

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



192

FROM: Transportation Land Management Agency-
Planning Department and County Counsel

SUBMITTAL DATE:
September 18, 2012

SUBJECT: Amendments to Ordinance Nos. 348 and 555 Allowing Fast Track Authorization for
Surface Mining Permits, Reclamation Plans and Wind Energy Conversion System (WECS) Permits

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and adopt at successive meetings Ordinance No. 348.4750, an Ordinance of the County of Riverside Relating to Zoning, and Ordinance No. 555.19, Implementing the Surface Mining and Reclamation Act of 1975;
2. Find the adoption of Ordinance No. 348.4750 and the adoption of Ordinance No. 555.19 exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility these actions may have a significant effect on the environment;
3. Direct the Planning Department to submit a Notice of Exemption to the County Clerk for filing and posting.

Departmental Concurrence

Continued on Page 2

Carolyn Syms Luna, Planning Director

Karin Watts-Bazan, Principal Deputy County Counsel
for Pamela J. Walls, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:

Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Ashley and duly carried, IT WAS ORDERED that the above matter is approved as recommended with the amendment to include solar projects which otherwise would be eligible under Riverside County existing policy.

Ayes: Tavaglione, Benoit and Ashley
Nays: Buster and Stone
Absent: None
Date: September 25, 2012
xc: Planning, Co.Co., COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Policy ☒

Consent ☐

Dep't Recomm.:

Policy ☒

Consent ☐

Per Exec. Ofc.:

The Honorable Board of Supervisors

Form 11- Re: Amendments to Ordinance Nos. 348 and 555 Allowing Fast Track Authorization for Surface Mining Permits, Reclamation Plans and Wind Energy Conversion System (WECS) Permits

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BACKGROUND: On July 31st, the Board of Supervisors directed staff to prepare amendments to Ordinance No. 348 and Ordinance No. 555 to allow fast track authorization for surface mining permits and reclamation plans. Staff was also directed to conduct a review to determine if fast track authorization for other types of permits or approvals would be warranted.

We have reviewed Ordinance No. 348 and other County ordinances related to the development process and have determined that commercial wind energy conversion system (WECS) permits, accessory WECS permits, and modifications to these permits may also potentially warrant fast track authorization. We have therefore attached for your consideration appropriate amendments to Ordinance Nos. 348 and 555 allowing for surface mining permits, reclamation plans, commercial WECS permits, accessory WECS permits, and modifications to these permits to receive fast track authorization.

You may recall at the last Board meeting when the Board initiated this amendment process, the issue of fast track authorization for pre-application review (PAR) was raised. PAR procedures are established pursuant to Ordinance No. 752. The purpose of the PAR process is to advise applicants of County requirements, assess a development proposal's consistency with County requirements, potentially shorten the time frame for processing and to develop a written record of staff's assessment of a development proposal resulting in a PAR letter. The PAR letter is not a permit or approval. It is merely a written document outlining staff's assessment of a development proposal. For this reason, we have not included a PAR as an approval that can be fast tracked pursuant to Board Policy A-32.

Additionally, fast track authorization for large family day care home permits was also raised. Large family day care home permits are ministerial actions as set forth in Ordinance No. 348 and state law. Ordinance No. 348 and state law allow for day care for between 7 and 14 children to be permitted in homes by the Planning Director provided certain standards are met. If the standards are met, the Planning Director is required to issue the permit. Thus, fast track authorization for such permits would in essence slow down the process for approving such permits. For this reason, we did not include in the amendment to Ordinance No. 348, a provision allowing fast track authorization for large family day care home permits.

Therefore, it is recommended that the Board introduce and adopt Ordinance No. 348.4750 and Ordinance No. 555.19 at successive meetings, find the adoption of these ordinances exempt from CEQA, and direct the Planning Department to file the appropriate Notice of Exemption with the County Clerk for posting.