

# **Avila Valley Advisory Council**

## **2002 Monthly Minutes**

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# Avila Valley Advisory Council

## Minutes of Meeting, January 14, 2002

### Call to Order/Roll Call

Seamus Slattery

Meeting called to order at 7:10 P. M.; a quorum was present.

**Members Present:** Maridel Salisbury, Nissan Matlin, Seamus Slattery, Teresa Tardiff, Carol Kiessig, Sara Home, Keith Garrett, Bill Tickell, David Roark, David Cantu, Laurie Cantu and Rob Bollay.

**Members Absent:** Lisa Newton, John Salisbury, Marguerite Bader, Sherri Gooding, Hy Weiser, Karla Bittner, Marylou Gooden, Lane Stuart (Seamus reported that Lisa is ill and will miss several meetings.)

### Approval of Minutes:

Teresa Tardiff

According to Peg Pinard, the fee for appeals will be \$474.00 rather than as reported in the November minutes. The minutes were approved as corrected.

### 1.0 Treasurer's Report

David Cantu

Current balance is \$1822. Only expenses were for website.

**1.5 Presentation of Awards:** Awards were presented by the council to Peg Pinard and James Caruso for extraordinary service to the Avila community.

### 2.0 County Reports

#### 2.1 County Supervisor, District 3

Peg Pinard

Peg Pinard said she is proud of what has happened here in Avila. She hopes to keep up the fight. The moderate income housing: One will be 17-22 units and 3 more units will be part of the Sansome property--Unocal gave the deed to County in September and County Counsel has finally reviewed it. It was a consent item on the agenda for the Supervisors at last meeting and passed. Now they will select the agency that will build the housing. Making Avila part of a Marine Sanctuary is on the agenda for Supervisors tomorrow. Many fishermen are against this.

#### 2.2 County Staff

James Caruso

Request for proposals was sent out for the affordable housing. 3 developers submitted proposals. There were 2 very good ones and one in a class by itself. Doesn't know time line. The Sansome project needs issues worked out. Applications have come in for a few minor use permits. Development plan was submitted by Martin Resorts for 54 rooms. Dr. D's hotel will no longer be receiving water from CSD but will get it from Lopez and state water. Will have to make necessary changes to EIR. A series of demolitions is coming up in Avila, Pizza Pantry, some sheds on the old trailer park site. Staff is meeting with PG&E on Friday to receive the rest of the applications for dry cast storage. AVAC will have 30 days to respond.

#### 2.3 Sheriff's Department

Lt. Martin Basti

Lt. Basti is going to stay on until Robert gets acclimated. This is his first full week in Avila. He is doing an excellent job. There have been a series of residential burglaries. 90% have been solved. Primarily they have knocked on the door and gone in if no one home. Driving issues will be addressed by Robert and he is also trained for bike patrol. They are going back to 10 hour shift and moving coverage around so there is a car in Avila and rural San Luis almost 24 hours a day. We will have a little more coverage now in Avila. Lt. Basti was asked by a council member to provide more traffic coverage on Bellevue Santa Fe school.

#### 2.4 Introduction

Rosemarie R. Gaglione, EIT

Rosemarie Gaglione introduced herself. She is the capital improvements project manager for the Public Works Department assigned to our area.

### 4.0 Committee Reports

#### 4.1 Avila Beach Committee

Seamus Slattery

Two permit applications have come in. One is the Guidetti property and the other is submitted by John and Mary Janewicz. Both sets of plans comply and the committee recommends approval of both. Seamus moved that both be approved. **Passed** unanimously.

#### 4.2 San Luis Bay Estates:

Nissan Matlin

Nothing new to report.

#### 4.3 Microwave Antennae Committee

Keith Garrett

Nothing new to report. Per Seamus: After 10 years on AVAC and 3 ½ years as chairman this will be the end of Keith's AVAC career. He was thanked for all his years of service and he will be sorely missed. He put up with this for a long time.

#### **4.4 Transportation Committee**

**David Cantu**

Committee discussed no parking on Avila Beach Drive and it has been discussed at AVAC several time. Signs are up in front of Avila Barn but there is no restriction on parking on the rest of Avila Beach Drive between Ontario and the bridge. They inquired with David Flynn about extending it. Peg concerned about extending the parking beyond the Barn area. Peg wanted to make sure all issues are discussed. If there is no parking then cars may speed up even more. Once in place it may create more traffic problems. Implications will be more substantial. It was sent back to subcommittee.

#### **4.5 See Canyon**

**Bill Tickell**

See Canyon has special events traffic problems.

#### **5.0 Election of Officers**

David and Laurie Cantu are both leaving the board. There will be two new representatives from Squire Canyon, as yet unnamed. Rob Bollay will continue his term. Teresa Tardiff was nominated for vice-chair and Seamus Slattery was nominated for Chair. Both were unopposed. No one volunteered for secretary. Several new members may be available at the next meeting.

#### **6.0 Avila Village**

**Nissan Matlin**

Nissan read a letter to Seamus as AVAC chairman, from Hy Weiser, chairman of San Luis Bay Estates Master Homeowners Association. The letter reports that the EIR report, development plan, and other documents approved by the county for the Village require that tenant use of the Village relate to local uses. However, the San Luis Bay area Plan did not include the restriction. The planning department acknowledges the inconsistency and has recommended the use of a General Plan Amendment to rectify the situation since the developer is using such inconsistency to obviate the clear intent of the County's approval. There would be no financial responsibility of either AVAC or the Homeowners' Association. The modification would not impact any of the current leases of tenants in the village but would relate to any new leases or changes after expiration of current leases. A motion was made for AVAC to endorse the subcommittee's request to ask Supervisor Pinard to initiate the general plan amendment. **PASSED.** A letter will be sent to Supervisor Pinard confirming this request.

#### **7.0 Agenda Items for February**

Transportation report.

#### **8.0 New Business**

Notice of Public Hearing that Nature Conservancy is seeking approval of grant money for purchase of Irish Hills. 1-31 at 7 at Vets Hall. Seamus said that Fish & Game originally put aside a million plus dollars from the Avila mitigation funds to purchase Irish Hills. Since then the money was not used to purchase that property. Seamus asked for permission from board to write to Fish & Game and find out what is being done with that money. Board members agreed. Supervisor Pinard said to write to them and copy her.

#### **Public Comment**

Someone requested an update on San Luis Bay bridge widening. Terry Taylor asked Transportation Committee to look at signs for bicyclists. There was a question re: Rossi project turn pockets get into the property. That issue isn't settled yet because the condominium configuration has changed.

Shuttle is running weekends doing historic tour.

Per Jan Taylor: More information is needed for the website.

Adjourned,

Secretary, Teresa Tardiff

# Avila Valley Advisory Council

## Minutes of Meeting, February 11, 2002

### Call to Order/Roll Call

**Seamus Slattery**

Meeting called to order at 7:00 P. M.; a quorum was present.

**Members Present:** Nissan Matlin, Seamus Slattery, John Salisbury, Teresa Tardiff, Carol Kiessig Jan Taylor, Bill Tickell, David Roark, Marylou Gooden, Marguerite Bader, Sherri Gooding and Rob Bollay.

**Members Absent::** Maridel Salisbury, Lisa Newton, Hy Weiser, Karla Bittner, Lane Stuart.

### Approval of Minutes:

**Teresa Tardiff**

Correction was made to the minutes of January 14, 2002 by David Cantu that the AVAC bank account balance was \$1843.81. The minutes were approved as corrected.

### 1.0 Treasurer's Report

**Teresa Tardiff**

Per David Cantu, the current balance is \$1638.12 after payments were made for web hosting and awards.

### 2.0 County Reports

#### 2.1 Sheriff's Department

**Deputy Robert Cudworth**

The Sheriff's Department has had patrol at Bellevue School traffic times but if the council wants to see a special patrol regularly at the school they need to write to our supervisor, Peg Pinard. A homeowner was assaulted by someone with a two by four. J. T. Camp will be on duty in Avila on Deputy Cudworth's day off. The See Canyon burglaries have been solved and the burglars sentenced.

#### 2.2 District 3 County Supervisor

**Peg Pinard**

Supervisor Pinard was not available for this meeting so Seamus reported for her on grant acquisition for the pedestrian passage and regarding the moderate income housing. The hotel plan has just arrived from the Martin people. Water lines are being connected to the new water tanks.

### 3.0 Communications

**Seamus Slattery**

Lisa Newton is going to be fine. She will be gone for one more month.

### 4.0 Committee Reports

#### 4.1 Avila Beach Committee

**Seamus Slattery**

Two single home dwellings have been approved. Ongoing issues include outlying oil plume, the future of the tank farm. Unocal is in final negotiations for the grocery store. It may be open by this summer but there are many improvements required by the County so it may take longer. Pathway--Seamus will bring the conceptual design next time. There is a valid question as to how much retail can survive year round there.

#### 4.2 San Luis Bay Estates:

**Nissan Matlin**

Framing has begun on Building 2 in Avila Village. It is supposed to be a general store. Rob Rossi attended a meeting of the homeowners' Association. He indicated that he still does not have a user. People in the estates really would like to have a store there.

#### 4.3 Microwave Antennae Committee

**Seamus Slattery**

Under the federal regulations at this time there is no way to stop the placement of these antennae so this will not be kept as an on-going committee.

#### 4.4 Transportation Committee

**David Cantu**

No report at this time.

#### 4.5 Squire Canyon

**Rob Bollay**

Nothing to report at this time.

### Elections Announcement

**Teresa Tardiff**

There was an election for representatives from Avila Valley. Jan Taylor was elected to the regular 3 year position and Carol Kiessig as the alternate.

## **5.0 Presentations**

### **5.1 Grand Jury Awareness Month**

**Bonnie Engberg**

Bonnie Engberg is one of 19 members of the 2001-2002 San Luis Obispo County Grand Jury. They are the watch dogs of the County. They meet twice a week, 9 to noon on Wednesdays and Thursdays. There are 4 committees: 1)county, 2)city, 3)law & justice, and 4)health, education and social services. One recent accomplishment was setting up a complaint system for people dealing with the Social Services department. They are paid \$15.00 a day and 36 ½ cents a mile. They were given training in Bakersfield this year by the state. They hope to have the state training in San Luis Obispo next year. If interested in serving see [www.slocourts.com](http://www.slocourts.com) or call 781-5462. The Jury office is in room 236 in the Government Center and applications are available there.

MOTION: TO PROCLAIM MARCH GRAND JURY AWARENESS MONTH. PASSED.

### **5.2 Solid Fuel Storage**

**Mothers for Peace**

**Michelle Becker**

Ms. Becker was speaking for a coalition of groups that would like to see the end of the production of high level radioactive waste at Diablo Canyon Nuclear Power Plant. Currently PG&E has filed license applications to store high level radioactive waste at Diablo indefinitely. The waste can stored in spent fuel pools and then dry cask storage when the pools reach capacity in 2006. PG&E is requesting a permit to build a facility to store dry casks. The site is located by an active earthquake fault. The alternative is transferring the nuclear waste to some designated waste repository risking exposure across county and state lines. The transportation route in itself could arguably cause diminution in property values of the property along the transport route. (In a New Mexico case property owners sued and won on this issue where weapons were transported by their property.) Mothers for Peace requests an updated USGS seismic study; a risk analysis of storage of high level nuclear waste including impact on property value, transfer of waste from spent fuel pools into dry casks; transfer of dry casks to methods of transportation, storage of casks under high voltage transmission lines; State of the art testing of the ability of casks to withstand earthquake, faulty welds, fuel leakage, or terrorist attack; update of evacuation plans; distribution of Potassium Iodide pills to every household and school in the NRC's 50 mile evacuation zone; disclose of cost to ratepayers for license process, construction, and continued security; disclosure of source of funding and cost of transportation; disclosure of exact transportation routes. They would also like to see a local person on the safety committee. Mothers for Peace can be contacted at 773-3881.

## **6.0 New Business**

The Cal Poly Wheelmen would like to do a Sunday special event.

## **7.0 Public Comment**

Bob Martin said that road have fees for Avila Beach and Avila Valley have been increased. They have gone up \$4.83 a square foot.

Adjourned,

Secretary, Teresa Tardiff

# Avila Valley Advisory Council

## Minutes of Meeting, March 11, 2002

### Call to Order/Roll Call

Seamus Slattery

Meeting called to order at 7:10 P. M.; a quorum was present.

**Members Present:** Maridel Salisbury, Nissan Matlin, Seamus Slattery, Teresa Tardiff, Jan Taylor, Bill Tickell, Marylou Gooden, Marguerite Bader, and Sherri Gooding

**Members Absent::** Lisa Newton, John Salisbury, Carol Kiessig, Hy Weiser, Karla Bittner, David Roark, Lane Stuart, and Rob Bollay.

### Chairman's Report:

Seamus Slattery

We have a proposal to have artists displaying their work on the Promenade on weekends, sort of like Santa Barbara. A successful bike race was held there with Cal Poly. Mr. Martin and group are here to present hotel project and talk about a few issues.

### Approval of Minutes:

Teresa Tardiff

The minutes were approved.

### 1.0 Treasurer's Report

Teresa Tardiff

The current balance is \$1638.12.

### 2.0 County Reports

#### 2.1 Sheriff's Department

Deputy Robert Cudworth

Lt. Martin Basti

With the good weather, there are more people coming into Avila. A woman visiting the beach left her purse in an unlocked vehicle. The purse was taken and the credit cards were used at WalMart. One suspect has been arrested. Point is that safety precautions must be taken even though we live in a relatively small community, we need to pay attention, hide any valuables if you are leaving them in vehicle and then lock up. There is also an increasing problem with identity theft. A service division is being established which will free up Patrol division. Lt. Basti has a new title, he will be Commander Basti. Two new rural deputy positions have been approved and they will be responsible for investigating rural crimes. The substation is now located in lifeguard station at base of pier. Sunday through Wednesday he will be there and another Deputy will work on Deputy Cudworth's day off. Foundation has provided a grant for 2 bicycles and related equipment.

#### 2.2 District 3 Supervisor

Supervisor Peg Pinard

Sheriff's parking is moving to other side of pier for safety reasons.

#### 2.3 Planning Department

James Caruso

A couple of new projects. A lot line adjustment for Gragg Canyon to create a larger parcel in canyon and one along freeway and get it annexed to the city of Pismo. Rob Farrell was one of the primary consultants on the Avila clean-up. He passed away two weeks ago of a heart attack. James will check and see if there is more training planned for Advisory Councils in 2002.

### 4.0 Committee Reports

#### 4.1 Avila Beach Committee

Seamus Slattery

Two plans came in, one for the Kaatz house which was originally across from the Pizza Pantry and they are coming back to the same property along with an apartment house. The committee recommends a set back for safety access for fire truck access. Other than that it looks like a fine plan. Keep seeing reflective metal roofs which are forbidden in the Specific Plan. Last question was 3 foot setback, questions whether that is sufficient set back for residence.

#### **Presentation: Avila Seaside Lodge**

Tom Martin

Building hotel in Avila. Introduced John Sherlock, Paul Wallace and Brian Starr. The scheme keeps a beach bungalow theme. Takes up entire block next to park with 54 rooms and 58 parking spaces. It is at Front Street and San Luis. It does not have a restaurant but does provide room for continental breakfast. It is made to look more like a neighborhood. Parking is mostly underground. There are additionally 19 off-site spaces. Each room has a fireplace. Every room has a patio with an ocean view. Goal is to open for season 2004. [Per Seamus: The AB committee looks at how the plan conforms or doesn't to the Specific Plan. Need to make sure roofs are non-reflective.] The 19 spaces are from Unocal entitlement. The plan incorporates a variety of color, massing and roof lines. This group also owns Paso Robles Inn, Whaler's in Pismo which they are renovating and will call Pismo Lighthouse Suites, and also Shell

Beach Motel. Will have 2200 Square foot conference center. In winter sales staff will try to have meetings set up to bring in clientele. Average Daily rate is to be a little over \$100.00. It will vary between 80 and 190 dollars.

James Caruso says the hotel presents itself well to Front Street. It is very open and will probably be more part of the town rather than walling off the town. Gained spaces by widening street at that property. 19 spaces will be first come first serve (credit for spaces). The walls need to be no higher than 3.5 foot walls. Has been through the AB Committee. There are no true fireplaces; they are actually gas heaters.

A motion to accept the findings of The Avila Beach Committee that the Kaatz and Martin plans comply with Specific Plan assuming the issues of the roofs and issues discussed tonight are taken care of properly. **Passed.**

Supervisor Pinard reminds staff that Avila development is to be on the fast track.

**Presentation: El Camino Artists' Association**

**Joan DeGasparis**

A group of South County artists have submitted a written proposal to AVAC for consideration regarding introduction and coordination of local artists and art activities on the Front Street Promenade. It will include 6 or less artists and won't be impeding traffic if set up along palm trees. They are proposing first 2 Sundays of the month from May to August from 10 to 3 pm. Dates and times will be flexible so as not to conflict with special events. They will be responsible for screening artists and maintaining area. They need to get a permit from Parks Department. Mr. Gregory from Business Association says the Association is very interested in approval. Maridel Salisbury said she has had experience with this organization and feels that the activity will be handled competently and professionally by this Association. Per Peg Pinard: this proposal allows plaza area event to start out small and see how town handles it.

A motion was made to recommend approval of this proposal to Board of Supervisors. **Passed.**

**4.2 San Luis Bay Estates:**

**Nissan Matlin**

130 Unit Skylark meadows has pads graded and roads are in. There is a sales office on site. No one knows current status of Mission Medical.

**4.3. Transportation Committee**

**Carol Kiessig**

Per David Cantu: No report at this time.

Per Bill Tickell: transportation issues arising with special events in See Canyon such as weddings. Need to do shuttling between events. Maridel says that trolley right now has specific use but maybe something along that nature can be used. It will be added for new business in April.

**5.0 Presentations**

**5.1 LAFCO**

**David Church  
LAFCO Staff Analyst**

A sphere of influence is an area that is proposed for development over next 20 years. It also defines control of local agencies. Have completed a Sphere of Influence Update document. Also a service area review for the city of Pismo Beach. Both of these documents are available on the web at [www.SLOLAFCO.COM](http://www.SLOLAFCO.COM). The service review for Pismo shows that they are going to have water problems. Key issue in any annexation would have to be a showing of an adequate, reliable water source. They will be updating the Avila Beach sphere of influence but it was recently done so they will do a mini update. LAFCO is Local Agency Formation Commission

**6.0 New Business**

Supervisor Pinard is a new grandmother. Spent fuel committee has two members to date: David Roark and Neil Tardiff.

**7.0 Public Comment**

George Gibson from Squire Canyon asked for map number for lot line adjustment for the canyon. Per James Caruso: 020016. There will be a planning direct hearing on this. Mr. Gibson would like to see the matter kicked up so public input could be presented. Seamus indicated he and Mr. Caruso will follow it closely.

Adjourned 8:30 p.m.,

Secretary, Teresa Tardiff

# Avila Valley Advisory Council

## Minutes of Meeting, April 8, 2002

### Call to Order/Roll Call

**Teresa Tardiff**

Meeting called to order at 7:00 P. M.; a quorum was present.

**Members Present:** Lisa Newton, Maridel Salisbury, John Salisbury, Teresa Tardiff, Jan Taylor, Carol Kiessig, Bill Tickell, Marguerite Bader, Karla Bittner, Hy Weiser, Rob Bollay, George Gibson, and Sherri Gooding

**Members Absent::** Seamus Slattery, Nissan Matlin, Ted Ivarie, David Roark, Lane Stuart, and Marylou Gooden.

### Approval of Minutes:

**Teresa Tardiff**

The minutes were approved as written.

### 1.0 Treasurer's Report

**Teresa Tardiff**

No changes. Jan Taylor presented bills for payment for the website. \$8.95 for January and \$8.95 for February.

### 2.0 County Reports

#### 2.1 Sheriff's Department

**Deputy Robert Cudworth**

Lt. Basti is teaching an EMT class tonight. In See Canyon someone took a check from a mail box. Regarding the leash law, a dog can be off leash if it is within the immediate control of the owner. Dogs may not be on the beach before 10 or after 5 pm in Avila. He has not cited anyone for leash law violation yet. There have been no dog bites. Whether citing is required is determined on a case by case basis. Most people are cooperative. During Spring break special operations sent 2 plain clothes officers. No problems were identified. They will come again as needed. The bicycle patrol should be running very soon.

#### 2.2 Planning Department

**James Caruso**

Community Advisory Council training is 8:15 to 3 on May 11 at the San Luis Obispo Library. Need to RSVP by May 1 to Pat at 781-5708. Last year there was a lunch from Apple Farm and two break out sessions. Only Nipomo and Avila Councils have websites. The Planning Department wants an update from advisory councils. AVAC and community members present identified the following issues as important in Avila:

1. Update San Luis Bay area plan [The quarter of 2002 is start date. Due a year later.]
  2. Diablo Canyon Project
  3. Design City to Sea Bike Path--both ends.
  4. Avila Parking in Lieu program [use money for improvements in Avila]
  5. Port controls a lot of property, can someone else take over beach.
  6. San Luis Bay Estates general plan amendment
  7. Planned improvement at San Luis Bay and Avila Beach Drives
  8. Commercial development in Valley
  9. Tank Farm clean up.
  10. Tank Farm specific plan
  11. Port San Luis Master Plan
  12. Outlier Plume clean up.
  13. Creek issues: removal of Marre Dam and flood risks.
- Out of the 13 the council picked 3 top priorities.

Martin Hotel is going to Planning Commission. Kaatz will go in early May. The Gillespie application for permit has come in. They met parking requirements. Custom House and Sea Barn came in several inches under height limitation. Martin Hotel picture in paper showed added feature of lifeguard tower. It is under 25 feet. It will go to planning commission. AVAC asks that the tower concept be reviewed as it was not included when the presentation was given to AVAC. Notice of preparation of EIR Public meeting on Monday or Tuesday April 22 and 23 in this room. Rob Bollay volunteered for spent fuel committee. Teresa needs to send e-mail addresses to James for subcommittee members Roark, Neil Tardiff and Bollay.

### 4.0 Committee Reports

#### San Luis Bay Estates:

**Sherri Gooding**

The hearing before the supervisors on institution of a general plan amendment for San Luis Bay Estates regarding Avila Village has been continued.

#### Squire Canyon

**Rob Bollay**

No report.

## **6.0 Old Business**

Bill Tickell is still concerned that See Canyon special events are causing a big traffic impact without any notice to the neighbors. The fruit ranch has had weddings. James said a permit is required only if there is a commercial end. Bill is going to write an article regarding giving courtesy notice if you are going to have a large event in See Canyon. The article will be submitted to the website and Avila News. James agreed to have code enforcement look at wine tasting signs on San Luis Drive. There is a movement in See Canyon for Ag Tourism.

Gragg Canyon report from Jan Taylor: Jan, James and David Church have considered lot line adjustment. It is well outside jurisdiction of AVAC. Most of it is going into AVAC. They found no drainage impact on Avila. Per James the new owner is constructing a barbed wire fence 6 feet, 6 inches high. The area is 1000 acres zoned Ag. James would like to ask them to make it wildlife friendly. There was a **motion** made that the Planning department require Thielle (the owner) to make the fence ag friendly by consulting with a Wildlife Biologist. **Passed**

## **7.0 Public Comment**

None.

Meeting adjourned at 8:15 p.m.

Secretary, Teresa Tardiff

# Avila Valley Advisory Council

## Minutes of Meeting, May 13, 2002

### Call to Order/Roll Call

**Seamus Slattery**

Meeting called to order at 7:00 P. M.; a quorum was present.

**Members Present:** Lisa Newton, Maridel Salisbury, Seamus Slattery, John Salisbury, Teresa Tardiff, Jan Taylor, Bill Tickell, David Roark, Marguerite Bader, Sherri Gooding, Ted Ivarie, Karla Bittner, Nisan Matlin, Marylou Gooden, and George Gibson.

**Members Absent:** Carol Kiessig, Hy Weiser, Lane Stuart, and Rob Bollay

### Approval of Minutes:

**Teresa Tardiff**

Corrections were made to the April minutes as follows: The Community's Top Ten Priorities were determined to be as follows: 1. SL Bay Area Plan Update; 2. Tank Farm/Outlier Plume clean up plan; 3. SLB Drive/Avila Beach Dr. improvements; 4. Flooding/Creek/Dam issues; 5. SLB Estates general plan amendment/special event planning; 6. Design & construct City to Sea Bikeway (both ends); 7. Avila Beach In-Lieu program; 8. Port Master Plan/Other properties/Tank Farm Specific Plan; 10. Diablo Canyon Storage Plan.

### 1.0 Treasurer's Report

**Teresa Tardiff**

No changes.

### 2.0 County Reports

#### 2.1 Supervisor, Third District

**Peg Pinard**

Preparing for hearing before the Nuclear Regulatory Commission on PG & E's request for dry cask storage. Board can request to be an intervenor in the hearings. Needs to be filed by May 22. Public comment will be allowed. Plant was never licensed for storage. AVAC voted to ask the county to request intervenor status in NRC hearings.

#### 2.2 Sheriff's Department

**Deputy Robert Cudworth**

There was a daytime vehicle break-in at Pirates Cove. 1. Please lock up your vehicles and keep valuables out of sight. 2. Vandalism at county Park--suspect apprehended. 3. Suspicious circumstance at Golf Course. 4. Law enforcement Memorial Day service on steps of Mission for officers lost in line of duty. 5. Deputy Cudworth being transferred. Per Lt. Basti: as promotions come up have to balance. Will search for new person. They are required to cover airport by federal mandate so bike program will be delayed. Have to find and train right person for bicycle patrol. Keith Scott and Robert Bergson will be down here on weekends for bike program.

### 3.0 Executive Committee/Communications

**Seamus Slattery**

**Special Events:** Business association and Avila Beach Committee trying to figure out what events would be best and how to coordinate them and get Unocal to fund pursuant to mitigation agreement. Decided to form community event committee with 4 community members and 3 business members. One idea was a Fisherman's Market day. Applications will be referred to Special Events Committee to coordinate dates, etc. They want to put together a package to let anyone know criteria for trash clean-up, parking etc. Lt. Basti suggested including criteria for events ahead of time like whether alcohol can be served. Event size isn't a problem if notice is given but need to have a criteria that fits the needs of the community. Currently not illegal to drink on pier but cannot in the county jurisdiction.

Poisoned Oaks: Per Supervisor Pinard no permit for building will be issued unless screening is present. Must provide cover before house can be built.

Events Committee has no jurisdiction over See Canyon. It is based upon Urban Services Line.

### 4. Committee Reports

#### San Luis Bay Estates:

**Nisan Matlin**

**Avila Village issues:** Originally the developer said he couldn't commit to a store. Now he writes that if General Amendment issue is dropped they will guarantee a grocery be opened. The committee determined that they think it is worth it to get a store. No date of opening was given by the developer. Seamus points out that a store in the Village will attract all the tourists and there will not be enough business to keep two stores open, with one in Avila and one in the Village. Nisan pointed out that when people purchased property in the SLBE they were told that there would eventually be services for them in the village including a general store. Motion was made and seconded for AVAC to

send a letter to the developer agreeing to postpone pursuing the general plan amendment for a reasonable time for developer to open a general store. Committee will draft and get to Seamus for his signature on behalf of AVAC since committee does not have authority to enter into an agreement on its own. **Passed, one opposed.**

## **5.0 Presentations**

### **Avila Valley Tasting Room**

**John Salisbury**

The tasting room will be in a 100 year old school house off Ontario Road. Recreational zoning allows for tasting. Fixing building up. Craig Smith, Architect is taking it through the process. Looking for bell for schoolhouse. Has well for water source. Main consideration is fireflow. Hydrant is required. Water tower on plans will not be required but may keep tower. It is listed as point of Historical Interest. AVAC motion to approve plan for tasting room. Passed.

## **6.0 Old Business**

### **6.1 Spent Fuel Storage**

NRC holds most of the cards. Port wants an intervener as well. Will send out dates to committee members. Even if it is closed down today, storage will still be required.

### **6.2 Outlier Plume Update**

50-60 thousand gallons of material trapped in sand over 50 years. Cannot connect to Unocal transport. Studies concluded that best to leave it alone. Would like to put in a surety from Unocal. 3 feet to 8 feet below ocean floor. Superfund does not cover unrefined oil. Seamus does not think we should pay for consultants to monitor twice weekly but instead put money into a surety in case of beach damage. Motion was made to have Seamus write to Regional Water Quality Control Board to question need for consultants to monitor plume and to suggest that money could be better spent on surety in case of actual damage resulting to beach. Passed

### **6.3 See Canyon Events**

**Bill Tickell**

Bill talked to Dr. DeVincenzo re: Fruit Ranch events and he agreed to move fence to accommodate parking on side of road for weddings at Fruit Ranch.

## **7.0 New Business**

### **Agenda Items for June 10, 2002**

RRM will come next month to speak about Port San Luis Area Plan.

George Gibson suggested that history be displayed with each new building. Under the Specific Plan we do not have right to force anyone. The Foundation has a collection of historic photos. Seamus has collected tapes from old time residents.

## **8.0 Public Comment**

None.

Meeting adjourned at 9:15 p.m.

Secretary, Teresa Tardiff

# **Avila Valley Advisory Council**

## **Minutes of Meeting July 8, 2003**

### **Call to Order/Roll Call**

**Seamus Slattery**

Meeting called to order at 7:00 P.M.; a quorum was present.

**Members Present:** Maridel Salisbury, Seamus Slattery, Lisa Newton, John Salisbury, Carol Kiessig, Marguerite Bader, Ted Ivarie, David Roark, Karla Bittner, Nissan Matlin, and Marylou Gooden.

**Members Absent:** Teresa Tardiff, Jan Taylor, Sherri Gooding, Hy Weiser, Bill Tickell, Lane Stuart, and Rob Bollay.

### **Approval of Minutes:**

**Seamus Slattery**

Minutes approved as written.

### **1.0 Treasurer's Report**

**Seamus Slattery**

No Changes.

### **2.0 County Reports**

#### **2.1 District 3 Supervisor**

**Peg Pinard**

Nothing to report other, than a meeting scheduled with Hy Weiser to go over San Luis Bay Estates concerns.

#### **2.2 County Staff**

**James Caruso**

Several new projects have come in and were handed to Seamus. Mike Rudd is doing a historical plaque and display in Avila Beach and has requested historical photos, particularly of the Sea Barn. John Salisbury requested old photos of the schoolhouse for a display there after the conversion to a wine tasting center. Memorial Service for Bryce Tingle, Tuesday, 8/11. Planning Department will be closed. The department has been hard hit with the loss of two key people recently. Proposals for an EIR for Diablo Canyon have been coming in and interviews scheduled. Selection to be announced at next AVAC meeting.

#### **2.3 Sheriff's Department**

**Commander Martin Basti**

Commander Basti introduced Deputy Matt Danielson, new coordinator for Avila. He will provide consistency in the overall staffing. During the summer season extra bike patrol deputies have been added. There have been no major problems.

### **3.0 Executive Committee/Communications**

**Seamus Slattery**

The American Diabetes Walk, a fundraiser, will be coming to Avila in October.

### **4.0 Standing & Ad Hoc Committee Reports**

**Seamus Slattery**

The Avila Beach Committee will meet to review the stack of new items delivered by James Caruso. The San Luis Bay Estates, Transportation, and Squire Canyon Committees had nothing current to report.

### **5.0 Presentations**

#### **5.1 American Diabetes Walk (next AVAC meeting)**

#### **5.2 Parks Department**

**Jan DeLeo**

The Parks Department owns 8 acres near Bellevue Santa Fe School, running along See Canyon, opposite to the Salisbury Fine Art Gallery. San Miguelito Creek runs through it, and it has riparian vegetation and sycamores. David Foot has been hired to scope it out and do a preliminary design. 15 people came to meeting to give input from the community. They were divided into three groups of five. Some said to leave site undeveloped. The site is not visible and too difficult to deal with. Another group suggested trails. There are many constraints with the site: there are traffic, bike, and safety issues relative to the school, and the habitat should remain undisturbed. If adjoining land could be acquired a See Canyon Park would be more feasible. There is \$400,000 available to develop this site. It can be used for new parks or to maintain old parks. If a memo of understanding were provided;+ it may be possible to use those funds to bring the Avila Civic building into line with ADA requirements, modernize it, and handle asbestos issues. Jan can contact Boyd Horne, Maridel Salisbury, and Jane Slattery relative to this proposed use of Parks funds. A motion was

made that the park not be developed at this time. Passed unanimously. A motion was made that Jan's Department look into Civic Center Development with the available funds. Passed unanimously.

### **5.3 Discussion on Participation**

Marylou Gooden expressed support for the Chairman's hard work, leadership, and dedication, and requested timely communication in advance of regularly scheduled meetings, rather than addressing them with no advance preparation. Because of the chaotic nature of the Avila Beach cleanup and rebuilding, it has not been possible to communicate effectively with council members prior to meetings, nor can the chair do detailed reports. Requests for agenda items can be made by phone two weeks prior to meetings. Missy Hobson commented that she has difficulty getting the agenda early enough. She requested and got agreement to be put on the email list to receive the agenda. AVAC is a private organization, and is not subject to the requirements of a public agency, although the meeting notice and agenda is posted a week in advance. The Diablo Canyon intervener status decision was made by Seamus as an individual due to time constraints. This was followed by a discussion at the last AVAC meeting. The difference between the SLBE committee and the Diablo decision was discussed. The former sent a letter under Seamus' signature without authorization and entered into a contract without AVAC approval. The latter did not include action in AVAC's name until it was discussed in a regularly scheduled AVAC meeting. The use of funds from the Avila Community Foundation was clarified. They were made to Seamus as an individual as a general public safety project. Ted Ivarie suggested the By-Laws be reviewed. A motion was made that he chair a committee for this purpose and passed unanimously. Because of the nature of emergencies, many decisions happen outside the committee, and must happen this way due to deadlines and the rapid response required. AVAC's status: is it a quasi-legal entity or private? AVAC is private and has no conflicts of interests, nor obligations like public entities. We present information in a professional way to the Supervisor and the Planning Department, are effective, and a model for other advisory councils in the county. We choose not to be quasi-legal as we are more effective that way.

### **6.0 New Business**

Sara Horne expressed concern over the use of the parking lot by the community center. RVs are using it, and creating a lot of trash. There is no water nor are there public toilets. It belongs to the Port Authority. It would be useful to get this property from them so that it can be properly managed. Unlicensed food vendors with boom boxes are also seen as a problem. Licenses are given to a few as a convenience to families using the beach to buy a soda or a hot dog, but not so that there is competition to the business owners who have invested a lot to build restaurants on Front Street. The Parks Department is taking good care of the park.

### **6.1 Agenda Items for August, 2002 meeting.**

Next month, RRM will present the plans for the Port. It must conform to the local Coastal Plan. This is the time to put issues like the parking lot on the table. We must let them know how our vision for Avila Beach fits with theirs. Cave Landing Road: there are plans for limited overnight stays for RVs and small rental yurts. A restaurant is in the works. A snack bar and bait shop is planned for the end of the pier. The original focus of the Pier was toward the fishing industry. That is being moved away and the new emphasis must be on tourists and recreational boating. The Audubon Pelagic trips will move from Morro Bay to Port San Luis. The Marine Institute run by Cal Poly will have a big impact. The interests of Port San Luis and the community interests are different. We should stick up for our vision and plan and not let other communities dictate what Avila should have. We have the ear of the Coastal Commission, and we are organized. The Port must do public outreach. It was suggested that the RRM presentation be given early in the meeting and that we get a lot of people to attend.

### **Old Business**

#### **PG&E Update**

A motion was filed for a delay. Because of the bankruptcy, who is the entity we need to deal with? By the 19<sup>th</sup>, contentions must be filed. Our concern is public safety. We must do fact-finding and fine-tuning to prepare our contentions. 9/10 is the hearing at Madonna Inn by the NRC. Our contentions will be either accepted or rejected at that time.

Meeting adjourned at 9:05 P.M.

Marguerite Bader for Teresa Tardiff, Secretary

# Avila Valley Advisory Council

## Minutes of Meeting, August 12, 2002

### Call to Order/Roll Call

**Seamus Slattery**

Meeting called to order at 7:00 P. M.; a quorum was present.

**Members Present:** Seamus Slattery, Lisa Newton, Carol Kiessig,, Teresa Tardiff, Jan Taylor, Bill Tickell, David Roark, Marguerite Bader, Sherri Gooding, Karla Bittner, and George Gibson. and Rob Bollay

**Members Absent::** Maridel Salisbury John Salisbury, Ted Ivarie, Nisan Matlin, Hy Weiser, Marylou Gooden, Lane Stuart.

### Approval of Minutes:

**Teresa Tardiff**

Minutes approved as written.

### 1.0 Treasurer's Report

**Teresa Tardiff**

No changes.

### 2.0 County Reports

#### 2.1 District 3 Supervisor

**Peg Pinard**

Board voted to have closed session tomorrow re: concerns about dry cask storage. County Counsel will do a presentation on three areas of concern, none of which have to do with safety. Still working on trails within San Luis Bay Estates. Intervenor status: PG&E objected to AVAC intervening. NRC agreed not to object to either Pinard or AVAC intervening.

#### 2.2 County Staff

**James Caruso**

[Seamus Slattery reporting on information from James] A sale of 10 acre feet of water to Avila Hot Springs from the city of Oceano was okayed. Also Dr Devincenzo's option from Shandon for water. These will be returned to Planning with no comment from AVAC.

#### 2.3 Sheriff's Department

**Deputy Matt Danielson**

Lots of people have been visiting the beaches. Several medical incidents occurred recently including a heart attack. Seamus said there have been complaints of people sleeping overnight on tables in the Park. Also Deputy said Mr. Rick's can serve food to minors if they are not seated at the bars. Minors cannot be present in the bar after the cut off time for food service.

### 3.0 Committee Reports

#### 3.1 Avila Beach Committee

**Seamus Slattery**

The plans for Hall, RRM Design Plan #1002016 is a two story design. Subcommittee has seen but hasn't done anything yet. Several lots might need a variance for parking though it may be only 1 or 2. Also a request came in from Unocal for a Lot line adjustment. More information will be needed so the committee will meet with Bill Almas.

Bob Martin asked when are parking lots going to be put in from the "in-lieu" fees. Peg says she will get an update for the next meeting.

#### 3.2 Squire Canyon Committee

**George Gibson**

Monte Road and Squire Canyon Roads have been paved. They did an excellent job!

### 4.0 Presentations

#### 4.1 Port San Luis Area Plan

**RRM Design Group**

**Jay Elder, Harbor District**

**Debbie Rudd, RRM**

**Suzanne Drolet, RRM**

Avila Beach was once owned by California State Parks. In the 1950's the County leased it. SLO County bought the parcel for the parking lot. In the 1980's the County asked the Harbor District if they would take the beach, parking lot & pier. When escrow closed, El Nino had taken down the pier. The District now owns in fee the Parking lot, pier and beach and has authority 3 miles out to sea.

Per Debbie Rudd the last plan was updated in 1994. They have held 3 public workshops and have a website taking input. 2 surveys have gone out. They are continuing to get public feed back. They are working on "Concept Plans". They plan to reconfigure to maximize parking. They are looking at new uses for Harbor Terrace including a range of camping opportunities from walk-in to Yurts/bungalows. Suggesting store/deli/restaurant as well as trails. Hope to include eco-friendly concepts, possibly include a linear park. David Roark, of AVAC, suggested a Pedestrian walkway. She responded that the

Harbor supports the concept but land runs out by the Unocal Pier. It would need to use County controlled land. There may be a grant from Fish & Game available if there is someone to administer it. Harbor Terrace has “geographical challenges”. For Avila Pier there is a proposed gangway. Proposed by the San Luis Yacht Club is also a floating deck that could be used for Marine Institute boats and also drop off guests for dinner cruises. The local Coastal Plan currently suggests up to 12,000 square feet of commercial development for pier. Without adding on there is only a small area for building on the pier. The Harbor District plan currently allows up to 6000 square feet on pier. There is a 15 foot easement for fishing around the pier. Boating access has been what most respondents have been interested in. There is already a grant funded to San Luis Yacht Club for the gangway and floating dock. Respond to the website under Harbor District, PortSanLuis.com-the link is on the left hand menu. The lighthouse is currently landlocked by private landowners. Water taxi to provide boating to Lighthouse maybe possible if pier rebuilt that burned in 1979. Hoist on Avila Pier is open to public.

**4.2 By Laws Revision Committee**

**Karla Bittner**

The proposed revision is posted on the AVAC web site. Please review it and send comments to Ted Ivarie. Everything in bold is new. Before August 30, send your comments. The website is AvilaValley.org

Meeting adjourned  
Secretary, Teresa Tardiff

Avila Valley Advisory Council  
Minutes 9/9/02

**Call to order:** Meeting called to order by Teresa Tardiff in S. Slattery's absence

Minutes will be taken by Marylou Gooden so T. Tardiff can preside over the meeting.

**Roll:** Members present: Teresa Tardiff, Lisa Newton, Maridel Salisbury, John Salisbury, Jan Taylor, David Roark, Sherri Gooding, Ted Ivarie, Marylou Gooden, Rob Bollay, George Gibson  
Quorum was present

Sheri Gooding suggested two additions/changes to the agenda: 1) add approval of agenda  
2) add Diablo Canyon as a committee report. Motion to add approval of agenda and Diablo Canyon as a committee report passed unanimously (Bolay/Ivarie).

**Minutes:** Motion to approve August Minutes passed unanimously (Newton/ Gooding) with one correction noted: The BEACH in Avila Beach was once owned by California State Parks.

**Treasurer's Report:** No change in budget from previous report.

**Supervisor Pinard's Report:** Prehearing starts on 9/10/02 at Cliff's Hotel in Shell Beach. Safety was not included on the prehearing agenda. Essence of intervener's concern: Given configuration of how waste is stored is that the best way to do it post September 11? Other contentions will be discussed at the prehearings on 9/10/02 and 9/11/02. In response to a request by S. Gooding Peg Pinard stated that information about some of the contentions will be sent to AVAC members. Hearings are open to the public, but the public will not be allowed to speak. Purpose of the prehearing conference is to determine which issues will be aired at the actual hearings.

AVAC members John Salisbury and David Roark expressed concerns that AVAC is being used in the intervention process to state anti-nuclear position instead of remaining focused only on safety concerns as was originally presented to the group when intervention was voted on.

David Roark announced that he is resigning and this will be his last meeting because he objects to the way AVAC is being used to fight PG&E without being consulted or included in the decision making process.

A suggestion was made from the audience to post information on the AVAC web site. Missie Hobson, from PG&E, volunteered that all submittals are on the PG&E website: [www.pge.com/diablocanyon](http://www.pge.com/diablocanyon)

**County Staff Report:** James Caruso reported that the consultants on Avila parking district have stated that the original plan for in lieu fees is not feasible. John Hand, staff consultant, is overseeing a report that will be released in December with specific suggestions to meet Avila's needs. That report will be shared with AVAC. Lisa Newton asked questions about some of the parking issues presented at the July committee meeting.

**Squire Canyon Committee Report:** Members report that they have not seen any materials recently even though there appears to be major construction going on in the canyon.

**Sheriff's Report:** Introduced Rosemary Gaglioni (sp?), capital projects manager. She is the contact for concerns with signage, curbs and other public works issues. She reported that work will begin on the San Luis Bay Bridge in the near future. Matt Danielson reported that it had been a quiet month since Labor Day with 1 residential burglary in See Canyon.

**Avila Beach Report:** Maridel shared that Avila Beach resident and artist, Jay Alcon, passed away today.

**San Luis Bay Estates Report:** On July 22 the board sent a letter to the county about poisoned trees on open space easements. They are still awaiting a response.

**Bylaws Committee Report:** Ted Ivarie reported that suggestions from members since the previous meeting were incorporated into the revisions posted on the AVAC website for review before tonight's meeting. More revisions and ideas were suggested by the board and members of the audience during the meeting. The direction was given to the subcommittee to meet again and bring back all the revisions for a final vote at the October meeting.

**New Business:** Candidate night for Port San Luis will be held on 10/29 at the Yacht Club from 7 to 9 PM.

John Salisbury suggested that PG&E be allowed time to present comments at each meeting. Missie Hobson, PG&E representative, reported that legal restrictions limit what can be shared. She encouraged members to review the previously mentioned website for more detailed information. PG&E will gladly provide any specifically requested information to AVAC.

**Old Business:** S. Gooding requested an update on the special events traffic problems in See Canyon. Questions were raised about commercial signage in the right of way along San Luis Bay Dr. Members had questions about the size, number and legality of the signs. We would appreciate some further information from Public Works about this matter.

A member of the audience raised a concern about the application for a liquor license at the end of the Old Port pier. He was directed to contact the Harbor Commission, which has jurisdiction.

**Agenda items for next meeting:** G. Gibson requested that the content of the website be reviewed and updated. He specifically requests that the history and vision statement sections be reviewed.

**Motion to adjourn** at 9:03 passed unanimously. (Bollay/Taylor)

Respectfully submitted,  
Marylou Gooden

Subject: **AVAC Regular Meeting** of December, 2002

PRESENT: Karla Bittner, Terry Eberhardt, George Gibson, MaryLou Gooden, Sherri Gooding, Ted Ivarie, Nisan Matlin, Lisa Newton, John Salisbury, Jan Taylor and Lynn Walter.

CALL TO ORDER: Karla Bittner, 7:15; quorum was established; meeting turned over to John Salisbury.

MINUTES: none

TREASURY REPORT: none

COUNTY SUPERVISOR REPORT: Third District Supervisor Peg Pinard stated that ad-hoc areas should focus on procedure for electing representatives to AVAC; to avoid divisiveness; all should feel enfranchised and need to have easy access to voting.

COUNTY PLANNING REPORT: Planner James Caruso

- Announced upcoming public meeting regarding EIR for Diablo spent fuel project on 3/11, 7 PM, SLO Veteran's Hall. Mentioned County retained EIR consulting team, EIR due in about six months, comments on EIR can be from AVAC and/or individuals, and that advisory groups often submit comments based upon recommendations from an appointed study group.

- Mentioned that AVAC recommendations on two projects in Avila Beach need to be provided to Planning at AVAC's January meeting for Planning to meet state processing deadlines: Hall, a Front Street project ? , and Western Inn, a re-consideration of an approved annex to the Inn on Front Street to allow a separate building. Mentioned two Local Coastal Permit projects in process: Pirates Cove, to bring four parcels into the urban service area; and a hotel on Avila Beach Drive across from the Apple Barn (DeVincenzo).

NOMINATING COMMITTEE REPORT: John Salisbury announced selections:

- Karla Bittner, Chair
- Ted Ivarie, Vice Chair
- Marylou Gooden, Secretary
- Jan Taylor, Webmaster

ELECTION: The Nominating Committee's slate was elected, unanimously.

COUNTY SHERIFF'S REPORT: Deputy Matt Hansen reported that there were four vehicle burglaries in Avila Beach. He reminded about not leaving valuables in vehicles. He also reminded about not leaving mail in mailboxes since there was a possible mailbox theft in Squire Canyon. A storage shed break-in and associated arrest at Avila Hot Springs was reported. Lastly, it was announced that Mr. Ricks in Avila Beach is providing limousine service to reduce potential for drunk driving.

AVILA BEACH COMMITTEE: Lisa Newton reported that there was an upcoming meeting on Wednesday to discuss projects.

SAN LUIS BAY ESTATES COMMITTEE: Nisan Matlin reported on housing construction progress.

SQUIRE CANYON COMMITTEE: George Gibson reported that the CSD may install a key gate to bar non-residents and thereby eliminate address break-ins.

COUNTY PUBLIC WORKS REPORT: Rosemary Gaglione reported on the Transportation Study and presented Circulation Update 2001-2002, focusing on the San Luis Bay Drive bridge widening for which construction is expected to begin in 2005; discovery of archaeological artifacts has slowed pre-construction work on the bridge project.

PUBLIC COMMENTS: Peg Pinard commented:

- Avila Beach Business Association received \$400,000 for activities to enhance local commercial activities. She cited an example whereby APCD did not distribute mitigations funds where intended but used them instead for internal purposes. She wants to see a uniform standard for use of such APCD funds and is addressing this through the Grand Jury. In the future she also expects to address CA Fish and Game practices for mitigation fund distribution.

- AVAC was cautioned to anticipate Avila drainage problems as a result of large SLO City projects and future development east of 101; she mentioned that her colleagues have not dealt with this matter.

Sherri Gooding, ad-hoc note-taker