

## Rancho Bernardo Community Planning Board – 15 June 2006

15721 Bernardo Heights Parkway, Ste B – 230 San Diego, CA 92128

Meeting Minutes Prepared by Hydee Luthra

<http://RBPlanningBoard.com>

**CALL TO ORDER:** Meeting called to order @ 7: 05 PM by Jim Denton at Rancho Bernardo Library, 17110 Bernardo Center Drive.

### ADMINISTRATIVE MATTERS:

#### 1. Roll Call by Robin Kaufman:

			P=Present		A=Absent		E=Excused		*=Arrived after RC		
Martin Cox-	P	Richard House	P	Ed Kronenberger	P	Marc Posthumus-	P	Irving Sherman-	P	Tammie Wheatley	P
Teri Denlinger-	A	Joseph Howland-	E	Martin Lave	P	Myrna Reese-	P	Carol Sliwa-	E	Ellen Willis	P
Jim Denton-	P	Dick Katz-	P	Hydee Luthra	P	Sheryl Schane	E	Vicki Touchstone-	E	John Woods-	P
Marida Elliott-	P	Robin Kaufman-	P	Lee Okeson-	P	Leatrice Segel--	P	Dick Walker-	P	Total Seated @RC=	18

2. Approval of Minutes: Hydee mentioned that minor paraphrasing was done to Ellen's report but other than that no changes. **Motion made, seconded and passed to approve minutes of 18 May. '06. (18-0-0)**

3. Corresponding Secretary's Report: Martin Cox had nothing to report.

4. Treasurer's Report: Irving presented the treasurer's report. Current balance of \$1,660.82 is available in the checking account. Approximately 400 dollars were spent since January 1<sup>st</sup> with the largest cost being attributed to copying costs (approximately 161 dollars). Jim Denton reminded board members that there is a running account at the UPS Store in Pomerado Rd. & Bernardo Heights Parkway that can be used for photocopying. **Motion made, seconded and passed to approve the Financial Report as presented. (18-0-0).**

**CHAIR'S REMARKS:** Jim Denton mentioned to everyone in the room that the Rancho Bernardo Planning Board was recognized and awarded for its work and that the plaque could be found at the back of the room for anyone who would like to view it. Jim thanked all members including Brian Schoenfisch and Courtney Smith for their work. Jim thanked Donna for some outstanding articles in the Rancho Bernardo Journal. One article outlined the reasons why the Planning Board and Community Councils did not take a stand against the Hooter's restaurant that will be opening in the community. The other article outlined the need for an amendment of the community plan to allow a former school site on Avenida Venusto to be used as a residential area. Jim reminded board members that Agendas and Minutes will no longer be mailed to instead they will be e-mailed. The Chair reminded everyone that Jim Gonsalves mentioned Senate Bill 1627 in last month's minutes and urged everyone who disagreed with the bill to let the Senator know. The bill would strip the cities and counties from any authority to comment upon cell tower locations. Jim mentioned that it was requested that we establish a sub-committee within our board to review the Airport Advisory Ballot issues so the board can vote on whether or not we concur with pursuing Miramar as an airport site location.

**Residents' Period:** A member of the audience asked the Chair if this was the appropriate board to address his CC&R concerns and Jim mentioned that the Rancho Bernardo Planning Board had no authority on CC&Rs.

### Non-Board Member Liaison Reports:

1. Planning Department – Brian Schoenfisch: Brian mentioned that the Planning Commission recognized the Rancho Bernardo Planning Board on its award and that was broadcasted on City TV.
2. Council Member Brian Maienschein's Office – Courtney Smith. Courtney received many calls regarding Community Relations Offices (CROs) of the city. She mentioned that Brian Maienschein has met personally with Mayor Sanders and asked to keep the CROs. Courtney explained that the Council Member opposes Miramar as the new site for the airport and he believes that the surrounding infrastructure is inadequate to support it. The Mayor has approved this year's budget and there are no cuts to any of the existing services. The budget will allow us to repair 100 miles of our streets. Last year we were only allowed to repair 24.5 miles. Five hundred city positions were eliminated and the

fire and police's budget was increased to 389 million. Also, Courtney mentioned that the Council Member would be hosting a cookies and punch event on Thursday June 29<sup>th</sup> at the Westwood Club from 5:30 to 7pm

3. Supervisor Pam Slater's Representative –Jim Gonsalves. Jim Gonsalves not present and no report.
4. Assemblyman George Plescia's Representative – Andrew Lund mentioned that with the 7.5 billion added revenue there is a debate on whether to invest in future programs or repay existing debt. Andrew mentioned that he placed the Assemblyman's response to the Miramar airport at the back of the room for everyone to review.
5. SANDAG/COMPACT – Kathy Keehan: Not present and no report.
6. San Diego North Chamber of Commerce –Gary Powers. Gary congratulated the board on their award. He thanked the planning board for participating in the RB Alive this year. Gary mentioned the Young Professional Group event next Monday at 6:30 pm at Chevy's. On June 28<sup>th</sup> the chamber will be hosting the Women's Wednesday Roundtable at the Carmel Mountain Ranch Club at 7:30am for women executives. Gary mentioned a few other events for the Chamber.

#### **Agenda:**

Jim Denton mentioned that some items were missed from the Agenda and he requested that the board move to suspend the rules and modify the agenda as follows: for the non-voting informational items, delete the meet and greet with Mr. O'Connel, make the San Dieguito Watershed Management Plan as item one, add the Rancho Bernardo Canyon as item two and, move the by-laws update from the voting items as number three. Finally, add the re-appointment of the election committee as item three of the Voting part of the agenda. **Motion made, seconded and passed to modify the agenda items as mentioned above (18-0-0).**

#### Non-Voting, Informational Items:

1. San Dieguito Watershed Management Plan: Hydee Luthra mentioned that the letter was sent on behalf of the Planning Board as requested. Jim Denton asked if anyone was supposed to be here this evening and Hydee mentioned that no one was.
2. Rancho Bernardo Canyon: Jim asked Mike Bajoua to speak about the Canyon. Mike mentioned that he was here just to outline the Rancho Bernardo Canyon plan. He explained 3 alternatives for the re-direction of flow from the Canyon. The plan is to re-build this by 2068. This is a preliminary phase of the project and they would like to give us an overview. Jim Denton encouraged Mike and his team to meet with the Regional Issues sub-committee of the Planning Board for a detail analysis.
3. By-Laws Update: Jim Denton asked Ellen Willis to speak to the board. Ellen explained that the Council Policy is being updated and therefore we must update our by-laws and operating documents. Next meeting for the By-laws updated is July 25<sup>th</sup> at 7pm at the Swim and Tennis Club and the topic will be Job descriptions. Ellen requested that all committee chairs attend the meeting.

#### Voting Items:

1. Grace Church: The Chair requested that John Woods introduce this subject. John Woods explained that Brain Longmore along with other members of the Church would be addressing to the board. Eric Turbedsky, pastor of the Grace Church, addressed the board initially. Eric mentioned that a black folder was given to all members and he walked us through the various sections of the binder which covered details on the CUP, Industrial Land Use and other relevant matters. Eric stated that the Church hired an Environmental Agency to conduct studies on the location and they confirmed that there should be no environment concerns. Karen Lugo, explained that she will represent Grace Church in case this goes on to litigation, but she was here today in an advisory capacity. Karen mentioned that there is a recent case in California that is similar to what the Grace Church is going through. She stated that there is a law called RLUIPA that was passed by congress and deals with land use decisions affecting religious organizations. Ms. Lugo explained that this law was passed because churches were being excluded from communities and because the bill of rights existed so that freedom of worship would be out of the arena of public controversy. According to Ms. Lugo, RLUIPA says that anytime religious land use is considered and whenever there is application of individualized assessment and individualized exemptions, RLUIPA applies. Karen mentioned that, because other churches have been allowed to use space in our industrial area, then we have a situation where exceptions have been made and RLUIPA will apply. Jim Denton mentioned that Rich Belzer would like to speak in opposition. Mr. Belzer expressed his concerns for another church occupying the industrial area. He believes that we need to protect the industrial park so it is available for industrial use. Patti Krebs also spoke against

this item. Ms. Krebs expressed her concerns to the board and that her wish to protect the industrial land in the community of Rancho Bernardo. Board members asked questions and commented on the item. Ellen Willis commented that this was the first time she remembered that the City staff was so adamant about this being an Industrial Land and that the Planning Board should do everything in its capacity to protect this valuable resource in the community. Ms. Willis also mentioned that the church's request would be a violation of the Planning Board's documents and that denying the CUP would be in line with the city's very clear position of protecting the Industrial lands. Jim Denton asked John Woods, Chair of the Development Review committee, to provide comments to the board on the issue. John Woods stated that he did not feel comfortable making a recommendation to the board at this time. Jim Denton proceeded to ask for a motion on this matter and requested a roll-call vote. **Motion was made, seconded and passed to deny the request for the CUP for the Grace Church (15-3-0).**

2. All-Way Stop Proposal for Cloudcrest/Lofty Trail at Turtleback Lane: Dick Katz introduced this item. Mr. Katz mentioned that this was a very necessary stop to place in that area. George Cook addressed the board on this subject. He mentioned that this was a high-traffic residential area and an all-way stop sign would help reduce speeds in that area as well as help with safety. Brad Thorson, a resident of the area, also addressed the board. He mentioned that he is a homeowner in that area and has children who need to cross the street. He mentioned that the area had many children and adding the all-way stop would enforce safety in the area. **Motion was made, seconded and passed to approved the all-way stop proposal for Cloudcrest/Lofty Trail at Turtleback Lane (18-0-0).**
3. Publicity and Elections Committee Election: Jim Denton explained that June to June is the period to appoint members to the P&E committee. He mentioned that he would like to appoint Joe Dirks, Tammy Wheatley, Marida Elliott, Ellen Willis to the P&E committee for the duration of June 2006 to June 2007. Ellen Willis was appointed as Chair of the board. **Motion was made, seconded and passed to appoint all the above members to the Publicity and Election committee for June 2006 to June 2007 (18-0-0).**

#### **Committee Reports:**

1. Joint Traffic & Transportation – Dick Katz – Mr. Katz mentioned that there has been a big problem with the apartment to condominium conversions as Builders have been parking their cars on the streets from 2pm to 6pm timeframe.
2. Regional Issues – Vicki Touchstone absent and there was nothing to report. Jim mentioned that Jeff Frederick would like to have chaired the airport advisory committee, but cannot at this time, but would like to be involved.
3. Development Review – John Woods – John mentioned that the Summit provided a brochure for distribution to all committee members.
4. Neighborhood & City Code Compliance – Dick Walker mentioned that there are no political signs in Rancho Bernardo because Dick got in touch with people who print the signs and he asked them not to put them up in Rancho Bernardo's public area.
5. Publicity/Elections: Ellen Willis: Ellen mentioned that the report is posted on the website [www.RBPlanningBoard.com](http://www.RBPlanningBoard.com)

#### **Liaison Reports:**

1. Development Representative – Marc Posthumus – Sony sends apologies for not being able to attend the Planning Board meeting this time, but will be rescheduling for another time.
2. Industrial Representative – Tammie Wheatley, nothing to report.
3. Commercial Representative – John Woods, nothing to report.
4. Community & Recreation Councils – Robin Kaufman: Robin mentioned that there are several on-going projects for Fire Station #33. She reminded everyone of additional events.
5. San Dieguito River Valley Park – Joe Howland: Nothing to report.
6. CPC – Jim Denton nothing to report.
7. San Pasqual/Lake Hodges Planning Group – Ellen Willis mentioned that in addition to sending everyone a summary report-info, the report is also available on the website [www.RBPlanningBoard.com](http://www.RBPlanningBoard.com).
8. Compact – Richard House nothing to report.
9. Community HOA Liaisons: Nothing to report.

**OTHER BUSINESS** – Not applicable.

**ADJOURNMENT** – Meeting was adjourned at 8:54 PM.