mailboxes shall be painted a muted earth tone (i.e. tan, green, brown, grey) that blends in with the surrounding environment and is non-reflective.

## **SPECIFIC PLAN DESIGN STANDARDS**

### ● **Access and Roads**

- DS-1 Project roads and access points shall conform to the applicable Mono County Road Improvement Standards.
- DS-2 The project shall not include curbs or sidewalks.
- DS-3 To provide pedestrian and bicycle access throughout the subdivision, including to the mailboxes and bus stop, subdivision streets shall be constructed with a wider paved section. Working outward from the centerline, each street section shall consist of a 10-foot wide travel lane, a fog line, a four-foot wide paved shoulder, a two-foot wide compacted Class II aggregate base shoulder, and (where applicable) a drainage ditch. These road specifications shall be included on the Final Tract Map.
- DS-4 At a minimum, the encroachment from each lot to the adjacent public road shall be paved. This requirement shall be reiterated in the CC & Rs for the project.
- DS-5 Driveway access shall meet fire-safe standards and shall not exceed a sixteen (16) percent grade.

### ● **Parking**

- DS-6 Each single-family residence shall provide two off-street parking spaces in compliance with the Mono County Land Development Regulations, Chapter 6, Development Standards--Parking. This requirement shall be reiterated in the CC & Rs for the project.

### ● **Lighting**

- DS-7 The project shall not have streetlights unless required for safety at intersections. Streetlights shall be shielded and directed so that no light emanates beyond the street.
- DS-8 Exterior lighting at individual residences shall be limited to that necessary for safety reasons. Exterior lighting shall be concealed, high intensity lighting shall be avoided, and lighting shall

be shielded and directed so that it does not emanate beyond the boundaries of each individual lot. This requirement shall be reiterated in the CC & Rs for the project.

- **Building Design**

DS-9 Housing installed on-site by White Mountain Estates LLC may be either factory-built or traditional stick-built housing. There shall be at least 3 floor plans available and at least 2 exterior elevations per floor plan.

DS-10 Any factory-built housing installed on the site, whether by the developer or subsequent property owners, shall be on an engineered load-bearing foundation system on top of a concrete footing. This requirement shall be reiterated in the CC & Rs for the project.

DS-11 The scale and design of structures, fences and signs shall harmonize with existing development in the area and with the surrounding natural environment. Fencing shall be wildlife-friendly.

- **Building Height**

DS-12 Building heights for residential development shall be limited to a maximum of 35 feet from any given point above grade. All heights shall be calculated from the natural grade or finished grade, whichever is more restrictive. This requirement shall be reiterated in the CC & Rs for the project.

- **Building Materials**

DS-13 In compliance with Mono County's minimum development standards, the color, design, and type of building materials for structures, fences, and signs shall be aesthetically compatible with the natural environment and/or surrounding community. Reflective materials shall not be allowed. Colors shall be muted earth tones, i.e. dark tans, browns, grays, or greens. Roof colors shall be muted, non-reflective dark earth tones, i.e. brown, green. Building materials shall have an appearance compatible with the surrounding environment, e.g. wood, stone, or stucco. This requirement shall be reiterated in the CC & Rs for the project.

- **Signs**

DS-14 The project shall comply with the provisions of the Mono County Sign Ordinance, Chapter 7 of the Land Development Regulations, specifically with Section 07.020 (D), Real Estate Signs.

DS-15 Individual illuminated house number signs are required in compliance with the Mono County Fire Safe Standards, Chapter 22 of the Land Development Regulations.

- **Utilities**

DS-16 All utilities (electrical, communication lines, water distribution lines, propane distribution line, etc.) shall be installed underground in conformance with applicable provisions of the Mono County Land Development Regulations. All service connections shall be placed so that public roadways will not have to be cut up for service connections to future residences.

DS-17 All utilities shall be installed to all parcels within each development phase prior to the occupancy of any structure constructed on any parcel within that development phase.

DS-18 Mailboxes shall be clustered and shall be installed by White Mountain Estates LLC at a location approved by the Public Works Department and the US Postal Service. Prior to approval of the Final Tract Map, the applicant shall provide a letter from the US Postal Service and the Mono County Department of Public Works stating their approval of road names and cluster box locations for the development. The location of the mailboxes shall be shown on the Final Tract Map. The mailboxes shall be painted a muted dark earth tone (i.e.

tan, green, brown, gray) that blends in with the surrounding environment and is non-reflective.

- **Landscaping/Screening**

DS-19 In compliance with Mono County's minimum development standards, visually offensive land uses such as the production well(s), water storage tanks, and propane tanks shall be adequately screened through the use of landscaping, fencing, contour grading, or other appropriate measures, including the use of an appropriate paint color and finish that blends into the surrounding visual environment. Paint color and finish shall be approved by the Planning Director. Landscaping shall occur as shown on the Master Landscape Plan in Appendix A, Map Set.

DS-20 Landscaping installed by the developer shall comply with the Landscape Plan prepared for the White Mountain Estates Specific Plan (see Figure 8 in Appendix A, Map Set). A detailed landscape plan, prepared in accordance with Mono County's Landscape and Revegetation Requirements, shall be prepared, reviewed by the Planning Commission and approved prior to approval of the Final Tract Map. The landscape plans shall include requirements for irrigation and maintenance of the landscaping installed by the developer.

DS-21 Landscaping on individual residential lots shall be predominantly xeriscape (i.e. 65 percent of the landscaped area on an individual lot shall be xeriscape) and fire safe. The requirement for xeriscapic and fire safe landscaping shall be reiterated in the CC & Rs for the project.

Xeriscape means a dry landscape or a landscape requiring low irrigation and low maintenance. Many of the plants may not require any irrigation once they are established; others may require only limited drip irrigation. Xeriscape landscaping incorporates several basic principles that lead to saving water:

- Soil preparation. Amending soil, particularly in areas for shrubs and flowers, will improve the soil's water-holding capacity and reduce water consumption.
- Plant selection. Selecting trees, shrubs and groundcovers based on their adaptability to a region's soil and climate will reduce irrigation and maintenance requirements.
- Efficient irrigation. The use of efficient irrigation methods, such as drip irrigation and timed watering systems, will also reduce water consumption.
- Mulch. Using mulch in flower and shrub beds and around the base of trees will prevent water loss from the soil through evaporation and increase water penetration during irrigation.
- Maintenance. Appropriate maintenance (pruning, weeding, fertilization, pest control, irrigation) increases the health of plants and decreases the need for water.

Information on fire safe landscaping can be obtained from the Mono County Land Use Regulations, Chapter 22, Fire Safe Regulations, and from the Eastern Sierra Regional Fire Council ([www.easternsierrafirecouncil.org](http://www.easternsierrafirecouncil.org)). Fire safe landscaping includes maintaining a defensible perimeter around structures and using plants with a high moisture content and low resin or oil content. The Fire Safe Plant Guide (see Appendix D in the DEIR) issued by the Eastern Sierra Regional Fire Safe Council provides a list of Fire Safe plants that are available and grow well in the Eastern Sierra.

## ***SPECIFIC PLAN CONSERVATION STANDARDS***

- **Noise**
  - CS-1 Construction shall be limited to daylight hours in accordance with the Mono County Noise Regulations (Mono County Code Section 10.16) in order to minimize impacts to nocturnal wildlife species and adjacent sensitive noise receptors.
  - CS-2 Noise levels during all construction activities shall be kept to a minimum by equipping all on-site equipment with noise attenuation devices and by compliance with all requirements of the Mono County Noise Regulations (Mono County Code Section 10.16).
  - CS-3 During all construction activities, all stationary construction equipment shall be placed so that emitted noise is directed away from sensitive receptors nearest the project site, i.e. residential uses in the existing White Mountain Estates subdivision.
  - CS-4 During all construction activities, equipment staging areas shall be located the greatest distance possible from the nearest sensitive noise receptors, i.e. residential uses in the existing White Mountain Estates subdivision.
- **Air Quality**
  - CS-5 Only energy star rated heating systems and appliances shall be installed in the residences. No units shall have wood burning appliances as the primary heating source.
  - CS-6 In compliance with Mono County General Plan policies, any wood-burning appliances installed in the project shall be Phase II EPA certified (Mono County General Plan, Conservation/Open Space Public Health and Safety policies, Objective A, Action 6.1). This requirement shall be reiterated in the CC & Rs for the project.

- CS-7 An air quality permit shall be obtained from the Great Basin Unified Air Pollution Control District.
  - CS-8 A final Grading Plan, based on the preliminary grading and drainage plan in this document, must be approved by the Mono County Department of Public Works prior to recording the Final Tract Map. The Grading Plan must include erosion control and stormwater management BMPs. Grading shall be minimized; structures shall be designed to fit the site.
  - CS-9 Building envelopes and driveways shall be established on the Final Tract Map for all lots adjacent to drainage channels, all lots affected by Alquist Priolo fault hazards, and lots on which Secondary Units may be allowed. The land use plan shall also indicate lots where Secondary Units may be allowed. On lots larger than one acre in size, where large animals such as horses are allowed, animal confinement areas shall also be established on the Final Tract Map in order to reduce site disturbance, protect vegetation, and to ensure that there is sufficient area for the leach field, replacement field, and animal areas.
  - CS-10 Building envelopes for each residential parcel shall be located to avoid development on ridgelines or ridgetops, when feasible, and to minimize cut and fill.
  - CS-11 In order to minimize the potential for dust erosion and visual impacts, land disturbance (grading, cut and fill) for road construction, infrastructure installation, and building construction shall be limited to the areas identified on the Final Tract Map for roads, utilities, buildings, and driveways.
  - CS-12 Dust generated during construction shall be controlled by the use of watering or other Best Management Practices. All material excavated or graded shall be sufficiently watered to prevent excessive amounts of dust. Watering shall occur at least twice daily with complete coverage.
  - CS-13 Speed limits on the construction site shall be reduced to minimize dust and windborne erosion.
  - CS-14 Construction materials (rock, debris, etc.) that are not utilized as road fill shall be removed to a permitted landfill or other approved site.
  - CS-15 The project proponent shall prepare a Stormwater Pollution Prevention Plan (SWPPP) and submit a Notice of Intent to comply with provisions of the State Water Resources Control Board's Stormwater NPDES Permit for Construction Activities.
  - CS-16 All clearing, grading, earth moving, or excavation activities shall cease during periods of high winds (i.e. greater than 25 miles per hour averaged over one hour).
  - CS-17 Adjoining streets shall be washed or swept clean of tracked-out vehicle dirt.
  - CS-18 All material transported on-site or off-site shall be sufficiently watered or securely covered to prevent excessive amounts of dust.
  - CS-19 All trucks hauling excavated or graded material off-site shall comply with State Vehicle Code Section 23114, which contains requirements for covering loads so materials do not blow or fall from a truck.
- **Wildlife**
    - CS-20 Domestic animals shall be restrained at all times, either through the use of leashes or private fenced yards. No animals shall be allowed to be free roaming. Fencing shall be wildlife-friendly. This requirement shall be reiterated in the project CC & Rs.
    - CS-21 Dogs on the project site during construction must be under the direct control of the owner at all times.
    - CS-22 Construction shall be limited to daylight hours in accordance with the Mono County Noise Regulations (Mono County Code Section 10.16) in order to minimize impacts to nocturnal wildlife species and adjacent sensitive noise receptors.

- **Vegetation**



- CS-23 Land uses on Lot D shall be limited to non-motorized passive recreational activities (e.g. hiking, birdwatching, wildlife viewing, horseback riding) and signs shall be posted at the entrances to the parcel reiterating the prohibition on motorized vehicles.
- CS-24 Any additional density on the remainder parcel beyond one single-family residential unit with one connection to the community water supply system, shall require regulatory approval through the Specific Plan process with associated CEQA documents. Any potential impacts to the spring or surrounding riparian habitat areas identified in the CEQA documents shall be avoided or fully mitigated.
- CS-25 If vegetation clearing is required during the avian breeding season, a qualified biologist, paid for by the developer, shall survey the area affected and if active nests are located, a protective buffer of 100 feet shall be established around the nests to be avoided until the young have fledged.
- CS-26 During construction, project boundaries shall be clearly delineated in order to avoid disturbances to surrounding off-site vegetation and soils.
- CS-27 The project proponent shall revegetate disturbed areas resulting from roadway construction, infrastructure installation, and earthquake fault trenching. Revegetation shall utilize local seed mixes and/or native plants and shall be conducted immediately following construction. Revegetated areas shall be irrigated as needed and maintained until the plants are established.
- CS-28 To deter the spread of weeds, stockpiled topsoil shall be covered and disturbed areas shall be revegetated immediately following construction.
- CS-29 Landscaping shall be utilized to minimize potential visual impacts resulting from development (e.g. water and propane tanks) and to minimize erosion. Landscaping on individual residential lots shall be predominantly xeriscape (i.e. 65 percent of landscaping on an individual lot shall be xeriscape) and fire safe. The requirement for xeriscapic and fire safe landscaping shall be reiterated in the CC & Rs for the project. See DS-21 for specific provisions regarding xeriscape and fire safe landscaping.
- CS-30 The project proponent shall work with LADWP and BLM to identify authorized trail/route access from the community across adjacent LADWP and BLM lands. Where feasible, existing roads/trails shall be used. The route(s) shall be identified prior to approval of the final tract map and shall be marked with signs at the property boundary. The signs shall be installed prior to the development of any housing and shall inform recreational users of LADWP and BLM lands of prohibited uses on those lands. The Homeowner's Association shall be responsible for maintaining the signs. The CC & Rs for the project shall inform all residents of BLM policies that prohibit cross-country vehicle use on adjacent public lands and limit that vehicle use to designated roads and trails. Access points shall be finalized and shown on the map prior to recording the final tract map.
- CS-31 The project proponent shall work with LADWP and BLM to place signs along the public land/private subdivision boundary along the north and south sides of the project site in order to reduce trespass on public lands. The Homeowner's Association shall be responsible for maintaining the signs. The signs shall be installed prior to the development of any housing. Access points shall be finalized and shown on the map prior to recording the final tract map.

- **Cultural Resources**

- CS-32 The project proponent shall stop work and the County and local Native American tribal contacts if archaeological evidence and/or human remains or unmarked cemeteries are encountered during ground-disturbing activities. No disturbance of such a site shall be permitted until such time as the applicant hires a certified archaeologist and an archaeological survey that identifies acceptable site mitigation measures is filed with the County Planning Department.

Native American monitors shall be onsite during the archaeological survey to ensure the proper identification and care of cultural resources. The disposition of any recovered artifacts

shall be made in consultation with local tribal contacts. In the event of the accidental discovery of human remains, Health and Safety Code §7050.5, Public Resources Code §5097.98, and CEQA Guidelines §15064.5 (d) shall be consulted for the proper procedure to follow.

Road construction/grading plans shall include a copy of this mitigation measure.

- **Geology and Soils**

CS-33 The applicant shall be required to submit a soils report or process a soils waiver report. Any such report or waiver shall be reviewed and approved by the Director of Public Works, according to the provisions of Mono County Code Section 17.36.090.

CS-34 All development on-site (structures, utilities) shall comply with the requirements of the Uniform Building Code for Seismic Zone 4.

Note: See Air Quality Conservation Standards for additional standards that address geology and soils.

- **Hazards**

CS-35 The project shall comply with all requirements of the Chalfant Valley FPD and shall obtain a will serve letter from the FPD prior to approval of the Final Tract Map.

CS-36 Development on-site shall be designed and constructed to minimize off-site runoff impacts. A stormwater drainage system shall be constructed and maintained on-site, as shown in Figure 5 in Appendix A, Map Set.

CS-37 The project shall comply with the following minimum requirements in order to increase fire safety:

- All buildings on adjoining lots shall be a minimum of 30 feet apart. For lots 1-8, the rear yard setback shall be 30'. For lot 25, the western side yard setback shall be 30'. For all other lots less than one acre in size the side and rear yard setbacks shall be 15'.

Note: The rear yard setbacks may be reduced for lots 1-8 and the western side yard setback may be reduced for lot 25, if existing buildings on the adjoining lots within the existing subdivision have at least a 15' setback from the applicable rear or side property lines. If a property within the existing subdivision that adjoins lots 1-8 or 25 is vacant, the applicable rear or side yard setback shall be 30'.

- Each house/parcel shall have a standardized propane shutoff box.
- The propane tanks for the project shall be located on the lot designated for utility uses.
- The facilities for the propane tanks shall include a containment facility and automatic shutoff valves.
- The project shall have illuminated house numbers on each residence.
- The Fire District shall review the hydrant plan prior to approval of the Final Tract Map.
- A hydrant shall be installed by the water tanks.

- **Visual Resources**

CS-38 Visual resources in the project area shall be conserved through implementation of the design standards and the Landscaping Plan contained in this plan.

- **Water Resources**

CS-39 All landscaping on-site shall be predominantly xeriscape and fire safe in compliance with Design Standard DS-21.

CS-40 Water conserving fixtures shall be installed in all development on-site, including all residential structures and irrigation systems. This requirement shall be reiterated in the CC & Rs for the project.

CS-41 Prior to approval of the Final Tract Map, the White Mountain Mutual Water Company, or the CSA, shall submit a complete permit application for an expanded integrated water system to serve the existing and proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The expanded water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the expanded water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

If the Board of Supervisors establishes a service entity other than the White Mountain Mutual Water Company or the CSA, the project applicant, along with that provider shall submit complete permit application for an expanded integrated water system to serve the existing and proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the expanded water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

CS-42 The Technical, Managerial and Financial Capacity report required with the permit application for an expanded water system shall determine the source capacity of the two wells for the proposed project, or the developer's qualified hydrologist may propose an alternative measure for determining the apparent long-term yield for review by the Environmental Health Department. The Technical Report must take into consideration the water demand attributable to secondary residences that may be constructed on the proposed project and on the existing White Mountain Estates subdivision. If the data and conclusions in the report do not meet regulatory requirements, the Mono County Environmental Health cannot issue a permit for an expanded water system. In that case, the applicant may choose to redesign the project and complete additional CEQA analysis on the redesigned project.

CS-43 If the water system is not the White Mountain Mutual Water Company or a CSA serving the existing and proposed development, the water system operator shall ensure that the new wells constructed for the project are not impacting the existing well operated by the White Mountain Estates Mutual Water Company.

The well maintenance program for the onsite water system shall include annual monitoring as required by the State. As part of that monitoring process, the level of the water table shall be measured in all of the wells utilized by the system, as well as in the wells owned and operated by the White Mountain Mutual Water Company.

If the static water level in any of the wells decreases by 20 feet or more in one year, then landscape watering in the proposed development shall be restricted during the summer months (June 1-September 30).

If the static water level rebounds fully by the following annual monitoring, landscape watering shall not be restricted. If the static water level remains at a decreased level for a second year, any second units allowed by the Specific Plan that have not been built at that point in time shall not be allowed until the static water level has rebounded and remained at a higher level for five consecutive years.

A water conservation schedule, identifying trigger points in well water levels and corresponding restrictions in landscape watering, shall be developed and approved by the Mono County Department of Environmental Health prior to approval of the Final Tract Map.

CS-44 Future development will require the installation of individual sewage disposal systems on each parcel. The applicant shall submit a soils suitability report, prepared by a registered civil

engineer licensed in the state of California, supporting the suitability of soils for installation of individual sewage disposal systems. The report shall contain, at a minimum, two percolation test results and two soil profile results for each new parcel to be created, or percolation test results and soil profile results as required by the Environmental Health Department. The report shall document, to the satisfaction of the Environmental Health Department, that the soil structure meets or exceeds applicable State and County standards for the siting and installation of individual sewage disposal systems.

- CS-45 The Environmental Health Department requires that the bottom of subsurface leach fields and rock-filled infiltration trenches be a minimum of five feet above the level of seasonal high groundwater to provide adequate treatment. Soil profiles and percolation testing shall be conducted during a period of highest groundwater, preferably during April or May. The Environmental Health Department shall be notified a reasonable period in advance of conducting the required soil profiles and percolation tests so staff may make inspections. Individual sewage disposal system permits shall be obtained from the MCEHD prior to installation of septic tanks.
- CS-46 All lots adjacent to the drainage course shall have a 50-foot setback from the drainage course.
- CS-47 The tract map shall indicate 100-foot sanitary setbacks from all community wells.

**TTM 37-46 / White Mountain Estates  
Conditions of Approval**

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**FORMAT:**

Condition of Approval.....

- a. Schedule of Compliance.....
  - b. Responsible Monitoring Agency or Department.....  
Public Works, CDD—Building Division, CDD—Planning Division
  - c. Implementing Party
  - d. Type of Mitigation: Design, Ongoing, Cumulative
- 

1. Future residential development shall meet the requirements of the Mono County General Plan and the White Mountain Estates Specific Plan.
  - a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
  
2. The developer shall inform future owners and developers of project mitigation measures as a means of reducing or eliminating development impacts to less-than-significant levels. These minimum development standards shall be cross-referenced to map conditions recorded by the County by notation on a supplemental sheet of the tract map, and shall also be included in project CC&Rs.
  - A. Construction activities shall take place only during daylight hours or per Mono County Code 13.08.290, whichever is more restrictive.
  - B. Noise levels shall be in conformity with Mono County Noise Standards. Construction equipment shall be adequately muffled.
  - C. Homeowners' dogs shall be restrained by leashes or contained within fenced areas or yards.
  - D. Dogs belonging to construction workers shall be prohibited in the project area during construction or be under the owner's complete control at all times.
  - E. Vegetation removal should be limited to disturbance necessary for construction of residences, accessory buildings, driveways, walkways, corrals, and landscaping.
  - F. Homeowners shall provide erosion control measures for disturbed areas during and following construction. Topsoil shall be stockpiled at the construction site and redistributed over disturbed areas as soon as practical following completion of construction.
  - G. Control of dust during any construction and/or land-clearing activities shall be required using watering, mulching, or other erosion-control methods as necessary.
  - H. Homeowners shall aim, shield and direct exterior lighting downward to reduce glare.
  - I. Future development projects shall comply with the Visual Resources requirements of the White Mountain Estates Specific Plan.
    - a. Developer's notification must be satisfied prior to final approval of the tract map. Property owner compliance requires monitoring over time; usually linked to future development.
    - b. Department of Public Works and Community Development Department / Planning Division
    - c. Applicant / Property Owner
    - d. Design / Ongoing

3. Pursuant to section 66424.6(a) of the Subdivision Map Act, when a subdivider divides only a portion of a parcel of land, the undivided portion may be designated as a “remainder” parcel so long as that portion is not divided for the purpose of sale, lease, or financing immediately or in the future. The designated remainder may be subsequently sold at a later date, but the owner must file a request for certificate of compliance or conditional certificate of compliance with the Mono County Department of Public Works prior to the sale (section 66424.6(d)). This requirement shall be noted on the final map.
  - a. Notation must be satisfied prior to final approval of the tract map. Future sale requires monitoring over time.
  - b. Department of Public Works
  - c. Applicant / Property Owner
  - d. Design / Ongoing
  
4. Lot numbering on the final tract map shall be presented in a continuous, sequential order to correct the lot numbering shown on the tentative tract map.
  - a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
5. The developer shall make offers of dedication for 60-foot-wide rights-of-way for street, drainage, and utility purposes for subdivision roads shown on the Tentative Parcel Map. Offers of dedication shall also be made for slope maintenance easements as necessary for any slope area that extends outside street rights-of-way. Offers of dedication or easements to the benefit of a homeowner’s association shall also be made for any area necessary for bus stop or mailbox cluster purposes and/or for drainage facilities constructed outside street rights-of-way.
  - a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
6. The developer shall provide necessary easements for existing and proposed utility service within the subdivision. All existing and proposed easements shall be shown on the tract map.
  - a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
7. The subdivider shall convey an easement or license to the county, approved as to form by the county counsel, for access to the on-site well for ground water monitoring purposes. All proposed easements shall be shown on the tract map.
  - a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
8. Liquefied Petroleum Gas (LPG) shall be installed according to all applicable codes and Mono County Code 15.04.056.
  - a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building Division

- c. Applicant / Property Owner
  - d. Design / Ongoing
9. All new residential construction shall conform to the requirements of Chapter 21, "Flood Plain Regulations," of the Land Use Element of the Mono County General Plan.
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Department of Public Works and Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
10. A field investigation has identified seismic faulting on the property. The tract map shall include a note stating that a fault investigation report has been prepared and is available from the County. A supplemental sheet to the tract map shall delineate the boundaries of the Alquist-Priolo Earthquake Fault Zone and note that residential development is not permitted within 50 feet of the fault trace. In lots affected by the fault zone, a building envelope shall be shown and dimensioned to indicate limits of residential development. However, unoccupied structures such as barns, sheds, and detached garages may be constructed within this area.
- a. Delineation and notation must be satisfied prior to approval of the tract map. Future construction requires monitoring over time, usually associated with approved residential construction. Setbacks must be satisfied prior to issuance of a building permit.
  - b. Department of Public Works and Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing

#### **FINAL MAP CONDITIONS**

11. The developer shall inform future owners of development standards and mitigation measures as a means of reducing or eliminating impacts to less-than-significant levels. At a minimum, Conditions of Approval 1–20, or as otherwise required by the County, shall be cross-referenced to map conditions recorded by the County by notation on a supplemental sheet of the tract map. Conditions of Approval 1–20 shall also be reiterated in project CC&Rs.
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

**TTM 37-46 / White Mountain Estates  
White Mountain Estates Specific Plan  
Mitigation Monitoring Program**

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**FORMAT:**

Mitigation Measure.....

- a. Schedule of Compliance.....
  - b. Responsible Monitoring Agency or Department.....  
Public Works, CDD—Building Division, CDD—Planning Division, Environmental Health
  - c. Implementing Party
  - d. Type of Mitigation: Design, Ongoing, Cumulative
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***Public Services:***

1. The developer shall provide the Department of Public Works with a “will serve” letter from the Chalfant Valley Fire Protection Department indicating approval of fire protection and suppression components of the proposed project design and that the department will provide service to the proposed parcels. The project shall comply with the following minimum requirements in order to increase fire safety:

- All buildings on adjoining lots shall be a minimum of 30 feet apart. For lots 1-8, the rear yard setback shall be 30’. For lot 25, the western side yard setback shall be 30’. For all other lots less than one acre in size the side and rear yard setbacks shall be 15’.

Note: The rear yard setbacks may be reduced for lots 1-8 and the western side yard setback may be reduced for lot 25, if existing buildings on the adjoining lots within the existing subdivision have at least a 15’ setback from the applicable rear or side property lines. If a property within the existing subdivision that adjoins lots 1-8 or 25 is vacant, the applicable rear or side yard setback shall be 30.

- Each house/parcel shall have a standardized propane shutoff box.
- The propane tanks for the project shall be located on the lot designated for utility uses.
- The facilities for the propane tanks shall include a containment facility and automatic shutoff valves.
- The project shall have illuminated house numbers on each residence.
- The Fire District shall review the hydrant plan prior to approval of the Final Tract Map.
- A hydrant shall be installed by the water tanks.

Fire mitigation fees shall be collected as part of the building permit application process. Prior to acceptance of subdivision improvements by the Department of Public Works, the developer shall furnish documentation from the district indicating that improvements satisfactorily meet district requirements.

(EIR Mitigation Measure PS-2, H-2 and Specific Plan Program 13-B)

- a. The “will serve” requirement must be satisfied prior to final approval of the tract map. The latter requirement shall be furnished prior to release of surety posted for subdivision improvements.
- b. Department of Public Works
- c. Applicant
- d. Design

- ~~2. Consistent with recreation objectives identified for the Tri Valley area in the Land Use Element, the developer shall contribute improvements and/or in lieu fees for the Chalfant community park or an alternate location agreed upon by the developer and Department of Public Works. The cost for~~
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~~recreation improvements and/or in lieu fees shall not be less than \$40,000. Any improvements to the Chalfant community park shall be approved by the Department of Public Works and shall be completed concurrent with subdivision improvements.  
(EIR Mitigation Measure PS5 and Specific Plan Program 17 A)~~

***Amended with Resolution 12-85***

***The Specific Plan did not identify impacts to recreation as a significant environmental issue. It was one of several impact area identified as not potentially significant for which mitigation measures were included in the DEIR to reduce impacts to even lower levels.***

***In the past, developer impacts have been required in Mono County as required by Board Ordinance R05-093. The Developer Impact Fees were subsequently repealed by the County in July 2011 (Ordinance R11-45). The Specific Plan identifies the Chalfant Park as the facility to be funded by the developer impact fees. The County typically seeks grants and similar funding for improvements at county park facilities, rather than relying on developer impact fees.***

***The project includes three open-space lots that total 14.35 acres, along with extra wide roads to allow for pedestrian and bicycle uses along the roads. The project thus provides for recreation on site and connects to surrounding off-site recreational areas.***

- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
3. The developer shall contribute mitigation fees to the County for project impacts to emergency medical facilities, school facilities, and law enforcement services in Chalfant.  
(EIR Mitigation Measures PS-3 and PS-4 and Specific Programs 14-A, 15-A, and 16-A)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

***Geology and Soils:***

4. Grading permits shall be required as specified in Mono County Code Section 13.08.030, et seq. Activities requiring a grading permit include, but are not limited to, land clearing and grading activities that clear more than 10,000 square feet, result in cuts greater than 4 feet or fill greater than 3 feet, or involve more than 200 cubic yards of cut or fill. Construction resulting in the alteration of a drainage course also requires a grading permit.  
(EIR Mitigation Measures GS-1, AQ-4 and Specific Plan Conservation Standard CS-8)
- a. Requires monitoring over time; usually linked to future development associated with approval of grading, driveway and/or road improvements, and residential construction.
  - b. Department of Public Works
  - c. Applicant / Property Owner
  - d. Design / Ongoing
5. Drainage and erosion-control plans shall be required of residential construction involving more than 5,000 square feet of pad area disturbed, including secondary or accessory structures on any one parcel, at any one time. Drainage and erosion control plans shall also be required for construction on any one parcel that cumulatively exceeds 10,000 square feet. If plans are required, plans will be developed by the individual project applicant with review and concurrence by the Mono County Department of Public Works, Community Development Department / Building Division, and applicable federal and/or state agencies.

(EIR Mitigation Measure GS-1, AQ-4 and Specific Plan Conservation Standard CS-8)

- a. Requires monitoring over time; usually linked to future development associated with approval of grading, driveway and/or road improvements, and residential construction.
  - b. Department of Public Works, Community Development Department / Building Division, and applicable federal and/or state agencies
  - c. Applicant / Property Owner
  - d. Design / Ongoing
6. Building envelopes and driveways shall be established on the Final Phased Tract Maps for all lots adjacent to drainage channels, all lots affected by Alquist Priolo fault hazards, and lots on which Secondary Units may be allowed (for each particular phase). The land use plan shall also indicate lots where Secondary Units may be allowed. On lots larger than one acre in size, where large animals such as horses are allowed, animal confinement areas shall also be established on the Final Tract Map in order to reduce site disturbance, protect vegetation, and to ensure that there is sufficient area for the leach field, replacement field, and animal areas. Building envelopes for each residential parcel shall be located to avoid development on ridgelines or ridgetops, when feasible, and to minimize cut and fill. (EIR Mitigation Measures GS-2, GS-3, AQ-5, AQ-6, VW-4, VR-10 and Specific Plan Conservation Standards CS-9 and CS-10).
- a. Requires monitoring over time; usually linked to future development associated with approval of grading, driveway and/or road improvements, and residential construction.
  - b. Department of Public Works and Community Development Department / Planning Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
7. During all phases of construction, erosion-control measures shall be applied to disturbed areas and shall include the use of Best Management Practices such as placement of fiber blankets, fiber rolls, filter fencing, or similar materials. Removed topsoil shall be stockpiled and replaced over disturbed areas at, or prior to, the completion of construction. Redistribution of topsoil and revegetation of disturbed areas shall occur as soon as practical following construction and the use of stabilization material or landscaping shall be required to reduce impacts related to erosion. Use of native seed and/or native plants grown from seeds or seedlings obtained from local native stock is encouraged. Revegetated areas shall be irrigated as necessary to establish the plants. (EIR Mitigation Measures VW-9, VW-10 and Specific Plan Conservation Standards CS-27, CS-28)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
8. To prevent wind erosion and public nuisance created by dust, property owners shall refrain from clearing native vegetation except as necessary for impending or same-year construction. In addition, land disturbance (grading, cut and fill) for road construction, infrastructure installation, and building construction shall be limited to the areas identified on the final tract map for roads, utilities, building envelopes, and driveways. (EIR Mitigation Measure GS-4, AQ-7, VR-11 and Specific Plan Conservation Standard CS-11)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing

9. All disturbed soil surfaces resulting from construction of improvements shall be stabilized within one year of completion of subdivision improvements. All exposed surfaces shall be stabilized prior to the onset of winter weather if such work is to be completed the following year.
  - a. Must be made part of the subdivision improvement plans approved for the project.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
10. For all phases of subdivision and parcel development, controls shall be instituted to reduce the impact of dust. Such controls are to include watering and mulching of disturbed areas or by other approved methods, e.g.:
  - All material excavated or graded shall be sufficiently watered to prevent excessive amounts of dust. Watering shall occur at least twice daily with complete coverage
  - Speed limits on the construction site shall be reduced to minimize dust and windborne erosion.
  - Initiation of revegetation efforts should commence as soon as practical after construction.
  - All clearing, grading, earth moving, or excavation activities shall cease during periods of high winds (i.e. greater than 25 miles per hour averaged over one hour).
  - Adjoining streets shall be washed or swept clean of tracked-out vehicle.
  - All material transported on-site or off-site shall be sufficiently watered or securely covered to prevent excessive amounts of dust.
  - All trucks hauling excavated or graded material off-site shall comply with State Vehicle Code Section 23114, which contains requirements for covering loads so materials do not blow or fall from a truck.(EIR Mitigation Measures GS-5, GS-6, GS9-12, AQ8-9, AQ 12-15 and Specific Plan Conservation Standard CS-12, CS-13, CS16-19)
  - a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
  
11. Construction material (rock, debris, etc.) that is not utilized as fill material in the construction of improvements shall be removed to a permitted disposal site or other site approved by the Department of Public Works. All material proposed for fill shall be approved by a geotechnical engineer prior to placement in the project.  
(EIR Mitigation Measure GS-7, AQ-10 and Specific Plan Conservation Standard CS-14)
  - a. Must be made part of the subdivision improvement plans approved for the project.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
  
12. The applicant shall prepare a Storm Water Pollution Prevention Plan (SWPPP) and submit a Notice of Intent (NOI) to the Lahontan Regional Water Quality Control Board in compliance with provisions of the State Water Resources Control Board's Storm Water NPDES Permit for Construction Activities. The project shall comply with the Lahontan Basin Project Guidelines for Erosion Control. The developer shall furnish approved copies of the SWPPP and NOI to the Department of Public Works prior to its issuance of a grading permit for construction of subdivision improvements.  
(EIR Mitigation Measure GS-8, AQ-11 and Specific Plan Conservation Standard CS-15)
  - a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works

- c. Applicant
  - d. Design
13. The developer shall provide a soils report to, or request a soils report waiver from, the Department of Public Works. Any such report or request for waiver, acceptable to the Director of Public Works, shall comply with the provisions of Mono County Code Section 17.36.090.  
(EIR Mitigation Measure GS-13 and Specific Plan Conservation Standard CS-33)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

***Vegetation and Wildlife:***

14. Land uses on Lot D shall be limited to non-motorized passive recreational activities (e.g. hiking, birdwatching, wildlife viewing, horseback riding) and signs shall be posted at the entrances to the parcel reiterating the prohibition on motorized vehicles.  
(EIR Mitigation Measure VW-1 and Specific Plan Conservation Standard CS-23)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Planning Division
  - c. Applicant / Homeowner’s Association
  - d. Design / Ongoing
15. Any additional density on the remainder parcel beyond one single-family residential unit with one connection to the community water supply system shall require regulatory approval through the Specific Plan process with associated CEQA documents. Any potential impacts to the spring or surrounding riparian habitat areas identified in the CEQA documents shall be avoided or fully mitigated.  
(EIR Mitigation Measure VW-2 and Specific Plan Conservation Standard CS-24)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Planning Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
16. If vegetation clearing is required during the avian breeding season, a qualified biologist, paid for by the developer, shall survey the area affected and if active nests are located, a protective buffer of 100 feet shall be established around the nests to be avoided until the young have fledged.  
(EIR Mitigation Measure VW-3 and Specific Plan Conservation Standard CS-25)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building Division
  - c. Applicant / Homeowner’s Association
  - d. Design / Ongoing
17. Dogs belonging to individuals involved in construction activities shall be prohibited in the project area during construction phases or under the owner’s complete control at all times.  
(EIR Mitigation Measure VW-6 and Conservation Standard CS-21)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions

- c. Applicant / Property Owner
  - d. Design / Ongoing
18. Domestic animals shall be restrained at all times, either through the use of leashes or private fenced areas. No animals shall be allowed to be free roaming. Horses and other grazing animals shall be penned or tethered. This requirement shall be reiterated in the project CC & Rs.  
(EIR Mitigation Measure VW-5 and Specific Plan Conservation Standard CS-20)
- a. Requires monitoring over time; usually linked to future development.
  - b. Community Development Department / Planning Division
  - c. Applicant / Property Owner
  - d. Ongoing
19. During construction, project boundaries shall be clearly delineated in order to avoid disturbances to surrounding off-site vegetation and soils  
(EIR Mitigation Measure VW-8 and Specific Plan Conservation Standard CS-26)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
20. The project proponent shall work with LADWP and BLM to identify authorized trail/route access from the community across adjacent LADWP and BLM lands. Where feasible, existing roads/trails shall be used. The route(s) shall be identified prior to approval of the final tract map and shall be marked with signs at the property boundary. The signs shall be installed prior to the development of any housing and shall inform recreational users of LADWP and BLM lands of prohibited uses on those lands. The Homeowner's Association shall be responsible for maintaining the signs. The CC & Rs for the project shall inform all residents of BLM policies that prohibit cross-country vehicle use on adjacent public lands and limit that vehicle use to designated roads and trails. The project proponent shall also work with LADWP and BLM to place signs along the public land/private subdivision boundary along the north and south sides of the project site in order to reduce trespass on public lands. The Homeowner's Association shall be responsible for maintaining the signs. The signs shall be installed prior to the development of any housing. Access points shall be finalized and shown on the map prior to recording the final tract map.  
(EIR Mitigation Measure VW-11 and Specific Plan Conservation Standards CS-30, CS-31)
- a. Requires monitoring over time; usually linked to future development.
  - b. Community Development Department / Planning Division
  - c. Applicant / Homeowner's Association
  - d. Design / Ongoing

***Visual Resources:***

21. The project shall not have streetlights unless required for safety at intersections. Streetlights shall be shielded and directed so that no light emanates beyond the street. Exterior lighting at individual residences shall be limited to that necessary for safety reasons. Exterior lighting shall be concealed, high intensity lighting shall be avoided, and lighting shall be shielded and directed so that it does not emanate beyond the boundaries of each individual lot. This requirement shall be reiterated in the CC & Rs for the project.  
(EIR Mitigation Measures VR-1, VR-2 and Specific Plan Design Standard DS-7, DS-8)
- a. Requires monitoring over time; usually linked to future development.
  - b. Community Development Department / Building and Planning Divisions
  - c. Applicant / Property Owner

- d. Design / Ongoing
22. The project shall comply with the provisions of the Mono County Sign Ordinance, Chapter 7 of the Land Development Regulations, specifically with Section 07.020 (D), Real Estate Signs. (EIR Mitigation Measures VR-6 and Specific Plan Design Standard DS-14)
- a. Requires monitoring over time; usually linked to future development.
  - b. Community Development Department / Planning Divisions
  - c. Applicant
  - d. Design / Ongoing
23. The developer shall extend all applicable utilities (electricity, telephone, propane, cable TV, etc.) to the property line of each parcel. The location and design of utilities shall be included on improvement plans submitted to the Department of Public Works for review and approval. All new on-site utility extensions shall be installed underground. (EIR Mitigation Measures VR-7 and Specific Plan Design Standard DS-16)
- a. Utility extension to lot lines must be satisfied prior to approval of the tract map. Future extension requires monitoring over time, usually associated with approved residential construction.
  - b. Department of Public Works and Community Development Department / Building division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
24. The developer shall provide a “will serve” letter from the local postal authority indicating its intent to serve the subdivision and stating its approval of subdivision street names and the location and design of cluster mailboxes for the development. The location and design of cluster mailboxes shall be included on improvement plans submitted to the Department of Public Works for review and approval. The mailboxes shall be painted a muted dark earth tone (i.e. tan, green, brown, gray) that blends in with the surrounding environment and is non-reflective (EIR Mitigation Measures VR-8 and Specific Plan Design Standard DS-18)
- a. Utility extension to lot lines must be satisfied prior to approval of the tract map. Future extension requires monitoring over time, usually associated with approved residential construction.
  - b. Department of Public Works and Community Development Department / Building division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
25. Future residential development should not dominate the natural environment and should complement existing rural character. The siting of a project and the scale, design, color and building materials for structures and fences shall harmonize with existing development in the area, the surrounding natural environment, and on-site topography. The following design guidelines are encouraged for all development:
- A. Building areas for each lot shall be selected to reflect sensitivity to on-site topography and potential visual obstructions.
  - B. Roofing materials shall be non-reflective and shall be in a natural dark earth tones (i.e., brown, dark green, or similar colors).
  - C. Bright colors or reflective materials shall not be used for any component of any structure.
  - D. Siding materials shall have a natural appearance compatible with the surrounding environment. The use of indigenous rock shall be encouraged.
  - E. Siding materials shall be stained, painted or otherwise finished in muted earth tones (i.e. dark tans, browns, grays, or green)s in order to blend into the surrounding environment.
  - F. Colors and materials for fences shall be muted and shall blend with the surrounding natural environment.

G. Building heights for residential development shall be limited to a maximum of 35 feet from any given point above grade. All heights shall be calculated from the natural grade or finished grade, whichever is more restrictive.

(EIR Mitigation Measures VR-3-5 and Specific Plan Design Standards DS-11-13)

- a. Requires monitoring over time. Associated with approved residential construction.
- b. Community Development Department / Building and Planning divisions
- c. Applicant / Property Owner
- d. Design / Ongoing

26. Visually offensive land uses such as well and water storage facilities, trash receptacles, propane tanks, and out-building structures shall be adequately screened through the use of landscaping, fencing, contour grading, or other appropriate measures, including the use of an appropriate paint color and finish that blends into the surrounding visual environment. Paint color and finish shall be approved by the Planning Director. Landscaping shall occur as shown on the Master Landscape Plan in the White Mountain Estates Specific Plan. The use of larger planting stock is encouraged to accelerate the process of visual screening. Young plants shall be protected from deer and rodents until they are established (e.g., a 5-foot wire fence or vexar tubing has been found to work well to protect seedlings from deer).

(EIR Mitigation Measures VR-9 and Specific Plan Design Standards DS-19)

- a. Requires monitoring over time. Associated with approved residential construction.
- b. Community Development Department / Planning division
- c. Applicant / Property Owner
- d. Design / Ongoing

27. Landscaping on individual residential lots shall be predominantly xeriscape (i.e. 65 percent of landscaping on an individual lot shall be xeriscape) and fire safe. The requirement for xeriscapic and fire safe landscaping shall be reiterated in the CC & Rs for the project. See Design Standard DS-21 in the White Mountain Estates Specific Plan for specific provisions regarding xeriscape and fire safe landscaping.

(EIR Mitigation Measures VR-9, WR-1, H-3 and Specific Plan Design Standards DS-19, DS-21)

- a. Requires monitoring over time. Associated with approved residential construction.
- b. Community Development Department / Planning division
- c. Applicant / Property Owner
- d. Design / Ongoing

***Cultural Resources:***

28. The project proponent shall stop work and notify the County and local Native American tribal contacts if archaeological evidence and/or human remains or unmarked cemeteries ~~is~~ are encountered during ground-disturbing activities. No disturbance of such a site shall be permitted until such time as the applicant hires a certified archaeologist and an archaeological survey that identifies acceptable site mitigation measures is filed with the County Planning Department.

Native American monitors shall be onsite during the archaeological survey to ensure the proper identification and care of cultural resources. The disposition of any recovered artifacts shall be made in consultation with local tribal contacts. In the event of the accidental discovery of human remains, Health and Safety Code §7050.5, Public Resources Code §5097.98, and CEQA Guidelines §15064.5 (d) shall be consulted for the proper procedure to follow. Road construction/grading plans shall include a copy of this mitigation measure.

(EIR Mitigation Measure CR-1, Specific Plan Conservation Standard CS-32)

- a. Generally associated with future development, but may occur any time construction is in progress. Requires monitoring over time.

- b. Community Development Department / Planning Division
- c. Applicant / Property Owner
- d. Design / Ongoing

***Circulation:***

29. The developer shall install an enclosed, shaded bus stop to serve the subdivision. The design shall be equivalent to existing covered bus stops in the county (e.g., YARTS) and its location shall be agreed upon by the Mono County Department of Public Works, the developer, the Eastern Sierra Unified School District, and Inyo-Mono Transit. The location and design of the shelter shall be included on improvement plans submitted to the Department of Public Works for review and approval.

(EIR Mitigation Measure C-6 and Specific Plan Circulation Program 7-A).

- a. Must be satisfied prior to final approval of the tract map.
- b. Department of Public Works
- c. Applicant
- d. Design

30. The developer shall construct improvements to the intersection of U.S. Highway 6 and White Mountain Estates Road pursuant to requirements specified by Caltrans and the County. A copy of the encroachment permit issued by Caltrans shall be furnished by the developer to the Department of Public Works.

(EIR Mitigation Measure C-3 and Specific Plan Policy 5-B and Program 5-B)

- a. Must be satisfied prior to final approval of the tract map.
- b. Department of Public Works
- c. Applicant
- d. Design

~~31. The developer shall make improvements to White Mountain Estates Road, including relocation of the existing cattleguard to a straight section of road, installation of traffic calming measures, and completion of a grind and overlay project. Traffic calming shall consist of a median "island" with lane narrowing and road realignment around the island. This measure shall be installed between 0.1 to 0.2 miles west of the existing subdivision. In addition, the developer shall improve the easterly 900-foot portion of the road by grinding and recompact existing pavement followed by a 0.25-foot overlay with PG64 28 PM hot mix asphalt. Location and design of the improvements shall be included on improvement plans submitted to the Department of Public Works for review and approval.~~

~~(Specific Plan Policy 5-D and Program 5-D)~~

***Amended with R10-77***

*The developer shall relocate the existing cattle guard on White Mountain Estates Road to a straight section of road and pay in-lieu fees that would allow the County to rehabilitate the easterly 900-foot portion of White Mountain Estates Road by grinding and re-compacting existing pavement followed by a 0.25-foot overlay with PG64-28PM hot mix asphalt. The developer's 900-foot portion is approximately 20% of a larger County rehabilitation project on White Mountain Estates Road. If the County constructs the improvements prior to recordation of the final map, then the developer shall pay 20% of the County's costs of engineering, pulverization, and the 0.25-foot overlay, based on the lowest responsible bid prior to contract award. After the road rehabilitation project is completed, and before final approval of the map, the developer shall also pay 20% of the costs of the actual quantity of materials, materials testing,*



*and construction management incurred by the County in constructing the required improvements, along with any adjustment (upward or downward) in the costs of engineering, pulverization, and the 0.25-foot overlay realized during construction. If the developer records the final map prior to the construction of the required improvements by the County, then the developer shall pay to the County 100% of all estimated costs associated with the developer's share of the project and enter into an agreement with the County providing for the payment of any additional amounts by the developer (or for offset of amounts overpaid) based on the developer's share of actual costs, prior to recording of the final map, as determined following project completion. Estimated costs will be based upon an engineer's estimate prepared by the County.*

*The developer shall additionally install, or pay in-lieu fees to County in the amount of County's cost to design, plan, install, as a traffic calming measure, a "tabletop speed hump" on White Mountain Estates Road west of Sequoia Street. Installation (or payment of the in-lieu fees) must occur prior to recording of the final map, unless the developer enters into a subdivision improvement agreement (including bonding) with the County which provides for the installation of the tabletop speed hump no later than following the sale of five lots in the subdivision. In lieu fees shall be based on a cost estimate prepared by a licensed engineer. Developer shall additionally enter into an agreement with the county providing for the payment of any additional amounts by the developer (or offsets of amounts overpaid) based on the actual costs of designing, planning, and installing the improvement. The hump shall be constructed in conformance with drawing number R403A of the Standard Details for Public Works Construction, Reno section.*

- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design
32. The developer shall construct paved subdivision streets in accordance with County Road Improvement Standards for County-maintained residential streets (ref. plate 8 or 9). An alternate street design consisting of narrower travel lanes in exchange for expanded bike and pedestrian access improvements will be considered by the Department of Public Works. Earthwork activities and construction of all subdivision improvements, including, but not limited to, streets, upgrades to White Mountain Estates Road and U.S. Highway 6, drainage facilities, utilities, bike and pedestrian improvements (if any), mailbox cluster(s), and a bus stop, shall be conducted in accordance with improvement plans prepared by a civil engineer licensed in the State of California and approved by the Department of Public Works. An estimate of construction costs for subdivision improvements shall be prepared by a licensed civil engineer for review and approval by the Department of Public Works. Construction of subdivision improvements shall be conducted under authority of a grading permit issued by the Department of Public Works and encroachment permits issued by the Department of Public Works and Caltrans. All costs for improvement installation, testing, inspections, and any related reports, plans and specifications shall be the responsibility of the developer.  
(EIR Mitigation Measure C-1, C-2, and C-5 and Specific Plan Policy 5-A, Program 5-A, and Program 6-A)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

33. The developer shall establish a zone of benefit within the Countywide County Service Area for the extension of County services to the subdivision, including snow removal and the ongoing maintenance, repair, and ultimate replacement of subdivision streets, drainage facilities, and other improvements to be accepted by the County. The annual costs shall be extended to all lots within the subdivision and shall be adjusted annually for inflation. The initial annual costs shall be determined by an engineer's report prepared by a civil engineer licensed in the state of California, which shall be submitted for review and approval by the Department of Public Works.  
(EIR Mitigation Measures C-4, H-6 and Specific Plan Program 5-C)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

**Noise:**

34. Construction shall be limited to daylight hours (or per Mono County Code 13.08.290, whichever is more restrictive) in accordance with Mono County Code Chapter 10.16 (Noise Regulation) in order to minimize impacts to nocturnal resident wildlife species and adjacent sensitive noise receptors.  
(EIR Mitigation Measures VW-7 and N-1, Specific Plan Conservation Standards CS-1 and CS-22)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
35. Noise levels during construction shall be kept to a minimum by equipping all on-site equipment with noise-attenuation devices and by compliance with all requirements of Mono County Code Chapter 10.16 (Noise Regulation).  
(EIR Mitigation Measure N-2, Specific Plan Conservation Standard CS-2)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
36. During all construction activities, all stationary construction equipment shall be placed so that emitted noise is directed away from sensitive receptors nearest the project site, i.e. existing residential development at White Mountain Estates subdivision.  
(EIR Mitigation Measure N-3, Specific Plan Conservation Standard CS-3)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing
37. During all construction activities, equipment staging areas shall be located the greatest distance possible from the nearest sensitive noise receptors, i.e. residential uses in the existing White Mountain Estates subdivision.  
(EIR Mitigation Measure N-4, Specific Plan Conservation Standard CS-4)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction.
  - b. Community Development Department / Building and Planning divisions

- c. Applicant / Property Owner
- d. Design / Ongoing

***Air Quality:***

38. Only energy star rated heating systems and appliances shall be installed in the residences. No units shall have wood-burning appliances as the primary heating source.  
(EIR Mitigation Measure AQ-1, Specific Plan Conservation Standard CS-5)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
39. All wood-burning devices installed in the project shall be Phase II EPA certified, in conformance with the Mono County General Plan (Conservation / Open Space Element, Public Health and Safety Policies, Objective A, Action 6.1). This requirement shall be reiterated in the  
(EIR Mitigation Measure AQ-2, Specific Plan Conservation Standard CS-6)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
40. An air quality permit shall be obtained from the Great Basin Unified Air Pollution Control District for subdivision improvements. The developer shall provide a copy of the permit to the Department of Public Works prior to its issuance of a grading permit for construction of subdivision improvements.  
(EIR Mitigation Measure AQ-3, Specific Plan Conservation Standard CS-7)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

***Water Resources:***

41. Water conserving fixtures shall be installed in all development on-site, including all residential structures and irrigation systems. This requirement shall be reiterated in the CC & Rs for the project.  
(EIR Mitigation Measure WR-2, Specific Plan Conservation Standard CS-40)
- a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
42. Prior to approval of the Final Tract Map, the White Mountain Mutual Water Company, or the CSA, shall submit a complete permit application for an expanded integrated water system to serve the existing and proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The expanded water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the

expanded water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

If the Board of Supervisors establishes a service entity other than the White Mountain Mutual Water Company or the CSA, the project applicant, along with that provider shall submit complete permit application for an expanded integrated water system to serve the existing and proposed development and shall receive a domestic water permit for such a system from the Mono County Department of Environmental Health. The water system may be developed in phases as outlined in Land Use Program 1-D. In any case, the components of the expanded water system necessary to serve Phase I of the development shall be installed, passed final inspection, and fully operational prior to recording the Final Tract Map.

(EIR Mitigation Measure WR-3, Specific Plan Conservation Standard CS-41)

- a. Must be satisfied prior to approval of the final tract map.
- b. Environmental Health
- c. Applicant
- d. Design

43. The Technical, Managerial and Financial Capacity report required with the permit application for an expanded water system shall determine the source capacity of the two wells for the proposed project, or the developer's qualified hydrologist may propose an alternative measure for determining the apparent long term yield for review by the Environmental Health Department. The Technical Report must take into consideration the water demand attributable to secondary residences that may be constructed on the proposed project and on the existing White Mountain Estates subdivision. If the data and conclusions in the report do not meet regulatory requirements, the Mono County Environmental Health cannot issue a permit for an expanded water system. In that case, the applicant may choose to redesign the project and complete additional CEQA analysis on the redesigned project.

(EIR Mitigation Measure WR-4, Specific Plan Conservation Standard CS-42)

- a. Must be satisfied prior to approval of the final tract map.
- b. Environmental Health
- c. Applicant
- d. Design

44. If the water system is not the White Mountain Mutual Water Company or a CSA serving the existing and proposed development, the water system operator shall ensure that the new wells constructed for the project are not impacting the existing well operated by the White Mountain Estates Mutual Water Company.

The well maintenance program for the onsite water system shall include annual monitoring as required by the State. As part of that monitoring process, the level of the water table shall be measured in all of the wells utilized by the system, as well as in the wells owned and operated by the White Mountain Mutual Water Company.

If the static water level in any of the wells decreases by 20 feet or more in one year, then landscape watering in the proposed development shall be restricted during the summer months (June 1-September 30).

If the static water level rebounds fully by the following annual monitoring, landscape watering shall not be restricted.

If the static water level remains at a decreased level for a second year, any second units allowed by the Specific Plan that have not been built at that point in time shall not be allowed until the static water level has rebounded and remained at a higher level for five consecutive years.

A water conservation schedule, identifying trigger points in well water levels and corresponding restrictions in landscape watering, shall be developed and approved by the Mono County Department of Environmental Health prior to approval of the Final Tract Map (EIR Mitigation Measure WR-5, Specific Plan Conservation Standard CS-43)

- a. Must be satisfied prior to approval of the final tract map.
  - b. Environmental Health
  - c. Applicant / Water System Operator
  - d. Design / Ongoing
45. Installation of individual sewage disposal systems will be required on each parcel at the time of future residential development. Prior to final map approval, however, the developer shall submit a soils suitability report, prepared by a civil engineer licensed in the state of California, supporting the suitability of soils for installation of individual sewage disposal systems. At a minimum, the report shall contain two percolation test results and one soil profile results for each new parcel to be created or alternate testing as approved by Mono County Environmental Health. The report shall document, to the satisfaction of Mono County Environmental Health, that the soil structure meets or exceeds applicable state and county standards for siting and installation of individual sewage disposal systems. (EIR Mitigation Measure WR-6, Specific Plan Conservation Standard CS-44)
- a. Must be satisfied prior to approval of the final tract map.
  - b. Environmental Health
  - c. Applicant / Water System Operator
  - d. Design / Ongoing
46. The developer shall submit a plot plan, acceptable to Mono County Environmental Health, identifying designated areas for individual sewage disposal systems on each parcel. The plot plan shall be prepared by a civil engineer licensed in the state of California. The plot plan shall identify both the primary sewage disposal area and an area for future sewage disposal, described as a replacement area, equal to 100% of the primary sewage disposal area, should the primary system fail. The siting of individual sewage disposal systems shall comply with the Lahontan Regional Water Quality Control Board's (RWQCB) criteria contained in the Water Quality Control Plan for the Lahontan region. Leach fields and septic tanks shall be sited a minimum of 100 feet from any domestic well and a minimum of 50 feet from any drainage course. Alternative systems, if proposed, shall be reviewed and approved by Mono County Environmental Health and shall conform to RWQCB requirements.
- a. Must be satisfied prior to final approval of the tract map.
  - b. Environmental Health
  - c. Applicant
  - d. Design
47. A minimum 100-foot horizontal setback shall be provided from any livestock facility (corrals, etc.) and animal or fowl enclosure to any well.
- a. Requires monitoring over time; usually linked to future development.
  - b. Community Development Department / Building and Planning divisions
  - c. Applicant / Property Owner
  - d. Design / Ongoing

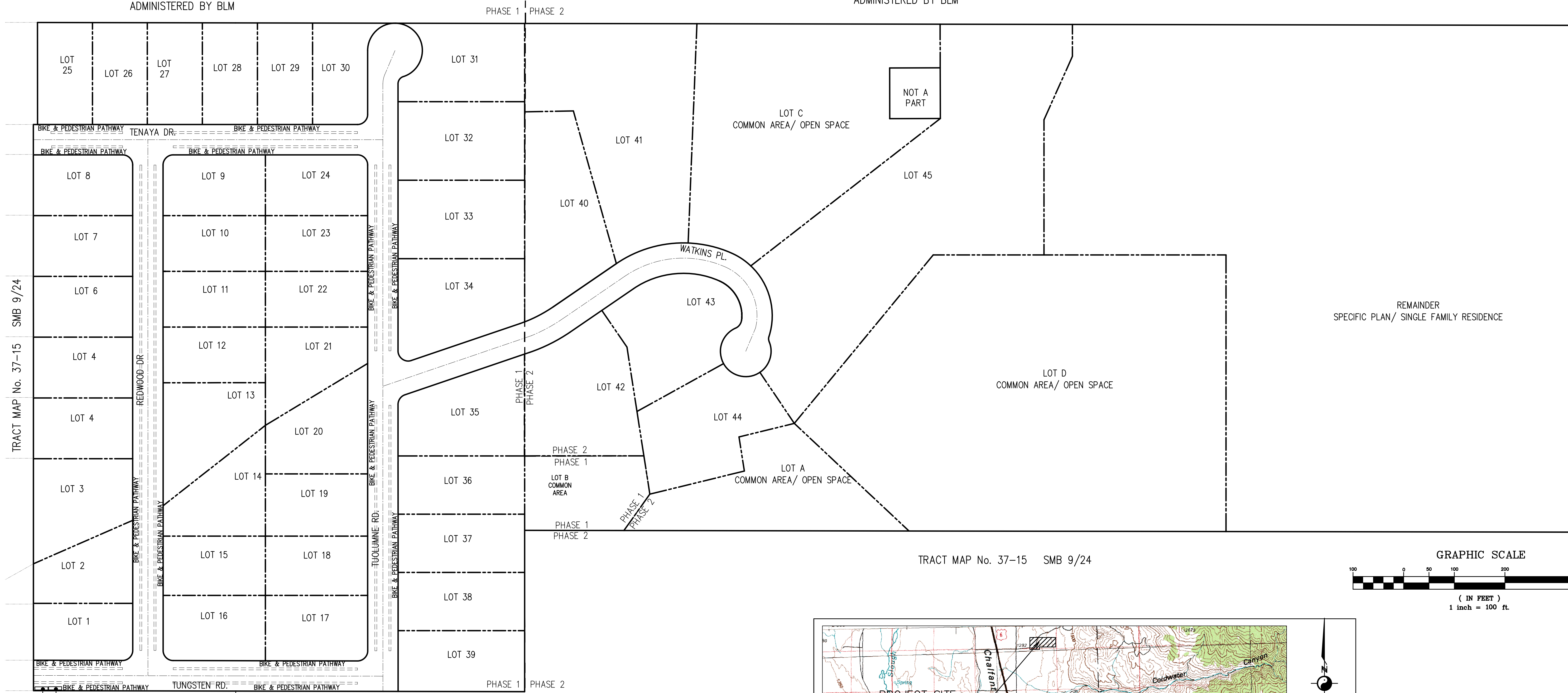
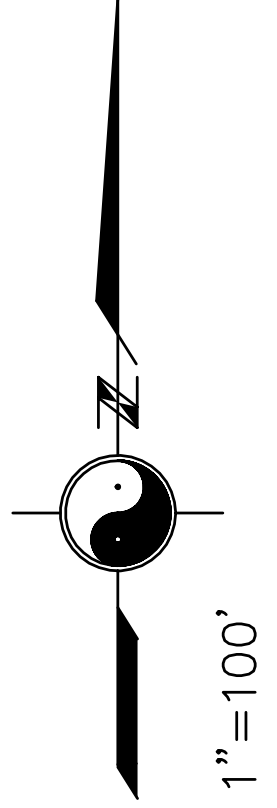
***Hazards:***

48. The project, as well as future development, shall comply with California State Fire Codes as well as with the Mono County Fire-Safe Regulations (Mono County General Plan, Land Use Element, Section VI, Land Development Regulations, Chapter 22) pertaining to emergency access, signing and building numbering, emergency water supplies and vegetation modification. (EIR Mitigation Measure H-1, Specific Plan Program 13-A)

- a. Requires monitoring over time; usually linked to future development associated with approved residential construction. Must be satisfied prior to issuance of a building permit and/or certificate of occupancy.
  - b. Community Development Department / Building Division
  - c. Applicant / Property Owner
  - d. Design / Ongoing
49. The developer shall furnish a drainage report, prepared by a civil engineer licensed in the state of California and approved by the Department of Public Works, addressing the hydrologic analysis and hydraulic design of all drainage facilities to be constructed to route on-site and off-site storm flows through the subdivision. Analysis of any improvements necessary to handle storm flows upstream of and downstream from the subdivision shall be addressed. The developer shall furnish documentation to the Department of Public Works verifying authorization to discharge storm flows downstream of the subdivision and providing access rights to construct off-site improvements, if necessary.  
(EIR Mitigation Measure H-4, H-5 and Specific Plan Policy 10-A and Program 10-A)
- a. Must be satisfied prior to final approval of the tract map.
  - b. Department of Public Works
  - c. Applicant
  - d. Design

FEDERAL LAND  
ADMINISTERED BY BLM

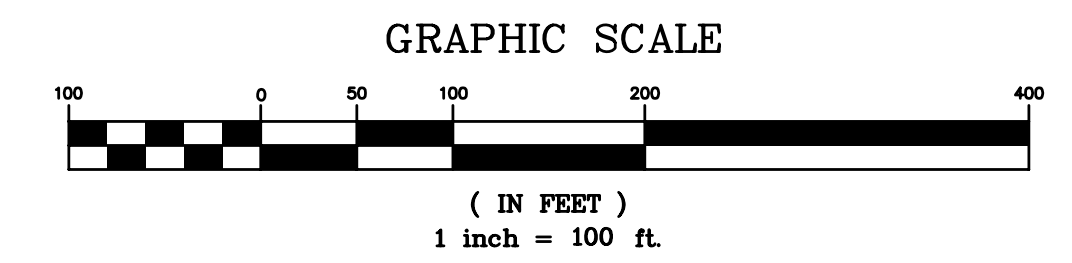
FEDERAL LAND  
ADMINISTERED BY BLM



REMAINDER  
SPECIFIC PLAN/ SINGLE FAMILY RESIDENCE

FEDERAL LAND  
ADMINISTERED BY BLM

TRACT MAP No. 37-15 SMB 9/24



CITY OF LOS ANGELES  
DEPARTMENT OF WATER AND POWER

WHITE MOUNTAIN ESTATES  
TENTATIVE TRACT MAP No. 37-46  
IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF MONO,  
STATE OF CALIFORNIA, BEING A PROPOSED SUBDIVISION  
OF A PORTION OF THE REMAINDER AS SHOWN ON TRACT No. 37-15  
BOOK 9 OF TRACT MAPS PAGES 24, 24-A, AND 24-B  
THE S 1/2 OF THE SE 1/4 AND SE 1/4 OF THE SW 1/4 OF SECTION 22  
T.5S., R.33E. M.D.M., MONO COUNTY, CALIFORNIA.

ASSESSOR'S PARCEL NO. 26-240-09,-10  
CONTAINS 76.58 ACRES

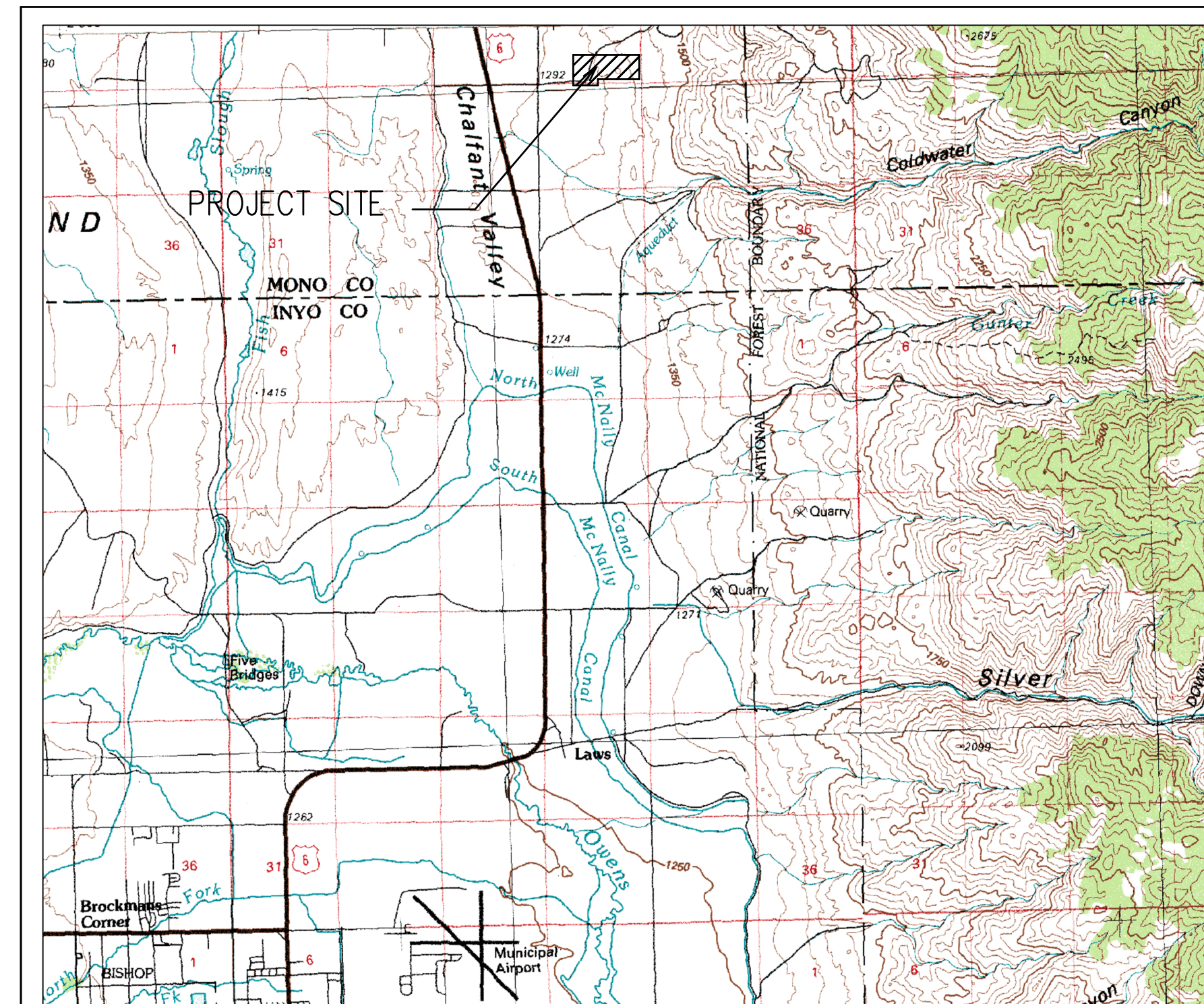
OWNER:  
WHITE MOUNTAIN ESTATES L.L.C.  
BOB STARK  
332 WEST HOWELL AVENUE  
RIDGE CREST, CA 93555  
(800) 233-7803

SURVEYOR:  
BEAR ENGINEERING, INC.  
46 S. SINCLAIR ST., SUITE #3  
BRIDGEPORT, CA 93517  
(760) 932-7077

DATE: APRIL 1, 2004  
REV. DECEMBER 4, 2005  
REV. APRIL 1, 2006  
REV. APRIL 24, 2006  
REV. SEPTEMBER 8, 2006  
REV. JANUARY 14, 2007

NOTES:

- ELECTRICAL SERVICE IS PROVIDED BY SOUTHERN CALIFORNIA.
- TELEPHONE SERVICE IS PROVIDED BY VERIZON.
- FIRE PROTECTION IS PROVIDED BY THE CHALFANT VALLEY FIRE PROTECTION DISTRICT.
- NO F.E.M.A. FLOOD INSURANCE DESIGNATION MAP WAS MADE FOR THE PROJECT SITE.
- WATER SOURCE:  
PHASE I:  
LOTS 1-39 COMMUNITY WATER WELL.  
PHASE II:  
LOTS 40-44 COMMUNITY WATER WELL.  
LOTS 45 COMMUNITY WATER WELL & IRRIGATION WELL.
- SEWER DISPOSAL: INDIVIDUAL SEPTIC SYSTEMS FOR EACH LOT.
- LOT AREAS:  
PHASE I:  
LOTS 1-39: MINIMUM LOT (28)= 0.50 ACRE (21,796 SQ. FT.)  
MAXIMUM LOT (34)= 0.96 ACRE (41,693 SQ. FT.)  
AVERAGE LOT = 0.61 ACRE (26,570 SQ.FT.)  
PHASE II:  
LOTS 40-45: MINIMUM LOT (40)= 0.80 ACRES (34,731 SQ. FT.)  
MAXIMUM LOT (45)= 4.79 ACRES (208,681 SQ. FT.)  
AVERAGE LOT = 1.91 ACRE ( 83,200 SQ. FT.)  
REMAINDER:  
19.23 ACRES (837,535 SQ. FT.)
- EXISTING USE: UNDEVELOPED
- PROPOSED USE: SINGLE FAMILY RESIDENTIAL.
- LAND USE CALCULATIONS:  
LESS THAN ONE ACRE (LOTS 1 THRU 39) 24.67 ACRES  
LESS THAN ONE ACRE (LOT 40) 0.80 ACRES  
ONE ACRE OR MORE ( 5 LOTS) 10.66 ACRES  
ROAD RIGHT-OF-WAY = 6.08 ACRES  
COMMON AREA/ OPEN SPACE = 14.35 ACRES  
COMMON AREA= 0.78 ACRES  
SPECIFIC PLAN/ SINGLE FAMILY RESIDENCE= 19.23 ACRES
- CONSTRUCTION PHASING:  
PHASE I: LOTS 1-39  
PHASE II: LOTS 40-45
- EASEMENTS:  
1.) WATERLINE EASEMENT PER BOOK 9 OF TRACT MAPS PAGES 24 & 24B  
2.) CITY OF LOS ANGELES- RIGHT TO CONVEY WATER UPON AND ACROSS SECTION 22 T.5S, R.33E, M.D.M. BY DEED RECORDED IN BOOK 5, PAGE 156 OF OFFICIAL RECORDS.



VICINITY MAP

NO SCALE

SHEET INDEX

- SHEET 1 TITLE SHEET
- SHEET 2 PHASE I: LOTS 1 - 39 PLAN, RECORD REFERENCES, NOTES, OFFERS OF DEDICATION, EASEMENTS, LEGEND & ABBREVIATIONS
- SHEET 3 PHASE II: LOTS 40-45, REMAINDER, COMMON AREA PLAN
- SHEET 4 PHASE I & II: ROAD AND LOT IMPROVEMENT PLAN
- SHEET 5 TYPICAL ROADWAY SECTIONS
- SHEET 6 TYPICAL ROADWAY SECTIONS



BEAR Engineering  
Civil Engineering & Surveying  
(760) 932-7077  
P.O. BOX 657  
46 SINCLAIR ST.  
BRIDGEPORT, CA 93517



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**      November 3, 2015

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**              Closed Session--Human Resources

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph, John Vallejo, Leslie Chapman, and Lynda Salcido. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

**RECOMMENDED ACTION:**

**FISCAL IMPACT:**

**CONTACT NAME:**

**PHONE/EMAIL: /**

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
***PRIOR TO 5:00 P.M. ON THE FRIDAY  
32 DAYS PRECEDING THE BOARD MEETING***

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES     NO

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available

History





OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**      November 3, 2015

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**              Closed Session - Public Employment

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrator.

---

**RECOMMENDED ACTION:**

---

**FISCAL IMPACT:**

---

**CONTACT NAME:**

**PHONE/EMAIL: /**

---

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**History**

Time

Who

Approval



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**     November 3, 2015

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**             Closed Session - Public Employment

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: HR Manager.

---

**RECOMMENDED ACTION:**

---

**FISCAL IMPACT:**

---

**CONTACT NAME:**

**PHONE/EMAIL: /**

---

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**MINUTE ORDER REQUESTED:**

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**History**

Time

Who

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**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**      November 3, 2015

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**              Closed Session - Public Employment

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Counsel.

---

**RECOMMENDED ACTION:**

---

**FISCAL IMPACT:**

---

**CONTACT NAME:**

**PHONE/EMAIL: /**

---

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**MINUTE ORDER REQUESTED:**

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**History**

Time

Who

Approval







OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE**      November 3, 2015

**TIME REQUIRED**

**PERSONS  
APPEARING  
BEFORE THE  
BOARD**

**SUBJECT**              Afternoon Item

---

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

REGULAR SESSION WILL RECONVENE AFTER CLOSED SESSION

---

**RECOMMENDED ACTION:**

---

**FISCAL IMPACT:**

---

**CONTACT NAME:**

**PHONE/EMAIL: /**

---

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32 DAYS PRECEDING THE BOARD MEETING***

**SEND COPIES TO:**

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**MINUTE ORDER REQUESTED:**

YES    NO

---

**ATTACHMENTS:**

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No Attachments Available

---

**History**

Time

Who

Approval



OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS

## REGULAR AGENDA REQUEST

Print

**MEETING DATE** November 3, 2015

**Departments: Board of Supervisors**

<b>TIME REQUIRED</b>	30 minutes (15 minute presentation; 15 minute discussion)	<b>PERSONS APPEARING BEFORE THE BOARD</b>	David Simmons, SCE
<b>SUBJECT</b>	SCE Drought Resolution Presentation		

### AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Drought Resolution Presentation by Southern California Edison regarding the removal of trees on the forest.

### RECOMMENDED ACTION:

None. Informational Only.

### FISCAL IMPACT:

None.

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
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THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

### SEND COPIES TO:

### MINUTE ORDER REQUESTED:

YES  NO

### ATTACHMENTS:

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[Staff Report](#)

[Updated Power Point Presentation](#)

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
9/30/2015 11:55 AM	County Administrative Office	Yes
10/6/2015 11:17 AM	County Counsel	Yes
10/5/2015 1:24 PM	Finance	Yes



To: Honorable Board of Supervisors

From: Southern California Edison

Date: October 19<sup>th</sup>, 2015

Subject:

Drought stress throughout California. Native brush is being stressed due to long term drought conditions and the amount of dead fuel is increasing throughout the region. Tree mortality has been steadily increasing across the national forests over the last several years. Large stands of dead trees are becoming more prominent.

Recommend:

Receive and acknowledge the State of California's drought resolution and SCE's commitment to reduce hazardous trees and fire fuel in the forest.

Fiscal Impact:

None

Discussion:

On June 12, 2014: CPUC issued\_a resolution ESRB-4\_directing utility companies to take remedial measures to reduce the likelihood of fires started by or threatening utility facilities. SCE will be sharing our upcoming activities around potential number of trees to be removed, disposal of wood on private property and USFS land and addressing attachments.



# SCE Drought Resolution Initiative

---



# Governor's Emergency Proclamation

---

## **January 2014: Governor Brown declared state of emergency**

...in areas where drought affected trees have created the potential for catastrophic forest fires



# CPUC Resolution

---

**June 12, 2014: CPUC issued Resolution ESRB-4** directing the electric utility companies to

- “...take remedial measures to reduce the likelihood of fires started by or threatening utility facilities.”
- Invoke their respective CEMAs to record costs of removal and incremental support costs



# SCE Districts Included

---

**18 SCE Districts are covered by the Drought Resolution Initiative (DRI)**

<b>Antelope Valley</b>	<b>Santa Barbara</b>
<b>Barstow</b>	<b>Santa Monica</b>
<b>Bishop/Mammoth</b>	<b>Shaver Lake</b>
<b>Covina</b>	<b>Tehachapi</b>
<b>Kernville</b>	<b>Thousand Oaks</b>
<b>Monrovia</b>	<b>Valencia</b>
<b>Ridgecrest</b>	<b>Ventura</b>
<b>Saddleback</b>	<b>Victorville</b>
<b>San Joaquin</b>	<b>Wildomar</b>

# SCE Districts Included

---

- **Contracts were awarded in August 2015 for tree listing and for tree removals**
- **15 QC Patrolmen & 2 QC General Foreman responsible for patrolling all overhead SCE facilities and identifying hazardous trees in the affected areas**
- **We are in the process of identifying hazardous trees in other districts. Once the trees are identified, we will add more tree removal crews.**

# SCE Districts Included

---

**Currently there are 28 tree removal crews dedicated to DRI:**

- *Kernville - 6 crews*
- *San Joaquin - 2 crews*
- *Shaver Lake - 18 crews*
- *Tehachapi - 2 crews*

# List of Potential Agencies Working with SCE

---

- *Cal Fire [Glenn Barley]*
- *USFS – Sequoia, Sierra, Inyo, Los Padres, Angeles, and Cleveland*
- *Sequoia National Monument*
- *Sequoia National Park*
- *Respective counties throughout SCE territory*





# Current Activities

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- **Action Plan** - work with CDF and other agencies to develop action plan and scope of work.
- **Tree Identification/Prioritization** - identifying and prioritizing trees that could potentially effect our facilities.
- **Tree Removal Contractors** – utilizing qualified contractor resources to provide the necessary tree clearing services.
- **Veg Practices** - revised our current vegetation management practices to reduce the risk of electrical failures by conducting fuel reduction operations in high-fire areas.

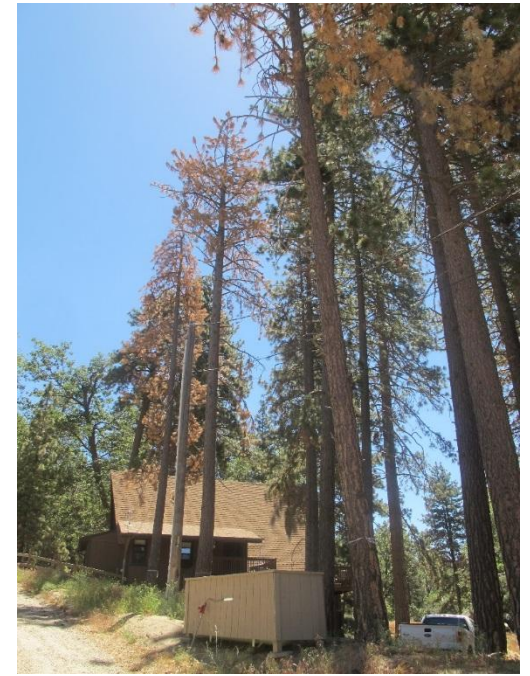
# Current Activities

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- **Accounting Procedures** – document removal and operational expenses for possible reimbursement through CEMA accounting.
- **Communication Plan** – attempt to ensure property owners are aware of SCE operations on their land and that they know their responsibilities.
  - News releases
  - Information Cards for Field Personnel and SCE Contractors

# Dead Trees along SCE Transmission/Distribution Corridor

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# Progression of a Dying Trees

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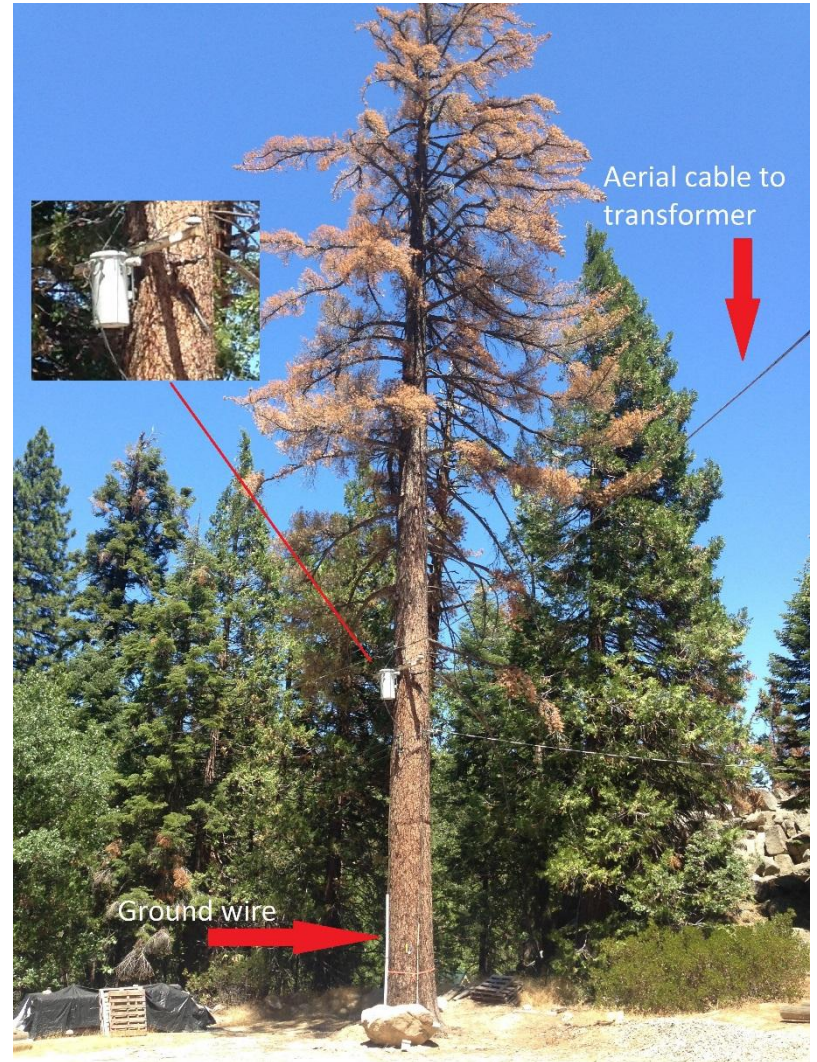
*Once a tree begins to die, whether from drought or bark beetle infestation, it could potentially be dead in less than 90 days*



# SCE Tree Attachments

- We estimate there are hundreds of tree attachments in the DRI area.
- QC Patrolmen are also in the process of identifying all SCE tree attachments.
- All tree attachments will eventually be removed and installed on new SCE utility poles

**This tree is located in Kernville District.  
Approximately 6 weeks ago it was  
healthy/green.**



# DRI 2014-Present

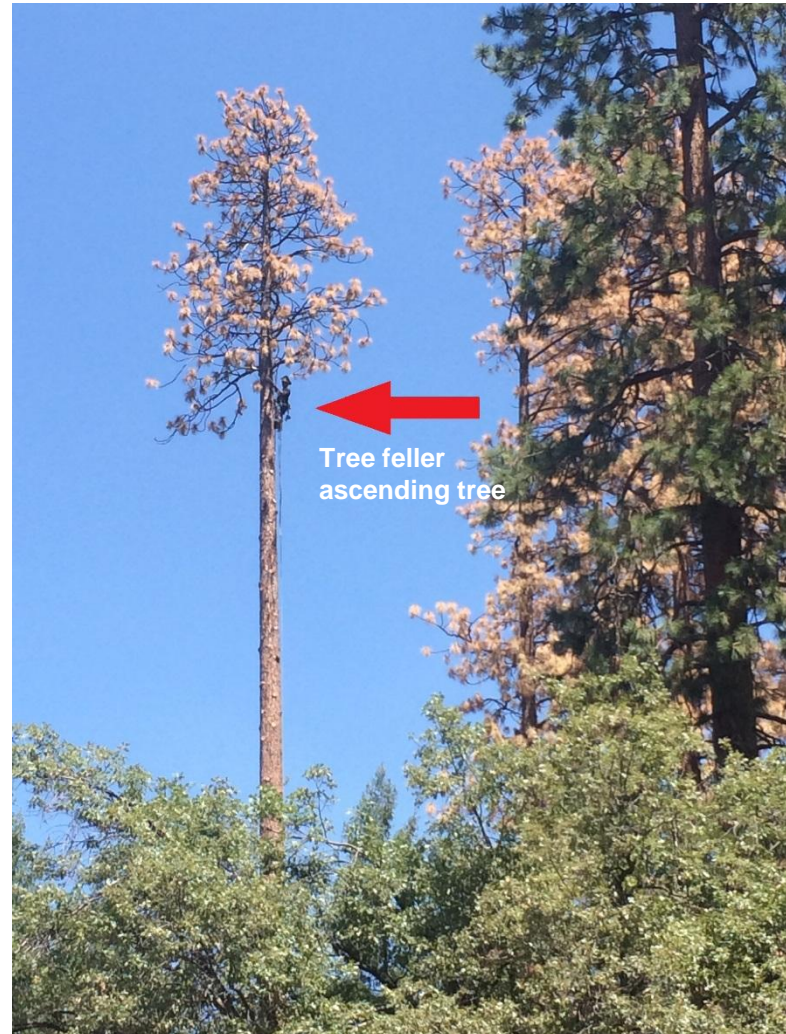
## From August 2014 – August 2015

- 2638 trees removed

## Projected activity

- Estimated removals for remainder of 2015 are 1500 trees

2016 removals projected at 2300 trees.  
(Based on current weather conditions,  
this number is likely to increase.)



# Wood Disposal on Private Property

- Contractor will dispose of the timber by hauling it away for grinding and disposal
- Timber can be left on-site as firewood for the customer only after customer has been made aware of proper firewood storage to minimize spread of bark beetles.



# Wood Disposal on USFS Land

- Per USFS discretion timber will be handled by:
  - Left on-site as “Lop and Scatter” due to site, slope, and environmental concerns
  - Hauled off to a designated site for timber harvest/firewood sale
  - Possible grinding with a tub grinder and disposal as site locations allow





# Closing

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- **Project overview**
- **Questions?**



**OFFICE OF THE CLERK  
OF THE BOARD OF SUPERVISORS**

**REGULAR AGENDA REQUEST**

Print

**MEETING DATE** November 3, 2015

**Departments: Board of Supervisors**

<b>TIME REQUIRED</b>	20 minutes (10 minute presentation; 10 minute discussion)	<b>PERSONS APPEARING BEFORE THE BOARD</b>	Charlene Wardlow, Business Development Director, Ormat
<b>SUBJECT</b>	Ormat Casa Diablo IV Project Update		

**AGENDA DESCRIPTION:**

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Update on Ormat operations in Mammoth Lakes and Casa Diablo IV Project status. This item was requested by Supervisor Corless.

**RECOMMENDED ACTION:**

None. Informational only.

**FISCAL IMPACT:**

None.

**CONTACT NAME:** Shannon Kendall

**PHONE/EMAIL:** x5533 / skendall@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH  
ATTACHMENTS TO THE OFFICE OF  
THE COUNTY ADMINISTRATOR  
**PRIOR TO 5:00 P.M. ON THE FRIDAY**  
**32 DAYS PRECEDING THE BOARD MEETING**

**SEND COPIES TO:**

**MINUTE ORDER REQUESTED:**

YES  NO

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available

History

<b>Time</b>	<b>Who</b>	<b>Approval</b>
10/27/2015 10:09 AM	County Administrative Office	Yes
10/28/2015 10:07 AM	County Counsel	Yes
10/27/2015 7:31 AM	Finance	Yes