



Mendocino County

Legislation Details (With Text)

File #: 20-0820 **Version:** 1 **Name:**
Type: Approval **Status:** Agenda Ready
File created: 9/1/2020 **In control:** Planning and Building Services
On agenda: 9/22/2020 **Final action:**
Title: Noticed Public Hearing - Discussion and Possible Action Regarding an Appeal of Planning Commission Approval of Use Permit 2019-0011, for a new Wireless Communication Facility in Willits (Sponsor: Planning and Building Services)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 0. U_2019-0011 Memo to BOS on Appeal FINAL, 2. 01. U_2019-0011 - Appeal Form, 3. 02. U_2019-0011(Nixon) Staff Report - (FINAL), 4. 03. U_2019-0011 (Nixon) Resolution (PC_2020-0007), 5. 04. U_2019-0011 Initial Study, 6. 05. U_2019-0011 PC Memo 3-19-20, 7. 06. U 2019-0011 Revised Existing Coverage, 8. 07. U 2019-0011 Revised Proposed Coverage, 9. 08. U_2019-0011 PC Memo 4-16-20, 10. 09. U 2019-0011 Coverage Map Area Analysis, 11. 10. U_2019-0011 June 4 Memo and Denial Reso, 12. 11. PC Minutes 6-4-20, 13. 12. U_2019-0011 (Nixon) All Public Comments Combined, 14. Affidavit Cell Towers

Date	Ver.	Action By	Action	Result
9/22/2020	1	Board of Supervisors		

To: Board of Supervisors

From: Planning and Building Services

Meeting Date: September 22, 2020

Department Contact: Mark Cliser

Phone: 234-6650

Department Contact: Brent Schultz

Phone: 234-6650

Item Type: Noticed Public Hearing

Time Allocated for Item: 1.5 hours

Agenda Title:

Noticed Public Hearing - Discussion and Possible Action Regarding an Appeal of Planning Commission Approval of Use Permit 2019-0011, for a new Wireless Communication Facility in Willits (Sponsor: Planning and Building Services)

Recommended Action/Motion:

Continue to October 20, 2020.

Previous Board/Board Committee Actions:

The Board of Supervisors adopted Ord. No. 3953 in 1996 establishing Chapter 20.236 (Towers and Antennas) in Division I of Title 20 of County Code. The Board of Supervisors adopted Ord. No. 4341, on August 4, 2015 making amendments to Chapter 20.236 (Towers and Antennas). The Board of Supervisors adopted Resolution No. 15-121 on August 4, 2015 adopting the Guidelines for the Development of Wireless Communication

Facilities to guide the evaluation of applications for, and the development, operation, and maintenance of wireless communications facilities.

Summary of Request:

On June 12, 2020 the Neighbors and Friends of Pine Mountain filed an appeal of the approved Use Permit 2019-0011. The Appeal challenges the approval by the Planning Commission “based upon the entire record, both written and oral, including but not limited to each and every issue raised in the written record and at the Public Hearings, including but also not limited to, procedural issues, claims and statements made in writing and/or at the Hearings, Findings of Fact, Conditions of Approval, CEQA issues including failure to mitigate significant impacts, and failure to provide an adequate venue for public participation at the Public Hearings.”

Alternative Action/Motion:

Grant the appeal and deny Use Permit 2019-0011.

Supervisory District: District 3

vote requirement: Majority

Supplemental Information Available Online At:

<https://www.mendocinocounty.org/government/planning-building-services/public-notices>

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

annual recurring cost: N/A

budget clarification: N/A

budgeted in current f/y: N/A

if no, please describe:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: N/A

CEO Liaison: Steve Dunncliff, Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Final Status: **Continued**

Date: September 23, 2020

