

Board of Supervisors' Report
For the Angwin Community Council
January 13, 2009

To: Directors of the Angwin Community Council
From: Herb Ford

Today's meeting got off to a rousing start with a Board proclamation honoring Justin-Siena's high school football team for their exceptional winning ways. Supervisor Bill Dodd did an excellent job of presenting the proclamation to the fine-looking young fellows from the school who were present for the occasion.

There were no Department Heads' reports today, and the eight Consent Calendar items were approved by the Board with characteristic ease. One of the items concerned more action relating to the "Jail Kitchen Freight Elevator Project," which seems to be commanding more of the Supervisors' attention than would be expected of such a relative simple matter.

At about 9:45 a.m., the Supervisors heard and acted on "a new building permit fee as required by California Health and Safety Code Section 18931.6 (SB 1473)." The fee is assessed at a rate of four dollars per one hundred thousand dollars in permit valuation, and would apply to all residential and non-residential building permits, the fees going to the State for deposit in a Building Standards Administration fund. The matter was voted by the Board without comment.

A alcoholic beverage license request for Jacque Flannery at 1102 Tubbs Lane, Calistoga, sort of threw the Board into a foggy tizzy (my words) because the property at that address is encumbered with several code violations. The Supervisors seemed to be trying to decide if the code violations somehow tainted the license request. The questioning went on for a goodly period of time, and was finally resolved with a passing vote, 3-2, to on a "Motion to take no action" on the request. This would allow the request to move to the State to resolve.

The acting Director of Public Works requested of the Board attention and/or action on the following Measure "A" projects:

1. A staff presentation regarding the types of projects that meet Measure "A" ordinance requirements.
2. Approval and authorization for the Board Chair to sign an amendment to Agreement No. 4204 with the Napa County Flood Protection and Watershed Authority increasing the amount of Measure "A" funds by \$1,940,000 for the **Angwin/Deer Park Reliability Plan**, Napa River Restoration-Rutherford Reach Project, and a new project, Zinfandel Lane Bridge Fish Passage Design. This addition bringing the total for these projects to \$6,287,000, "and extending the term through June 30, 2010, for all Napa County Measure 'A' projects "(whatever that means).
3. Approval of a Budget Transfer for the \$1.94 million.

A long and protracted presentation/discussion went on for well over an hour in which the St. Helena Outlet Partners appealed an administrative decision made by the Conservation, Development, and Planning (CDP) Director on November 12, 2008. This involved whether or not the movement of waste water from the commercial part of the Partners property to the agricultural/watershed part of its property would constitute a violation of the rules governing the use of AW land. If one didn't go to sleep during the super-long hearing, it was most interesting to see the various moves by the Supervisors, and the attorney for the Partners to come to a conclusion of the matter. It was finally ended with a Board action to send the matter back to the CDP Director with instruction to try to work out a text change of the AW rules that would allow "use" of AW land where there is no "impact" on it, the idea being that merely running water from a commercial part of your property onto the ground of the AW part of your land does not necessarily mean you are "using" it. It was intimated that a hotel may be built on the commercial part of the Partners property (located by Highway 29, about a mile and a half north of St. Helena).

The Board took a look at AB 885, a state regulation calls for inspection of a home owner's septic tank every five years, that well water must be monitored every five years, that all systems with supplemental treatment require a service provider, and that property owners maintain construction documents and an operation manual. Under these regulations, repairs will be costly; tens of thousands of dollars as opposed to thousands of dollars. The public comment on this proposed State measure is currently under way. Comment may be made to the State Water Resources Control Board Workshop on January 27, at 7 p.m., at the Wells Fargo Center for the Arts, Merlot Theater, 50 Mark West Springs Road, Santa Rosa. Consult this address for further information: www.waterboards.ca.gov/water_issues/programs/septic_tanks. The Board is encouraging members of the public and various stakeholders to attend and speak about the inadequacies of the regulations.

At close to the noon hour the Board took leave of its third-floor County Offices room in favor of Jonesy's Famous Steak House at the Napa County Airport, for a luncheon and presentation by the Airport Advisory Commission. The business of the Board continued into the afternoon hours with at least two matters dealt with in Closed Session, not open to the public.

Submitted by Herbert Ford

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