

Resolution Number

County of Sonoma
Santa Rosa, California

April 14, 2011
PLP11-0007 Gary Helfrich

**RESOLUTION OF THE BOARD OF ZONING ADJUSTMENTS,
COUNTY OF SONOMA, STATE OF CALIFORNIA ADOPTING
THE MITIGATED NEGATIVE DECLARATION, AND APPROVING
A COASTAL PERMIT FOR REPLACEMENT OF EXISTING
CULVERTS, INSTALLATION OF ROCK SLOPE PROTECTION
AND INSTALLATION OF IMPROVED INLET DRAINAGE
STRUCTURES AT TIMBER GULCH AND WARREN CREEK ON
STATE HIGHWAY 1 AT POSTMILE 29.9 AND 40.3**

WHEREAS, the applicant, California Department of Transportation (Caltrans), filed a Coastal Permit and Zoning Permit application with the Sonoma County Permit and Resource Management Department to (1) Replace an existing 36-inch diameter culvert with a 108-inch diameter culvert, install rock slope protection and install an improved drainage inlet structure at Timber Gulch on Highway 1 at postmile SON 29.9, and (2) Replace an existing 36-inch diameter culvert with a 54-inch diameter culvert, install rock slope protection and install an improved drainage inlet structure at Warren Creek on Highway 1 at postmile SON 40.13; Supervisorial District No. 5; and

WHEREAS, a Mitigated Negative Declaration was prepared and posted for the proposed project in accordance with the appropriate law and guidelines; and

WHEREAS, in accordance with the provisions of law, the Board of Zoning Adjustments held a public hearing on April 14, 2011 at which time all interested persons were given an opportunity to be heard; and

NOW THEREFORE BE IT RESOLVED that said Board of Zoning Adjustments makes the following findings:

1. The project, as described in the application and accompanying materials and as conditioned, is consistent with the Goals, Objectives and Policies of Sonoma County General Plan 2020.
2. The project, as described in the application and accompanying materials and as conditioned, conforms with the plans, policies, requirements and standards of the Sonoma County Local Coastal Program. In this specific case, replacement of failing and undersized culverts is necessary to maintain Highway 1, which is a critical transportation corridor connecting the public to the coast and residents of coastal Sonoma County to surrounding areas.
3. The project represents the least environmentally damaging feasible project, has a public service purpose, and is incidental as defined by Section 30233(a)(5) of the Coastal Act.
4. The proposed project is in conformity with the public access and public recreation policies of Chapter 3 of the California Coastal Act (commencing with Section 30200).

5. A Mitigated Negative Declaration has been prepared, and mitigation measures have been incorporated into the project that will mitigate impacts to a less than significant level.

BE IT FURTHER RESOLVED that the Board of Zoning Adjustments adopts the Mitigated Negative Declaration and Mitigation Monitoring Program set forth in the Conditions of Approval. The Commission certifies that the Mitigated Negative Declaration has been completed, reviewed, and considered, together with comments received during the public review process, in compliance with CEQA State and County guidelines, and finds that the Mitigated Negative Declaration reflects the independent judgment of the Board.

BE IT FURTHER RESOLVED that the Board of Zoning Adjustments hereby grants the requested Coastal Permit and Zoning Permit, subject to the Conditions of Approval in Exhibit "A", attached hereto.

BE IT FURTHER RESOLVED that the Board of Zoning Adjustments designates the Secretary as the custodian of the documents and other material which constitute the record of proceedings upon which the Board's decision herein is based. These documents may be found at the office of the Sonoma County Permit and Resource Management Department, 2550 Ventura Avenue, Santa Rosa, CA 95403.

BE IT FURTHER RESOLVED that the Board of Zoning Adjustments' action shall be final on the 11th day after the date of the Resolution unless an appeal is taken.

THE FOREGOING RESOLUTION was introduced by Commissioner _____, who moved its adoption, seconded by Commissioner _____, and adopted on roll call by the following vote:

Commissioner
Commissioner
Commissioner
Commissioner
Commissioner

Ayes: Noes: Absent: Abstain:

WHEREUPON, the Chair declared the above and foregoing resolution duly adopted; and

SO ORDERED.



Sonoma County Board of Zoning Adjustments Actions

Sonoma County Permit and Resource Management Department
2550 Ventura Avenue, Santa Rosa, CA 95403
(707) 565-1900 FAX (707) 565-1103

Date: **April 14, 2011**
Meeting No.: **11-006**

ROLL CALL

Commissioners

Bob Williams
Don Bennett
Jason Liles
Tom Lynch
Komron Shahhosseini, Chair

Staff Members

Gary Helfrich
Steve Padovan
Sigrid Swedenborg
Jennifer Barrett, Deputy Director
David Hurst, County Counsel

UNCONTESTED CALENDAR

All items listed on the uncontested calendar are considered to be routine. The Chair will open the public hearing on all items simultaneously. If no one from the public addresses the Board of Zoning Adjustments, the hearing will be closed and the items may be acted upon with a single majority vote.

Item No. 1 **Time:** **1:05 p.m.** **File:** **PLP11-0007**
Applicant: CA Department of Transportation (Caltrans) **Staff:** Gary Helfrich
Env. Doc.: Mitigated Negative Declaration
Proposal: Request for a Coastal Permit with hearing to: (1) Replace an existing 36-inch diameter culvert with a 108-inch diameter culvert, install rock slope protection and install an improved drainage inlet structure at Timber Gulch on Highway 1 at postmile SON 29.9; and (2) Replace an existing 36-inch diameter culvert with a 54-inch diameter, install rock slope protection and install an improved drainage inlet structure at Warren Creek on Highway 1 at postmile SON 40.13.
Location: State Highway 1 postmile SON 29.9 and SON 40.13, Timber Cove
APN: 109-040-002 **Supervisorial District:** 5
Zoning: N/A: Project within a State highway right-of-way
Action: Commissioner Bennett moved to adopt the Mitigated Negative Declaration and approve the Coastal Permit as recommended by staff. Seconded by Commissioner Williams and passed on a 5-0 vote.
Appeal Deadline: Ten Days
Resolution No: 11-006

Williams: Aye Bennett: Aye Liles: Aye Lynch: Aye Shahhosseini, Chair: Aye
Ayes: 5 Noes: 0 Absent: 0 Abstain: 0

