



AGENDA

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.
Teleconference Only - No Physical Location

Regular Meeting May 4, 2021

TELECONFERENCE INFORMATION

As authorized by Governor Newsom's Executive Order, N-29-20, dated March 17, 2020, the meeting will be held via teleconferencing with members of the Board attending from separate remote locations. This altered format is in observance of recommendations by local officials that precautions be taken, including social distancing, to address the threat of COVID-19.

Important Notice to the Public Regarding COVID-19

Based on guidance from the California Department of Public Health and the California Governor's Officer, in order to minimize the spread of the COVID-19 virus, please note the following:

1. Joining via Zoom

There is no physical location of the meeting open to the public. You may participate in the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

To join the meeting by computer:

Visit <https://monocounty.zoom.us/j/96381169321>

Or visit <https://www.zoom.us/> click on "Join A Meeting" and use the Zoom Meeting ID 963 8116 9321.

To provide public comment (at appropriate times) during the meeting, press the "**Raise Hand**" button on your screen.

To join the meeting by telephone:

Dial (669) 900-6833, then enter Webinar ID 963 8116 9321.

To provide public comment (at appropriate times) during the meeting, press *9 to raise your hand.

2. Viewing the Live Stream

If you are unable to join the Zoom Webinar of the Board meeting you may still view the live stream of the meeting by visiting http://monocounty.granicus.com/MediaPlayer.php?publish_id=8c4d8d56-9aa6-4b8a-ace3-1fbaaecbf14a

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact Shannon Kendall, Clerk of the Board, at (760) 932-5533. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

ON THE WEB: You can view the upcoming agenda at <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.

9:00 AM Call meeting to Order

Pledge of Allegiance

1. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

2. **RECOGNITIONS**

A. **Proclamation Designating the Month of May 2021 as Mental Health Month**

Departments: Behavioral Health

10 minutes

(Robin Roberts, Behavioral Health Director) - Each year millions of Americans face the reality of living with a mental illness. In designating May 2021 as Mental Health Month, Mono County joins the national movement to raise awareness about mental health and to provide education and reduce stigma around mental health. Mono County Behavioral Health has planned activities and events to recognize Mental Health Month.

Recommended Action: Approve proclamation designating May 2021 as Mental Health Month, hear report on activities planned to recognize Mental Health Month.

Fiscal Impact: None.

B. **Retirement Recognition of Steve Connett for His Years of Service with Mono County**

Departments: Information Technology

10 minutes

(Nate Greenberg, IT Director) - Steve Connett has been an employee of Mono County for more than 26 years, dating back to 1979. After serving in a number of different roles, he will be retiring from the position of GIS Technician in the Department of Information Technology on May 14, 2021.

Recommended Action: Adopt Resolution recognizing Steve Connett for his years of service with Mono County.

Fiscal Impact: None.

C. **Retirement Recognition of Rick Williams for His Years of Service with Mono County**

Departments: Social Services

10 Minutes

(Krista Cooper, Michelle Raust, Kathy Peterson, Department of Social Services) - Proposed resolution of the Mono County Board of Supervisors recognizing Rick

Williams for his years of service to Mono County and the Department of Social Services.

Recommended Action: Adopt Resolution recognizing Rick Williams for his years of service with Mono County.

Fiscal Impact: None.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments
Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

4. DEPARTMENT/COMMISSION REPORTS

Receive brief oral report on emerging issues and/or activities.

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Board Minutes - April 6, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on April 6, 2021.

Recommended Action: Approve the Board Minutes from the Regular Meeting on April 6, 2021.

Fiscal Impact: None.

B. Letter of Support for Inyo County Request for Funds for SBDC

Departments: Board of Supervisors, sponsored by Supervisor Gardner

Letter in support of Inyo County's request for funds towards the establishment of a regional small business development center (SBDC).

Recommended Action: Approve letter as presented or amended, and authorize Board Chair to sign.

Fiscal Impact: None.

C. Amending Mono County Code Title 9 - Animals

Departments: CAO, County Counsel, Animal Services

The Department of Animal Control has operated for several decades, caring for animals throughout Mono County and sheltering and caring for them. To better align the functions of the department, we are requesting to change the name of

the department.

Recommended Action: Approve Ordinance #21-___, Amending Mono County Code Title 9 to Change the Name of the Mono County Department of Animal Control to the Mono County Department of Animal Services and Change the Method by which Dogs are Licensed.

Fiscal Impact: None; once enacted, the revised ordinance alters cash flow for the Department but does not affect the amount of revenues.

D. Mono Basin Regional Planning Advisory Committee (RPAC) Appointments

Departments: Community Development

Consider appointments of Ronda Kauk and Kevin Brown to the Mono Basin RPAC for four-year terms.

Recommended Action: Appoint Ronda Kauk and Kevin Brown to the Mono Basin RPAC for four-year terms as recommended by Supervisor Gardner.

Fiscal Impact: None.

E. Monthly Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 3/31/2021.

Recommended Action: Approve the Treasury Transaction Report for the month ending 3/31/2021.

Fiscal Impact: None

F. Quarterly Investment Report

Departments: Finance

Investment Report for the Quarter ending 3/31/2021.

Recommended Action: Approve the Investment Report for the Quarter ending 3/31/2021.

Fiscal Impact: None

G. Allocation List Amendment - Information Technology Lead Developer

Departments: Information Technology

This item will create a new Lead Developer position in the Information Technology Department which will help better serve the needs of the organization and our constituents as we continue to push forward initiatives aimed at improving transparency, accessing government resources online, and streamlining

business operations.

This request is to amend the Mono County Allocation List to add one new Lead Developer position to the IT Department and remove one GIS Technician III position for a net-zero change in FTEs.

The individual currently serving in the GIS Specialist III will move into the new Lead Developer position. Behind this move will be the promotion of existing staff.

Recommended Action: Adopt Resolution R21-___ modifying the Mono County Allocation List as indicated.

Fiscal Impact: The requested changes will have a net-zero impact on the FY 20-21 and 21-22 budgets. The cost increases for FY 20-21 will be covered by salary savings. FY 21-22 costs will be offset by the elimination of a part-time position.

H. **Allocation List Amendment - Social Services Department**

Departments: Social Services

Proposed changes to the Mono County list of allocated positions serving the Social Services Department in order to consolidate span of control, and increase decision-making autonomy within the Staff Services Analyst group.

Recommended Action: Adopt proposed resolution authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to delete one 1.0 FTE Staff Services Analyst I/II and add one 1.0 FTE Supervising Staff Services Analyst.

Fiscal Impact: The annual cost of the position is \$77,228 - \$93,871 in salary and approximately \$21,749 - \$35,007 in benefits and is included in the fiscal year 2021-22 budget request. The cost for the position is paid for with state and federal Social Services funds and will not increase the annual County general fund contribution to the Social Services Department.

6. **CORRESPONDENCE RECEIVED**

Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. **Letter from Wildlife Conservation Board (WCB) re: Sierra Nevada Aquatic Research Laboratory (SNARL) Facilities Enhancement**

The Wildlife Conservation Board (WCB), in addition to other responsibilities, carries out a program that includes granting funds to the University of California's Natural Reserve System for the construction and development of facilities. WCB proposes to consider the allocation of funds for a grant to complete facilities enhancements at the Sierra Nevada Aquatic Research Laboratory (SNARL) in Mono County.

7. REGULAR AGENDA - MORNING

A. Southern California Edison (SCE) Customer Service Re-Platform Project

Departments: Board of Supervisors, sponsored by Supervisor Kreitz
25 minutes (15 minute presentation; 10 minute discussion)

(Southern California Edison Staff: Calvin Rossi, Lori Blackwell, Sandy Gabriel) - Southern California Edison (SCE) staff will provide an update on their new Customer Service Re-Platform Project.

Recommended Action: None, informational only.

Fiscal Impact: None.

B. Letter to Inyo National Forest Regarding Kore USA Ltd.'s Long Valley Exploration Drilling Project

Departments: Community Development
20 minutes

(Wendy Sugimura, Community Development Director) - Proposed comment letter to the Inyo National Forest regarding the Kore USA Ltd.'s Long Valley Exploration Drilling Project. The Inyo National Forest initiated a 30-day scoping period on April 7, 2021 and comments are due May 6, 2021 via the project's website at <https://www.fs.usda.gov/project/?project=59294>.

Recommended Action:

- 1) Review and discuss draft comment letter, provide direction to staff regarding revisions to and finalization of the letter;
- 2) Approve and authorize the Chair to sign the final letter as updated by Board direction and discussion for submittal by the May 6 deadline.

Fiscal Impact: No fiscal impacts are expected.

C. Inyo National Forest Presentation on Prescribed Fire Management Program and Plans for Managing Recreation

Departments: Board of Supervisors, sponsored by Supervisor Duggan
Item scheduled to start at 10:30 AM (1.5 hours)

(Inyo National Forest Staff: Forest Supervisor Lesley Yen, District Ranger Gordon Martin, Fire Chief 1 Taro Pusina, District Ranger Megan Mallowney) - Inyo National Forest staff will present prescribed fire plans for this and future seasons as well as discuss how the approval process works, what mitigations are in place, etc. Additionally, staff will discuss plans for managing recreation this summer.

Recommended Action: None, informational only.

Fiscal Impact: None.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

9. CLOSED SESSION

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, and Dave Wilbrecht. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

B. Closed Session - Public Employee Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 P.M.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Please refer to the Teleconference Information section to determine how to make public comment for this meeting.

11. REGULAR AGENDA - AFTERNOON

A. PUBLIC HEARING: Short-Term Rental Activity Permit (STR 21-001/Stone)

Departments: Community Development - Planning

PUBLIC HEARING: 1:00 PM (30 minutes)

(Kelly Karl, Associate Planner) - Public hearing regarding Short-Term Rental (STR) Activity Permit 21-001/Stone, an owner-occupied short-term rental use of an attached one-bedroom unit at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley. The Land Use Designation (LUD) is Estate Residential (ER). Maximum occupancy is two people and one vehicle.

Recommended Action:

- 1) Hold a public hearing, receive testimony, deliberate, and make any desired changes;
- 2) Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and direct staff to file a Notice of Exemption;

- 3) Make the required findings as contained in the project staff report; and
- 4) Approve STR Activity Permit 21-001 subject to the findings and conditions as recommended or with desired modifications.

Fiscal Impact: The proposed project will generate an incremental increase in transient occupancy taxes.

B. Housing Element Annual Progress Report

Departments: Community Development

20 minutes

(Bentley Regehr, Planning Analyst) - Presentation by Bentley Regehr regarding the Housing Element Annual Progress Report.

Recommended Action: None, informational only.

Fiscal Impact: None.

C. Employment Agreement - Acting HR Director

Departments: CAO

5 minutes

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Ryan Roe as Acting Human Resources Director and prescribing the compensation, appointment and conditions of said employment.

Recommended Action: Announce Fiscal Impact. Approve Resolution R21-____, approving a contract with Ryan Roe as Acting Human Resources Director and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The incremental cost increase is \$4,238 per month, of which \$3,660 is salary and \$578 is benefits. There is sufficient budget to cover this increase.

D. COVID-19 (Coronavirus) Update

Departments: Public Health

30 minutes

(Robert C. Lawton, CAO, Bryan Wheeler, Public Health Director) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

Recommended Action: None, informational only.

Fiscal Impact: None.

E. Mountain View Fire Update and Review of Emergency Declarations

Departments: Mountain View Fire Emergency Operations Center

10 minutes

(Justin Nalder, EOC Director) - Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

Recommended Action:

- 1) Hear report from Incident Command and involved staff regarding status of Mountain View Fire response and recovery efforts.
- 2) Find that there is a need to continue the local state of emergency declared on November 17, 2020 and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

Fiscal Impact: Continuation of the declared emergencies continues the County's eligibility for state and federal disaster assistance.

F. Solid Waste Parcel Fee Program, FY21-22; Solid Waste Fee Agreement with the Town of Mammoth Lakes

Departments: Public Works - Solid Waste

15 minutes

(Justin Nalder, Solid Waste Superintendent) - Extension, without increase, of Mono County Solid Waste Fee Program for Fiscal Year 2021-2022 and accompanying agreement with the Town of Mammoth Lakes to continue to implement the fee within the Town for one or two years (depending on a determination to be made by the Town).

Recommended Action:

- 1) Approve and authorize the Chair's signature on Resolution R21-____, Authorizing Implementation of a Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through December 31, 2022 [or 2023]
- 2) Approve and authorize the Chair's signature on Resolution R21-____, Extending and Re-Establishing the Mono County Solid Waste Fee Program for Fiscal Year 2021-2022.

Fiscal Impact: Countywide, continued receipt of approximately \$800,000 in revenue to support solid waste operations and future landfill closure costs.

12. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

ADJOURN



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Behavioral Health

TIME REQUIRED 10 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Robin Roberts, Behavioral Health
Director

SUBJECT Proclamation Designating the Month
of May 2021 as Mental Health Month

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Each year millions of Americans face the reality of living with a mental illness. In designating May 2021 as Mental Health Month, Mono County joins the national movement to raise awareness about mental health and to provide education and reduce stigma around mental health. Mono County Behavioral Health has planned activities and events to recognize Mental Health Month.

RECOMMENDED ACTION:

Approve proclamation designating May 2021 as Mental Health Month, hear report on activities planned to recognize Mental Health Month.

FISCAL IMPACT:

None.

CONTACT NAME: Amanda Greenberg

PHONE/EMAIL: 760-924-1754 / agreenberg@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Proclamation
Mental Health Month Activities (ENG)
Mental Health Month Activities (SPN)

**History
Time**

Who

Approval

4/28/2021 9:55 AM
4/29/2021 3:52 PM
4/30/2021 9:53 AM

County Counsel
Finance
County Administrative Office

Yes
Yes
Yes



MAY 2021 MENTAL HEALTH MONTH PROCLAMATION

WHEREAS, mental health is defined as a state of well-being in which an individual realizes his or her own abilities, can cope with the normal stresses of life, can work productively, and is able to make a contribution to her or his community; and

WHEREAS, 40 percent of adults in the U.S. reported struggling with mental health or substance use during the COVID-19 pandemic and more people than ever are reporting isolation or loneliness; and

WHEREAS, 50 percent of all chronic mental illness begins by age 14 and 75 percent begins by age 24; and

WHEREAS, numerous studies have shown that institutional and structural racism is the root cause of health disparities and social inequities that impact many aspects of life, including mental health; and

WHEREAS, barriers such as stigma associated with mental health conditions can keep community members from seeking the help they need; and

WHEREAS, depression is the leading cause of disability worldwide and COVID-19 had led to a nationwide increase in mental health crisis and suicidal ideation; and

WHEREAS, engaging in prevention and early intervention are effective ways to reduce the burden of mental illness and to help our friends and neighbors with mental illness make progress toward recovery and lead full, productive lives; and

WHEREAS, hundreds of people in Mono County receive services from the Mono County Behavioral Health Department each year, including mental health treatment, substance use disorder counseling, community wellness programs, and a crisis response team to assess for suicide risk; and

WHEREAS, the mission of Mono County Behavioral Health is to encourage healing, growth, and personal development through whole person care and community connectedness; and

WHEREAS, Mono County Behavioral Health aims to help build a community in which businesses, schools, partner agencies, healthcare providers, and residents understand that they have the power to positively impact the mental health and well-being of our community members.



NOW, THEREFORE, the Mono County Board of Supervisors proclaims May 2021 as Mental Health Month and recognizes the promotion, protection, and restoration of mental health as a vital priority for Mono County. Additionally, the Board celebrates the hard work and dedication of the Behavioral Health Department in addressing and treating mental illness and substance use disorders, especially in the wake of the COVID-19 pandemic. The Mono County Board of Supervisors thanks all staff members for their efforts to creatively engage the community during these challenging and uncertain times. Finally, the Board of Supervisors calls upon all members of our communities to recommit to increasing awareness and understanding of mental health, and of the mental health services available to our friends and neighbors.

APPROVED AND ADOPTED this 4th day of May 2021, by the Mono County Board of Supervisors.

Jennifer Kreitz, Supervisor District #1

Rhonda Duggan, Supervisor District #2

Bob Gardner, Supervisor District #3

John Peters, Supervisor District #4

Stacy Corless, Supervisor District #5



May Mental Health Awareness Month Activities

Mono County Behavioral Health would like to invite you to participate in free mental health awareness activities all month long!

May 4th

* Mono County Board of Supervisors Resolution: For meeting details, visit monocounty.ca.gov/bos

* "The Why Of Suicide, and the How of Hope" Presented by:
David Woods Bartley @5:30pm-7:00pm (Spanish interpretation available)
Location: Zoom <https://monocounty.zoom.us/j/95235707971>
or MCBH Facebook

Week of May 17th

* Tune in for a week of special Facebook content on Suicide Prevention in Spanish and English!

* Community Event (Spanish only)

May 12th

* Beginning of 30-day public comment period on MHSA Three-Year Plan and Annual Update. View the plan at monocounty.ca.gov/mhsa

May 21st

* "Let It Go" Virtual Art Show
To submit your art or learn more, visit monocounty.ca.gov/art
(English & Spanish)

May 26th

* Eight-Hour Mental Health First Aid Course: contact SBains@shinehelp.org for more info (English only)

May 27th

* Eight-Hour Mental Health First Aid Course: contact SBains@shinehelp.org for more info (English only)

Free Yoga All Month Long

Mammoth Shady Rest Park- Tuesday & Thursdays 1:30pm-2:20pm

Bridgeport Park- Wednesdays 12:30pm-1:30pm

Crowley Lake Park- Thursdays 4:00pm-4:50pm

Walker Park- Saturdays- Kids 10:00am-10:30am,
Adults 10:30am-11:30am

For more information call 760-924-1740





Mayo

Mes de concienciación sobre la salud mental

¡El departamento de Salud Mental del condado de Mono le gustaría invitarlo a participar en actividades gratuitas de concienciación sobre la salud mental durante todo el mes!

4 de mayo

* Resolución de la Junta de Supervisores del Condado de Mono: Para mas detalles de la reunión, visite monocounty.ca.gov/bos

* "El porqué del suicidio, y el cómo de la esperanza" Presentado por:

David Woods Bartley @5:30pm-7:00pm

(Interpretación en español estará disponible)

El sitio: Zoom <https://monocounty.zoom.us/j/95235707971>

o la pagina de Facebook del departamento de salud mental

Semana del 17 de mayo

* Sintonce durante la semana para contenido especial en Facebook sobre prevención del suicidio en español y inglés!

* Evento comunitario (en español)

12 de mayo

* Comienzo de comentarios públicos de 30 días sobre el plan MHSA de tres años y actualización anual. Puede ver el plan en monocounty.ca.gov/mhsa

21 de mayo

* "Dejalo Ir" Exposición de arte virtual. Para enviar su arte o aprender más, visite monocounty.ca.gov/art

26 de mayo

* Curso de primeros auxilios de salud mental de ocho horas: contacte SBains@shinehelp.org para obtener mas informacion (disponible sólo en inglés)

27 de mayo

* Curso de primeros auxilios de salud mental de ocho horas: contacte SBains@shinehelp.org para obtener mas informacion (disponible sólo en inglés)

Yoga Gratis Durante Todo el Mes

Parque Shady Rest en Mammoth- martes & jueves 1:30pm-2:20pm

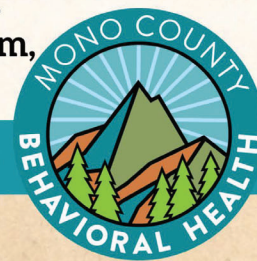
Parque en Bridgeport- miércoles 12:30pm-1:30pm

Parque en Crowley Lake- jueves 4:00pm-4:50pm

Parque en Walker- Sábados- Niños 10:00am-10:30am,

Adultos 10:30am-11:30am

Para obtener mas informacion llame al 760-924-1740





**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Information Technology

TIME REQUIRED 10 minutes

PERSONS APPEARING BEFORE THE BOARD Nate Greenberg, IT Director

SUBJECT Retirement Recognition of Steve Connett for His Years of Service with Mono County

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Steve Connett has been an employee of Mono County for more than 26 years, dating back to 1979. After serving in a number of different roles, he will be retiring from the position of GIS Technician in the Department of Information Technology on May 14, 2021.

RECOMMENDED ACTION:

Adopt Resolution recognizing Steve Connett for his years of service with Mono County.

FISCAL IMPACT:

None.

CONTACT NAME: Nate Greenberg

PHONE/EMAIL: (760) 924-1819 / ngreenberg@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p> Letter</p>

History

Time	Who	Approval
4/22/2021 5:40 PM	County Counsel	Yes
4/29/2021 3:53 PM	Finance	Yes
4/30/2021 10:02 AM	County Administrative Office	Yes



***A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
RECOGNIZING STEVE CONNETT***

WHEREAS, Steve first started working for Mono County in 1979 and has served in various capacities throughout the organization including Public Works, Community Development, and Information Technology for more than 26 years; and

WHEREAS, during his stint in Public Works, Steve helped to maintain hundreds of miles of roadway throughout the county, providing him with an intimate and unique knowledge of the area which would become exceptionally valuable later in his career; and

WHEREAS, in 2010 after completing a degree in Geography from the University of Nevada, Reno, Steve returned to Mono County as a volunteer in the Information Technology Department and shortly thereafter was hired on full-time as a GIS Technician; and

WHEREAS, Steve’s primary responsibility was to assign and maintain street names and addresses for all of Mono County and the Town of Mammoth Lakes – information which is critically important for 911 and emergency response, not to mention everyday life; and

WHEREAS, Steve regularly worked with members of the public on addressing issues, which often proved challenging, though were always approached with deft, honesty, compassion, and diligence which balanced customer and agency needs; and

WHEREAS, Steve’s love of nature and Mono County have inspired him to hike, explore, and bag a large number of peaks throughout our amazing region with his wife Sharyn and pack of dogs; and

NOW, THEREFORE, BE IT RESOLVED, Steve has concluded his 26 plus year career with the Mono County on May 14, 2021, and

BE IT FURTHER RESOLVED, the Mono County Board of Supervisors and the Mono County Department of Information Technology, hereby extend a most sincere “THANK YOU” in appreciation for Steve’s years of dedicated service.

APPROVED AND ADOPTED this 4th day of May, 2021, by the Mono County Board of Supervisors.

Jennifer Kreitz, Supervisor District #1

Rhonda Duggan, Supervisor District #2

Bob Gardner, Supervisor District #3

John Peters, Supervisor District #4

Stacy Corless, Supervisor District #5



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Social Services

TIME REQUIRED 10 Minutes

SUBJECT Retirement Recognition of Rick
Williams for His Years of Service with
Mono County

**PERSONS
APPEARING
BEFORE THE
BOARD**

Krista Cooper, Michelle Raust, Kathy
Peterson, Department of Social
Services

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution of the Mono County Board of Supervisors recognizing Rick Williams for his years of service to Mono County and the Department of Social Services.

RECOMMENDED ACTION:

Adopt Resolution recognizing Rick Williams for his years of service with Mono County.

FISCAL IMPACT:

None.

CONTACT NAME: Michelle Raust

PHONE/EMAIL: 760-924-1758 / mraust@mono.ca.gov

SEND COPIES TO:

Michelle Raust

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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Resolution

History

Time	Who	Approval
4/22/2021 5:40 PM	County Counsel	Yes
4/29/2021 3:53 PM	Finance	Yes
4/30/2021 10:02 AM	County Administrative Office	Yes



**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
RECOGNIZING RICK WILLIAMS**

WHEREAS, Rick Williams was born and raised in the Chalfant Valley area and has been a loyal community member who is willing to help others in need; and

WHEREAS, Rick served in the U.S. Army, completing two tours of duty in Vietnam as a Helicopter Crew Chief and Mechanic; and

WHEREAS, Rick Williams was an active member of the White Mountain Fire Protection District and served the residents of the Tri Valley as an Emergency Medical Technician and Firefighter; and

WHEREAS, Rick has delivered Meals on Wheels, provided medical escorts, and assisted seniors in the Tri Valley area with information and referrals for Mono County Department of Social Services since 2009; and

WHEREAS, Rick's favorite pastimes are fishing and being outside in his backyard enjoying his animals; and

NOW, THEREFORE, BE IT RESOLVED, Rick has concluded his time with the Department of Social Services as Senior Services Site Attendant on April 12th, 2021.

BE IT FURTHER RESOLVED, the Mono County Board of Supervisors and the Mono County Department of Social Services, recognize and extend a most sincere "THANK YOU" in appreciation for Rick's many years of dedicated service, and wish him a happy and healthy retirement.

APPROVED AND ADOPTED this 4th day of May, 2021, by the Mono County Board of Supervisors.

Jennifer Kreitz, Supervisor District #1

Rhonda Duggan, Supervisor District #2

Bob Gardner, Supervisor District #3

John Peters, Supervisor District #4

Stacy Corless, Supervisor District #5



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Clerk of the Board

TIME REQUIRED

SUBJECT Board Minutes - April 6, 2021

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of the Board Minutes from the Regular Meeting on April 6, 2021.

RECOMMENDED ACTION:

Approve the Board Minutes from the Regular Meeting on April 6, 2021.

FISCAL IMPACT:

None.

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[DRAFT Minutes](#)

History

Time	Who	Approval
4/28/2021 3:07 PM	County Counsel	Yes
4/29/2021 3:52 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes



**DRAFT MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.

Teleconference Only - No Physical Location

**Regular Meeting
April 6, 2021**

Backup Recording	Zoom
Minute Orders	M21-72 – M21-85
Resolutions	R21-21 – R21-24
Ordinance	ORD21-03 Not Used

9:00 AM Meeting Called to Order by Chair Kreitz.

Supervisors Present: Corless, Duggan, Gardner, Kreitz, and Peters (all attended via teleconference).

Supervisors Absent: None.

The Mono County Board of Supervisors stream most of their meetings live on the internet and archives them afterward. To search for a meeting from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Supervisor Corless.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

None.

2. RECOGNITIONS - NONE

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Bob Lawton, CAO:

- Assistant CAO John Craig introduction
- Meeting with Patricia Robertson at Mammoth Lakes Housing to discuss approaches administration can take as we move forward with recruiting for the Housing Coordinator position
- Numerous meetings of the Mountain View Fire EOC

Note:

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- Workplace Wellbeing Committee – programs and objectives
- Attended countywide budget training webinar – thanked Janet Dutcher and Megan Mahaffey for leadership
- JEDI Commission
- SCE Emergency briefing for the Emergency Response Plan
- Economic Recovery Branch
- Oath of Office for new employees – four new employees in the last four weeks
- Meeting with Babs Kavanaugh regarding supporting the development of a governance manual
- Meeting with Inyo County Administrator regarding Veteran Services Officer
- Caltrans closure of Highway 270
- Meeting with Radio Governance group

John Craig, Assistant CAO:

- Meetings with Department Heads
- Participating in weekly Budget meetings
- Attending weekly EOC meetings
- Human Resources – working with Ryan
- Finance – helping coordinate preparation of 2021-2022 budget
- Working on transfer of Benton properties from County to Tribe
- Public Records Requests
- Animal Control – Working closely with Malinda Huggans

4. DEPARTMENT/COMMISSION REPORTS

Janet Dutcher, Finance Director:

- Reminder for property owners – last day to pay second installment of property taxes is Monday, April 12

Ingrid Braun, Mono County Sheriff:

- Arrests made in double homicide from November 2020
- Confirmed running for reelection next year

Tony Dublino, Public Works Director:

- Just notified last week that we were awarded three different projects totaling \$1.4 million dollars for safety related projects – extensive guardrail project, sign project, right edge line striping. Thanks to Associate Engineer, Chad Senior, for leading this effort and putting together the successful applications.
- Good news from Great Basin – settlement monies that the Department of Water and Power pays Great Basin for Owens Valley Air Pollution issues. Just made a disbursement out to various agencies – Mono County awarded \$263,000 to be put towards projects relating to air pollution improvements.
- Spring openings of roads
- Facilities – working on expending all PSPS funding received
- Fleet – closed recruitment for mechanic, moving into interviews
- County Engineer position recently released

Wendy Sugimura, Community Development Director:

- Update on last Planning Commission meeting where three Use Permits were approved: 1) Owner-occupied short-term rental in Crowley Lake area; 2) Overhead lines that were improperly installed at property in Walker; 3) 6-ft tall front yard fence at a property in Bridgeport.
- Board of Forestry's Fire Safe Standards

Note:

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Chris Mokracek, EMS Chief:

- Shared story of cardiac arrest save from December 2020

Malinda Huggans, Animal Control Coordinator:

- Next week is National Animal Control Officer Appreciation Week
- Two new officers: Amber Stoerp and Jack Montgomery
- Shared story of Officer Montgomery securing an owl that had been caught in a fence

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Board Minutes - February 9, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on February 9, 2021.

Action: Approve the Board Minutes from the Regular Meeting on February 9, 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-72

B. Board Minutes - February 11, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Special Meeting on February 11, 2021.

Action: Approve the Board Minutes from the Special Meeting on February 11, 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-73

C. Board Minutes - February 16, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on February 16, 2021.

Action: Approve the Board Minutes from the Regular Meeting on February 16, 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-74

D. Board Minutes - March 2, 2021

Departments: Clerk of the Board

Note:

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Approval of the Board Minutes from the Regular Meeting on March 2, 2021.

Action: Approve the Board Minutes from the Regular Meeting on March 2, 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-75

E. Board Minutes - March 9, 2021

Departments: Clerk of the Board

Approval of the Board Minutes from the Regular Meeting on March 9, 2021.

Action: Approve the Board Minutes from the Regular Meeting on March 9, 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-76

F. California Coalition for Rural Housing (CCRH) 2021 Membership Dues

Departments: Clerk of the Board

The California Coalition for Rural Housing (CCRH) is a statewide membership organization of housing advocates, developers, policymakers, service providers, and residents working to produce and preserve affordable housing in California. For the 2021 calendar year, CCRH has requested that Mono County pay the Organization membership dues of \$500.

Action: Approve payment of \$500 membership dues to remain a member of the California Coalition for Rural Housing for 2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-77

G. Letter of Support for DeChambeau Ponds Wetlands Infrastructure Renovation and Restoration Project Application to the California Wildlife Conservation Board's Pacific Flyway Conservation Grant

Departments: Board of Supervisors, sponsored by Supervisor Gardner

Letter in support of the Mono Lake Committee's application to the Wildlife Conservation Board's Pacific Flyway Conservation grant program to enhance water distribution infrastructure at the DeChambeau Ponds Wetlands Mitigation Complex on the north shore of Mono Lake.

Action: Approve and authorize the Board Chair to sign letter of support.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-78

H. Monthly Treasury Transaction Report

Departments: Finance

Note:

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Treasury Transaction Report for the month ending 2/28/2021.

Action: Approve the Treasury Transaction Report for the month ending 2/28/2021.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-79

I. Increase in Appropriations and Addition of One (1) Limited Term Position

Departments: Public Health

Request increase in appropriations for the Enhancing Laboratory Capacity/Enhancing Detection Expansion Funding (ELC/EDF) and Proposed Resolution amending Mono County List of Allocated Positions to add one limited-term position within the Department of Public Health related to COVID-19.

Action:

1) Approve increasing appropriations in the amount of \$1,463,197 in new expanded grant funding to support the public health response to COVID-19 (requires 4/5ths vote approval).

2) Adopt proposed Resolution R21-21, Authorizing the County Administrative Officer to amend the list of allocated positions to add one (1) new limited-term position consisting of one Deputy Director of Public Health COVID-19 in the Department of Public Health.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-80, R21-21

J. Authority to Hire Health Program Manager/Public Health Nurse at Step D

Departments: Public Health

Authorize the Public Health Director to fill the Health Program Manager/Public Health Nurse position at Step D (82D).

Action: Authorize the Public Health Director to hire Ms. Marjoree Nee at a D step in the position of Health Program Manager/Public Health Nurse.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-81

K. California Immunization Local Assistance Grant Amendment

Departments: Public Health

Proposed Amended Grant Agreement Number 17-10332, A02 with the California Department of Public Health, Immunization Branch.

Action: Approve Amended Grant Agreement Number 17-10332, A02 and authorize the Chair of the Board of Supervisors to sign the amended

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contract on behalf of the County. Additionally, provide authorization for the Public Health Director to sign future amendments to the grant that shift funds between budget categories without changes to the grant allocation.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-82

L. Fiscal Year 2020-2021 Regional Surface Transportation Program (RSTP) Funding Agreement

Departments: Public Works - Roads

The Federal Apportionment Exchange Program and State Match Agreement, a copy of which is enclosed with this report, will authorize the exchange of federal highway funds for state highway funds. The proposed exchange is made available to rural counties on an annual basis and provides the Road Fund with a more flexible, less complicated funding source.

Action: Approve and authorize Chair's signature on the FY20/21 Federal Exchange and State Match Agreement for allocation of Federal Surface Transportation Program Funds through the State's Regional Surface Transportation Program.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

M21-83

M. 2021-2022 Boating Safety and Enforcement Program Agreement

Departments: Sheriff

California Department of Parks and Recreation, Division of Boating and Waterways, Fiscal Year 2021-2022 Boating Safety and Enforcement Financial Aid Program Agreement

Action: Approve Resolution R21-22 authorizing the Mono County Sheriff-Coroner, Mono County Sheriff's Office Emergency Services Coordinator, and/or the Mono County Sheriff's Office Finance Officer to apply for and administer the Boating Safety and Enforcement Financial Aid Program Agreement for Fiscal Year 2021-2022.

Peters motion. Gardner seconded.

Vote: 5 yes, 0 no

R21-22

6. CORRESPONDENCE RECEIVED

Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

The Board acknowledged receipt of the correspondence.

A. Mammoth Lakes Housing 2020 Annual Report

Note:

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Mammoth Lakes Housing's 2020 Annual Report.

B. Rush Creek Relicensing Project (FERC Project No 1389), Project Information Questionnaire

Southern California Edison Company's (SCE) operating license for the Rush Creek Project, FERC Project No. 1389 expires January 31, 2027. Consequently, SCE is taking the initial steps required by the Federal Power Act and the Federal Energy Regulatory Commission's (FERC) Integrated Licensing Process (ILP) to obtain a new license for the Project. The Project is located in Mono County, California and includes three dams and associated reservoirs – Agnew Dam (Agnew Lake), Gem Dam (Gem Lake), and Rush Meadows Dam (Waugh Lake); a water conveyance system; the Rush Creek Powerhouse; and ancillary facilities.

C. Federal Energy Regulatory Commission (FERC) Letters re: Dams Part of the Lee Vining Creek Project, FERC Project No. 1388-CA

Federal Energy Regulatory Commission (FERC) letters regarding the following: (1) Responses to FERC comments on the 2018 Owner's Dam Safety Program Audit; (2) Completion of Construction for 2020 Eastern Operations Dam Surveillance Camera Projects, FERC Project Nos. 1388, 1390, 1394; (3) Responses to FERC Comments on the Third Independent Consultant's Safety Inspection Report for Rhinedollar Dam; (4) Responses to FERC Comments on the 11th Independent Consultant's Safety Inspection Report for Saddlebag Dam; (5) Wave-Induced Run-Up Evaluation for Tioga Lake Dams; (6) EAP High Flow Operations Plans.

D. Notice of Availability of a Final Supplemental Environmental Impact Report for the Casa Diablo IV Project

The Great Basin Unified Air Pollution Control District is the Lead Agency pursuant to the California Environmental Quality Act (CEQA) and is publishing the Final Supplemental Environmental Impact Report (SEIR) for the Casa Diablo IV Geothermal Power Plant Project.

E. Letter from John Stavlo re: Equity

Letter from John Stavlo regarding equity in Mono County.

F. Letter from Gary Nelson re: Speeding Vehicles in Mono County

Letter from Gary Nelson regarding speeding vehicles in Mono County and request for the Board of Supervisors to sponsor a resolution of support for Assembly Bill 550.

Public Comment:

- Gary Nelson

G. 2020-2022 Target Inspection of Mono County Sheriff's Office, Mono County Jail, Penal Code 6031

Note:

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On October 20, 2020, staff of the Board of State and Community Corrections (BSCC) conducted a targeted inspection of the Mono County Jail. The inspection consisted of a review of the Mono County Sheriff's Office Custody Services Manual and sections of the Mono County Sheriff's Office Policy Manual that apply to Jail Operations.

H. Notice and Approval of Petitions for Renewal of Temporary Urgency Change for Licenses 10191 and 10192 (Applications 8042 and 8043) of the City of Los Angeles, Department of Water and Power

On March 5, 2021, the State Water Resources Control Board received Temporary Urgency Change Petitions (TUCPs) pursuant to California Water Code section 1435 from the City of Los Angeles, Department of Water and Power (LADWP) requesting approval of temporary changes to its water right Licenses 10191 and 10192 (Applications 8042 and 8043). On April 1, 2021, the Deputy Director for Water Rights signed an order approving petitions filed by the LADWP for temporary urgency changes in Licenses 10191 and 10192.

7. REGULAR AGENDA - MORNING

A. Inyo-Mono County Veteran Services Officer Update

Departments: CAO

(Robert C. Lawton, CAO) - Introduction of new Inyo-Mono County Veteran Services Officer Gordon Greene.

Action: None.

Bob Lawton, CAO:

- Introduced new Inyo-Mono County Veteran Services Officer, Gordon Greene

Gordon Greene, Inyo-Mono County Veteran Services Officer:

- Introduction
- PPT presentation (can be found under Supporting Documents on the meeting webpage: <https://monocounty.ca.gov/bos/page/board-supervisors-112>) – Services and programs available

Break: 10:16 AM

Reconvened: 10:23 AM

B. COVID-19 (Coronavirus) Update

(Robert C. Lawton, CAO, Bryan Wheeler, Public Health Director) - Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

Action: None.

Note:

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Bryan Wheeler, Public Health Director:

- PPT presentation (can be found under Supporting Documents on the meeting webpage: <https://monocounty.ca.gov/bos/page/board-supervisors-112>) – Latino Outreach Schedule, 7-day metrics, Vaccine equity metric, Blueprint for a Safer Economy, summary of Mono County Red Tier Business Sector Operations, vaccination stats, State issued updated vaccine eligibility guidelines, state to release “Beyond the Blueprint” Framework

C. Mountain View Fire Update and Review of Emergency Declarations

Departments: EOC

(Justin Nalder, EOC Director) - Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

Action: Find that there is a need to continue the local state of emergency declared on November 17, 2020 and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

Peters motion. Duggan seconded.

Vote: 4 yes, 0 no, 1 absent

M21-84

Justin Nalder, EOC Director

- Emergency Operations Center, now housed in Antelope Valley Senior Center, will be staffed this week by Planning Section Chief Mary Booher
- CalOES currently in remediation phase 2 – general burn debris cleanup
- Right of Entry forms
- City of Los Angeles trailer procurement
- Upcoming discussions on cost share for public assistance
- Mountain View Fire Community Workshop #7 scheduled for 4/12
- Donation center is packing up this week

D. Mountain View Fire Recovery - Waiver of Fees for Director Review Permits to Facilitate Reconstruction

Departments: Community Development

(Wendy Sugimura, Community Development Director) - Proposed resolution waiving fees for Director Review permits for recovery and reconstruction associated with Mountain View Fire damage.

Action: 1. Find that the proposed resolution qualifies under CEQA exemptions 15303(a) and 15303(b). 2. Direct staff to file a Notice of Exemption, and adopt proposed resolution “Waiving Fees for Director Review Permits for Mountain View Fire Reconstruction and Recovery” with any desired modifications.

Peters motion. Corless seconded.

Vote: 5 yes, 0 no

R21-23

Wendy Sugimura, Community Development Director:

- Presented item
- Thanked CDD staff April Sall, Michael Jones, and Jason Davenport for great work

Note:

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E. LADWP Long Valley Adaptive Management Plan for Bi-State Sage-Grouse

Departments: Community Development

(Wendy Sugimura, Community Development Director) - Presentation on Los Angeles Department of Water and Power (LADWP) Adaptive Management Plan for Bi-State Sage-Grouse Conservation developed by a collaborative, multi-agency technical working group.

Action: None.

Wendy Sugimura, Community Development Director:

- PPT presentation (can be found under Supporting Documents on the meeting webpage: <https://monocounty.ca.gov/bos/page/board-supervisors-112>) – reviewed history, purpose and main components of AMP, annual operations plan and adaptation
- Addressed public comments received
- Will summarize comments back to working group

Public Comment:

- Wendy Schneider, Friends of the Inyo Executive Director
- Lynn Boulton

F. Employment Agreement - Deputy County Counsel II

Departments: County Counsel and Human Resources

(Stacey Simon, County Counsel) - Proposed resolution approving a contract with Emily R. Fox as Deputy County Counsel II and prescribing the compensation, appointment and conditions of said employment.

Action: Announce Fiscal Impact. Approve Resolution R21-24, approving a contract with Emily R. Fox as Deputy County Counsel II and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: The cost for this position for the remainder of FY 2020-2021 (April 19 to June 30th) is \$31,009 of which \$21,255 is salary and \$9,754 is the cost of the benefits and was included in the approved budget. The cost for an entire fiscal year would be \$144,083 of which \$110,532 is salary and \$33,551 is the cost of benefits.

Corless motion. Gardner seconded.

Vote: 5 yes, 0 no

R21-24

Stacey Simon, County Counsel:

- Introduced item and new Deputy County Counsel II, Emily Fox

Emily Fox, Deputy County Counsel II:

- Enthusiastic to dig in and start working for and being a part of the community

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Note:

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None.

9. CLOSED SESSION

*Closed Session: 12:12 PM
Reconvened: 1:44 PM*

*Reentered Closed Session: 2:50 PM
Reconvened: 3:22 PM*

Nothing to report out of Closed Session.

A. Closed Session - Labor Negotiations

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, Dave Wilbrecht, and Anne Frievalt. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

B. Closed Session - Public Employee Evaluation

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Abshire et al. v. Gavin Newsom et al.* (U.S. Dist. Ct., E.D. Cal. 2:21-cv-00198-JAM-KJN).

D. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 P.M.

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

None.

11. REGULAR AGENDA - AFTERNOON

A. Sustainable Recreation and Tourism Initiative Update

Note:

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Departments: Sustainable Recreation and Tourism Initiative

(John Wentworth, Sustainable Recreation and Tourism Initiative) - The Sustainable Recreation & Tourism Initiative is a grant funded effort on behalf of the Eastern Sierra Sustainable Recreation Partnership, of which Mono County is a partner. An update will be presented to the Board of Supervisors on what has been accomplished and what is still to come before the grant ends December 31, 2021.

Action: None.

John Wentworth, Sustainable Recreation and Tourism Initiative:

- Presentation – background, project ideas, funding

B. Juvenile Justice Coordinating Council Appointment

Departments: Probation

(Karin Humiston, Chief Probation Officer) - Request for appointment of one member of the Board of Supervisors as a representative to the Juvenile Justice Coordinating Council for 2021. The JJCC is responsible for developing the county's Multi-Agency Local Action Plan to serve Juvenile-Justice Involved Youth.

Action: Appoint Supervisor Gardner to the Juvenile Justice Coordinating Council (JJCC) for 2021.

Kreitz motion. Corless seconded.

Vote: 5 yes, 0 no

M21-85

Karin Humiston, Chief Probation Officer:

- Announced that the afterschool program grant has most likely been approved - Mammoth Middle and High Schools will have an afterschool program.
- Provided overview of Juvenile Justice Coordinating Council

Break: 2:15 PM

Reconvened: 2:21 PM

12. BOARD MEMBER REPORTS

Supervisor Corless:

- Will provide report at next meeting.

Supervisor Duggan:

- 03/15/21 –
 - 2021 Virtual NACo Legislative Conference – I attended two sessions:
 - Modernizing Your County's Talent Organization - How Core County HR functions are being performed and delivered is rapidly changing.
 - Bringing Clarity to the Redistricting Process
- 3/23/21 - CSA1 – Much discussion on mailboxes and USPS service and regulations in the service area along with review of upcoming community projects
- 3/24/21 –
 - 2021 Virtual NACo Legislative Conference – General Session and the Broadband Taskforce presentation. Kudos to Supervisor Peters who

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made a clear and concise argument for the needs of expanding this vital utility throughout the county, especially in rural areas.

- ESAAA Advisory Council – with Supervisor Peters
- 3/25/21 –
 - MLCC Community Coffee – Visit California Sr, Vice-President of Marketing, Lynn Carpenter
 - CSAC Institute: Realignment 101: The Basics of 1991 and 2011 Realignments - why programs were included, what was learned, and the expansion to realignment in 2011 – all updated with program and funding changes through 2020.
 - IMACA Board Meeting – I participated in the bi-monthly meeting and was elect to the Board as Mono Public representative.
 - Long Valley RPAC – Staff arrange a meeting of the current members of the LVRPAC to gauge interest in continuing. Staff is following up with interested parties to apply for appointment.
- 3/26/21 –
 - Tour of Owens Dry Lake – Thanks to GBUAPCD's Air Pollution County Officer Phill Kiddoo for taking me on a most informative tour of the Owens Dry Lake site. With gale-force winds that day, the success of the ongoing efforts was clear.
- 3/30/21 – EDTFC – I attended the Economic Development/Tourism/Film Commission meeting with Supervisor Peters. There were discussions of economic recovery programs available, the impact of new fishing regulations, and how to best represent our region in marketing messages for tourism and the film industry.
- 4/1/21 – CSAC Strengths in Leadership – I participated with Supervisor Corless in course focused on identifying personality strengths and how to use the insight to build a well-rounded team.

Supervisor Gardner:

- On Wednesday March 17 I participated in a Zoom meeting about feral horses in the Mono Basin. Together with several representatives from public lands agencies and others, we discussed the impact of these horses on human safety, wildlife, and the wetlands in the area.
- On March 18 I chaired the quarterly meeting of the Mono County First 5 Commission. We approved several contracts and heard staff reports on selected First 5 programs for young children. First 5 has been able to resume some of its in-person home visiting, which makes a huge difference for the families it serves.
- On March 24 and 25 I participated in several NACO Legislative Conference panels and presentations. One of these was about early childhood education and featured our own Molly DesBaillets from our First 5 Commission, as one of the panelists. Molly did a great job representing Mono County on a national level about our progress in supporting early childhood programs.
- Also, on March 24 I attended a meeting of the Eastern Sierra Interagency Visitor Center Board, which is the oversight Board for the Visitor Center in Lone Pine. This facility has a new USFS supervisor who is doing a great job getting organized. The ESIA bookstore is open there and information is being provided outside for visitors.
- In the evening on March 24, I participated in the monthly June Lake Chamber meeting. The Chamber continues to plan several events for the summer and fall seasons.
- On March 25 I led another Zoom meeting of the Dispersed Camping Summit to update everyone on progress to date. We heard reports from the five subcommittees, including Education and Outreach, Mapping, Stewardship,

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Infrastructure, and Law Enforcement. Each group has action plans which we hope to be implemented before the summer season begins.

- On March 26 I attended the CSAC meeting connected with the NACO Legislative Conference. We heard from NACO candidates and received an update on pending legislation in Congress.
- On March 29 I participated in a meeting of the Mono Basin Partners. We discussed plans for opening and supporting the Mono Basin Visitor Center, feral horses, and the status of other projects in the area.
- On Wednesday March 31 I attended a Zoom meeting of the Sustainable Outdoor Recreation Coalition Southern Sierra Zone. This group was hosted by the USFS and covered recreation-related issues in the Eastern Sierra. It was great to see such positive USFS support for our ongoing efforts to build our local economy through better coordination with our public lands agencies.
- On Friday April 2 I participated in the monthly Kutzadika Tribal Council meeting. Topics covered during this meeting included the Tioga Inn, Federal recognition of the Tribe, planned Tribal cultural activities this summer, and ongoing consultation with public land agencies.
- Finally, yesterday with Supervisor Corless I participated in the monthly ESSRP meeting. We heard updates on several potential grant opportunities and reports from each of the representatives.

Supervisor Kreitz:

- March 17th, I attended the Mammoth Lakes Board of Realtors meeting along with MLH Executive Director, Patricia Robertson to discuss MLH programs. I also attended an MLH Programs and Development Committee meeting later in the morning where the Committee put together the a rubric for the coming year which the Committee shared with the Board at their April meeting.
- On March 18th, I attended a webinar hosted by CalSTA CAPTI Climate Action Plan.
- Later in the day I attended an Missing Middle Income Housing webinar hosted by ILG and California Statewide Communities Development Authority. Middle income solutions are available in California, primarily with existing housing of a minimum size of 150-200 units, using tax exempt bonds working with banks to underbite the bonds. New construction is possible but triggers prevailing wage.
- March 24th I attended the NACo general session presentations including a brief talk from President Biden. Later, I participated in the selection committee for the Town's Chamber of Commerce's Gala Awards for pandemic response. I then participated in a CSAC meeting with Senator Mike McGuire to discuss the need to fund broadband at \$2.2 billion for the middle mile via the state level and support for Infill Infrastructure Grant funds that work for rural counties similar to the last round when Mammoth Lakes was awarded roughly \$20million under the program.
- Thursday, March 25 I attended the Mammoth Lakes Tourism Community Coffee.
- Monday, April 5th I participated in the CCRH Legislative Committee meeting - reviewed bills seeking CCRH support, AB 721, AB 989, SB 625 and AB 880, all which the committee supports.
- March 26th, I attended the CSAC California Caucus of the NACo. Later that day I participated as a panelist on a NACo conference workshop, Housing and COVID-19: Mobilizing Resources to Support Residents. Last meeting of the day was with David Bacci, Vice President for Hospital Council.
- I had the pleasure of volunteering again at the Mono County Coronavirus Vaccination Clinic on March 27th and April 3.
- April 5th, I also participated in the Mammoth Lakes Housing regular board meeting. The Board received an update on the development of The Parcel

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including a presentation from members of The Pacific Companies, the Town selected developer of the site.

- Lastly, the MLH Board is looking for a new board member. Apply with MLH staff, and share with your network and there is down payment assistance funds available in the unincorporated County. Please share with your constituents.

Supervisor Peters:

- Continue to participate in several broadband related meetings – NACo and CSAC
- Eastern Sierra Area Agency on Aging meeting – good chance to get Supervisor Duggan in the mix. Critical organization for senior services in our entire region
- Also attended tourism commission meeting, Antelope Valley RPAC meeting
- Met with Bob Lawton and Bridgeport RPAC Chair to discuss items of interest in the Bridgeport Valley – planning issues, things the RPAC would like to move forward. Opening of Bodie Road when conditions are suitable during shoulder season. Spoke with CalTrans and the road was open the next day. This opening came with some challenges. In the following week, those challenges were addressed.
- Took Bob up to Mountain Warfare Training Center to introduce him to the Colonel and his staff. They are planning to have another community leaders day in the near future.
- Toured Toiyabe Clinic – open with limited hours. Not much outreach due to Toiyabe leadership wanting more fully equipped clinic.
- Another exciting opportunity – met with Latino Outreach Coordinator, Judith Jimenez from Mammoth Lakes Housing to talk about how we can reach the Latinx community in North County
- Attended Planning Commission meeting – involved controversial overhead power line issue
- Met with Liberty Utilities to discuss aftermath of fire and challenges
- Highlights of the last couple weeks – California Caucus
- Veteran Service Officer Gordon Greene successfully came up and met with veterans. Thanks to Bob Lawton for arranging the meeting. Thanks to local veterans who rallied within own community to get amount of folks there during working hours. Great start and look forward to Gordon coming to other communities.

Moved back to Item 9.

ADJOURNED AT 3:22 PM.

ATTEST

**JENNIFER KREITZ
CHAIR OF THE BOARD**

**QUEENIE BARNARD
SENIOR DEPUTY CLERK OF THE BOARD**

Note:

These draft meeting minutes have not yet been approved by the Mono County Board of Supervisors



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Board of Supervisors, sponsored by Supervisor Gardner

TIME REQUIRED

**PERSONS
APPEARING
BEFORE THE
BOARD**

SUBJECT Letter of Support for Inyo County
Request for Funds for SBDC

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Letter in support of Inyo County's request for funds towards the establishment of a regional small business development center (SBDC).

RECOMMENDED ACTION:

Approve letter as presented or amended, and authorize Board Chair to sign.

FISCAL IMPACT:

None.

CONTACT NAME: Supervisor Bob Gardner, Scheereen Dedman

PHONE/EMAIL: 760-932-5538 / sdedman@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Letter

History

Time	Who	Approval
4/30/2021 10:50 AM	County Counsel	Yes
4/30/2021 8:19 AM	Finance	Yes
4/30/2021 10:58 AM	County Administrative Office	Yes



Jennifer Kreitz ~ District One Rhonda Duggan ~ District Two Bob Gardner ~ District Three
John Peters ~ District Four Stacy Corless ~ District Five

BOARD OF SUPERVISORS COUNTY OF MONO

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5533 • FAX (760) 932-5531
Shannon Kendall, Clerk of the Board

May 4, 2021

Honorable Senator Dianne Feinstein
United States Senate
331 Hart Senate Office Building
Washington, DC. 20510

RE: Letter of Support for Inyo County's Request for Funds

Dear Senator Feinstein,

Please accept this letter in support of Inyo County's request for funds to assist with the costs of broadband connections, equipment, and furnishings for the new Small Business Development Center.

This regional small business development center will provide much needed management and technical assistance to an area that will surely need as much help as possible during its recovery from pandemic shutdowns. Our Board is excited by Inyo County's commitment to providing assistance tailored to our rural and underserved area. They have already begun with a Request for Proposal to develop a business plan, securing a building, and anticipate the center opening by the end of the year.

We enthusiastically support Inyo County's contribution to our area through enhanced economic development and support for future and current small business owners. The sooner that they are able to open this center, the sooner they can offer assistance beyond their own county and begin to provide assistance to Mono County businesses.

We appreciate your consideration of this letter of support.

Sincerely,

Supervisor Jennifer Kreitz, Chair
Mono County Board of Supervisors
jkreitz@mono.ca.gov

CC:
Honorable Senator Alex Padilla
Honorable Congressman Jay Obernolte
Inyo County Board of Supervisors



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: CAO, County Counsel, Animal Services

TIME REQUIRED

SUBJECT Amending Mono County Code Title 9
- Animals

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The Department of Animal Control has operated for several decades, caring for animals throughout Mono County and sheltering and caring for them. To better align the functions of the department, we are requesting to change the name of the department.

RECOMMENDED ACTION:

Approve Ordinance #21-___, Amending Mono County Code Title 9 to Change the Name of the Mono County Department of Animal Control to the Mono County Department of Animal Services and Change the Method by which Dogs are Licensed.

FISCAL IMPACT:

None; once enacted, the revised ordinance alters cash flow for the Department but does not affect the amount of revenues.

CONTACT NAME: John Craig

PHONE/EMAIL: 760-932-5414 / jcraig@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
Ordinance
Exhibit A

History

Time	Who	Approval
4/28/2021 3:08 PM	County Counsel	Yes
4/29/2021 3:58 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes



**DEPARTMENT OF ANIMAL CONTROL
COUNTY OF MONO**

*Malinda Huggans
Animal Control Coordinator*

TO: Mono County Board of Supervisors
FROM: Malinda Huggans – Animal Control Coordinator
DATE: April 20, 2021
RE: Department of Animal Control Name Change

Recommended Action: Approve Ordinance #21-___, Amending Mono County Code Title 9 to Change the Name of the Mono County Department of Animal Control to the Mono County Department of Animal Services and Change the Method by which Dogs are Licensed.

Fiscal Impact: None.

Background: The Department of Animal Control has operated for several decades, caring for animals throughout Mono County and sheltering and caring for them. To better align the functions of the department, we are requesting to change the name of the department. Additionally, in order to better provide services for our constituents we would like to move away from a manual licensing system to an online system using the online platform DocuPet. This web company will allow for a more streamlined process to licensing our animals.

Discussion:

Name Change

Over the years Animal Control has evolved to offer more programs and services than simply impounding strays and enforcing the ordinances. Animal Control is becoming more of a resource for pet owners and their animals. Animal Control has been able to support animal welfare efforts through humane education and cooperation with pet owners, to provide a better life for the animals in our communities. The name Animal Control is outdated and brings about the image of the old “dog catcher” just out there to catch as many strays as possible. Animal Services is a name that reflects our goals of improving animal welfare through collaboration, cooperation, and education. We want the community to see us as the resource that we are, and that we are here to help.

License Amendment

The department would like to change the licensing term from the fixed June to June term, to a term that allows people to purchase a license to coincide with the expiration date of their pets’ rabies vaccination. The current practice requires all pet owners to renew their licenses for a fixed 1-year period every June. This forces the department to spend the entire month manually mailing and responding to owners who come in in person to the office to license their pets. Additionally, no license can be offered beyond the current expiration of the individual animal’s rabies vaccination. This requires citizens to often purchase a license for less than a year and return mid-year to relicense the animal once the rabies vaccination is updated.

The option to purchase a 1-year, 2-year, and 3-year term will be offered. The current ordinance requires tags to display an expiration date of June 30th, the change will allow people to keep permanent tags, then renew the license as needed. The department would like to partner with DocuPet which would provide the tags free of charge and remit to the department the \$10 per year licensing fee. Pet owners will purchase these permanent tags directly from DocuPet online or by phone, or they can still utilize the traditional method of mailing their payment to the Animal Control office. DocuPet provides the pet owner with a customizable pet profile to help them keep track of their pets' documents and information online. The pet owner will also be able to choose information to provide for the public in the event their lost pet is found. There will be an ID number on the tag for the public to look up a found animal's information on the DocuPet website, as a 24/7 lost animal reunification resource. The pet owner will also be able to create a lost animal report and send an alert out in the event their animal is lost. Each pet owner has the option of signing up to be a helper for lost animals in their community, when that alert is sent out, it will go to those helpful community members. DocuPet will offer our basic municipal tags with our Mono County logo at no extra charge when the license is purchased or offer designer tags as an alternative upcharge. 20% of the proceeds from the sale of these designer tag sales will go toward helping the animals in our shelters. Partnering with DocuPet will improve licensing customer service, move the licensing away from a manual process, and will improve lost pet reunification efforts.

New Logo

With the name change and in the spirit of rebranding our image to reflect our role as a community resource for animal welfare, we have designed a new logo we will use based off of the official Mono County tourism logo.

Spay/Neuter Program

As an effort to reduce pet abandonment and reduce the overpopulation in animal shelters, Animal Control would like to offer a low cost spay/neuter program to help defray the cost of spaying and neutering. To participate, a pet owner must be a permanent resident of Mono County, including Mammoth Lakes. If the animal is a dog, the owner must possess a current license purchased through our department. Upon receiving the spay/neuter voucher, the pet owner will take their pet to the participating vet, currently Sierra Veterinary Clinic in Bishop. We are interested in reaching out to other veterinarian offices in the future to inquire about their participation in this program. The funding for these costs will be covered from accumulated funds in the Spay/Neuter Trust Fund. This fund consists of the spay/neuter deposits from adoptions. When an animal is too young to be spayed or neutered, we adopt the animal out with a spay/neuter deposit paid by the adopting family and a signed agreement. If the adopter fails to spay/neuter the animal and return to claim the deposit on time, the deposit stays in the trust fund. These funds have not been used in many years and accumulated to over \$21,000. To fund this new spay/neuter program we would like to have a prescribed amount be transferred from the trust fund to the professionalized services line item each fiscal year. \$2,000 per year would be sufficient to start with. This will allow us to offer reduced surgeries for 22 animals annually.

Attachments:

1. Ordinance allowing changes to Title 9 – Animals of the Mono County Code
2. Exhibit A outlining the specific changes.



ORDINANCE NO. 21-__

**AN ORDINANCE OF THE MONO COUNTY BOARD OF SUPERVISORS
AMENDING TITLE 9 OF THE MONO COUNTY CODE TO CHANGE THE NAME
OF THE MONO COUNTY DEPARTMENT OF ANIMAL CONTROL TO THE MONO
COUNTY DEPARTMENT OF ANIMAL SERVICES AND CHANGING THE METHOD
BY WHICH DOGS ARE LICENSED**

WHEREAS, the County of Mono provides various animal services throughout the County of Mono through the Department of Animal Control; and

WHEREAS, the Board of Supervisors wishes to change the name of the Department of Animal Control to the Department of Animal Services to better represent the services provided by the Department; and

WHEREAS, the Department wishes to change the method and timeframe by which dogs are licensed throughout the County to better serve the dog owning citizens of the County

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO ORDAINS that:

SECTION ONE: Title 9 is hereby added to the Mono County Code as set forth in Exhibit A, which is attached hereto and incorporated by this reference.

SECTION TWO: This ordinance shall become effective 30 days from the date of its adoption and final passage, which appears immediately below. The Clerk of the Board of Supervisors shall post this ordinance and also publish it in the manner prescribed by Government Code Section 25124 no later than 15 days after the date of its adoption and final passage. If the Clerk fails to publish this ordinance within said 15-day period, then the ordinance shall not take effect until 30 days after the date of publication.

PASSED, APPROVED and ADOPTED this 4th day of May, 2021, by the following vote, to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Jennifer Kreitz, Chair
Mono County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

County Counsel

Exhibit A

Chapters: Chapter 9.04 - ANIMAL SERVICES—GENERAL PROVISIONS

Sections

9.04.010 - Title.

The ordinance codified in Chapters 9.04 through 9.36 shall be known as the Mono County animal services ordinance.

(Ord. 399-E § 1, 1971; Ord. 399 § 1, 1970.)

9.04.020 - Definitions.

The following terms, as used in Chapters 9.04 through 9.36, shall have the meaning ascribed to them in this section as follows:

- A. "Dog" includes domesticated coyotes, wolves and similar animals.
- B. "Dog services officer" is synonymous with "animal services officer."
- C. "Dog kennel" means any lot, building, structure, enclosure or premises where four or more dogs more than six months of age are kept at the same time, or where any dogs are kept for the purpose of sale or breeding.
- D. "Dog owner" means the owner or custodian of any dog of either sex or of any age.
- E. "Health officer" means the health officer of the county and his authorized assistants.
- F. "Unlicensed dog" means any dog for which the license for the current year has not been paid.
- G. "Vaccination" or "vaccination against rabies" means the inoculation of a dog with a canine chick embryo origin modified live virus rabies vaccine, or canine nerve tissue killed virus rabies vaccine, approved by the health officer or by the United States Public Health Service for use in the prevention of rabies in dogs.
- H. "Working dog" means a dog which is kept or maintained for the purpose of working livestock. "Working dog" does not include a dog kept on a premises with working dogs which does not itself work livestock.
- I. "Working dog kennel" means a kennel where working dogs are kept.

(Ord. 76-399-H §§ 1, 2, 1976; Ord. 399-E § 2, 1971; Ord. 399-D § 4, 1971; Ord. 399-A, 1970; Ord. 399 § 2, 1970.)

Chapter 9.08 - ANIMAL SERVICES*

Sections:

9.08.010 - Position created—Appointment.

There is created the position of the animal services director who shall be appointed by the county administrator and shall operate the Mono County Department of Animal Services.

(Ord. 02-01 § 1, 2002.)

9.08.020 - Generally.

- A. The animal services director and his or her other officers are designated as public officers and employees of the county, charged with the duty to enforce the provisions of this chapter and any law of the state relating to the care, treatment and impounding of animals, and they are authorized to issue citations for violations of said laws and provisions in accordance with Section 836.5 of the California Penal Code.
- B. Each such person, while performing his or her respective duties, shall wear a metallic badge of a size and design to be determined by the animal services director.
- C. The animal services director and his or her officers, when acting in the course and scope of their employment, are authorized to carry, in county vehicles, unloaded firearms or weapons of a type and caliber approved by the sheriff's department. The animal services director and his or her officers shall receive initial and recurrent training in the use of any type of firearm or weapon approved for use by the sheriff's department, in order to establish and assure satisfactory proficiency in the use of such weapons commensurate with the safety and welfare of the general public.

(Ord. 02-01 § 1, 2002.)

9.08.030 - Duties.

The animal services director and his or her officers shall pick up and impound animals as provided in Chapters 9.04 through 9.36 of this code. They shall also enforce the provisions of Chapters 9.04 through 9.36 and any other state law or local ordinances relating to animals.

(Ord. 02-01 § 1, 2002.)

9.08.040 - Fees.

The following fees are imposed, the amount of which shall be set by resolution of the board of supervisors:

- A. Redemption Fee. To redeem a dog from the pound, the amount of which shall include reasonable costs associated with of the care of dogs while impounded.

B. Turn-in fee. When an animal is voluntarily turned in to the pound by its owner, the amount of which shall include reasonable costs associated with of the care of dogs while impounded.

(Ord. 02-01 § 1, 2002.)

9.08.050 - Authority.

Whenever the animal services director or his or her officers are authorized to take up and impound any animal under the provisions of Chapters 9.04 through 9.36, he or she shall have the authority in the exercise of a sound discretion to shoot to kill any such animal that attacks him or her while he or she is in the act of seizing it for impounding and to shoot any dog at large that has no known owner or home and which cannot be safely caught.

(Ord. 02-01 § 1, 2002.)

Chapter 9.12 - DOG LICENSES*

Sections:

9.12.010 - License—Required—Fee.

The owner of any dog over the age of four months shall procure a Mono County dog license and pay therefor an annual license fee for each dog in accordance with a resolution of the board of supervisors adopted for the purpose of declaring the fees appropriate for the licensing of nonspayed and nonneutered dogs. Such fee shall be reduced by fifty percent for spayed and neutered dogs, with receipt of an appropriate certificate from a licensed veterinarian declaring the dog to have so spayed or neutered.

(Ord. 02-01 § 2, 2002.)

9.12.020 - License—Term.

All dog licenses shall be issued at a rate of \$10 per year for altered dogs and \$20 per year for unaltered dogs. Licenses shall be valid for a period of one, two or three years from the last day of the month in which the license is issued or at the expiration of the dog's rabies vaccination, whichever is earlier. If a dog's license expired before the license was renewed, then the owner will be responsible for the amount of an annual license for each year that the dog was without such license.

Term	Altered Dog	Unaltered Dog
1 Year	\$10	\$20
2 Year	\$20	\$40
3 Year	\$30	\$60

(Ord. 02-01 § 2, 2002.)

9.12.030 - License—Collector.

A license collector may be designated by the animal services director for the purposes of this chapter.

(Ord. 02-01 § 2, 2002.)

9.12.040 - License—Issuance.

The amount of a license fee shall be paid to the license collector and, upon payment thereof, there shall be issued to the person making such payment a dog tag issued by Mono County Animal Service; provided that the owner or custodian of the dog shall have the dog vaccinated and shall present to the license collector a vaccination certificate signed by a licensed veterinarian indicating that the period of time elapsing from the date of vaccination to the date of expiration of the license being issued does not exceed thirty-six months. The vaccination certificate need not be presented whenever the dog has a condition or illness that temporarily renders it unfit to be vaccinated, provided this condition is proved to the satisfaction of the license collector by documentation from a licensed veterinarian.

(Ord. 02-01 § 2, 2002.)

9.12.050 - License—Issued by another government.

- A. The license collector shall honor a dog license issued by authority of another government, but only when all of the following facts exist:
 - 1. The dog license to be honored is current and effective until the thirtieth day of June and this fact is established by proof of a dog license tag, certificate, or receipt of the other government which shows the period for which the license is issued;
 - 2. The dog has been vaccinated against rabies and the period of time elapsing from the date of vaccination to the next thirtieth of June does not exceed thirty-six months and this fact is established by the presentation of a vaccination certificate signed by a licensed veterinarian or a dog license tag, receipt, or certificate that on its face establishes the date and type of vaccination;
 - 3. The request to so honor the license is made within thirty days after the dog is brought into the county
- B. The dog license shall be honored by the issuance of Mono County dog license, provided that the owner pays a license fee therefor in the amount set by a resolution of the board of supervisors.

(Ord. 02-01 § 2, 2002.)

9.12.060 - License—Tag attachment.

A permanent dog license tag shall be issued to any person upon the payment of the license fee. The dog license tag shall be securely fixed to a collar or harness on the dog for which the tag has been issued. The animal services director or his or her officers shall impound any dog found not wearing a current Mono County dog license tag.

(Ord. 02-01 § 2, 2002.)

9.12.070 - Licenses—Late Penalty.

A late fee in an amount determined annually by the County Board of Supervisors shall be added to the regular license fee when the license being renewed has been expired for 30 days or longer. (Ord. 02-01 § 2, 2002.)

Chapter 9.16 - KENNEL LICENSES

Sections:

9.16.010 - Kennel license.

Every person owning or operating a kennel or place where four or more dogs are kept for breeding, boarding, training or other commercial purposes in lieu of obtaining licenses for the individual dogs kept therein may obtain a kennel license for all dogs regularly kept therein; provided, however, all such dogs shall be vaccinated as provided in Chapters 9.04 through 9.36. It is unlawful for any person to fail to procure the license. The fee therefor shall be set by resolution of the board of supervisors in a amount not to exceed the county's costs of administering this chapter, which fee shall be due, payable, delinquent, penalized, and proratable in the same manner as is provided for individual dog licenses in Chapter 9.12. Before any kennel license is issued, a permit therefor shall be obtained from the health officer, and all kennels shall be so constructed as to prevent dogs confined therein from running at large or leaving the premises where the kennel is maintained. It shall be operated and constructed in a sanitary and proper manner so that the same will not become a nuisance to the neighborhood thereof. The operation of all kennels licensed pursuant to provisions of this section shall be subject to reasonable regulations of the health officer.

(Ord. 99-10 § 7, 1999; Ord. 399 § 5, 1970.)

9.16.020 - Working dog kennel license.

Every person owning or operating a working dog kennel, in lieu of obtaining licenses for the individual dogs kept therein, may obtain a working dog kennel license for all dogs regularly kept therein, at a fee set by resolution of the board of supervisors not to exceed the county's cost of administering this chapter; provided, however, all such dogs are vaccinated as provided in Chapter 9.04 through 9.36.

(Ord. 99-10 § 8, 1999: Ord. 766-399-H § 3, 1976.)

Chapter 9.20 - VACCINATION OF DOGS*

Sections:

9.20.010 - Vaccination—Required.

Every person who keeps or harbors any dog over the age of four months shall have such dog vaccinated against rabies by a duly licensed veterinarian, with a canine anti-rabies vaccine approved by and in a manner prescribed by the California Department of Health Services.

(Ord. 85-399-N § 3 (part), 1985.)

9.20.020 - Dog imported into county—Vaccination provisions.

Every person bringing any dog into the county which has not been vaccinated with a canine anti-rabies vaccine approved by and in the manner prescribed by the California Department of Health Services, prior to importation, shall cause such dog to be vaccinated within thirty days after its arrival in the county.

(Ord. 85-399-N § 3 (part) 1985.)

9.20.030 - Vaccination—Certificate—Exhibition upon demand.

On demand of the animal services officer, every person keeping or harboring any dog over four months of age shall exhibit to the animal services officer a certificate of a duly licensed veterinarian certifying that the dog has been vaccinated, the date of the vaccination and the type of vaccine used.

(Ord. 85-399-N § 3 (part), 1985.)

9.20.040 - Vaccination—Certificate—Issuance—Contents.

- A. Every person practicing veterinary medicine in the county who vaccinates a dog with rabies vaccine shall issue to the owner of the dog a duplicate original of a certificate signed by the veterinarian which states:
 1. The name and address of the owner or harbinger of the vaccinated dog;
 2. The kind of vaccine used, the name of the manufacturer, and the date of vaccination;
 3. The breed, age, color, sex, and name of the vaccinated dog.
- B. The original copy of the certificate shall be mailed to the animal services director within ten days after the date of vaccination.

(Ord. 85-399-N § 3 (part), 1985.)

9.20.050 - Violation—Penalty.

Any person violating the provision of this chapter shall be guilty of an infraction and upon conviction shall be punishable by:

- A. A minimum fine not less than fifteen dollars for the first violation;
- B. A minimum fine not less than thirty dollars for a second violation of this chapter within one year.

(Ord. 85-399-N § 3 (part), 1985.)

Chapter 9.24 - IMPOUNDMENT OF ANIMALS

Sections:

9.24.010 - Impounding.

Any officer may take up and impound in the county pound any animal including any unlicensed dog or dog bearing no license tag as herein provided which may be found running at large off the premises of the owner and not in the presence of the owner or a member of his family, and may take up and impound any licensed dog or dog bearing a license tag which appears to be lost or strayed and the owner of which cannot be found with diligence.

(Ord. 399-E § 3, 1971; Ord. 399 § 6, 1970.)

9.24.020 - Pound established.

The board of supervisors shall establish or cause to be established by contract or agreement with an agency, society or organization organized for that purpose a suitable place for the impounding of dogs from the unincorporated areas of the county, which premises shall be considered as the Mono County pound; provided, that nothing herein contained shall be construed as preventing the pound from being operated in conjunction with a pound operated by the agency, society, organization or public agency in or for any city or county.

(Ord. 399 § 16, 1970.)

9.24.030 - Stray animals.

The animal services officer may take up and impound any stray or abandoned animal, and thereupon hold and dispose of any such animal as provided herein.

(Ord. 399-E § 8, 1971; Ord. 399 § 23.1, 1970.)

Chapter 9.28 - DISPOSITION AND REDEMPTION OF IMPOUNDED ANIMALS

Sections:

9.28.010 - Disposition—Generally.

Any animal, including any dog which bears a valid tag, taken up and impounded and which is not redeemed within a period of six days from the date of the taking up may be destroyed by the animal services officer in a humane manner, or if such animal is saleable, may be sold for cash at a private sale without notice for such price as the animal services officer deems reasonable and proper or he may deliver any such unredeemed dog to the United States military authorities; provided, however, it shall be the duty of the animal services officer within three days after the impounding of any dog bearing a license tag to mail a notice of such impounding in a sealed envelope directed to the licensee at the address shown by the application therefor on file with the license collector.

(Ord. 399-E § 4, 1971; Ord. 399 § 7, 1970.)

9.28.020 - Disposition—Unlicensed dogs.

Any unlicensed dog or dog bearing no license tag taken up and impounded pursuant to the provisions of Chapters 9.04 – 9.36 and which is not redeemed in the manner hereinafter provided within a period of three full days from the time of the taking up may be destroyed by the dog services officer in a humane manner, or if such dog is saleable, may be sold for cash at private sale without notice for such price as the dog services officer deems reasonable and proper or he may deliver such redeemed dog to the United States military authorities.

(Ord. 399 § 8, 1970.)

9.28.030 - Impounded animals—Sale.

When any animal is sold by the animal services officer as provided by Sections 9.28.010 and 9.28.020, it shall be his duty to deliver to the purchaser of such animal a statement in writing, which statement shall contain a description of the animal sold, the date when the animal was impounded, the date of sale and the amount of the purchase price. Before any dog is released to the purchaser, he shall obtain a license therefor. The animal services officer shall retain a duplicate of all statements issued by him in connection with the sale. All sales made under the provisions of this section shall convey a good and valid title to the purchaser, and the previous owner of the animal so sold thereafter shall be barred from all right to recover the same; provided, however, that if such original owner appears within three months after the date of the sale and proves to the satisfaction of the animal services officer that he was the owner of such animal, and upon making a verified claim therefor to the board of supervisors, he shall be reimbursed for any such sum as has been realized from the sale of the animal less

such redemption fees as he would have been required to pay had he redeemed the animal as hereinafter provided on the date of such sale, plus the further sum of three dollars.

(Ord. 399-E § 5, 1971: Ord. 399 § 9, 1970.)

9.28.040 - Impounded animals—Redemption.

The owner or person entitled to the possession of any animal impounded may at any time prior to its sale or disposal as provided in this chapter redeem the same. Such person desiring to redeem an animal shall deliver to the animal services officer a statement on a form prepared by the animal services officer which shall contain a description of the animal sought to be redeemed, the name and address of the claimant and the statement that he is the owner of such animal. It shall be the duty of the animal services officer to issue to such person a written statement containing the name and address of the claimant, a description of the animal to be redeemed, the date when the animal was impounded and accrued fees for its redemption, care and accrued license fee, if any, which statement shall serve as a certificate of redemption and receipt for the fee paid. The animal services officer shall keep duplicates of all statements issued by him.

(Ord. 399-E § 6, 1971: Ord. 399 § 10, 1970.)

9.28.050 - Impound fees and other fees.

Fees for the redemption of impounded animals shall be set by resolution of the board of supervisors in amounts not to exceed the county's costs administering this chapter. The board of supervisors may also establish and set by resolution such other fees as it may deem appropriate for animal services, including but not limited to euthanasia, disposal, adoption, plan-checks, turn-ins, and boarding, in amounts not to exceed the county's costs of providing such services.

(Ord. 99-10 § 9, 1999: Ord. 399-E § 1971: Ord. 399 § 11, 1970.)

Chapter 9.32 - PROTECTION AGAINST RABIES—QUARANTINE

Sections:

9.32.010 - Suspected rabid or biting dog—Owner's duty.

Whenever the owner of any dog observes or learns that such dog has shown symptoms of rabies or has acted in a manner which would lead a reasonable person to suspect that it might have rabies, or that it has been bitten by a dog having rabies or suspected of having rabies, or otherwise exposed to rabies, or has bitten a human being, such person shall immediately notify the health officer and shall immediately confine the dog.

(Ord. 399 § 12, 1973.)

9.32.020 - Quarantine—Procedure.

Whenever any dog has bitten any human being or whenever the health officer has reasonable grounds to suspect that the dog has rabies, he is empowered to immediately quarantine the dog either upon the premises of the owner or within the county pound. Such quarantine shall be by written notice served upon the owner of the dog and shall contain the statement that the dog is quarantined and the instructions to be followed. If the quarantine is upon the premises of the owner of the dog, it shall be immediately confined within a locked enclosure so constructed that it cannot escape or have contact with any other animal or human being other than the person responsible for its care, or at the discretion of the health officer it may be kept under restraint by leash in charge of a responsible person or under such other restriction as the health officer may deem necessary; provided, however, that the owner may, in lieu of quarantine of the animal upon the premises, place the same in care of a duly licensed veterinarian for the purpose of confinement. The owner of any such dog quarantined on the premises shall immediately report to the health officer any change in disposition or unusual actions of the dog. The dog shall be kept quarantined and restrained until the health office shall in writing order its destruction or release. Where such dog is quarantined in the county pound, it shall be restrained for a sufficient period to determine whether or not it is infected with rabies and thereupon shall be destroyed if determined to be rabid, or if not, released to the owner. Upon its release the owner thereof shall be notified in writing and the dog shall be released to him upon the payment of the sum of seventy-five cents for each day the dog has been detained in the pound as a charge for keeping such animal; provided, however, that if no person lawfully entitled thereto appears within six days from the date of the giving of such written notice and claims the dog and pays for such charges, it may be sold or destroyed as provided in Chapter 9.28.

(Ord. 399 § 13, 1970.)

9.32.030 - Quarantine—Violation.

When any dog is quarantined, it is unlawful for the owner or person in possession thereof to violate the quarantine by removing the dog from the premises, allowing it to run at large, destroying it without authorization, concealing it from the health officer or disobeying any other quarantine restriction which may have been imposed by the health officer.

(Ord. 399 § 14, 1970.)

Chapter 9.36 - PROHIBITED ACTS

Sections:

9.36.010 - Prohibited acts—Generally.

- A. No unauthorized person shall remove any current, valid license tag from any dog.
- B. No person shall attach to or keep upon any dog any license tag provided for in Chapters 9.04 through 9.36, except a tag issued for such dog under the provisions of Chapters 9.04 through 9.36.
- C. No person shall harbor or keep any dog which is not licensed in accordance with the requirements of Chapters 9.04 through 9.36.
- D. No person shall interfere with, oppose or resist any animal services officer who is taking up or impounding animals or issuing citations, while such animal services officer is engaged in the performance of any act authorized by Chapters 9.04 through 9.44 of the Mono County Code.

(Ord. 82-399-L § 2, 1982; Ord. 399 § 15, 1970.)

9.36.020 - Interference with use of highways.

It is unlawful for any person or owner in possession thereof to permit any dog to be at large which attacks, worries or barks at pedestrians, vehicles or other users of the public areas, roads, streets and highways.

(Ord. 82-399-L § 3, 1982; Ord. 399 § 20, 1970.)

9.36.030 - Noisy dogs.

It is unlawful for any person to permit any dog owned by him or in his possession or under his control to habitually destroy the peace and quiet of any person or neighborhood by habitual barking or howling.

(Ord. 399 § 21, 1970.)

9.36.040 - Dog nuisances.

It is unlawful for any person to permit any animal owned by him or in his possession or under his control to commit a nuisance in any public place or on the property of another.

(Ord. 82-399-L § 4, 1982; Ord. 399 § 22, 1970.)

9.36.050 - Violation—Penalty.

Any person violating the provisions of this chapter shall be guilty of an infraction and upon conviction shall be punishable by:

- A. A minimum fine not less than thirty dollars for the first violation;

- B. A minimum fine not less than fifty dollars for a second violation of this chapter within one year;
- C. A minimum fine not less than seventy-five dollars for a third or more violation of this chapter within one year.

(Ord. 82-399-L § 5, 1982.)

Chapter 9.37 - PROHIBITED ACTS—POLICE DOGS

Sections:

9.37.010 - Prohibited activities.

It is unlawful for any person who is not an officer or employee of the Mono County sheriff's department to touch, strike, feed, tease, bother or otherwise harass or interfere with any dog utilized by the Mono County sheriff's department for law enforcement investigation, patrol or crowd control activities while the dog is in the presence of a sworn officer of the Mono County sheriff's department, is in its regular kennel, or is kept in a Mono County sheriff's department patrol vehicle.

(Ord. 83-399-M § 2 (part), 1983.)

9.37.020 - Penalties.

This chapter may be enforced as either a misdemeanor or an infraction. If enforced as a misdemeanor, conviction of an offense hereunder shall be punishable by up to six months in custody and/or a five hundred dollar fine and a minimum fine imposed of not less than one hundred dollars.

(Ord. 83-399-M § 2 (part), 1983.)

Chapter 9.40 - POTENTIALLY DANGEROUS AND VICIOUS DOGS

Sections:

9.40.010 - Incorporation of state law.

Chapter 9 of Division 14, Article 1, commencing with Section 31601 of the Food and Agriculture Code, is adopted and made a part of this code.

(Ord. 91-9 § 2 (part), 1991.)

9.40.020 - Administrative hearing officer.

Pursuant to Section 31621 of the Food and Agriculture Code, the county administrative officer shall appoint a county employee to serve as a hearing officer. The

hearing officer shall make the determinations described in Sections 31621 and 31622(a) of the Food and Agriculture Code.

(Ord. 91-9 § 2 (part), 1991.)

9.40.030 - Appeals.

The petitioner or the owner or keeper of the dog may appeal a determination made by the hearing officer to the Mono County justice court. The appeal shall be filed within five days of the receipt of the notice of determination of the hearing officer and shall be accompanied by a filing fee of twenty dollars made payable to the county clerk.

(Ord. 91-9 § 2 (part), 1991.)

Chapter 9.44 - DOG REGULATIONS

Sections:

9.44.010 - Definitions.

As used in this chapter:

- A. "At large." It shall be unlawful for any person owning, harboring, or having the care, custody, or possession of any dog to keep or maintain any dog in any place in the designated leash law areas of the county except fastened securely by a chain, rope, or leash or except securely confined within private property legally controlled by the person in possession of the dog. Further, any dog off the premises of its owner or person having the care, custody or possession, shall be on a rope, chain, or leash, not exceeding six feet in length and under the immediate physical control of a competent person. Further, the term "at large" shall not include any dog being trained in obedience or other class or being exhibited at show or obedience trial, or being trained for or used for bona fide hunting purposes, or that is engaged in the herding, grazing or control of livestock, and while under the immediate vocal control of a competent person.
- B. "June Lake" means that certain unincorporated area of the June Lake Loop area of Mono County, described as follows:

All that land within Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 14, 15, 16, 17, 20, 21, and 22, Township 2 South, Range 26 East, Mount Diablo Base and Meridian.

- C. "Hilton Creek" means that certain unincorporated area of Hilton Creek, more particularly described as follows:

Beginning at the northeast corner of Section 35, Township 4 South, Range 29 East, Mount Diablo Base and Meridian, thence west one-fourth mile, thence south one-half mile, thence west one-fourth mile to the center of Section 35, Township 4 South, Range 29 East, Mount Diablo Base and Meridian, thence north one-eighth mile, thence west one-fourth mile, thence north one-eighth mile, thence west one-fourth mile, thence north

five-eighths mile, thence east one-fourth mile, thence south one-eighth mile, thence east one-half mile, thence north one-fourth mile, thence east one-half mile, thence south one-half mile, thence west one-fourth mile to the point of beginning.

D. "Mammoth-June Lake Airport" means that certain airport within the county of Mono more particularly described as follows:

A portion of Sections 1, 2 and 3, Township 4 South, Range 28 East, Mount Diablo Base and Meridian.

E. "White Mountain Estates" means that unincorporated area of Mono County more particularly described as follows:

The S.E. $\frac{1}{4}$, S.W. $\frac{1}{4}$ and the S. $\frac{1}{2}$, S.E. $\frac{1}{4}$, Section 22, T.5.S., R.23E. M.D.M., in the county of Mono, state of California.

F. "Lee Vining" means that certain unincorporated area of Lee Vining, more particularly described as follows:

That portion of Sections 4, 5, 8, 9, and 16, Township 1 North, Range 26 East, Mount Diablo Base and Meridian, described as follows:

The South one-half of the south west one-quarter of Section 4, the South east one-quarter of the south east one-quarter of Section 5, the north east one-quarter of the north east one-quarter of Section 8, the west one-half of Section 9 and the north one-half of the north west one-quarter of Section 16.

G. "Wheeler Crest" means that certain unincorporated area including Sky Meadow, Swall Meadows and Pinion Ranch, more particularly described as follows:

That portion of Sections 13, 14, 23 and 24, Township 5 South, Range 30 East, Mount Diablo Base and Meridian, described as follows:

The west one-half of the southwest one-quarter and the west one-half of the east one-half of the southwest one-quarter of Section 13.

The south one-half of the northeast one-quarter of the northwest one-quarter of the northeast one-quarter, the east one-half of the southeast one-quarter of the northwest one-quarter of the northwest one-quarter, the south one-half of the northeast one-quarter of the northwest one-quarter, the south one-half of the northwest one-quarter of the northeast one-quarter, the north one-half of the southwest one-quarter of the northwest one-quarter, the north one-half of the southeast one-quarter of the northwest one-quarter, the southwest one-quarter of the northeast one-quarter, the south one-half of the north one-half of the southeast one-quarter of the northeast one-quarter, the south one-half of the southeast one-quarter of the northeast one-quarter and the southeast one-quarter, of Section 14.

The northeast one-quarter of the northeast one-quarter of the northwest one-quarter, the north one-half of the northwest one-quarter of the northeast one-quarter, the north one-half of the northeast one-quarter of the northeast one-quarter, the north one-half of the south one-half of the northwest one-quarter of the northeast one-quarter and the north one-half of the south one-half of the northeast one-quarter of the northeast one-quarter of Section 23.

The northwest one-quarter, the northeast one-quarter, the southwest one-quarter and the west one-half of the southeast one-quarter of Section 24.

- H. "Chalfant" means that unincorporated area of Mono County in Sections 8, 9 and 17 of Township 5 South, Range 33 East, Mount Diablo Base and Meridian, depicted in the map entitled Prohibited Area 944.010(H)—Chalfant, a copy of which is reproduced in this chapter of the county code and is attached as Exhibit A to the ordinance that added this subsection to Section 9.44.010.
- I. "Sunny Slopes and Pine Glade" means those portions of Sections 28, 29, 32 and 33 located in Township 4 South, Range 30 East, Mount Diablo Base and Meridian, more particularly described as follows: (1) the west half of Section 28; (2) the east half of Section 29; (3) all of that portion of Section 32 located northerly of U.S. Highway 395; and (4) all of that portion of Section 33 located northerly of U.S. Highway 395.

(Ord. 03-01 § 1, 2003; Ord. 97-10 §§ 1, 2, 1997; Ord. 89-423-§ 1, 1989; Ord. 89-423-H § 1, 1989; Ord. 89-423-G § 1-3, 1989; Ord. 82-399-L § 6, 1982; Ord. 81-339-K § 1, 1981; Ord. 79-423-E § 1, 1979; Ord. 72-423C § 1, 1973; Ord. 72-423A § 1, 1972; Ord. 72-423 § 1, 1972.)

9.44.020 - Prohibited acts.

No person owning or having possession, charge, custody or control of a dog in the areas June Lake, Hilton Creek, the Mammoth-June Lake Airport, White Mountain Estates, Lee Vining, Wheeler Crest or Chalfant, shall allow the dog to run at large.

(Ord. 03-01 § 2, 2003; Ord. 97-10 § 4, 1997; Ord. 81-399-K § 2, 1981; Ord. 79-423-E § 2, 1979; Ord. 74-423-D § 1, 1974; Ord. 73-423B § 1, 1973; Ord. 72-423 § 3, 1972.)

9.44.030 - Signs.

The county may post signs giving notice of the leash law requirement in all areas and communities subject to the regulation of this chapter. The failure to post such signs shall not be deemed as a defense for any violation of this chapter.

(Ord. 84-423-F § 1, 1984; Ord. 79-423-E § 3, 1979; Ord. 73-423B 2, 1973; Ord. 72-423 § 4, 1972.)

9.44.040 - Violation—Penalty.

Violation of the provisions of this chapter is an infraction punishable by a fine of not more than fifty dollars for the first offense, and for a second or subsequent offense a fine of not more than one hundred dollars.

(Ord. 72-423C § 2, 1973; Ord. 72-423 § 2, 1972.)



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Community Development

TIME REQUIRED

SUBJECT Mono Basin Regional Planning
Advisory Committee (RPAC)
Appointments

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Consider appointments of Ronda Kauk and Kevin Brown to the Mono Basin RPAC for four-year terms.

RECOMMENDED ACTION:

Appoint Ronda Kauk and Kevin Brown to the Mono Basin RPAC for four-year terms as recommended by Supervisor Gardner.

FISCAL IMPACT:

None.

CONTACT NAME: Bentley Regehr

PHONE/EMAIL: 760-924-4602 / bregehr@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
Brown RPAC application
Kauk RPAC application

History

Time	Who	Approval
4/15/2021 12:55 PM	County Counsel	Yes
4/15/2021 3:19 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

Planning Division

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

May 4, 2021

TO: Honorable Mono County Board of Supervisors
FROM: Bentley Regehr, Planning Analyst, for Bob Gardner, District 3 Supervisor
RE: Mono Basin RPAC Appointment

RECOMENDATION

1. Consider appointing Ronda Kauk to the Mono Basin Regional Planning Advisory Committee, as recommended by Supervisor Gardner.
2. Consider appointing Kevin Brown to the Mono Basin Regional Planning Advisory Committee, as recommended by Supervisor Gardner.

FISCAL IMPACT

No fiscal impacts are expected.

DISCUSSION

The Mono Basin Regional Advisory Committee (RPAC) may consist of up to fifteen members and ten seats are currently vacant. Supervisor Gardner recommends appointing Ronda Kauk and Kevin Brown to their first four-year terms to fill two of the currently vacant seats. The applications for the proposed members are attached and include a statement of community interests. With the seat filled, the Mono Basin RPAC will consist of seven members. Terms last for four years and are staggered to facilitate smooth transitions.

Ronda Kauk and Kevin Brown's terms would each run through December 31, 2024.

Existing members include are listed below.

Existing members	Term Expires
Lisa Cutting (Vice Chair)	12.31.21
Bartshe Miller	12.31.24
Duncan King (Chair)	12.31.24
Oscar Lujano	12.31.21
Elin Ljung	12.31.23

If you have questions regarding this matter, please contact Supervisor Gardner or Bentley Regehr at 760.924.4602.

Regional Planning Advisory Committees

P.O. Box 347
Mammoth Lakes, CA 93546
760-924-1800 phone, 924-1801 fax
commdev@mono.ca.gov

*Edited to protect privacy

P.O. Box 8
Bridgeport, CA 93517
760-932-5420 phone, 932-5431 fax
www.monocounty.ca.gov

MEMBERSHIP APPLICATION

This application is for membership in the following RPAC (choose one):

- | | |
|--|--|
| <input type="checkbox"/> Antelope Valley | <input type="checkbox"/> June Lake CAC (Citizens Advisory Committee) |
| <input type="checkbox"/> Benton/Hammil | <input type="checkbox"/> Long Valley |
| <input type="checkbox"/> Bridgeport Valley | <input checked="" type="checkbox"/> Mono Basin |
| <input type="checkbox"/> Chalfant Valley | <input type="checkbox"/> Swall Meadows |

Name Kevin C. Brown

Address Confidential

City/State/Zip Confidential

Phone (day) Confidential (cell) Phone (eve.) _____

Email Confidential

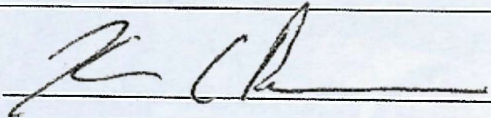
Occupation/Business wildland firefighter, Inyo NF

Special interests or concerns about the community:

- Public safety

- Economic and social inequality

- Environmental quality

Signature  Date 3/17/2021

MEMBERSHIP APPLICATION

This application is for membership in the following RPAC (choose one):

- | | |
|--|--|
| <input type="checkbox"/> Antelope Valley | <input type="checkbox"/> June Lake CAC (Citizens Advisory Committee) |
| <input type="checkbox"/> Benton/Hammil | <input type="checkbox"/> Long Valley |
| <input type="checkbox"/> Bridgeport Valley | <input checked="" type="checkbox"/> Mono Basin |
| <input type="checkbox"/> Chalfant Valley | <input type="checkbox"/> Swall Meadows |

Name Ronda Kauk

Address [REDACTED]

City/State/Zip [REDACTED]

Phone (day) [REDACTED] Phone (eve.) [REDACTED]

Email [REDACTED]

Occupation/Business Nurse Assistant

Special interests or concerns about the community:

N/A

Signature Ronda Kauk Date 3/16/2021



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Finance

TIME REQUIRED

SUBJECT Monthly Treasury Transaction Report

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Treasury Transaction Report for the month ending 3/31/2021.

RECOMMENDED ACTION:

Approve the Treasury Transaction Report for the month ending 3/31/2021.

FISCAL IMPACT:

None

CONTACT NAME: Gerald Frank

PHONE/EMAIL: 7609325483 / gfrank@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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[Treasury Transaction Report for the month ending 3/31/2021](#)

History

Time	Who	Approval
4/28/2021 9:55 AM	County Counsel	Yes
4/29/2021 3:53 PM	Finance	Yes
4/30/2021 10:02 AM	County Administrative Office	Yes



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2021, End Date: 3/31/2021

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Buy Transactions									
Buy	3/1/2021	91282CBQ3	1,000,000.00	T-Note 0.5 2/28/2026	98.49	984,896.26	13.59	0.81	984,909.85
Buy	3/8/2021	91412GVB8	455,000.00	University of California 3.638 5/15/2024	109.74	499,312.45	5,195.77	0.55	504,508.22
Buy	3/10/2021	91412HKZ5	500,000.00	University of California 0.985 5/15/2025	100.35	501,735.00	0.00	0.90	501,735.00
Buy	3/10/2021	5445872S6	500,000.00	Los Angeles CA Muni Impt CorpLease 0.683 11/1/2024	100.23	501,130.00	56.92	0.62	501,186.92
Buy	3/11/2021	70320KAX9	249,000.00	Pathfinder Bank 0.7 3/11/2026	100.00	249,000.00	0.00	0.70	249,000.00
Buy	3/24/2021	3130ALN34	1,000,000.00	FHLB 0.7 3/24/2025-21	100.00	1,000,000.00	0.00	0.70	1,000,000.00
Buy	3/25/2021	542411NZ2	270,000.00	Long Beach Community College Dist 2 5/1/2025	104.61	282,449.70	0.00	0.85	282,449.70
Buy	3/29/2021	3130ALPC2	1,000,000.00	FHLB 0.65 11/29/2024-21	100.00	1,000,000.00	0.00	0.65	1,000,000.00
Buy	3/30/2021	3130ALR55	1,000,000.00	FHLB 1 12/30/2025-21	100.00	1,000,000.00	0.00	1.00	1,000,000.00
		Subtotal	5,974,000.00			6,018,523.41	5,266.28		6,023,789.69
Deposit	3/1/2021	CAMP60481	99.46	California Asset Management Program LGIP	100.00	99.46	0.00	0.00	99.46
Deposit	3/31/2021	OAKVALLEY0670	2,247.87	Oak Valley Bank Cash	100.00	2,247.87	0.00	0.00	2,247.87
Deposit	3/31/2021	OAKVALLEY0670	19,483,947.64	Oak Valley Bank Cash	100.00	19,483,947.64	0.00	0.00	19,483,947.64
		Subtotal	19,486,294.97			19,486,294.97	0.00		19,486,294.97
Total Buy Transactions			25,460,294.97			25,504,818.38	5,266.28		25,510,084.66
Interest/Dividends									
Interest	3/1/2021	299547AQ2	0.00	Evansville Teachers Federal Credit Union 2.6 6/12/		0.00	496.64	0.00	496.64
Interest	3/1/2021	538036HP2	0.00	Live Oak Banking Company 1.85 1/20/2025		0.00	353.38	0.00	353.38
Interest	3/1/2021	76124YAB2	0.00	Resource One Credit Union 1.9 11/27/2024		0.00	357.10	0.00	357.10
Interest	3/1/2021	155751CU2	0.00	Central Valley Support Services Joint Powers Agenc		0.00	16,163.55	0.00	16,163.55
Interest	3/1/2021	91435LAB3	0.00	University of Iowa Community Credit Union 3 4/28/2		0.00	563.84	0.00	563.84
Interest	3/1/2021	752147HJ0	0.00	Rancho Santiago Community College GO 0.734 9/2/202		0.00	1,824.81	0.00	1,824.81
Interest	3/1/2021	499724AD4	0.00	Knox TVA Employee Credit Union 3.25 8/30/2023		0.00	610.82	0.00	610.82
Interest	3/1/2021	052392AA5	0.00	Austin Telco FCU 1.8 2/28/2025		0.00	343.82	0.00	343.82



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2021, End Date: 3/31/2021

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/2/2021	15118RUR6	0.00	Celtic Bank 1.35 4/2/2025		0.00	257.87	0.00	257.87
Interest	3/3/2021	9497486Z5	0.00	WELLS FARGO BK NA SIOUXFALLS SD 1.6 8/3/2021		0.00	300.71	0.00	300.71
Interest	3/5/2021	32117BCX4	0.00	First National Bank Dama 2.8 5/5/2023		0.00	534.84	0.00	534.84
Interest	3/5/2021	981571CE0	0.00	Worlds Foremost Bk Sidney NE 1.75 5/5/2021		0.00	268.49	0.00	268.49
Interest	3/7/2021	90983WBT7	0.00	United Community Bank 1.65 2/7/2025		0.00	315.17	0.00	315.17
Interest	3/7/2021	359899AE1	0.00	Fulton Bank 2.85 3/7/2023		0.00	3,462.55	0.00	3,462.55
Interest	3/8/2021	29367SJQ8	0.00	Enterprise Bank & Trust 1.8 11/8/2024		0.00	343.82	0.00	343.82
Interest	3/8/2021	89579NCB7	0.00	Triad Bank/Frontenac MO 1.8 11/8/2024		0.00	343.82	0.00	343.82
Interest	3/9/2021	313380GJ0	0.00	FHLB 2 9/9/2022		0.00	10,000.00	0.00	10,000.00
Interest	3/9/2021	59452WAE8	0.00	Michigan Legacy Credit Union 3.45 11/9/2023		0.00	659.00	0.00	659.00
Interest	3/9/2021	05580ALT9	0.00	BMW Bank North America 2.7 3/9/2022		0.00	3,280.32	0.00	3,280.32
Interest	3/10/2021	25460FCF1	0.00	Direct Federal Credit Union 3.5 9/11/2023		0.00	668.55	0.00	668.55
Interest	3/10/2021	59013JZP7	0.00	Merrick Bank 2.05 8/10/2022		0.00	385.29	0.00	385.29
Interest	3/11/2021	20033APV2	0.00	COMENITY CAP BK SALT LAKE CITY UTAH 1.6 4/12/2021		0.00	300.71	0.00	300.71
Interest	3/12/2021	856487AM5	0.00	State Bank of Reeseville 2.6 4/12/2024		0.00	496.64	0.00	496.64
Interest	3/13/2021	66736ABP3	0.00	Northwest Bank 2.95 2/13/2024		0.00	563.49	0.00	563.49
Interest	3/13/2021	69417ACG2	0.00	Pacific Crest Savings Bank 2.85 3/13/2024		0.00	544.39	0.00	544.39
Interest	3/13/2021	15721UDA4	0.00	CF Bank 2 8/13/2024		0.00	382.03	0.00	382.03
Interest	3/14/2021	32114VBT3	0.00	First National Bank of Michigan 1.65 2/14/2025		0.00	315.17	0.00	315.17
Interest	3/14/2021	17801GBX6	0.00	City National Bank of Metropolis 1.65 2/14/2025		0.00	315.17	0.00	315.17
Interest	3/14/2021	45581EAR2	0.00	Industrial and Commercial Bank of China USA, NA 2.		0.00	498.05	0.00	498.05
Interest	3/15/2021	20143PDV9	0.00	Commercial Bank Harrogate 3.4 11/15/2023		0.00	649.45	0.00	649.45
Interest	3/15/2021	061785DY4	0.00	Bank of Deerfield 2.85 2/15/2024		0.00	544.39	0.00	544.39
Interest	3/15/2021	91159HHC7	0.00	US Bancorp 3 3/15/2022-22		0.00	7,500.00	0.00	7,500.00
Interest	3/15/2021	30257JAM7	0.00	FNB Bank Inc/Romney 3 1/16/2024		0.00	573.04	0.00	573.04



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2021, End Date: 3/31/2021

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/15/2021	62384RAF3	0.00	Mountain America Federal Credit Union 3 3/27/2023		0.00	563.84	0.00	563.84
Interest	3/16/2021	740367HP5	0.00	Preferred Bank LA Calif 2 8/16/2024		0.00	382.03	0.00	382.03
Interest	3/16/2021	33640VCF3	0.00	First Service Bank 3.3 5/16/2023		0.00	630.35	0.00	630.35
Interest	3/17/2021	219240BY3	0.00	Cornerstone Community Bank 2.6 5/17/2024		0.00	496.64	0.00	496.64
Interest	3/17/2021	50116CBE8	0.00	KS Statebank Manhattan KS 2.1 5/17/2022		0.00	394.69	0.00	394.69
Interest	3/18/2021	457731AK3	0.00	Inspire Federal Credit Union 1.15 3/18/2025		0.00	219.67	0.00	219.67
Interest	3/18/2021	00257TBJ4	0.00	Abacus Federal Savings Bank 1.75 10/18/2024		0.00	334.27	0.00	334.27
Interest	3/18/2021	22766ABN4	0.00	Crossfirst Bank 2.05 8/18/2022		0.00	385.29	0.00	385.29
Interest	3/18/2021	48836LAF9	0.00	Kemba Financial Credit Union 1.75 10/18/2024		0.00	334.27	0.00	334.27
Interest	3/19/2021	560507AJ4	0.00	Maine Savings Federal Credit Union 3.3 5/19/2023		0.00	630.35	0.00	630.35
Interest	3/19/2021	310567AB8	0.00	Farmers State Bank 2.35 9/19/2022		0.00	441.67	0.00	441.67
Interest	3/20/2021	50625LAK9	0.00	Lafayette Federal Credit Union 3.5 11/20/2023		0.00	668.55	0.00	668.55
Interest	3/20/2021	32112UCW9	0.00	First National Bank of McGregor 2.85 2/21/2024		0.00	544.39	0.00	544.39
Interest	3/20/2021	89236TFN0	0.00	Toyota Motor Credit Corp 3.45 9/20/2023- 18		0.00	8,625.00	0.00	8,625.00
Interest	3/21/2021	52248LAA4	0.00	Lebanon Federal Credit Union 3.2 9/21/2023		0.00	3,887.78	0.00	3,887.78
Interest	3/22/2021	061803AH5	0.00	Bank of Delight 2.85 2/22/2024		0.00	544.39	0.00	544.39
Interest	3/22/2021	90352RAC9	0.00	USAlliance Federal Credit Union 3 8/20/2021		0.00	563.84	0.00	563.84
Interest	3/22/2021	92535LCC6	0.00	Verus Bank of Commerce 2.8 2/22/2024		0.00	534.84	0.00	534.84
Interest	3/23/2021	938828BJ8	0.00	Washington Federal Bank 2.05 8/23/2024		0.00	391.58	0.00	391.58
Interest	3/23/2021	33766LAJ7	0.00	Firstier Bank 1.95 8/23/2024		0.00	372.48	0.00	372.48
Interest	3/24/2021	03753XBD1	0.00	Apex Bank 3.1 8/24/2023		0.00	582.63	0.00	582.63
Interest	3/24/2021	90348JEV8	0.00	UBS Bank USA 3.45 10/24/2023		0.00	659.00	0.00	659.00
Interest	3/25/2021	063907AA7	0.00	Bank of Botetourt 1.75 10/25/2024		0.00	334.27	0.00	334.27
Interest	3/25/2021	22230PBY5	0.00	Country Bank New York 3 1/25/2024		0.00	573.04	0.00	573.04
Interest	3/25/2021	330459BY3	0.00	FNB BANK INC 2 2/25/2022		0.00	375.89	0.00	375.89



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2021, End Date: 3/31/2021

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Interest	3/26/2021	32065TAZ4	0.00	First Kentucky Bank Inc 2.55 4/26/2024		0.00	487.08	0.00	487.08
Interest	3/26/2021	05465DAE8	0.00	AXOS Bank 1.65 3/26/2025		0.00	315.17	0.00	315.17
Interest	3/26/2021	33651FAD1	0.00	First Source Federal Credit Union 1.95 3/26/2021		0.00	705.05	0.00	705.05
Interest	3/26/2021	56065GAG3	0.00	Mainstreet Bank 2.6 4/26/2024		0.00	496.64	0.00	496.64
Interest	3/27/2021	39115UBE2	0.00	Great Plains Bank 2.8 2/27/2024		0.00	534.84	0.00	534.84
Interest	3/27/2021	32063KAV4	0.00	First Jackson Bank 1.05 3/27/2025		0.00	200.56	0.00	200.56
Interest	3/27/2021	79772FAF3	0.00	San Francisco FCU 1.1 3/27/2025		0.00	210.12	0.00	210.12
Interest	3/28/2021	080515CH0	0.00	Belmont Savings Bank 2.7 2/28/2023		0.00	507.45	0.00	507.45
Interest	3/28/2021	06062R4E9	0.00	Bank of Baroda New York 3.3 9/28/2023		0.00	4,009.27	0.00	4,009.27
Interest	3/28/2021	59828PCA6	0.00	Midwest Bank of West IL 3.3 8/29/2022		0.00	630.35	0.00	630.35
Interest	3/29/2021	01748DAX4	0.00	ALLEGIANCE BK TEX HOUSTON 2.15 9/29/2022		0.00	418.51	0.00	418.51
Interest	3/31/2021	710571DS6	0.00	Peoples Bank Newton NC 2 7/31/2024		0.00	422.96	0.00	422.96
Interest	3/31/2021	694231AC5	0.00	Pacific Enterprise Bank 1.15 3/31/2025		0.00	243.20	0.00	243.20
Interest	3/31/2021	CAMP60481	0.00	California Asset Management Program LGIP		0.00	7.24	0.00	7.24
Interest	3/31/2021	LAIF6000Q	0.00	Local Agency Investment Fund LGIP		0.00	77,305.03	0.00	77,305.03
Interest	3/31/2021	29278TCP3	0.00	Enerbank USA 3.2 8/30/2023		0.00	644.38	0.00	644.38
Interest	3/31/2021	67054NAM5	0.00	Numerica Credit Union 3.4 10/31/2023		0.00	719.03	0.00	719.03
Interest	3/31/2021	06426KAM0	0.00	Bank of New England 3.2 7/31/2023		0.00	671.30	0.00	671.30
Interest	3/31/2021	98138MAB6	0.00	Workers Credit Union 2.55 5/31/2022		0.00	513.49	0.00	513.49
Interest	3/31/2021	OAKVALLEY0670	0.00	Oak Valley Bank Cash		0.00	2,247.87	0.00	2,247.87
Subtotal			0.00			0.00	168,977.21		168,977.21
Total Interest/Dividends			0.00			0.00	168,977.21		168,977.21
Sell Transactions									
Matured	3/26/2021	33651FAD1	249,000.00	First Source Federal Credit Union 1.95 3/26/2021	0.00	249,000.00	0.00	0.00	249,000.00
Subtotal			249,000.00			249,000.00	0.00		249,000.00
Withdraw	3/1/2021	FIT	249,000.00	Funds in Transit Cash	0.00	249,000.00	0.00	0.00	249,000.00
Withdraw	3/9/2021	LAIF6000Q	1,500,000.00	Local Agency Investment Fund LGIP	0.00	1,500,000.00	0.00	0.00	1,500,000.00



Mono County Transaction Summary by Action Investment Portfolio

Begin Date: 2/28/2021, End Date: 3/31/2021

Action	Settlement Date	CUSIP	Face Amount / Shares	Description	Purchase Price	Principal	Interest / Dividends	YTM @ Cost	Total
Withdraw	3/11/2021	LAIF6000Q	1,000,000.00	Local Agency Investment Fund LGIP	0.00	1,000,000.00	0.00	0.00	1,000,000.00
Withdraw	3/25/2021	LAIF6000Q	3,000,000.00	Local Agency Investment Fund LGIP	0.00	3,000,000.00	0.00	0.00	3,000,000.00
Withdraw	3/31/2021	OAKVALLEY0670	18,166,580.59	Oak Valley Bank Cash	0.00	18,166,580.59	0.00	0.00	18,166,580.59
Subtotal			23,915,580.59			23,915,580.59	0.00		23,915,580.59
Total Sell Transactions			24,164,580.59			24,164,580.59	0.00		24,164,580.59



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Finance

TIME REQUIRED

SUBJECT Quarterly Investment Report

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Investment Report for the Quarter ending 3/31/2021.

RECOMMENDED ACTION:

Approve the Investment Report for the Quarter ending 3/31/2021.

FISCAL IMPACT:

None

CONTACT NAME: Gerald Frank

PHONE/EMAIL: 7609325483 / gfrank@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Investment Report for the Quarter ending 3/31/2021](#)

History

Time	Who	Approval
4/28/2021 9:56 AM	County Counsel	Yes
4/29/2021 3:53 PM	Finance	Yes
4/30/2021 10:02 AM	County Administrative Office	Yes



DEPARTMENT OF FINANCE

COUNTY OF MONO

Gerald A. Frank, CGIP
Assistant Finance Director
Treasurer-Tax Collector

Janet Dutcher, CPA, CGFM, MPA
Finance Director

Kimberly Bunn
Assistant Finance Director
Auditor-Controller

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Date: May 4, 2021
To: Honorable Board of Supervisors
Treasury Oversight Committee
Treasury Pool Participants
From: Gerald Frank
Subject: Quarterly Investment Report

The Treasury Pool investment report for the quarter ended March 31, 2021 is attached pursuant to Government Code §53646(b) and includes the following reports:

- **Portfolio Holdings by Security Sector** - includes, among other information, the type of investment, issuer, date of maturity, par value, dollar amount invested in all securities and market value as calculated by Union Bank, in accordance with Government Code §53646(b)(1).
- **Distribution by Asset Category – Market Value** – Provides a graphic to make it easy to see the asset allocation by type of security.
- **Distribution by Maturity Range – Face Value** – Provides a bar graph to see the maturities of the various investments and gives the reader a sense of the liquidity of the portfolio.
- **Treasury Cash Balances as of the Last Day of the Most Recent 14 Months** – Shows growth in the current mix of cash and investments when compared to prior months and particularly the same time last year. Additionally, the section at the bottom shows maturity by month for all non-same day investments.
- **Mono County Treasury Pool Quarterly Yield Comparison** – Shows, at a glance, the county pool performance in comparison to two-year US Treasuries and the California Local Agency Investment Fund (LAIF).
- **Mono County Treasury Pool Participants** – Provides a graphic to make it easy to see the types of pool participants.

The County also has monetary assets held outside the County Treasury including:

- The Sheriff's Department has two accounts: The Civil Trust Account and the Sheriff's Revolving Fund. The balances in these accounts as of March 31, 2021 were \$33,910 and \$3,572 respectively.
- Mono County's OPEB (Other Post Employment Benefit) trust fund with PARS had a balance of \$27,324,773 as of March 31, 2021. This is an irrevocable trust to mitigate the liability for the County's obligation to pay for retiree health benefits.

The Treasury was in compliance with the Mono County Investment Policy on March 31, 2021.

Weighted Average Maturity (WAM) as of March 31, 2021 was 545 days.

It is anticipated that the County Treasury will be able to meet the liquidity requirements of its pooled participants for the next six months.

The investments are presented at fair market value in accordance with Government Accounting Standards Board (GASB) Statement No. 31, Accounting and Financial Reporting for Certain Investments and for External Pools. On the last day of the quarter, on a cost basis, the portfolio totaled \$145,116,442 and the market value was \$147,084,049 (calculated by Union Bank) or 101.4% of cost. Market value does not include accrued interest, which was \$320,730 on the last day of the quarter.

Investment Pool earnings are as shown below:

Quarter Ending	6/30/2020	9/30/2020	12/31/2020	3/31/2021
Average Daily Balance	\$126,849,532	\$133,384,429	144,649,715	150,218,863
Earned Interest (including accruals)	\$600,241	\$513,690	475,919	440,483
Earned Interest Rate	1.9032%	1.5321%	1.3089%	1.1892%
Number of Days in Quarter	91	92	92	90
Interest Received (net of amortized costs)	650,101	514,015	479,404	439,255
Administration Costs	\$11,365	\$11,028	\$11,804	\$17,089
Net Interest for Apportionment	\$638,736	\$502,987	\$467,600	\$422,166
	LAIF Correction 7/29/2020			



Mono County Portfolio Holdings by Security Sector As of March 31, 2021

Description	CUSIP/Ticker	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Cash												
Oak Valley Bank Cash	OAKVALLEY0670	2/28/2009	6,815,982.02	6,815,982.02	6,815,982.02	0.50	0.50	N/A	1	None		4.71
Sub Total / Average Cash			6,815,982.02	6,815,982.02	6,815,982.02	0.500	0.500		1		0.00	4.71
Local Government Investment Pools												
California Asset Management Program LGIP	CAMP60481	8/3/2017	101,943.38	101,943.38	101,943.38	0.08	0.08	N/A	1	None		0.07
Local Agency Investment Fund LGIP	LAIF6000Q	7/1/2014	62,881,627.93	62,881,627.93	62,881,627.93	0.36	0.36	N/A	1	NR		43.45
Sub Total / Average Local Government Investment Pools			62,983,571.31	62,983,571.31	62,983,571.31	0.357	0.357		1		0.00	43.52
CD Negotiable												
Abacus Federal Savings Bank 1.75 10/18/2024	00257TBJ4	10/18/2019	249,000.00	249,000.00	260,653.20	1.750	1.750	10/18/2024	1,297	None	155.20	0.17
ALLEGIANCE BK TEX HOUSTON 2.15 9/29/2022	01748DAX4	9/29/2017	245,000.00	245,000.00	252,423.50	2.150	2.150	9/29/2022	547	None	28.86	0.17
Ally Bank 1.9 8/22/2022	02007GLF8	9/18/2019	245,932.96	247,000.00	253,157.71	1.900	2.053	8/22/2022	509	None	475.73	0.17
American Express Bank, FSB 2.35 5/3/2022	02587CEM8	5/3/2017	245,000.00	245,000.00	250,985.35	2.350	2.350	5/3/2022	398	None	2,334.55	0.17
Apex Bank 3.1 8/24/2023	03753XBD1	8/24/2018	245,000.00	245,000.00	261,880.50	3.100	3.100	8/24/2023	876	None	145.66	0.17
Austin Telco FCU 1.8 2/28/2025	052392AA5	2/28/2020	249,000.00	249,000.00	260,239.86	1.800	1.800	2/28/2025	1,430	None	368.38	0.17
AXOS Bank 1.65 3/26/2025	05465DAE8	3/26/2020	249,000.00	249,000.00	260,252.31	1.650	1.650	3/26/2025	1,456	None	56.28	0.17
Bank Hapoalim B.M. 3.5 11/14/2023	06251AV31	11/14/2018	245,000.00	245,000.00	265,753.95	3.500	3.500	11/14/2023	958	None	3,218.56	0.17
Bank of Baroda New York 3.3 9/28/2023	06062R4E9	11/19/2018	243,652.50	245,000.00	263,720.45	3.300	3.423	9/28/2023	911	None	66.45	0.17
Bank of Botetourt 1.75 10/25/2024	063907AA7	10/25/2019	249,000.00	249,000.00	260,685.57	1.750	1.750	10/25/2024	1,304	None	71.63	0.17
Bank of Deerfield 2.85 2/15/2024	061785DY4	2/15/2019	249,000.00	249,000.00	267,196.92	2.850	2.850	2/15/2024	1,051	None	311.08	0.17
Bank of Delight 2.85 2/22/2024	061803AH5	2/22/2019	249,000.00	249,000.00	267,296.52	2.850	2.850	2/22/2024	1,058	None	174.98	0.17
Bank of New England 3.2 7/31/2023	06426KAM0	8/9/2018	247,000.00	247,000.00	264,183.79	3.200	3.200	7/31/2023	852	None	0.00	0.17
Belmont Savings Bank 2.7 2/28/2023	080515CH0	2/28/2018	245,000.00	245,000.00	256,911.90	2.700	2.700	2/28/2023	699	None	54.37	0.17
BENEFICIAL BANK 2.15 10/18/2022	08173QBX3	10/18/2017	245,000.00	245,000.00	252,668.50	2.150	2.150	10/18/2022	566	None	2,366.77	0.17
BMW Bank North America 2.7 3/9/2022	05580ALT9	3/9/2018	245,000.00	245,000.00	251,085.80	2.700	2.700	3/9/2022	343	None	398.71	0.17
Caldwell Bank & Trust Company 1.95 8/19/2024	128829AE8	8/19/2019	247,000.00	247,000.00	259,969.97	1.950	1.950	8/19/2024	1,237	None	527.84	0.17
Capital One Bank USA NA 2 8/21/2024	14042TCB1	8/30/2019	245,000.00	245,000.00	258,291.25	2.00	2.00	8/21/2024	1,239	None	510.14	0.17
CAPITAL ONE, NATIONAL ASSOCIATION 1.7 10/5/2021	14042RCQ2	10/5/2016	245,000.00	245,000.00	246,754.20	1.700	1.700	10/5/2021	188	None	2,019.74	0.17
Celtic Bank 1.35 4/2/2025	15118RUR6	4/2/2020	249,000.00	249,000.00	257,291.70	1.350	1.350	4/2/2025	1,463	None	267.08	0.17
Centerstate Bank 1 4/30/2025	15201QDK0	5/13/2020	248,000.00	248,000.00	252,640.08	1.00	1.00	4/30/2025	1,491	None	1,032.77	0.17
CF Bank 2 8/13/2024	15721UDA4	8/13/2019	249,000.00	249,000.00	262,443.51	2.00	2.00	8/13/2024	1,231	None	245.59	0.17
City National Bank of Metropolis 1.65 2/14/2025	17801GBX6	2/14/2020	249,000.00	249,000.00	260,137.77	1.650	1.650	2/14/2025	1,416	None	191.35	0.17
COMENITY CAP BK SALT LAKE CITY UTAH 1.6 4/12/2021	20033APV2	4/11/2016	245,000.00	245,000.00	245,151.90	1.600	1.600	4/12/2021	12	None	214.79	0.17
Commercial Bank Harrogate 3.4 11/15/2023	20143PDV9	11/15/2018	249,000.00	249,000.00	269,470.29	3.400	3.400	11/15/2023	959	None	371.11	0.17
Commercial Savings Bank 1.8 10/18/2024	202291AG5	10/18/2019	247,000.00	247,000.00	258,984.44	1.800	1.800	10/18/2024	1,297	None	1,997.65	0.17
Congressional Bank 2.1 7/24/2024	20726ABD9	7/24/2019	247,000.00	247,000.00	261,032.07	2.100	2.100	7/24/2024	1,211	None	937.92	0.17
Cornerstone Community Bank 2.6 5/17/2024	219240BY3	5/17/2019	249,000.00	249,000.00	266,514.66	2.600	2.600	5/17/2024	1,143	None	248.32	0.17
Country Bank New York 3 1/25/2024	22230PBV5	1/25/2019	249,000.00	249,000.00	267,961.35	3.00	3.00	1/25/2024	1,030	None	122.79	0.17
Crossfirst Bank 2.05 8/18/2022	22766ABN4	8/18/2017	245,000.00	245,000.00	251,546.40	2.050	2.050	8/18/2022	505	None	178.88	0.17
Delta National Bank and Trust 0.55 7/21/2025	24773RBW4	7/31/2020	249,000.00	249,000.00	248,332.68	0.55	0.55	7/21/2025	1,573	None	221.37	0.17
Direct Federal Credit Union 3.5 9/11/2023	25460FCF1	12/10/2018	249,000.00	249,000.00	268,875.18	3.500	3.500	9/11/2023	894	None	501.41	0.17
Dollar BK Fed Savings BK 2.9 4/13/2023	25665QAX3	4/13/2018	245,000.00	245,000.00	258,622.00	2.900	2.900	4/13/2023	743	None	3,289.71	0.17



Mono County Portfolio Holdings by Security Sector As of March 31, 2021

Description	CUSIP/Ticker	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Enerbank USA 3.2 8/30/2023	29278TCP3	8/31/2018	245,000.00	245,000.00	262,571.40	3.200	3.200	8/30/2023	882	None	0.00	0.17
Enterprise Bank & Trust 1.8 11/8/2024	29367SJO8	11/8/2019	249,000.00	249,000.00	261,181.08	1.800	1.800	11/8/2024	1,318	None	282.43	0.17
Evansville Teachers Federal Credit Union 2.6 6/12/	299547AQ2	6/12/2019	249,000.00	249,000.00	266,791.05	2.600	2.600	6/12/2024	1,169	None	532.11	0.17
Farmers State Bank 2.35 9/19/2022	310567AB8	1/19/2018	245,000.00	245,000.00	253,011.50	2.350	2.350	9/19/2022	537	None	189.29	0.17
First Bank of Highland 2.2 8/9/2022	319141HD2	8/9/2017	245,000.00	245,000.00	251,960.45	2.200	2.200	8/9/2022	496	None	738.36	0.17
First Jackson Bank 1.05 3/27/2025	32063KAV4	3/27/2020	247,790.04	249,000.00	254,353.50	1.050	1.150	3/27/2025	1,457	None	28.65	0.17
First Kentucky Bank Inc 2.55 4/26/2024	32065TAZ4	4/26/2019	249,000.00	249,000.00	265,897.14	2.550	2.550	4/26/2024	1,122	None	86.98	0.17
First Missouri State Bank 2.85 8/14/2023	32100LBY0	2/13/2019	246,000.00	246,000.00	261,352.86	2.850	2.850	8/14/2023	866	None	883.58	0.17
First National Bank Dama 2.8 5/5/2023	32117BCX4	3/5/2019	249,000.00	249,000.00	262,692.51	2.800	2.800	5/5/2023	765	None	496.64	0.17
First National Bank of McGregor 2.85 2/21/2024	32112UCW9	2/21/2019	249,000.00	249,000.00	267,281.58	2.850	2.850	2/21/2024	1,057	None	213.87	0.17
First National Bank of Michigan 1.65 2/14/2025	32114VBT3	2/14/2020	249,000.00	249,000.00	260,137.77	1.650	1.650	2/14/2025	1,416	None	191.35	0.17
First Premier Bank 2.05 8/22/2022	33610RQY2	8/22/2017	245,000.00	245,000.00	251,622.35	2.050	2.050	8/22/2022	509	None	522.89	0.17
First Service Bank 3.3 5/16/2023	33640VCF3	11/16/2018	249,000.00	249,000.00	249,331.17	3.300	3.300	5/16/2023	776	None	337.68	0.17
Firstier Bank 1.95 8/23/2024	33766LAJ7	8/23/2019	249,000.00	249,000.00	262,089.93	1.950	1.950	8/23/2024	1,241	None	106.42	0.17
Flagstar Bank FSB 0.6 7/22/2025	33847E3W5	7/22/2020	249,000.00	249,000.00	248,853.09	0.60	0.60	7/22/2025	1,574	None	278.33	0.17
FNB BANK INC 2 2/25/2022	330459BY3	8/25/2017	245,000.00	245,000.00	249,245.85	2.00	2.00	2/25/2022	331	None	80.55	0.17
FNB Bank Inc/Romney 3 1/16/2024	30257JAM7	1/16/2019	249,000.00	249,000.00	268,399.59	3.00	3.00	1/16/2024	1,021	None	327.45	0.17
Fulton Bank 2.85 3/7/2023	359899AE1	3/7/2019	245,000.00	245,000.00	257,820.85	2.850	2.850	3/7/2023	706	None	459.12	0.17
Great Plains Bank 2.8 2/27/2024	39115UBE2	2/27/2019	249,000.00	249,000.00	267,007.68	2.800	2.800	2/27/2024	1,063	None	76.41	0.17
Haddon Savings Bank 0.35 10/20/2025	404730DA8	11/12/2020	247,179.71	249,000.00	245,118.09	0.35	0.49	10/20/2025	1,664	None	389.19	0.17
Healthcare Systems Federal Credit Union 3.2 1/18/2	42228LAC5	1/18/2019	245,000.00	245,000.00	258,472.55	3.200	3.200	1/18/2023	658	None	1,546.52	0.17
High Plains Bank 3 1/16/2024	42971GAA9	1/16/2019	245,000.00	245,000.00	263,526.90	3.00	3.00	1/16/2024	1,021	None	1,490.14	0.17
Home Savings Bank UT 2.85 2/12/2024	43733LBF3	2/12/2019	246,000.00	246,000.00	263,958.00	2.850	2.850	2/12/2024	1,048	None	902.79	0.17
Industrial and Commercial Bank of China USA, NA 2.	45581EAR2	2/14/2018	245,000.00	245,000.00	256,451.30	2.650	2.650	2/14/2023	685	None	302.39	0.17
Inspire Federal Credit Union 1.15 3/18/2025	457731AK3	3/18/2020	249,000.00	249,000.00	255,344.52	1.150	1.150	3/18/2025	1,448	None	101.99	0.17
Jefferson Financial Credit Union 3.35 10/19/2023	474067AQ8	10/19/2018	245,000.00	245,000.00	264,345.20	3.350	3.350	10/19/2023	932	None	3,665.27	0.17
Kemba Financial Credit Union 1.75 10/18/2024	48836LAF9	10/18/2019	249,000.00	249,000.00	260,653.20	1.750	1.750	10/18/2024	1,297	None	155.20	0.17
Knox TVA Employee Credit Union 3.25 8/30/2023	499724AD4	8/30/2018	245,000.00	245,000.00	262,867.85	3.250	3.250	8/30/2023	882	None	654.45	0.17
KS Statebank Manhattan KS 2.1 5/17/2022	50116CBE8	11/17/2017	245,000.00	245,000.00	250,537.00	2.100	2.100	5/17/2022	412	None	197.34	0.17
Lafayette Federal Credit Union 3.5 11/20/2023	50625LAK9	11/20/2018	249,000.00	249,000.00	270,219.78	3.500	3.500	11/20/2023	964	None	262.64	0.17
LCA Bank Corporation 2.3 1/12/2022	501798LJ9	1/12/2018	245,000.00	245,000.00	249,302.20	2.300	2.300	1/12/2022	287	None	1,204.19	0.17
Lebanon Federal Credit Union 3.2 9/21/2023	52248LAA4	9/21/2018	245,000.00	245,000.00	262,987.90	3.200	3.200	9/21/2023	904	None	214.79	0.17
Live Oak Banking Company 1.85 1/20/2025	538036HP2	1/24/2020	249,000.00	249,000.00	261,950.49	1.850	1.850	1/20/2025	1,391	None	378.62	0.17
Maine Savings Federal Credit Union 3.3 5/19/2023	560507AJ4	10/19/2018	249,000.00	249,000.00	265,565.97	3.300	3.300	5/19/2023	779	None	270.15	0.17
Mainstreet Bank 2.6 4/26/2024	56065GAG3	4/26/2019	249,000.00	249,000.00	266,278.11	2.600	2.600	4/26/2024	1,122	None	88.68	0.17
MEDALLION BANK 2.15 10/11/2022	58404DAP6	10/11/2017	245,000.00	245,000.00	252,577.85	2.150	2.150	10/11/2022	559	None	2,482.22	0.17
Merrick Bank 2.05 8/10/2022	59013JP7	8/10/2017	245,000.00	245,000.00	251,445.95	2.050	2.050	8/10/2022	497	None	288.97	0.17
Michigan Legacy Credit Union 3.45 11/9/2023	59452WAE8	11/9/2018	249,000.00	249,000.00	269,681.94	3.450	3.450	11/9/2023	953	None	517.78	0.17
Midwest Bank of West IL 3.3 8/29/2022	59828PCA6	11/28/2018	249,000.00	249,000.00	260,190.06	3.300	3.300	8/29/2022	516	None	67.54	0.17
Morgan Stanley Bank 2.65 1/11/2023	61747MF63	1/11/2018	245,000.00	245,000.00	255,934.35	2.650	2.650	1/11/2023	651	None	1,405.23	0.17
Morgan Stanley Private Bank 3.55 11/8/2023	61760ARSO	11/8/2018	245,000.00	245,000.00	265,489.35	3.550	3.550	11/8/2023	952	None	3,407.51	0.17



Mono County Portfolio Holdings by Security Sector As of March 31, 2021

Description	CUSIP/Ticker	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Mountain America Federal Credit Union 3 3/27/2023	62384RAF3	3/27/2018	245,000.00	245,000.00	258,849.85	3.00	3.00	3/27/2023	726	None	322.19	0.17
Northland Area Federal Credit Union 2.6 2/13/2023	666496AB0	2/13/2018	245,000.00	245,000.00	256,235.70	2.600	2.600	2/13/2023	684	None	820.25	0.17
Northwest Bank 2.95 2/13/2024	66736ABP3	2/13/2019	249,000.00	249,000.00	267,879.18	2.950	2.950	2/13/2024	1,049	None	362.24	0.17
Numerica Credit Union 3.4 10/31/2023	67054NAM5	10/31/2018	249,000.00	249,000.00	269,191.41	3.400	3.400	10/31/2023	944	None	0.00	0.17
Pacific Crest Savings Bank 2.85 3/13/2024	69417ACG2	3/13/2019	249,000.00	249,000.00	267,600.30	2.850	2.850	3/13/2024	1,078	None	349.96	0.17
Pacific Enterprise Bank 1.15 3/31/2025	694231AC5	3/31/2020	249,000.00	249,000.00	255,329.58	1.150	1.150	3/31/2025	1,461	None	0.00	0.17
Pathfinder Bank 0.7 3/11/2026	70320KAX9	3/11/2021	249,000.00	249,000.00	247,416.36	0.70	0.70	3/11/2026	1,806	None	95.51	0.17
Peoples Bank Newton NC 2 7/31/2024	710571DS6	8/1/2019	248,253.00	249,000.00	262,358.85	2.00	2.063	7/31/2024	1,218	None	0.00	0.17
Plains Commerce Bank 2.6 5/10/2024	72651LCJ1	5/10/2019	245,000.00	245,000.00	262,145.10	2.600	2.600	5/10/2024	1,136	None	2,460.74	0.17
Preferred Bank LA Calif 2 8/16/2024	740367HP5	8/16/2019	249,000.00	249,000.00	262,463.43	2.00	2.00	8/16/2024	1,234	None	204.66	0.17
Raymond James Bank, NA 2 8/23/2024	75472RAE1	8/23/2019	247,000.00	247,000.00	260,412.10	2.00	2.00	8/23/2024	1,241	None	487.23	0.17
Resource One Credit Union 1.9 11/27/2024	76124YAB2	2/4/2020	247,263.80	245,000.00	257,955.60	1.900	1.700	11/27/2024	1,337	None	382.60	0.17
Sallie Mae Bank/Salt Lake 2.75 4/10/2024	7954502D6	4/10/2019	245,000.00	245,000.00	262,914.40	2.750	2.750	4/10/2024	1,106	None	3,174.93	0.17
San Francisco FCU 1.1 3/27/2025	79772FAF3	3/27/2020	249,000.00	249,000.00	254,844.03	1.100	1.100	3/27/2025	1,457	None	30.02	0.17
State Bank of India-Chicago IL 3.6 11/29/2023	856283G59	11/29/2018	245,000.00	245,000.00	266,687.40	3.600	3.600	11/29/2023	973	None	2,948.05	0.17
State Bank of Reeseville 2.6 4/12/2024	856487AM5	4/12/2019	249,000.00	249,000.00	266,116.26	2.600	2.600	4/12/2024	1,108	None	337.00	0.17
Synchrony Bank 1.45 4/17/2025	87165FZD9	4/17/2020	248,000.00	248,000.00	257,185.92	1.450	1.450	4/17/2025	1,478	None	1,625.59	0.17
Third Federal Savings & Loan 1.95 11/25/2024	88413QCK2	11/25/2019	245,000.00	245,000.00	258,377.00	1.950	1.950	11/25/2024	1,335	None	1,649.22	0.17
Triad Bank/Frontenac MO 1.8 11/8/2024	89579NCB7	11/8/2019	249,000.00	249,000.00	261,181.08	1.800	1.800	11/8/2024	1,318	None	282.43	0.17
UBS Bank USA 3.45 10/24/2023	90348JEV8	10/24/2018	249,000.00	249,000.00	269,400.57	3.450	3.450	10/24/2023	937	None	164.75	0.17
United Community Bank 1.65 2/7/2025	90983WBT7	2/7/2020	249,000.00	249,000.00	260,117.85	1.650	1.650	2/7/2025	1,409	None	270.15	0.17
University of Iowa Community Credit Union 3 4/28/2	91435LAB3	4/30/2018	245,000.00	245,000.00	259,379.05	3.00	3.00	4/28/2023	758	None	604.11	0.17
USAlliance Federal Credit Union 3 8/20/2021	90352RAC9	8/22/2018	245,000.00	245,000.00	247,827.30	3.00	3.00	8/20/2021	142	None	181.23	0.17
Verus Bank of Commerce 2.8 2/22/2024	92535LCC6	2/22/2019	249,000.00	249,000.00	266,937.96	2.800	2.800	2/22/2024	1,058	None	171.91	0.17
Washington Federal Bank 2.05 8/23/2024	938828BF8	8/23/2019	249,000.00	249,000.00	262,929.06	2.050	2.050	8/23/2024	1,241	None	111.88	0.17
WELLS FARGO BK NA SIOUXFALLS SD 1.6 8/3/2021	9497486Z5	8/3/2016	245,000.00	245,000.00	246,178.45	1.600	1.600	8/3/2021	125	None	300.71	0.17
Workers Credit Union 2.55 5/31/2022	98138MAB6	3/3/2020	250,426.75	245,000.00	251,992.30	2.550	1.544	5/31/2022	426	None	0.00	0.17
Worlds Foremost Bk Sidney NE 1.75 5/5/2021	981571CEO	5/5/2016	200,000.00	200,000.00	200,320.00	1.750	1.750	5/5/2021	35	None	249.32	0.14
Sub Total / Average CD Negotiable			25,162,498.76	25,161,000.00	26,397,841.28	2.363	2.357		971		66,518.06	17.39
Corporate Bonds												
Apple Inc 0.7 2/8/2026-21	037833EB2	2/24/2021	497,115.00	500,000.00	490,285.00	0.70	0.82	2/8/2026	1,775	Moody's-Aa1	515.28	0.35
Apple Inc 2.15 2/6/2022-15	037833AY6	10/20/2017	500,095.39	500,000.00	508,225.00	2.150	2.145	2/6/2022	312	Moody's-Aa1	1,552.78	0.35
Apple Inc 2.7 5/13/2022-15	037833BF6	11/13/2018	488,676.62	500,000.00	514,020.00	2.700	3.392	5/13/2022	408	Moody's-Aa1	5,175.00	0.35
Apple Inc. 3.45 5/6/2024-14	037833AS9	5/6/2019	514,690.00	500,000.00	543,250.00	3.450	2.816	5/6/2024	1,132	Moody's-Aa1	6,947.92	0.35
Bank of New York Mellon 2.1 10/24/2024	06406RAL1	10/24/2019	499,880.00	500,000.00	526,000.00	2.100	2.105	10/24/2024	1,303	Moody's-A1	4,579.17	0.35
Bank of New York Mellon 3.5 4/28/2023	06406RAG2	4/30/2018	500,250.92	500,000.00	531,715.00	3.500	3.489	4/28/2023	758	Moody's-A1	7,437.50	0.35
Berkshire Hathaway Inc 3.4 1/31/2022	084670BF4	4/25/2017	528,500.00	500,000.00	512,905.00	3.400	2.135	1/31/2022	306	Moody's-Aa2	2,833.33	0.35
Colgate-Palmolive 2.25 11/15/2022-17	19416QEL0	11/15/2017	499,805.00	500,000.00	516,300.00	2.250	2.258	11/15/2022	594	Moody's-Aa3	4,250.00	0.35
International Business Machine Corp 1.875 8/1/2022	459200HG9	10/19/2017	490,400.00	500,000.00	511,080.00	1.875	2.301	8/1/2022	488	Moody's-A2	1,562.50	0.35
Johnson & Johnson 2.625 1/15/2025-17	478160CJ1	1/16/2020	517,404.64	500,000.00	533,830.00	2.625	1.892	1/15/2025	1,386	Moody's-Aaa	2,770.83	0.35
Microsoft Corp 2.65 11/3/2022-22	594918BH6	11/3/2017	507,740.00	500,000.00	517,640.00	2.650	2.320	11/3/2022	582	Moody's-Aaa	5,447.22	0.35



Mono County Portfolio Holdings by Security Sector As of March 31, 2021

Description	CUSIP/Ticker	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
Microsoft Corp 2.7 2/12/2025-24	594918BB9	2/13/2020	523,695.00	500,000.00	534,450.00	2.700	1.707	2/12/2025	1,414	Moody's-Aaa	1,837.50	0.35
Oracle Corp 2.5 5/15/2022-15	68389XBB0	11/13/2018	483,495.00	500,000.00	509,750.00	2.500	3.509	5/15/2022	410	Moody's-A3	4,722.22	0.35
Procter & Gamble Co 2.15 8/11/2022-17	742718EU9	10/29/2018	480,269.24	500,000.00	512,140.00	2.150	3.267	8/11/2022	498	Moody's-Aa3	1,493.06	0.35
Toyota Motor Credit 3.35 1/5/2024	89236TFS9	2/12/2019	506,560.00	500,000.00	539,060.00	3.350	3.059	1/5/2024	1,010	Moody's-A1	3,861.81	0.35
Toyota Motor Credit Corp 3.45 9/20/2023-18	89236TFN0	10/3/2018	499,217.02	500,000.00	535,680.00	3.450	3.484	9/20/2023	903	Moody's-A1	527.08	0.35
United Parcel Service 2.5 4/1/2023-23	911312BK1	4/5/2018	485,225.00	500,000.00	521,025.00	2.500	3.145	4/1/2023	731	Moody's-A2	6,250.00	0.35
US Bancorp 1.45 5/12/2025	91159HHZ6	2/12/2021	516,420.83	500,000.00	506,650.00	1.450	0.67	5/12/2025	1,503	Moody's-A1	2,799.31	0.35
US Bancorp 3 3/15/2022-22	91159HHC7	4/25/2017	517,195.00	500,000.00	512,090.00	3.00	2.253	3/15/2022	349	Moody's-A1	666.67	0.35
US Bank NA 3.4 7/24/2023-23	90331HNV1	8/1/2018	498,910.00	500,000.00	533,580.00	3.400	3.448	7/24/2023	845	S&P-AA-	3,163.89	0.35
Sub Total / Average Corporate Bonds			10,055,544.66	10,000,000.00	10,409,675.00	2.595	2.510		835		68,393.07	6.91
Municipal Bonds												
California State GO UNLTD 2.367 4/1/2022	13063DAD0	4/27/2017	251,937.50	250,000.00	255,332.50	2.367	2.200	4/1/2022	366	Moody's-Aa2	2,958.75	0.17
California State GO UNLTD 2.367 4/1/2022	13063DAD0	4/27/2017	252,287.50	250,000.00	255,332.50	2.367	2.170	4/1/2022	366	Moody's-Aa2	2,958.75	0.17
Central Valley Support Services Joint Powers Agenc	155751CU2	9/4/2018	641,651.40	585,000.00	642,084.30	5.526	3.400	9/1/2023	884	S&P-A+	2,693.92	0.40
Citrus Community College GO 0.819 8/1/2025	17741RGC6	8/4/2020	350,000.00	350,000.00	342,807.50	0.82	0.82	8/1/2025	1,584	Moody's-Aa1	477.75	0.24
City of Glendora CA POB 1.898 6/1/2024	378612AE5	9/5/2019	500,000.00	500,000.00	517,655.00	1.898	1.898	6/1/2024	1,158	S&P-AAA	3,163.33	0.35
City of Ridgecrest California 5 6/1/2022	765761BH3	12/18/2018	463,478.40	440,000.00	461,960.40	5.00	3.351	6/1/2022	427	S&P-AA	7,333.33	0.30
Desert Sands Unified School District 1.544 8/1/202	250433TY5	5/22/2020	308,022.55	305,000.00	313,058.10	1.544	1.300	8/1/2024	1,219	Moody's-Aa2	784.87	0.21
Hawaiian Gardens Redev 2.714 12/1/2023	41987YAV8	4/29/2019	501,250.00	500,000.00	525,960.00	2.714	2.655	12/1/2023	975	S&P-AA	4,523.33	0.35
Imperial Community College District 2.024 8/1/2023	452641JN4	10/16/2019	500,000.00	500,000.00	515,435.00	2.024	2.024	8/1/2023	853	S&P-AA	1,686.67	0.35
LANCASTER REDEV AGY A 2.125 8/1/2021	513802CE6	8/1/2016	661,995.40	655,000.00	658,438.75	2.125	1.900	8/1/2021	123	S&P-AA	2,319.79	0.45
Long Beach Community College Dist 2 5/1/2025	542411N22	3/25/2021	282,449.70	270,000.00	281,815.20	2.00	0.85	5/1/2025	1,492	Moody's-Aa2	90.00	0.19
Los Angeles CA Muni Impt CorpLease 0.683 11/1/2024	5445872S6	3/10/2021	501,130.00	500,000.00	494,850.00	0.68	0.62	11/1/2024	1,311	S&P-AA-	256.12	0.35
Los Angeles Cnty Public Wks 6.091 8/1/2022-10	54473ENR1	7/12/2018	555,000.00	500,000.00	537,845.00	6.091	3.176	8/1/2022	488	Moody's-Aa2	5,075.83	0.35
Menlo Park City School Dist 1.928 7/1/2024	586840NA4	10/8/2019	500,000.00	500,000.00	521,025.00	1.928	1.928	7/1/2024	1,188	Moody's-Aaa	2,410.00	0.35
Rancho Cucamonga Ca Public Finance Authority 3 5/1	75213EAY0	2/14/2019	449,896.50	450,000.00	471,532.50	3.00	3.004	5/1/2023	761	S&P-AA	5,625.00	0.31
Rancho Santiago Community College GO 0.734 9/2/202	752147HJ0	9/2/2020	500,000.00	500,000.00	492,465.00	0.73	0.73	9/2/2025	1,616	Moody's-Aa2	305.83	0.35
Rosemead School District 2.042 8/1/2024	777526MP6	10/9/2019	350,000.00	350,000.00	363,083.00	2.042	2.042	8/1/2024	1,219	Moody's-Aa3	1,191.17	0.24
San Bernardino City USD 0.984 8/1/2024	796711G86	10/6/2020	337,311.50	335,000.00	335,948.05	0.98	0.80	8/1/2024	1,219	Moody's-A1	549.40	0.23
San Bernardino Community College District 2.044 8/	796720MG2	12/12/2019	250,000.00	250,000.00	261,542.50	2.044	2.044	8/1/2024	1,219	Moody's-Aa1	851.67	0.17
San Jose Evergreen Community College Dist 1.908 8/	798189PW0	10/1/2019	250,000.00	250,000.00	260,762.50	1.908	1.908	8/1/2024	1,219	Moody's-Aa1	795.00	0.17
San Jose RDA Successor Agency 2.828 8/1/2023	798170AF3	1/11/2019	302,776.55	305,000.00	321,433.40	2.828	3.00	8/1/2023	853	S&P-AA	1,437.57	0.21
Southwestern Community College GO 0.891 8/1/2025	845389JH9	8/5/2020	502,465.00	500,000.00	497,080.00	0.89	0.79	8/1/2025	1,584	Moody's-Aa2	742.50	0.35
State of California 3 4/1/2024	13063DLZ9	4/4/2019	511,190.00	500,000.00	536,705.00	3.00	2.520	4/1/2024	1,097	Moody's-Aa2	7,500.00	0.35
University of California 0.985 5/15/2025	91412HKZ5	3/10/2021	501,735.00	500,000.00	499,185.00	0.99	0.90	5/15/2025	1,506	Moody's-Aa3	287.29	0.35
University of California 3.466 5/15/2024-18	91412HBL6	7/9/2019	530,595.00	500,000.00	544,225.00	3.466	2.131	5/15/2024	1,141	Moody's-Aa2	6,546.89	0.35
University of California 3.638 5/15/2024	91412GV88	3/8/2021	499,312.45	455,000.00	497,656.25	3.638	0.55	5/15/2024	1,141	Moody's-Aa2	6,253.32	0.31
Sub Total / Average Municipal Bonds			11,254,484.45	11,000,000.00	11,405,217.45	2.492	1.899		1,029		68,818.08	7.60
US Agency												
FFCB 0.52 10/14/2025-21	3133EMCP5	10/14/2020	998,750.00	1,000,000.00	976,890.00	0.52	0.55	10/14/2025	1,658	Moody's-Aaa	2,412.22	0.69
FFCB 0.53 10/22/2025-21	3133EMEC2	11/6/2020	998,000.00	1,000,000.00	980,520.00	0.53	0.57	10/22/2025	1,666	Moody's-Aaa	2,340.83	0.69



Mono County Portfolio Holdings by Security Sector As of March 31, 2021

Description	CUSIP/Ticker	Settlement Date	Cost Value	Face Amount/Shares	Market Value	Coupon Rate	YTM @ Cost	Maturity Date	Days To Maturity	Credit Rating 1	Accrued Interest	% of Portfolio
FFCB 0.68 6/10/2025-22	3133ELH80	6/26/2020	1,000,000.00	1,000,000.00	1,002,370.00	0.68	0.68	6/10/2025	1,532	Moody's-Aaa	2,096.67	0.69
FFCB 1.5 10/16/2024	3133EK3B0	10/18/2019	990,760.00	1,000,000.00	1,035,040.00	1.500	1.694	10/16/2024	1,295	Moody's-Aaa	6,875.00	0.69
FFCB 2.08 11/1/2022	3133EHM91	11/15/2017	998,080.00	1,000,000.00	1,030,420.00	2.080	2.121	11/1/2022	580	Moody's-Aaa	8,666.67	0.69
FFCB 2.35 1/17/2023	3133EH7F4	1/17/2018	999,770.00	1,000,000.00	1,039,370.00	2.350	2.355	1/17/2023	657	Moody's-Aaa	4,830.56	0.69
FFCB 2.7 4/11/2023	3133EJKN8	4/11/2018	999,196.41	1,000,000.00	1,051,660.00	2.700	2.717	4/11/2023	741	Moody's-Aaa	12,750.00	0.69
FFCB 3.05 10/2/2023	3133EJD48	10/17/2018	996,674.50	1,000,000.00	1,069,300.00	3.050	3.123	10/2/2023	915	Moody's-Aaa	15,165.28	0.69
FFCB 3.17 1/26/2024	3133EJM48	2/4/2019	1,023,543.68	1,000,000.00	1,079,310.00	3.170	2.662	1/26/2024	1,031	Moody's-Aaa	5,723.61	0.69
FHLB 0.5 1/26/2026-21	3130AKMD5	1/26/2021	998,755.00	1,000,000.00	978,800.00	0.50	0.53	1/26/2026	1,762	Moody's-Aaa	902.78	0.69
FHLB 0.6 1/28/2026-21	3130AKPC4	1/28/2021	1,000,000.00	1,000,000.00	979,390.00	0.60	0.60	1/28/2026	1,764	Moody's-Aaa	1,050.00	0.69
FHLB 0.65 11/29/2024-21	3130ALPC2	3/29/2021	1,000,000.00	1,000,000.00	1,000,620.00	0.65	0.65	11/29/2024	1,339	Moody's-Aaa	36.11	0.69
FHLB 0.7 3/24/2025-21	3130ALN34	3/24/2021	1,000,000.00	1,000,000.00	995,770.00	0.70	0.70	3/24/2025	1,454	Moody's-Aaa	136.11	0.69
FHLB 1 12/30/2025-21	3130ALR55	3/30/2021	1,000,000.00	1,000,000.00	997,430.00	1.00	1.00	12/30/2025	1,735	Moody's-Aaa	0.00	0.69
FHLB 2 9/9/2022	313380GJ0	9/29/2017	1,002,290.00	1,000,000.00	1,026,560.00	2.00	1.951	9/9/2022	527	Moody's-Aaa	1,222.22	0.69
FHLB 2.875 6/13/2025	3130ASR35	7/21/2020	842,255.35	755,000.00	821,251.25	2.875	0.48	6/13/2025	1,535	Moody's-Aaa	6,511.88	0.52
FHLB 3.25 6/9/2023	313383QR5	2/4/2019	461,340.00	450,000.00	478,912.50	3.250	2.632	6/9/2023	800	Moody's-Aaa	4,550.00	0.31
FHLMC 0.53 10/28/2025-22	3134GWYZ3	10/28/2020	1,000,000.00	1,000,000.00	973,390.00	0.53	0.53	10/28/2025	1,672	Moody's-Aaa	2,252.50	0.69
FHLMC 0.57 10/8/2025-21	3134GWY26	10/8/2020	1,000,000.00	1,000,000.00	988,690.00	0.57	0.57	10/8/2025	1,652	Moody's-Aaa	2,739.17	0.69
FHLMC 0.6 7/22/2025-22	3134GV5V6	7/22/2020	1,000,000.00	1,000,000.00	989,010.00	0.60	0.60	7/22/2025	1,574	Moody's-Aaa	1,150.00	0.69
FHLMC 2.375 1/13/2022	3137EADB2	1/13/2017	1,016,560.00	1,000,000.00	1,017,990.00	2.375	2.025	1/13/2022	288	Moody's-Aaa	5,145.83	0.69
FNMA 0.55 1/28/2026-21	3135G06R9	1/28/2021	1,000,000.00	1,000,000.00	979,260.00	0.55	0.55	1/28/2026	1,764	Moody's-Aaa	962.50	0.69
FNMA 0.625 7/14/2025-22	3136G4YL1	7/14/2020	1,000,000.00	1,000,000.00	989,300.00	0.63	0.63	7/14/2025	1,566	Moody's-Aaa	1,336.81	0.69
FNMA 0.7 7/24/2025-22	3136G4YE7	7/24/2020	1,000,000.00	1,000,000.00	993,820.00	0.70	0.70	7/24/2025	1,576	Moody's-Aaa	1,302.78	0.69
FNMA 0.74 6/30/2025-21	3136G4XZ1	6/30/2020	795,000.00	795,000.00	791,517.90	0.74	0.74	6/30/2025	1,552	Moody's-Aaa	1,470.75	0.55
FNMA 1.25 5/6/2021	3135G0K69	10/26/2016	747,270.00	750,000.00	750,870.00	1.250	1.333	5/6/2021	36	Moody's-Aaa	3,776.04	0.52
FNMA 1.375 10/7/2021	3135G0Q89	10/26/2016	997,470.00	1,000,000.00	1,006,710.00	1.375	1.428	10/7/2021	190	Moody's-Aaa	6,645.83	0.69
FNMA 2 10/5/2022	3135G0T78	10/6/2017	999,340.00	1,000,000.00	1,027,880.00	2.00	2.014	10/5/2022	553	Moody's-Aaa	9,777.78	0.69
FNMA 2.375 1/19/2023	3135G0T94	1/23/2018	994,410.00	1,000,000.00	1,039,790.00	2.375	2.495	1/19/2023	659	Moody's-Aaa	4,750.00	0.69
Sub Total / Average US Agency			27,859,464.94	27,750,000.00	28,091,841.65	1.401	1.318		1,187		116,579.93	19.18
US Treasury												
T-Note 0.5 2/28/2026	91282CBQ3	3/1/2021	984,896.26	1,000,000.00	979,920.00	0.50	0.81	2/28/2026	1,795	Moody's-Aaa	421.20	0.69
Sub Total / Average US Treasury			984,896.26	1,000,000.00	979,920.00	0.500	0.809		1,795		421.20	0.69
Total / Average			145,116,442.40	144,710,553.33	147,084,048.71	1.231	1.165		545		320,730.34	100.00



Mono County Distribution by Asset Category - Market Value Investment Portfolio

Begin Date: 12/31/2020, End Date: 3/31/2021

Asset Category Allocation

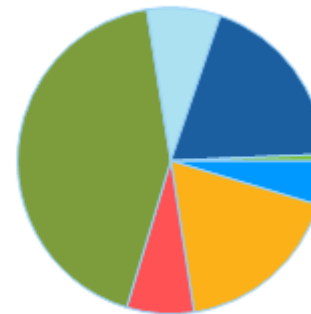
Asset Category	Market Value 12/31/2020	% of Portfolio 12/31/2020	Market Value 3/31/2021	% of Portfolio 3/31/2021
Cash	5,348,185.95	3.31	6,815,982.02	4.63
CD Negotiable	27,844,393.86	17.23	26,397,841.28	17.95
Corporate Bonds	9,488,780.00	5.87	10,409,675.00	7.08
Local Government Investment Pools	86,776,387.18	53.71	62,983,571.31	42.82
Local Government Notes	61,936.49	0.04	0.00	0.00
Municipal Bonds	9,694,753.35	6.00	11,405,217.45	7.75
US Agency	22,359,395.60	13.84	28,091,841.65	19.10
US Treasury	0.00	0.00	979,920.00	0.67
Total / Average	161,573,832.43	100.00	147,084,048.71	100.00

Portfolio Holdings as of 12/31/2020



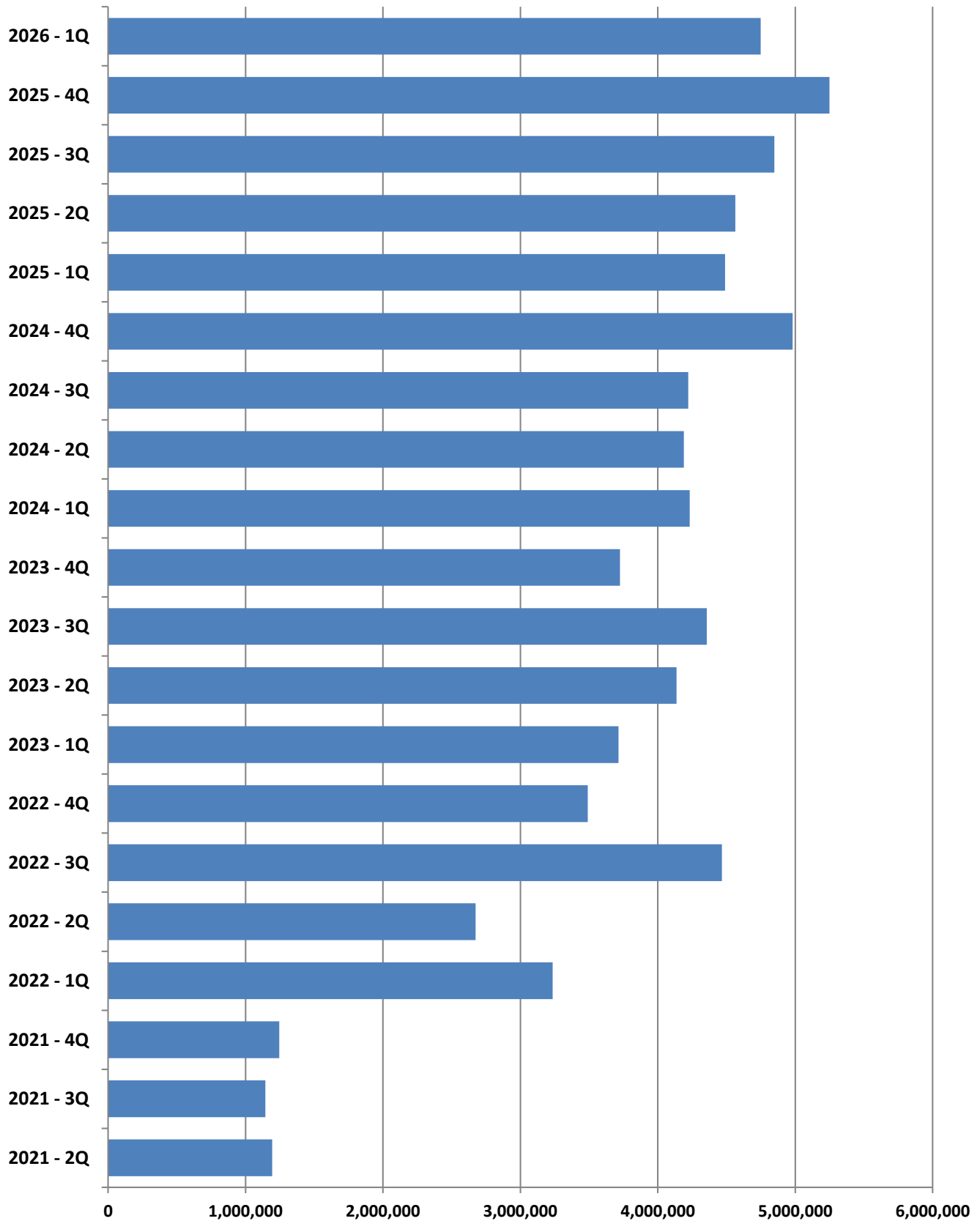
- 3.31%-Cash
- 17.23%-CD Negotiable
- 5.87%-Corporate Bond...
- 53.71%-Local Governm...
- 0.04%-Local Governme...
- 6%-Municipal Bonds
- 13.84%-US Agency
- 0%-US Treasury

Portfolio Holdings as of 3/31/2021



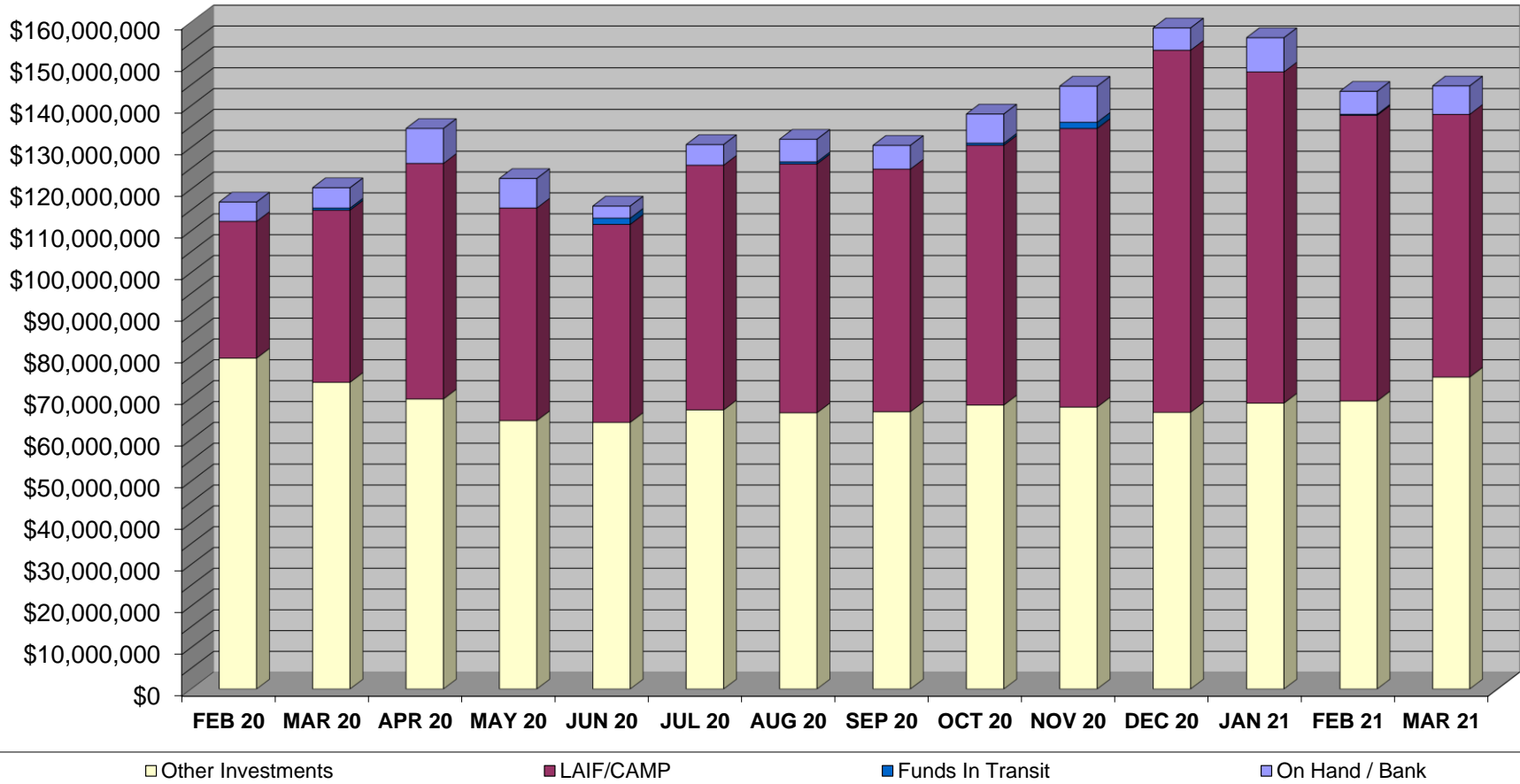
- 4.63%-Cash
- 17.95%-CD Negotiable
- 7.08%-Corporate Bond...
- 42.82%-Local Governm...
- 0%-Local Government ...
- 7.75%-Municipal Bond...
- 19.1%-US Agency
- 0.67%-US Treasury

Maturity Distribution As of 3/31/2021



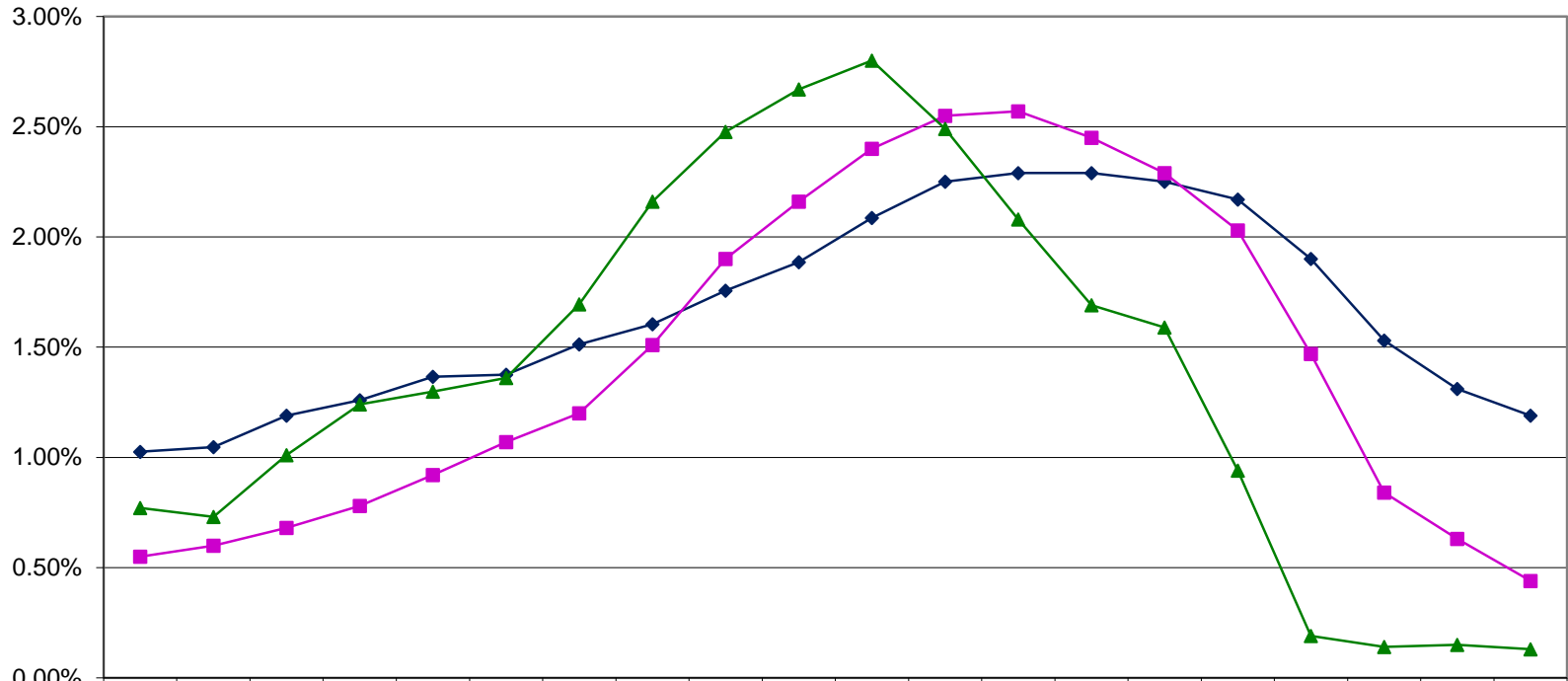
TREASURY CASH BALANCES AS OF THE LAST DAY OF THE MOST RECENT 14 MONTHS

	FEB 20	MAR 20	APR 20	MAY 20	JUN 20	JUL 20	AUG 20	SEP 20	OCT 20	NOV 20	DEC 20	JAN 21	FEB 21	MAR 21
On Hand / Bank	\$4,641,262	\$4,864,384	\$8,378,307	\$7,079,440	\$2,900,770	\$4,957,551	\$5,418,533	\$5,694,857	\$6,984,590	\$8,650,251	\$5,348,186	\$8,203,932	\$5,496,367	\$6,815,982
Funds In Transit		\$500,000			\$1,500,000		\$494,000		\$498,000	\$1,492,000			\$249,000	
LAIF/CAMP	\$32,774,981	\$41,274,981	\$56,455,962	\$50,955,962	\$47,455,963	\$58,645,865	\$59,645,865	\$58,145,865	\$62,276,387	\$66,776,387	\$86,776,387	\$79,382,480	\$68,483,472	\$62,983,571
Other Investments	\$79,465,685	\$73,665,685	\$69,672,685	\$64,490,686	\$64,060,685	\$67,054,936	\$66,370,936	\$66,621,936	\$68,218,936	\$67,729,937	\$66,480,936	\$68,680,000	\$69,186,000	\$74,911,000
TOTAL	\$116,881,928	\$120,305,050	\$134,506,954	\$122,526,088	\$115,917,418	\$130,658,352	\$131,929,334	\$130,462,658	\$137,977,913	\$144,648,575	\$158,605,509	\$156,266,412	\$143,414,839	\$144,710,553



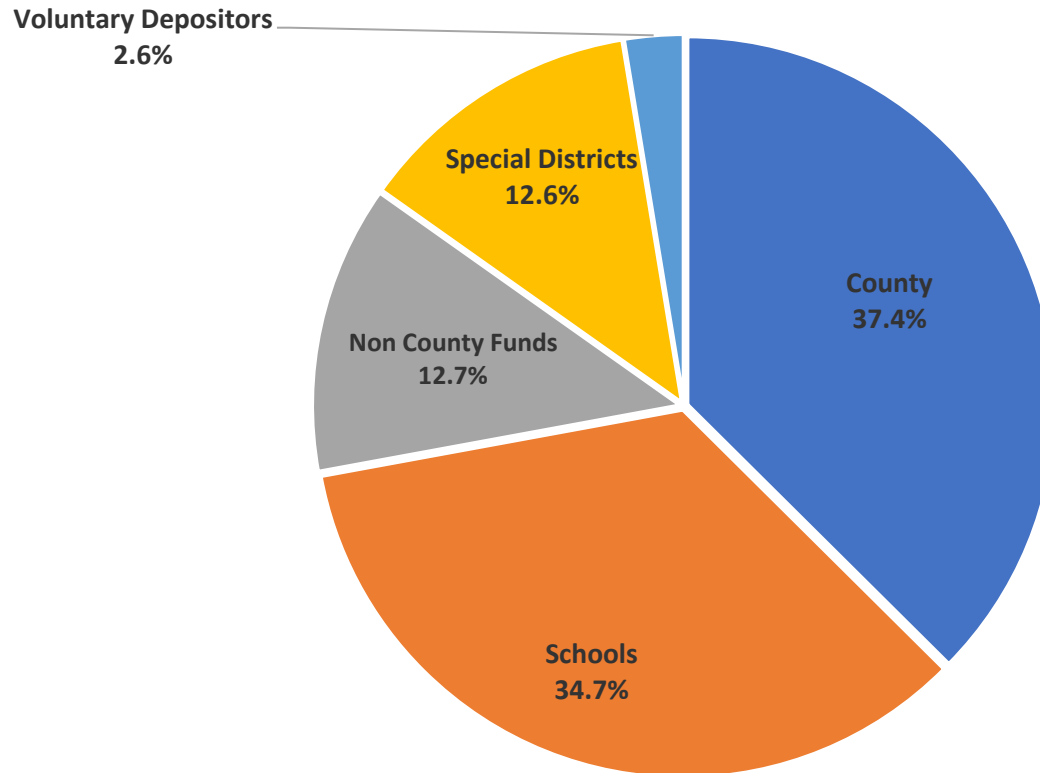
MATURITIES	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTALS
Calendar Year 2021				\$245,000.00	\$950,000.00			\$1,145,000.00		\$1,245,000.00			\$3,585,000.00
Calendar Year 2022	\$1,745,000.00	\$745,000.00	\$745,000.00	\$500,000.00	\$1,735,000.00	\$440,000.00		\$2,976,000.00	\$1,490,000.00	\$1,490,000.00	\$2,000,000.00		\$13,866,000.00
Calendar Year 2023	\$2,490,000.00	\$735,000.00	\$490,000.00	\$2,490,000.00	\$1,197,000.00	\$450,000.00	\$747,000.00	\$1,786,000.00	\$1,824,000.00	\$1,743,000.00	\$1,482,000.00	\$500,000.00	\$15,934,000.00
Calendar Year 2024	\$2,243,000.00	\$1,740,000.00	\$249,000.00	\$1,492,000.00	\$1,949,000.00	\$749,000.00	\$996,000.00	\$3,225,000.00		\$2,494,000.00	\$2,488,000.00		\$17,625,000.00
Calendar Year 2025	\$749,000.00	\$1,496,000.00	\$2,245,000.00	\$745,000.00	\$1,270,000.00	\$2,550,000.00	\$3,498,000.00	\$850,000.00	\$500,000.00	\$4,249,000.00		\$1,000,000.00	\$19,152,000.00
Calendar Year 2026	\$3,000,000.00	\$1,500,000.00	\$249,000.00										\$4,749,000.00
TOTAL													\$74,911,000.00

MONO COUNTY TREASURY POOL QUARTERLY YIELD COMPARISON



	6/30 2016	9/30 2016	12/30 2016	3/31 2017	6/30 2017	9/30 2017	12/31 2017	3/31 2018	6/30 2018	9/30 2018	12/31 2018	3/31 2019	6/30 2019	9/30 2019	12/31 2019	3/31 2020	6/30 2020	9/30 2020	12/31 2020	3/31 2021
—◆— COUNTY	1.03%	1.05%	1.19%	1.26%	1.37%	1.38%	1.51%	1.60%	1.76%	1.89%	2.09%	2.25%	2.29%	2.29%	2.25%	2.17%	1.90%	1.53%	1.31%	1.19%
—■— LAIF	0.55%	0.60%	0.68%	0.78%	0.92%	1.07%	1.20%	1.51%	1.90%	2.16%	2.40%	2.55%	2.57%	2.45%	2.29%	2.03%	1.47%	0.84%	0.63%	0.44%
—▲— 2YR TREAS	0.77%	0.73%	1.01%	1.24%	1.30%	1.36%	1.69%	2.16%	2.48%	2.67%	2.80%	2.49%	2.08%	1.69%	1.59%	0.94%	0.19%	0.14%	0.15%	0.13%

Investment Pool Participants as of 3/31/2021



The Pool is comprised of monies deposited by mandatory and voluntary participants. Mandatory participants include the County of Mono, School Districts, and Special Districts. Voluntary participants are those agencies that are not required to invest their monies in the County Pool and do so only as an investment option.

Districts Participating in Pool

Antelope Valley Fire Protection District, Antelope Valley Water District, Birchim Community Service District, Bridgeport Fire Protection District, Bridgeport Public Utility District, Chalfant Valley Fire Protection District, County Service Area #1, County Service Area #2, County Service Area #5, Hilton Creek Community Services District, June Lake Fire Protection District, Lee Vining Fire Protection District, Lee Vining Public Utility District, Long Valley Fire Protection District, Mammoth Community Service District, Mammoth Lakes Mosquito Abatement District, Mono City Fire Protection District, Mono County Resource Conservation District, Paradise Fire Protection District, Tri-Valley Ground Water Management District, Wheeler Crest Community Service District, Wheeler Crest Fire Protection District, White Mountain Fire Protection District.

Districts Not Participating in Pool

Inyo-Mono Resource Conservation District, June Lake Public Utility District, Mammoth Lakes Community Water District, Mammoth Lakes Fire Protection District, Southern Mono Healthcare District.



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Information Technology

TIME REQUIRED

SUBJECT Allocation List Amendment -
Information Technology Lead
Developer

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

This item will create a new Lead Developer position in the Information Technology Department which will help better serve the needs of the organization and our constituents as we continue to push forward initiatives aimed at improving transparency, accessing government resources online, and streamlining business operations.

This request is to amend the Mono County Allocation List to add one new Lead Developer position to the IT Department and remove one GIS Technician III position for a net-zero change in FTEs.

The individual currently serving in the GIS Specialist III will move into the new Lead Developer position. Behind this move will be the promotion of existing staff.

RECOMMENDED ACTION:

Adopt Resolution R21-___ modifying the Mono County Allocation List as indicated.

FISCAL IMPACT:

The requested changes will have a net-zero impact on the FY 20-21 and 21-22 budgets. The cost increases for FY 20-21 will be covered by salary savings. FY 21-22 costs will be offset by the elimination of a part-time position.

CONTACT NAME: Nate Greenberg

PHONE/EMAIL: (760) 924-1819 / ngreenberg@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Staff Report](#)

[Resolution Amending Allocation List](#)

History

Time	Who	Approval
4/29/2021 3:21 PM	County Counsel	Yes
4/29/2021 4:39 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes



**INFORMATION TECHNOLOGY
COUNTY OF MONO**

PO Box 7657 | 437 OLD MAMMOTH ROAD, STE. 228 MAMMOTH LAKES, CA 93546
(760) 924-1819 • FAX (760) 924-1697 • ngreenberg@mono.ca.gov

Nate Greenberg
Information Technology Director

May 4, 2021

To Honorable Board of Supervisors
From Nate Greenberg, Information Technology Director
Subject IT staff reclassification; Modification of Mono County Allocation List

Recommendation

1. Adopt Resolution R21-___ modifying the Mono County Allocation List as indicated

Discussion

If the value of technology was not already evident, the impacts of the COVID-19 pandemic have highlighted the importance of an appropriately staffed and well-resourced Information Technology Department. Over the past year the IT Department and the customers who we serve have realized the benefit of being able to rapidly develop and deploy web sites, applications, and related tools which improve transparency, provide access to government resources, and streamline internal operations. By most accounts, IT was successful in meeting demands throughout the pandemic, though doing required significant adjustment of assignments, priorities, and work plans.

The over-arching impacts of the pandemic are starting to wind down. However, the expectations of and impacts on IT are actually increasing with the new demands of remote work, expectations for online access, and an increased need for internal operations to work more efficiently. We fully support “the new normal,” but matched with the retirement of staff within the team, there is a need to adjust staffing roles slightly to ensure that we can continue to provide exceptional service.

This item will transfer the individual currently serving in the GIS Specialist III / Team Lead position into a new Lead Developer position. Their new responsibilities will be aimed at web, application, and scripting development, while removing immediate supervision expectations and duties. Behind this move will be the promotion of two existing staff into positions which they are deserving of, based on the work being performed. Finally, we will backfill behind an upcoming retiree to keep our staffing at the same level it is now. At the end of the fiscal year, we will see the retirement of an additional staff member from a temporary, part-time position.

Fiscal Impact

The requested changes will have a net-zero impact on the FY 20-21 and 21-22 budgets. The cost increases for FY 20-21 will be covered by salary savings. FY 21-22 costs will be offset by the elimination of a part-time position.

Strategic Plan Alignment

Mono County Strategic Priorities

- ✘ 1. Improve Public Safety & Health
- ✘ 2. Enhance Quality of Life for County Residents
- ✘ 3. Fiscally Health County & Regional Economy
- 4. Improve County Operations
- 5. Support the County Workforce

IT Strategic Initiatives

- 1. Customer Success
- ✘ 2. Infrastructure & Security
- ✘ 3. Communications
- 4. Engaged & Empowered Users
- 5. Usability & Access
- ✘ 6. Data Quality & Availability



R21-__

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
AUTHORIZING THE COUNTY ADMINISTRATIVE OFFICER TO AMEND THE
COUNTY OF MONO LIST OF ALLOCATED POSITIONS TO ELIMINATE ONE GIS
TECHNICIAN III AND ADD ONE LEAD DEVELOPER IN THE DEPARTMENT OF
INFORMATION TECHNOLOGY**

WHEREAS, the County of Mono maintains a list of County job classifications, the pay ranges or rates for those job classifications, and the number of positions allocated by the Board of Supervisors for each of those job classifications on its List of Allocated Positions (or “Allocation List”); and

WHEREAS, the Allocation List identifies approved vacancies for recruitment and selection by Human Resources and implements collective bargaining agreements related to job classifications and pay rates; and

WHEREAS, the County seeks to provide public services in the most efficient and economical manner possible, which at times requires the modification of the job classifications on the Allocation List; and

WHEREAS, it is currently necessary to amend the Allocation List as part of maintaining proper accounting for hiring employees to perform public services.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that the County Administrative Officer is authorized to amend the County of Mono List of Allocated Positions to reflect the following changes:

Remove the allocation of one full-time permanent GIS Technician III (new total 0) (salary range \$56,023 - \$68,096 per month).

Add the allocation of one full-time permanent Lead Developer (new total 1) (salary range \$83,166 - \$101,089 per month).

PASSED, APPROVED and ADOPTED this 4th day of May, 2021, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Jennifer Kreitz, Chair
Mono County Board of Supervisors

ATTEST:

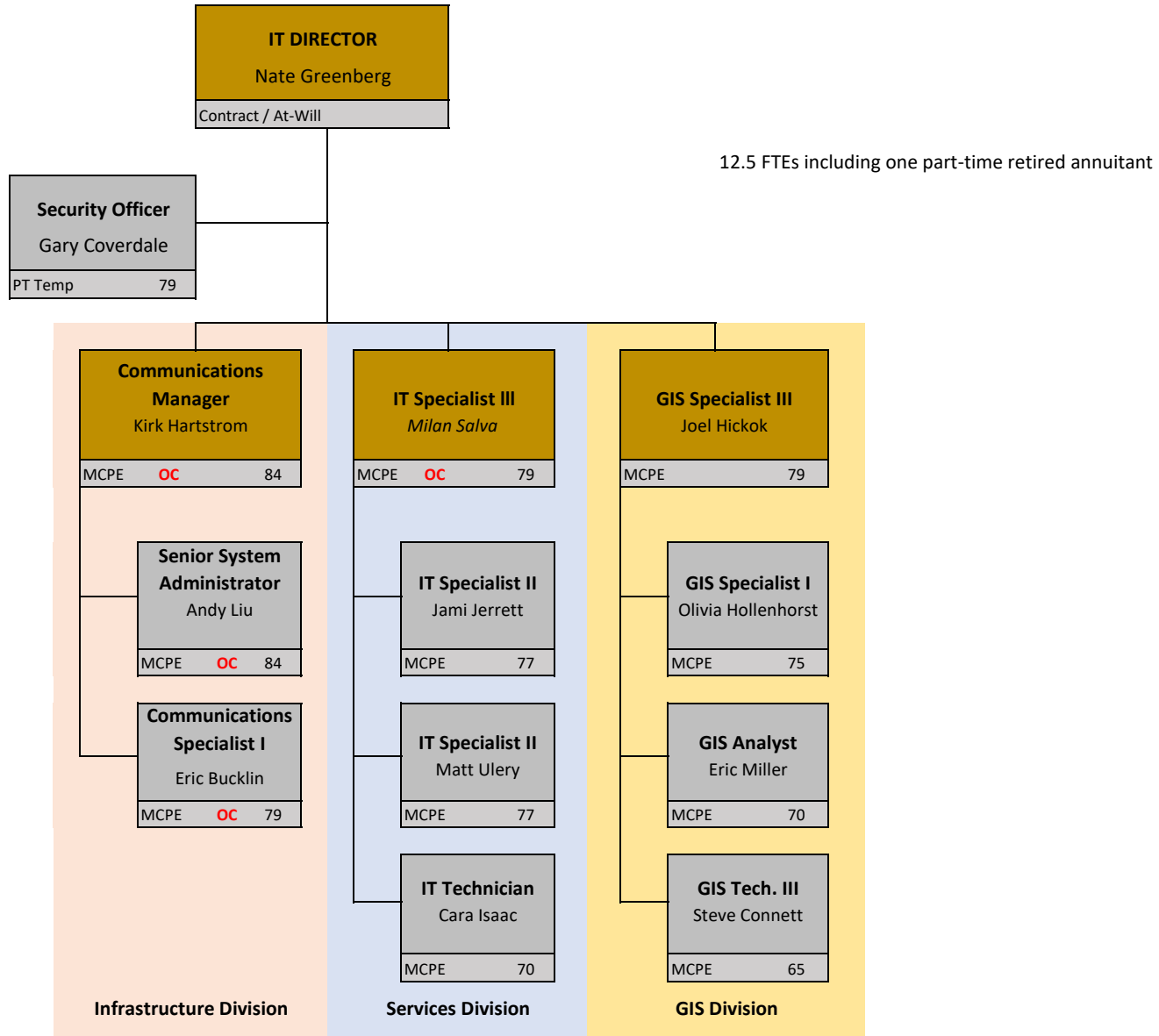
APPROVED AS TO FORM:

Clerk of the Board

County Counsel

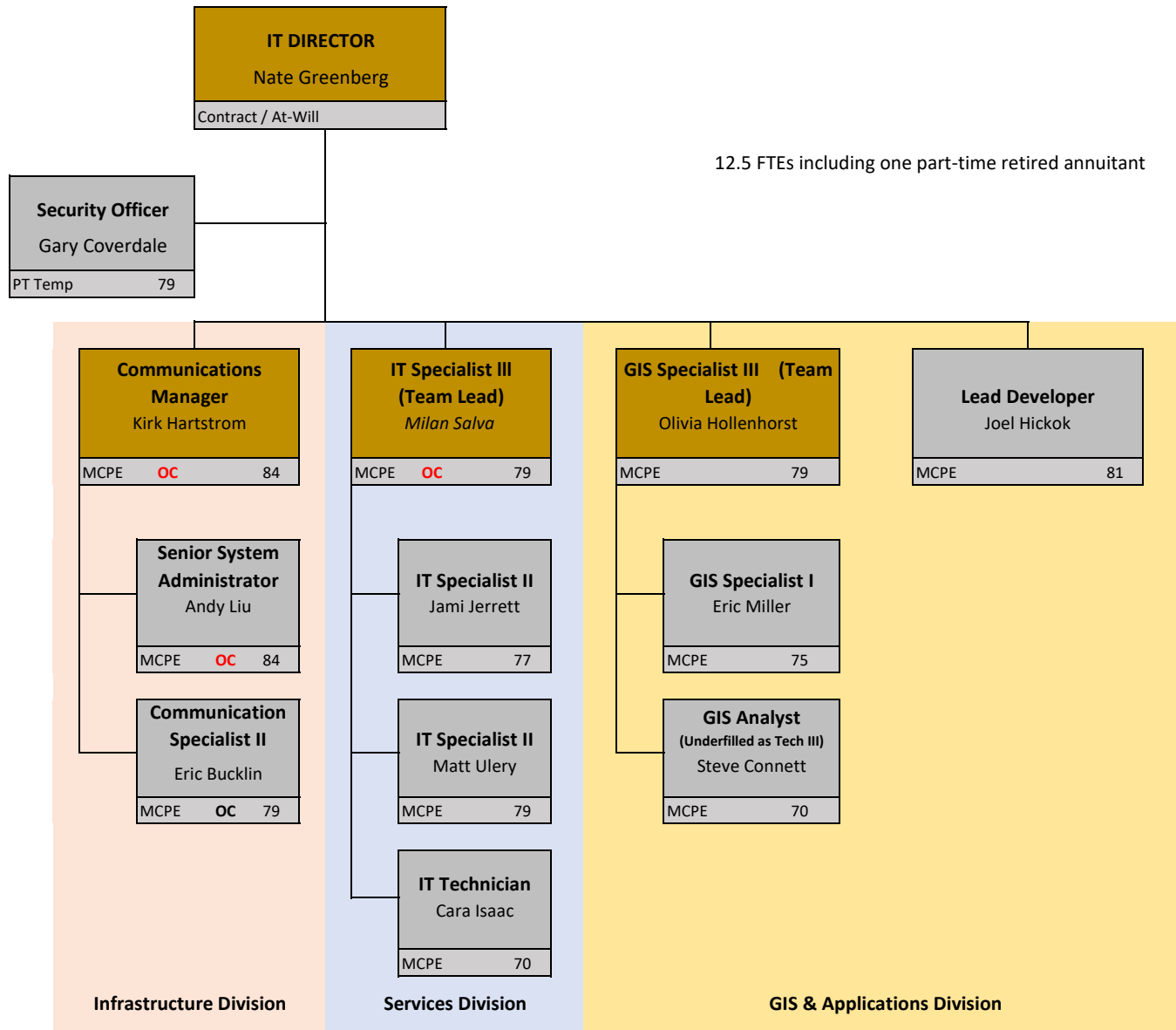
MONO COUNTY INFORMATION TECHNOLOGY

Departmental Structure as of February 2020



MONO COUNTY INFORMATION TECHNOLOGY

Proposed Organizational Structure - FY 20-21 Remainder

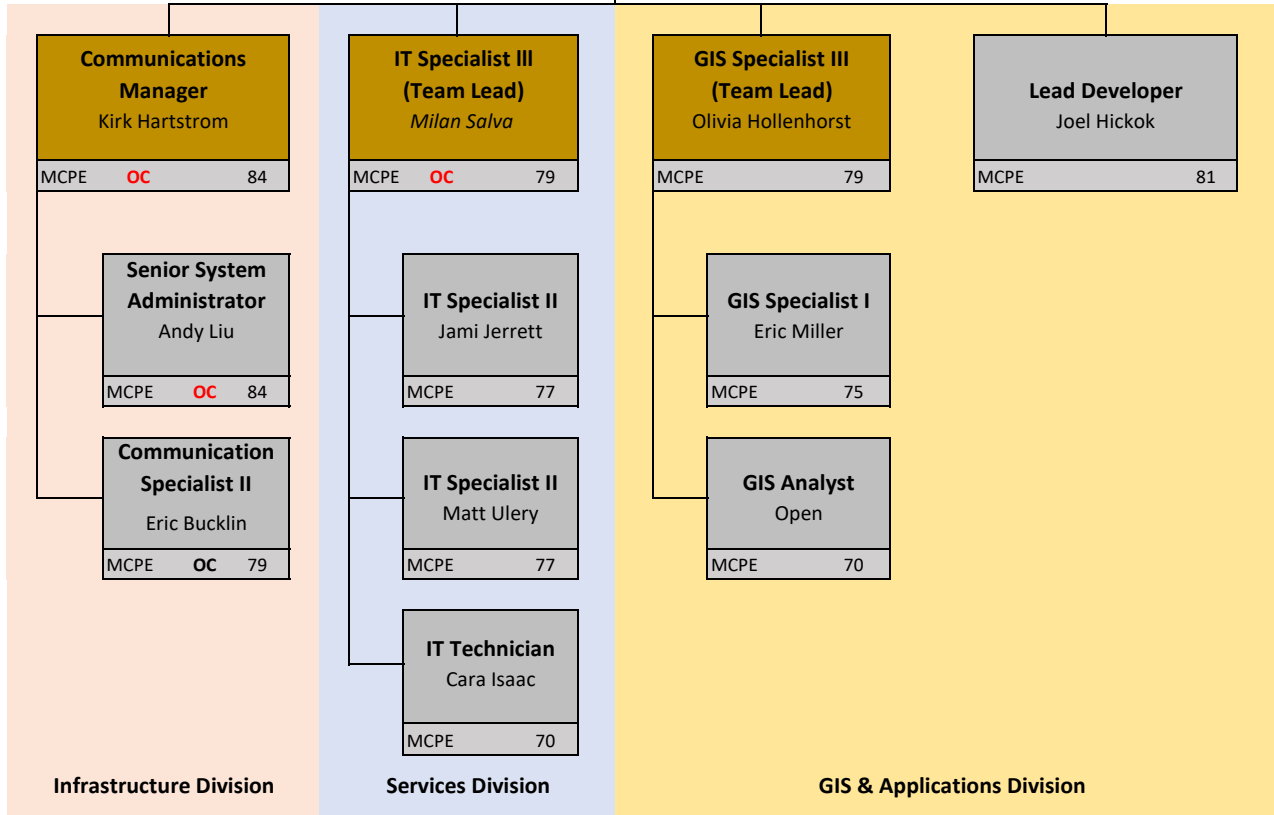


MONO COUNTY INFORMATION TECHNOLOGY

Proposed Organizational Chart beginning July 1, 2021

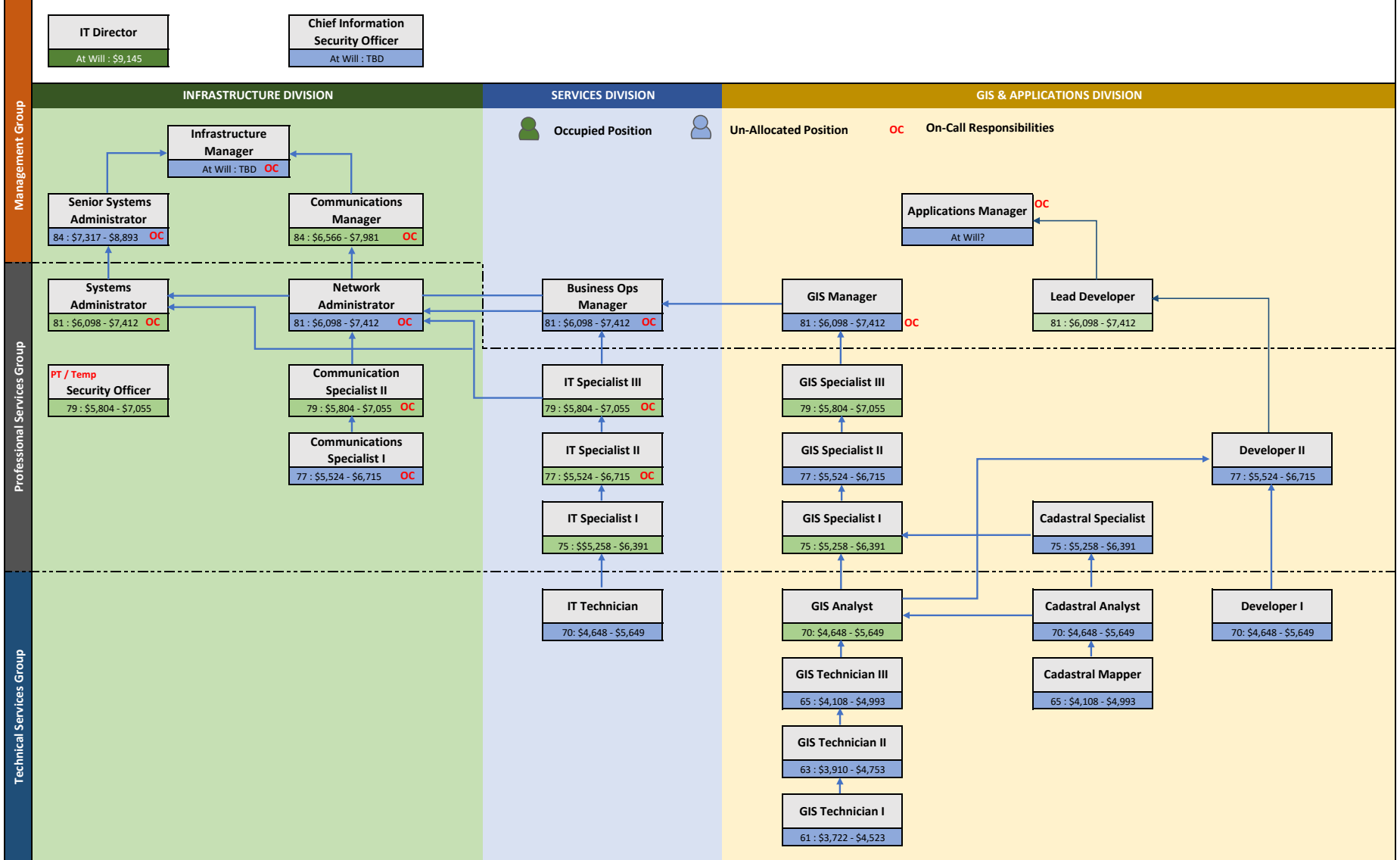
IT DIRECTOR Nate Greenberg
Contract / At-Will

12 FTEs



MONO COUNTY INFORMATION TECHNOLOGY

Career Roadmap with Current Position Allocations





**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Social Services

TIME REQUIRED

SUBJECT Allocation List Amendment - Social Services Department

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed changes to the Mono County list of allocated positions serving the Social Services Department in order to consolidate span of control, and increase decision-making autonomy within the Staff Services Analyst group.

RECOMMENDED ACTION:

Adopt proposed resolution authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to delete one 1.0 FTE Staff Services Analyst I/II and add one 1.0 FTE Supervising Staff Services Analyst.

FISCAL IMPACT:

The annual cost of the position is \$77,228 - \$93,871 in salary and approximately \$21,749 - \$35,007 in benefits and is included in the fiscal year 2021-22 budget request. The cost for the position is paid for with state and federal Social Services funds and will not increase the annual County general fund contribution to the Social Services Department.

CONTACT NAME: Kathy Peterson

PHONE/EMAIL: 760-937-6518 / kpeterson@mono.ca.gov

SEND COPIES TO:

Kathy Peterson

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
staff report
Resolution

History

Time	Who	Approval
4/22/2021 5:43 PM	County Counsel	Yes
4/29/2021 4:30 PM	Finance	Yes
4/30/2021 10:02 AM	County Administrative Office	Yes



Office of the ... DEPARTMENT OF SOCIAL SERVICES

C O U N T Y O F M O N O

P. O. Box 2969 • Mammoth Lakes • California 93546

KATHRYN PETERSON, MPH
Director

BRIDGEPORT OFFICE
(760) 932-5600
FAX (760) 932-5287

MAMMOTH LAKES OFFICE
(760) 924-1770
FAX (760) 924-5431



To: Mono County Board of Supervisors
From: Kathy Peterson, Social Services Director
Date: May 4, 2021
Re: Allocation List Amendment – Social Services

Recommended Action:

Adopt proposed resolution authorizing the County Administrative Officer to amend the County of Mono list of allocated positions to delete one 1.0 FTE Staff Services Analyst I/II and add one 1.0 FTE Supervising Staff Services Analyst.

Fiscal Impact:

The annual cost of the position is \$77,228 - \$93,871 in salary and approximately \$21,749 - \$35,007 in benefits and is included in the fiscal year 2021-22 budget request. The cost for the position is paid for with state and federal Social Services funds and will not increase the annual County general fund contribution to the Social Services Department.

Discussion:

Staff Services Analysts perform a wide variety of professional-level analytical duties involving general administrative, personnel, staff development and training, statistical, and program work, including mass care and sheltering coordination. This request is to delete one 1.0 FTE vacant Staff Services Analyst I/II position and add one 1.0 FTE Supervising Staff Services Analyst position.

Currently, seven positions within the Department of Social Services report directly to the department Director, including three Staff Services Analyst positions. This request will serve to consolidate span of control by reducing from seven to five the number of positions reporting directly to the Director. Additionally, through direct oversight of analyst functions the Supervising Staff Services Analyst will have the autonomy needed to make real-time adjustments to workflow, especially critical to effective disaster services management.

Recruitment would commence this fiscal year, with an effective start date in the next fiscal year.



R21-__

**A RESOLUTION OF THE MONO COUNTY
BOARD OF SUPERVISORS AUTHORIZING THE COUNTY ADMINISTRATIVE
OFFICER TO AMEND THE COUNTY OF MONO LIST OF ALLOCATED POSITIONS
TO DELETE ONE (1) STAFF SERVICES ANALYST I/II POSITION AND ADD ONE (1)
SUPERVISING STAFF SERVICES ANALYST POSITION IN THE DEPARTMENT OF
SOCIAL SERVICES**

WHEREAS, the County of Mono maintains a list of County job classifications, the pay ranges or rates for those job classifications, and the number of positions allocated by the Board of Supervisors for each of those job classifications on its List of Allocated Positions (or “Allocation List”); and

WHEREAS, the Allocation List identifies approved vacancies for recruitment and selection by Human Resources and implements collective bargaining agreements related to job classifications and pay rates; and

WHEREAS, the County seeks to provide public services in the most efficient and economical manner possible, which at times requires the modification of the job classifications on the Allocation List; and

WHEREAS, it is currently necessary to amend the Allocation List as part of maintaining proper accounting for hiring employees to perform public services.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF MONO RESOLVES that the County Administrative Officer is authorized to amend the County of Mono List of Allocated Positions to reflect the following changes:

//
//
//
//
//
//

1 Delete the allocation of one (1) full-time permanent Staff Services Analyst I/II (new total:
2 zero) (salary range \$4,785 - \$6,420 per month).

3 Add the allocation of one (1) full-time permanent Supervising Staff Services Analyst
4 (new total: one) (salary range \$6,436 - \$7,823 per month).

5
6 **PASSED, APPROVED and ADOPTED** this _____ day of _____, 2021,
7 by the following vote, to wit:

8 **AYES:**

9 **NOES:**

10 **ABSENT:**

11 **ABSTAIN:**

12
13
14
15 _____
16 Jennifer Kreitz, Chair
17 Mono County Board of Supervisors

18 **ATTEST:**

19 **APPROVED AS TO FORM:**

20
21 _____
22 Clerk of the Board

23
24 _____
25 County Counsel



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

TIME REQUIRED

SUBJECT

Letter from Wildlife Conservation Board (WCB) re: Sierra Nevada Aquatic Research Laboratory (SNARL) Facilities Enhancement

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

The Wildlife Conservation Board (WCB), in addition to other responsibilities, carries out a program that includes granting funds to the University of California's Natural Reserve System for the construction and development of facilities. WCB proposes to consider the allocation of funds for a grant to complete facilities enhancements at the Sierra Nevada Aquatic Research Laboratory (SNARL) in Mono County.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 760-932-5534 / qbarnard@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Letter

History

Time	Who	Approval
4/28/2021 9:55 AM	County Counsel	Yes
4/29/2021 3:57 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes



GAVIN NEWSOM, Governor
NATURAL RESOURCES AGENCY
DEPARTMENT OF FISH AND WILDLIFE
WILDLIFE CONSERVATION BOARD
Mailing Address: P.O. Box 944209
Sacramento, California 94244-2090
www.wcb.ca.gov
(916) 445-8448
Fax (916) 323-0280

Mono County Board of Supervisors
74 School St., #1
Bridgeport, CA 93517

4/22/2021

SNARL FACILITIES ENHANCEMENT
MONO COUNTY
PROJECT ID: 2021049

Dear Board Members:

The Wildlife Conservation Board (WCB), in addition to other responsibilities, carries out a program that includes granting funds to the University of California's Natural Reserve System for the construction and development of facilities.

At this time, and in response to a request from University of California, Santa Barbara, WCB proposes to consider the allocation of funds for a grant to complete facilities enhancements at the Sierra Nevada Aquatic Research Laboratory (SNARL) in Mono County. This proposal is presently scheduled for the May 20, 2021, Board meeting. An electronic copy of the Preliminary Agenda is available for your review at www.wcb.ca.gov under News and Announcements. A more complete description of each proposal will be contained in the final meeting Agenda, which will be available at www.wcb.ca.gov ten days prior to the Board meeting.

If you have any questions about this proposal or need additional information, please feel free to contact me at (916) 445-0137.

Sincerely,

DocuSigned by:

FFB2B729029842B...

John P. Donnelly
Executive Director

Enclosure(s)

cc: The Honorable Andreas Borgeas
The Honorable Franklin E. Bigelow
ec: Leslie MacNair, Regional Manager
CDFW, Inland Deserts Region (6)

Mono County Board of Supervisors
SNARL Facilities Enhancement
Project ID: 2021049
Page Two

The Honorable Andreas Borgeas
Member of the Senate
State Capitol, Room 3082
Sacramento, CA 95814-4900

The Honorable Franklin E. Bigelow
Member of the Assembly
State Capitol, Room 4158
P.O. Box 942849
Sacramento, CA 94249-0005



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Board of Supervisors, sponsored by Supervisor Kreitz

TIME REQUIRED	25 minutes (15 minute presentation; 10 minute discussion)	PERSONS APPEARING BEFORE THE BOARD	Southern California Edison Staff: Calvin Rossi, Lori Blackwell, Sandy Gabriel
SUBJECT	Southern California Edison (SCE) Customer Service Re-Platform Project		

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Southern California Edison (SCE) staff will provide an update on their new Customer Service Re-Platform Project.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Calvin Rossi

PHONE/EMAIL: 559-331-4555 / Calvin.Rossi@sce.com

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p> SCE Presentation</p>

History

Time	Who	Approval
4/29/2021 3:52 PM	County Counsel	Yes
4/29/2021 3:53 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes

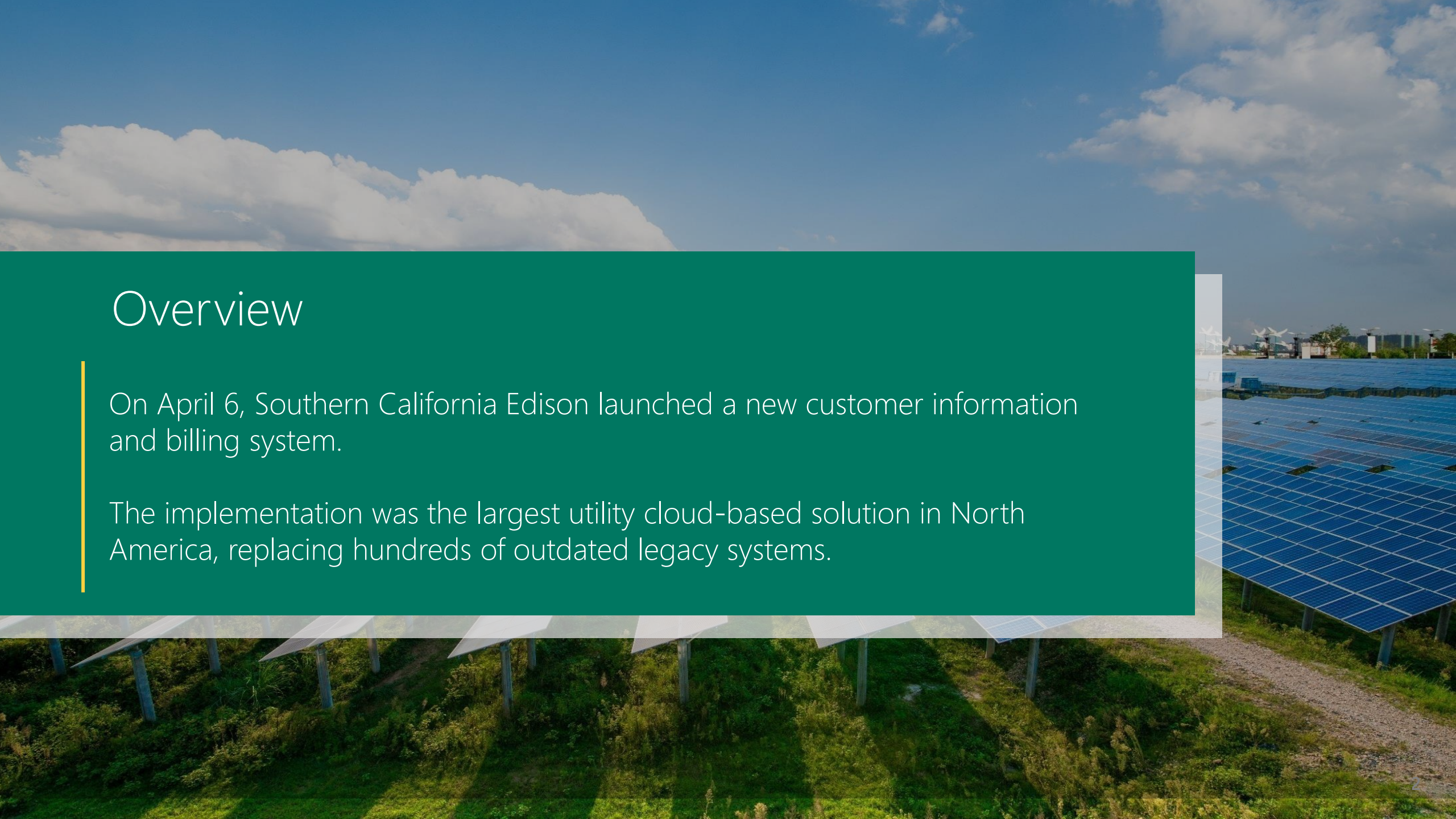
Southern California Edison Customer Service Re-Platform Project

Mono County Board of Supervisors Meeting
May 2021

Overview

On April 6, Southern California Edison launched a new customer information and billing system.

The implementation was the largest utility cloud-based solution in North America, replacing hundreds of outdated legacy systems.



Project Scope and Unique Challenges



Scope

- Replaced aging mainframe-based billing system supporting 5 million customer accounts
- Integration with ~300 internal and external systems used by 4,200 employees and 800 third-party stakeholders
- Extensive data volumes with 600 million rows for migration, 18 terabytes of storage, and nine technical environments



Unique Challenges

- Largest cloud-based implementation for a North American utility
- Virtual training delivery and deployment
- Complex rates and customer programs
- Regulatory environment with frequent changes in mandates and requirements
- Increasing customer expectations, digital engagement, data privacy and security needs

Customer Benefits of the New System

System benefits



Increase security

Increase system and website reliability



Improve efficiency in work process time



Customer benefits



Customer payments post in real time, so account balances are based on real-time information.



Deposit and energy bills are integrated into one statement, making it easier to do business with SCE and allowing longer time to pay the deposit for initiation of service.



SCE employees have broader visibility into customer interactions (e.g., their bill, correspondence, participation in programs and services, etc.), enhancing SCE employees' ability to provide customer service.



Customers can easily find eligible cost-savings programs, savings and rebates



Customers now have options to identify how they would like to receive communication notifications — such as e-bill notifications and demand response notifications — and who can receive those notifications.

Changes for the Customer

Every SCE customer received **new account numbers**

- Most customers can continue paying with old account number and **did not** need to take action
- Customers who may need to take action includes those who pay through their bank or another third party

Some SCE customer services were temporarily unavailable for five days

- Mitigation efforts included proactive communication to customers and launch of the Help Center on SCE.com

After implementation, SCE encountered various system issues and high call volumes, which resulted in extended wait times for some customers

- SCE shared messaging that customers would not be responsible for late payment fees or be disconnected during this time
- Customers could go to SCE.com to handle most routine services

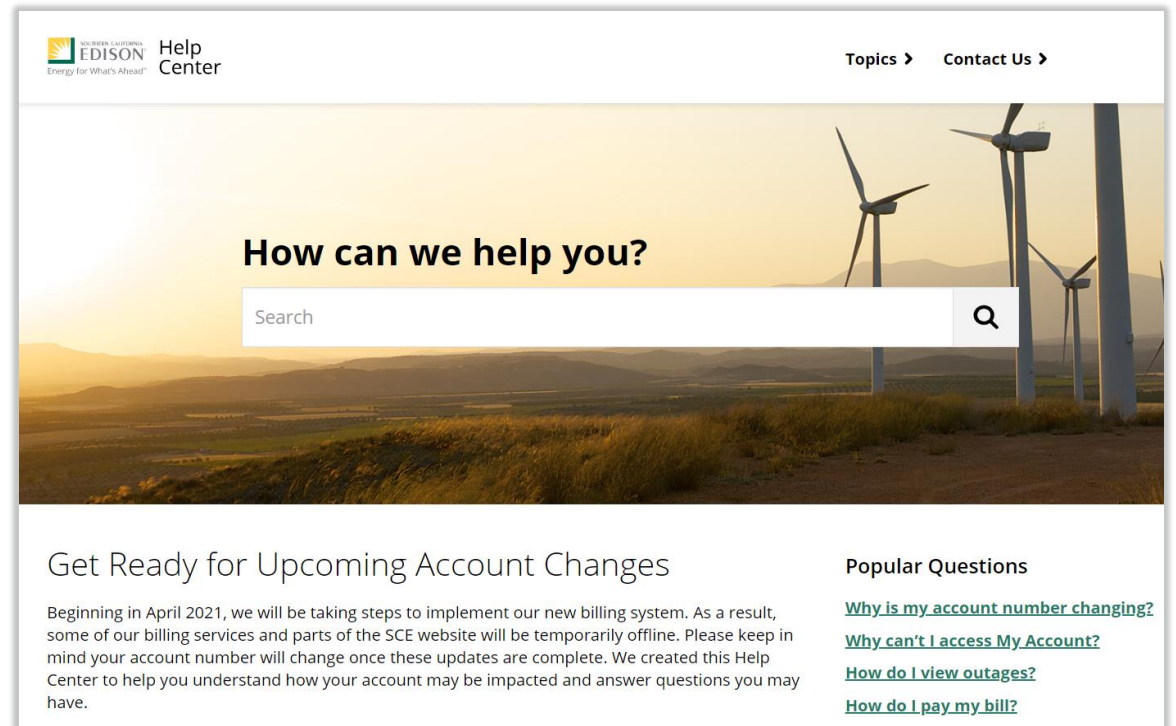


New Customer Help Center

A robust “Help Center” was developed and is available as part of a self-service approach.

Site Features

- Prominent search feature
- Over **175 FAQ questions** captured within articles or popular questions
- Content updated regularly
- **Short videos** included in key topics or articles, to enrich the customer experience
- Popular questions **powered by customer review**
- Live status updates



EDISON Help Center
Energy for What's Ahead™

Topics > Contact Us >

How can we help you?

Search

Get Ready for Upcoming Account Changes

Beginning in April 2021, we will be taking steps to implement our new billing system. As a result, some of our billing services and parts of the SCE website will be temporarily offline. Please keep in mind your account number will change once these updates are complete. We created this Help Center to help you understand how your account may be impacted and answer questions you may have.

Popular Questions

- [Why is my account number changing?](#)
- [Why can't I access My Account?](#)
- [How do I view outages?](#)
- [How do I pay my bill?](#)

www.sce.com/helpcenter



Looking to the Future



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Community Development

TIME REQUIRED 20 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Wendy Sugimura, Community
Development Director

SUBJECT Letter to Inyo National Forest
Regarding Kore USA Ltd.'s Long
Valley Exploration Drilling Project

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed comment letter to the Inyo National Forest regarding the Kore USA Ltd.'s Long Valley Exploration Drilling Project. The Inyo National Forest initiated a 30-day scoping period on April 7, 2021 and comments are due May 6, 2021 via the project's website at <https://www.fs.usda.gov/project/?project=59294>.

RECOMMENDED ACTION:

- 1) Review and discuss draft comment letter, provide direction to staff regarding revisions to and finalization of the letter;
- 2) Approve and authorize the Chair to sign the final letter as updated by Board direction and discussion for submittal by the May 6 deadline.

FISCAL IMPACT:

No fiscal impacts are expected.

CONTACT NAME: Kelly Karl

PHONE/EMAIL: 7609241809 / kkarl@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
Letter
Exhibit A Mono County Mining Ordinance
Exhibit B MCGP LUE Chapter 15, Resource Development Standards
Exhibit C MCGP LUE Chapter 35, Reclamation Plans

- [Exhibit D BSSG Habitat Map](#)
- [Exhibit E Mono County General Plan Excerpts](#)
- [Exhibit F MCGP LUE Resource Management](#)
- [Exhibit G MCGP LUE Resource Extraction](#)

History

Time	Who	Approval
4/29/2021 4:10 PM	County Counsel	Yes
4/29/2021 3:57 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes

Mono County Community Development Department

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
commdev@mono.ca.gov

Planning Division

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

May 4, 2021

To: Honorable Chair and Members of the Board of Supervisors

From: Kelly Karl, Associate Planner
April Sall, Planning Analyst
Emily Fox, Deputy County Counsel
Michael Draper, Planning Analyst
Wendy Sugimura, Community Development Director
Nick Criss, Code Compliance

Re: Long Valley Exploration Drilling Project proposed by Kore USA LTD. (Kore Mining).

RECOMMENDED ACTION

1. Review and discuss draft comment letter, provide direction to staff regarding revisions to and finalization of the letter;
2. Approve and authorize the Chair to sign the final letter as updated by Board direction and discussion for submittal by the May 6 deadline.

FISCAL IMPACT

No fiscal impacts are expected.

DISCUSSION

The Board of Supervisors directed staff at the April 20 meeting to draft a comment letter in response to a Scoping Letter received from the Inyo National Forest on the proposed Long Valley Exploration Drilling Project proposed by Kore USA LTD. (Kore Mining).

ATTACHMENTS

1. Draft Kore Mining Comment Letter
2. Comment Letter Attachments

Please contact Wendy Sugimura at 760-924-1814 or wsugimura@mono.ca.gov with any questions.

Mono County Community Development Department

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
commdev@mono.ca.gov

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

May 4, 2021

Ms. Colleen Garcia
Inyo National Forest
Minerals Program Manager
351 Pacu Lane, Suite 200
Bishop, CA 93514

Submitted via project website comment form and email.

RE: LONG VALLEY EXPLORATION DRILLING PROJECT PROPOSED BY KORE USA LTD. (KORE MINING).

Dear Ms. Garcia,

The Mono County Board of Supervisors (“Board”) appreciates the opportunity to comment on the Long Valley Exploration Drilling Project proposed by Kore USA Ltd. (“Kore Mining”). Mono County (the “County”) is home to both significant mineral resources as well as a pristine natural environment with diverse flora, fauna, and ecosystems. The County is obligated by its General Plan and the Mono County Code to ensure these resources are adequately protected from significant environmental impacts. Approximately 65% of lands in the County are managed by the Inyo National Forest (“INF”), thus the well-being of the County and its residents are inextricably connected to and directly affected by projects on the INF. As explained in more detail below, the Board opposes the use of a Categorical Exclusion for Kore Mining’s proposed project and finds that the information included in the proposal is insufficient.

While the Federal Mining Act of 1872 confers certain rights to explore public lands for valuable mineral deposits, it does not abrogate local authority to regulate mining activities for purposes of protecting the environment and public health. Under the local authority retained by the County and as defined in *California Coastal Comm’n v. Granite Rock Co.*, 480 U.S. 572 (1987), the County enacted a Mining Ordinance (Mono County Code Chapter 7.10, attached as Exhibit A) in 1998 to establish a purely environmental (non-land use) permit process and legally permissible regulatory requirements to protect the environment of the County.

Mono County submits the following comments for consideration during this scoping phase. However, these comments are submitted regarding the April 8 Scoping Letter. The County has not had sufficient time to review and provide comments on the Kore Mining proposed Plan of Operations, which was only uploaded to the public project site on April 28, 2021, six days prior to the close of the initial comment period. To have full public participation during this initial scoping phase, the Board will provide updated comments within 30 days of the

release of the Plan of Operations and requests that the Inyo National Forest accept them as having the same status as comments received by the deadline.

A. More detailed data, maps, and proposal information are required to evaluate the laws and regulations appropriately applicable to the project.

The Kore Mining proposal does not qualify for a Categorical Exclusion under 36 C.F.R. 2206(e)(8) because there is insufficient detail to determine that the proposal falls within its scope. The current proposal as outlined in the April 8 Scoping Letter is too indeterminate to allow for the application of a Categorical Exclusion pursuant to 36 C.F.R. 2206(e)(8). There are two primary reasons a Categorical Exclusion is inappropriate for this proposal: first, that the indeterminate details may implicate State and County regulatory authority, and second, that the current details leave too many unanswered questions that may have significant environmental implications that would be bypassed for proper analysis.

a. Further detail will clarify the scope of the State and County regulatory authority over the proposal.

First, the exact size and scope of the proposed exploration is critical for determining whether the Surface Mining and Reclamation Act (SMARA) (Section 2710 et seq. of the California Public Resources Code), and, consequently, Mono County's Mining Ordinance, will apply to the Kore Mining proposal. Without detailed GIS and other data regarding the proposal, it cannot be determined whether SMARA, and therefore by extension, the County's Mining Ordinance and the County's General Plan, Land Use Element, Chapter 15, Resource Development Standards, and Chapter 35, Reclamation Plans (attached as Exhibit B & C) will apply to the proposal. Proceeding without making a fully informed evaluation of the true scope of the proposal would deprive the County of its rights to regulate aspects of mining projects on federal lands within the County pursuant to *Granite Rock*.

The notice of proposal also fails to provide adequate details about the type of equipment that will be used in the exploration project. This omission does not allow the INF to adequately analyze potential impacts caused by certain equipment or to determine conflicts between proposed equipment and County regulations, such as weight-limits on County-maintained roads.

b. Significant open questions remain about the proposal that warrant further analysis.

Second, the use of Categorical Exclusion at this stage for the proposal will fail to answer and address questions that would have potentially significant impacts on potentially required environmental analyses.

For example, with respect to water resources, will any local water sources, such as Hot Creek or wells, be used? How will any discharge or waste be contained, treated, and transported? What is the source for any water used for drilling or dust mitigation? How much water will be needed or used? What is the quality of that water prior to use and after use? Are any plans in to address water quality of the water resources used?

Without more detail regarding the location and scope of temporary or formerly closed roads, including associated vegetation clearance and/or grading, that will be reopened for the exploratory project, it is impossible to determine the impacts. If some of the roads planned for reopening had previously been closed for the protection of habitat, the proposal demands an environmental analysis.

Similarly, there are significant unaddressed questions regarding the method of the activities undertaken pursuant to the proposal and what measures may be taken to protect public health and natural resources. What will be the method of drilling, hours of operation, and drilling activities? Will any other drilling fluids or chemicals be used in drilling? If so, which ones, how will they be applied and stored, and are any considered hazardous materials? Chemical specification sheets are necessary to determine proper handling for any chemicals proposed for use.

Related to questions regarding equipment, questions about access may change the scope of the project and cause varied impacts depending on the answers. What access points/roads will be used for primary access? Will there be any secondary or other access points? Which closed roads will be reopened, why were those roads closed, and what is the current quality of the roadbed? Will roads be recovered/revegetated after use? How will crews operating the rigs access the site? How many vehicles will be used, staged, and parked? How many daily vehicle trips will be associated with operations and will they create impacts to air quality (PM10 and fugitive dust emissions), vehicle miles traveled, and/or greenhouse gas emissions? In addition to vehicles, what other equipment will be used and where will it be stored? How will refueling of any vehicles or equipment be conducted and managed to minimize potential impacts on natural resources at the proposal site? Further, there are questions about what may be required in addition to just the drilling operation equipment, such as other required infrastructure to support the drilling operation and personnel, such as portable restrooms, storage containers or sheds.

Details about waste storage, containment, and transportation are not addressed by the Kore Mining proposal and April 8 Scoping Letter. A Categorical Exclusion will bypass critical questions regarding the nature of any Reclamation Plan and the timing of that reclamation and restoration efforts that may have significant and seasonally linked impacts on sensitive species like the Greater Sage Grouse (discussed further below in Section B).

Finally, and most critically, to the extent this proposal is one of others planned for the area, or to the extent there are existing plans for exploration or drilling, the analysis of this project should not be forgone through a Categorical Exclusion, which would improperly segment the projects for the purpose of NEPA.

B. Extraordinary circumstances, as defined in 36 CFR 220.6(b), in the Hot Creek area warrant further impact analysis.

- a. The Bi-State sage grouse, a USFS designated sensitive species, are present in the proposal area and may be negatively impacted by the exploration.*

The Bi-State sage grouse (“BSSG”) is a distinct population segment of the Greater Sage Grouse found only in Nevada and California, and is designated a sensitive species on USFS lands across the range of the species, including the project site which is in the South Mono Population Management Unit (“PMU”).¹ The INF Land Management Plan states “The greater sage-grouse Bi-State distinct population segment (*Centrocercus urophasianus*) is currently a proposed threatened species under the Endangered Species Act but a final determination has not yet been made. With this status, it is not on the current SCC list. We retained the persistence analysis here in case the species is not listed and is put back on the SCC list.”² Given the BSSG was not listed under the protection of the Endangered Species Act, the species must therefore be back on the Species of Conservation Concern (SCC) list. Sensitive species designations require analysis for any activity that could have an adverse impact to the species, including analysis of the significance of any adverse impacts on the species, its habitat and overall population viability, and an evaluation under the Persistence Analysis should be conducted.

In California and Nevada, 95% of all sage grouse nests were located within approximately 3.1 miles of a lek, indicating a buffer area of about three miles around leks as important BSSG habitat.³ According to the lek location data available to the County from the Bureau of Land Management (BLM, Bishop Field Office), the proposed project area is entirely or partially within the three-mile buffer of seven primary and six satellite sage grouse leks (see map attached as Exhibit D). The closest primary lek is located 0.4 miles from the project area boundary and its satellite lek is located within the project site itself. Please note precise lek locations are not disclosed on the map at the request of the BLM to prevent disturbance of the leks. Further, the 2012 BSAP contains an action item related to three leks within three miles of the project site: **Action HIR1-1-SM:** *Continue to implement and enforce seasonal road closures designed to reduce human disturbance on public lands in the vicinity of Lek 1, Lek 5 and Lek 8 in the Long Valley portion of the South Mono PMU.*⁴ The number of leks, three of which are specifically identified within the BSAP as warranting special consideration to reduce human disturbance, in habitat within three miles of the project site constitutes extraordinary circumstances.

The Final Environmental Impact Statement (FEIS) for the revised 2018 Inyo National Forest Service Management Plan-Vol. 1 states “the Inyo National Forest would continue to

¹ See Endangered and Threatened Wildlife and Plants; 12-Month Findings for Petitions to List the Greater Sage Grouse (*Centrocercus urophasianus*) as Threatened or Endangered, 75 Fed. Reg. 13979 (Mar. 23, 2010); see also 2012 Bi-State Action Plan (“BSAP”)

<https://www.bistatesagegrouse.com/sites/default/files/fileattachments/general/page/301/bi-stateactionplan2012.pdf>.

² Inyo National Forest, 2019 Inyo National Forest Land Management Plan, Persistence Analysis for Species of Conservation Concern (2019)

https://www.fs.usda.gov/Internet/FSE_DOCUMENTS/fseprd662709.pdf

³ Manier, Daniel J., et al., Conservation Buffer Distance Estimates for Greater-Sage Grouse—A Review. USGS (2014) <https://pubs.usgs.gov/of/2014/1239/pdf/ofr2014-1239.pdf>.

⁴ Bi-State Action Plan, Bi-State Technical Advisory Committee of Nevada and California, p. 95 (March 12, 2012) <https://www.bistatesagegrouse.com/sites/default/files/fileattachments/general/page/301/bi-stateactionplan2012.pdf>.

follow the ‘Inyo National Forests Sage-Grouse Interim Management Policy’ (USDA Forest Service 2012c) pending a forest plan amendment to better address the bi-state greater sage-grouse. In any plan amendment developed for sage-grouse, the Inyo National Forest would consider management direction that addresses current threats and, where feasible and applicable, would amend the plan to be consistent with the ‘Humboldt-Toiyabe National Forest Greater Sage-Grouse Bi-State Distinct Population Segment Forest Plan Amendment’ to achieve consistency across national forest boundaries. The Inyo National Forest would also continue to consider management direction and emphasize management actions that are consistent with the ‘Bi-State Action Plan: Past, Present, and Future Actions for the Conservation of the Greater Sage-Grouse, Bi-State Distinct Population Segment.’⁵ Regarding management by the Humboldt-Toiyabe National Forest, this Forest has imposed seasonal restrictions on other proposed exploratory drilling projects (i.e. OceanaGold) due to the proximity of drilling near sage grouse leks by Spring Peak, NV. Regarding the Bi-State Action Plan, management direction specific to leks within disturbance proximity of the project area is cited above. In addition, the INF is a signatory to the Memorandum of Understanding between approximately 11 different federal, state, and local agencies and other parties “united [in] conservation efforts for sage-grouse populations and habitats within the Bi-State DPS [Distinct Population Segment]” under the guidance of the 2012 BSAP. This exploratory drilling proposal is not consistent with the management direction in the BSAP.

In addition, the County General Plan establishes as policy “the protection and restoration of sensitive plants, wildlife and their habitat,” such as the BSSG. *See* Policy 2.A.3 in attached Exhibit E. Consistent with that policy, the County’s General Plan lays out potential mitigation measures required before permitting projects within BSSG habitat, such as “to protect nesting and brood-rearing habitat, agricultural cultivation shall not disturb or remove sagebrush habitat within three miles of an active lek, or as determined through an informal consultation process with applicable Bi-State Conservation partners.” *See* Action 2.A.3.e. in attached Exhibit E. This mitigation measure concerns a far less intensive use (agricultural cultivation) than exploratory drilling operations. Permitting pursuant to the County’s General Plan would likely require at least as protective of a mitigation measure for the proposed higher-intensity use to act in accordance with the General Plan policy. Approval of the Kore Mining proposal without adequate analysis of impacts on the sage grouse and consultation with the appropriate conservation entities, including the County, the California Department of Fish and Wildlife, and potentially the U.S. Fish and Wildlife Service, is not suitable under the Categorical Exclusion framework.

The INF must obtain the appropriate level of detail regarding the Kore Mining proposal in order to analyze the impacts to the BSSG and must evaluate the project within the context of the Persistence Analysis to determine any impacts to survivability.

⁵ Final Environmental Impact Statement, Inyo National Forest Land Management Plan, p. 23 (2018) https://www.fs.usda.gov/Internet/FSE_DOCUMENTS/fseprd589660.pdf.

- b. *The proposed exploration will have potential impacts on a designation-eligible waterway in potential conflict with INF's Land Management Plan.*

In the final 2019 INF Land Management Plan, segments of Hot Creek and Little Hot Creek, near the proposed project site, were designated as having the characteristics required to be eligible for designation as wild and scenic rivers. The INF Land Management Plan also identified that the desired condition for such eligible wild and scenic rivers is for them to “retain their free-flowing condition, water quality, and specific outstandingly remarkable values,” and for the eligible waterways to retain their classification “until further study is conducted or until designation by Congress” takes place.⁶ Without detail regarding the full scope of the proposal impacts and an environmental analysis, the INF cannot determine the possible impacts on this eligible waterway and whether the proposal conflicts with the desired conditions specified under the plan.

C. Appropriate tribal consultation should take place before the Kore Mining proposal is permitted to move forward.

The April 8 Scoping Letter also does not address whether and to what extent tribes have been consulted in connection with the proposed exploration project. To date, no known comprehensive inventory of cultural resources has been performed. Without proper consultation with all tribes in the County, there will be risks to cultural sites not currently identified in INF documents.

D. There are significant concerns about any project arising out of the exploratory proposal.

The INF should take into consideration that any full-scale resource extraction project proposed for this same area will require significant review and permitting. While the County recognizes that it has very limited land use authority over federal lands within its boundaries, if proposed further operations trigger SMARA and the County's environmental authority under *Granite Rock* to impose the requirements of the County's mining ordinance, the County would require mitigation to protect sensitive habitat and resources.

The County's land use designations and regulations are designed to protect the public health and character of the lands within the County, and therefore warrants the INF's consideration, even though not directly applicable. Under the County's General Plan, proposals for higher intensity uses outside community areas, including mining operations, may be approved only if certain findings can be made, such as that the project is “compatible with the surrounding natural environment and rural character of the area.” See Policy 1.A.4 in attached Exhibit E. The full-scale extraction operation would create visual and environmental impacts potentially inconsistent with this policy and the policies specified in the Mammoth Vicinity Area Plan (Attached as Exhibit E). Further, the land use designation for the project parcel is Resource Management (RM) (attached as Exhibit F) under the General Plan, and any project proposing

⁶ Land Management Plan for the Inyo National Forest, p. 95 (2019)
https://www.fs.usda.gov/Internet/FSE_DOCUMENTS/fseprd664404.pdf.

full-scale extraction, as opposed to exploratory activities, would require approval of a General Plan Amendment to change the designation to Resource Extraction (RE) (attached as Exhibit G), if it were located on private land.

* * *

Finally, the Board re-iterates that these comments are submitted regarding the April 8 Scoping Letter. The County has not had sufficient time to review and provide comments on the Kore Mining proposed Plan of Operations, which was only uploaded to the public project site on April 28, 2021, six days prior to the close of the initial comment period. To have full public participation during this initial scoping phase, the Board will provide updated comments within 30 days of the release of the Plan of Operations and requests that the Inyo National Forest accept them as having the same status as comments received by the deadline.

Thank you for your time and consideration of the Board's comments. Should you have any question regarding our comments or wish to discuss our concerns further, please contact Mono County Community Development Director Wendy Sugimura at (760) 924-1814 or wsugimura@mono.ca.gov.

Sincerely,

Supervisor Jennifer Kreitz, Chair
Mono County Board of Supervisors

Attachments:

- A. Mono County Mining Ordinance
- B. MCGP, Land Use Element, Chapter 15, Resource Development Standards
- C. MCGP, Land Use Element, Chapter 35, Reclamation Plans
- D. Sage-Grouse Habitat Map
- E. Mono County General Plan Excerpts Regarding Mining (April 26, 2021)
- F. MCGP, Land Use Element, Resource Management
- G. MCGP, Land Use Element, Resource Extraction

cc: Town of Mammoth Lakes
Bureau of Land Management
U.S. Geological Survey
U.S. Fish & Wildlife Service
California Department of Fish & Wildlife
Los Angeles Department of Water & Power
Lahontan Regional Water Quality Control Board
Lesley Yen, Inyo National Forest Supervisor
Gordon Martin, District Ranger Mammoth Ranger District

Chapter 7.10 - MINING OPERATIONS

Sections:

7.10.010 - Declarations and findings.

The board of supervisors finds and declares as follows:

- A. Mono County is endowed with a variety of valuable natural resources, including but not limited to pumice, gravel, gold and clay, which have periodically been the subject to mining throughout Mono County's history.
- B. Mono County is also endowed with a pristine and beautiful natural environment, whose many forests, lakes, streams and mountains are home to diverse flora, fauna and ecosystems, and the site of numerous recreational and scenic attractions.
- C. Mono County is obligated and committed by its own general plan, county code, and state laws such as the California Environmental Quality Act (CEQA) to ensuring that the environment is adequately protected, to the extent the County possesses the legal authority to do so.
- D. The county has land-use and zoning authority over private lands within the county and over certain lands owned by the state and local government agencies and, with respect to such lands, only allows mining activities on land zoned "RE—resource extraction" in accordance with a use permit issued in conformity with the county general plan, county code, and applicable state laws such as CEQA. The vast majority of real property in Mono County, however, is "public land" owned by the federal government and administered by federal agencies such as the U.S. Department of Agriculture, acting through the U.S. Forest Service, and the Secretary of the Interior, acting through the Bureau of Land Management.
- E. The Federal Mining Act of 1872 (30 U.S.C. §§ 21 et seq.) confers certain rights to explore public lands for valuable mineral deposits and provides that the "locators" of such deposits shall have the exclusive right to extract those minerals if they comply with federal law and state and local laws that do not conflict with federal law. (See 30 U.S.C. § 26.)
- F. The United States Supreme Court and other courts have held, in cases such as California Coastal Commission v. Granite Rock Co., 480 U.S. 572 (1987), that state and local laws that impose and require compliance with reasonable regulatory requirements designed to protect the environment are not preempted by the Mining Act as long as they do not act as a de facto ban on mining or otherwise act as a "clear obstacle" to the accomplishment of the congressional purposes and objectives embodied in the Mining Act.
- G. Accordingly, this chapter is intended to establish, through a purely environmental (non-land use) permit process, legally permissible regulatory requirements designed to protect the environment of Mono County, and not to create a de facto ban on mining or create a "clear obstacle" to accomplishing the objectives of the Mining Act.
- H. The county is a lead agency for purposes of the Surface Mining and Reclamation Act (Section 2710 et seq. of the California Public Resources Code) and has previously adopted an ordinance implementing the Act (Ordinance No. 94-02), which was duly certified by the State Mining and Geology Board. Mining operations on all land in the county, including public land, are already subject to the county's certified reclamation ordinance. This chapter does not amend that certified ordinance, nor does it impose reclamation requirements. It is intended solely as an exercise of the county's constitutional authority to make and enforce within its limits all ordinances not in conflict with general laws. (California Constitution, Article XI, Sec. 7.)
- I. Methods of processing that use hazardous chemicals, such as mercury, cyanide and cyanide compounds, breakdown products of cyanide, and sulfuric acid, are of especially grave concern to the residents and the board of supervisors of Mono County due to their potential to cause damage to the environment, including but not limited to streams, lakes, groundwater, air, flora and fauna. Anecdotal and scientific evidence of such potential harm is detailed in various sources, including

but not limited to publications, staff reports, and testimony that have been brought to the board of supervisors' attention.

- J. The board is unwilling to risk such damage to Mono County's environment, and thus, by way of a rebuttable presumption established in this chapter, declines to allow certain known hazardous chemicals to be used in connection with any processing activity in Mono County unless the use of the chemical in a given project can be shown by the project proponent, by substantial evidence, to have no significant adverse impact on the environment.
- K. The enactment of this chapter is exempt from the California Environmental Quality Act (CEQA) as either a nonproject or as a class 7 or class 8 categorical exemption.

(Ord. 98-13 § 1 (part), 1998.)

7.10.020 - Definitions.

Terms used in this chapter have the following meanings.

- A. "Acid mine drainage" means the natural process through which sulfuric acid is created by the exposure of iron sulfide minerals in mined metal ores to oxygen in the air.
- B. "Average case scenario" means typical project operations under average conditions, with reasonably foreseeable environmental impacts.
- C. "Artificial" means occurring as a result of human design or activity, as opposed to natural activities and processes that occur regardless of any human involvement.
- D. "Beneficiation" means the process of liberating and concentrating a mineral from ore.
- E. "Best case scenario" means atypical project operations under better than average conditions, causing the least possible environmental impact.
- F. "Environmental contamination" means degradation of any aspect of the natural environment in and around a proposed extraction project, including but not limited to pollution of the air, soil, or surface or ground water, and any associated harm caused to flora, fauna or humans.
- G. "Exploratory extraction" means extraction conducted for the purpose of searching for or investigating a mineral deposit. It includes but is not limited to geophysical, geochemical or geological surveying and sampling, drilling or rotary drilling of core and bore holes, and digging pits, trenches or cuts and other works for the purpose of extracting samples prior to commencement of mine development or extraction operations, and the building of roads, access ways and other facilities related to such work.
- H. "Exposed" means uncovered through extraction and put in direct physical contact with air, precipitation and other atmospheric elements.
- I. "Extraction" means the artificial removal of solid (not liquid or gaseous), nonliving, and naturally-occurring substances from the surface or subsurface of the earth, including but not limited to rocks, sand, gravel, pumice, clay, salt, gold, silver, diamonds or other minerals or gems.
- J. "Feasible" means achievable based on known scientific or engineering data and technology. Feasible does not mean the least expensive method nor the method necessary for an extraction or processing project to yield a profit in light of prevailing market prices for mined substances, except in the event that all other things are equal with respect to protecting the environment, in which case the most cost-effective means may be deemed the most feasible.
- K. "Financial assurance" means, to the extent permitted by applicable state and federal law, bonds, escrowed funds, letters of credit, insurance, or other form of security provided to the county by a project proponent in an amount set by the planning commission (or board of supervisors in the event of an appeal) and in a form approved by the county counsel that will ensure sufficient

funding for the cleanup, restoration, or other remediation of any environmental damage caused by the project.

- L. "Groundwater" means all water beneath the surface of the earth within the zone at or below the water table in which the soil is completely saturated with water.
- M. "Hydrology" means the scientific study of the origin, distribution and circulation of water through, among other things, precipitation, stream flow, infiltration, groundwater storage and evaporation.
- N. "In-situ mining" means a method of processing in which chemical reagents are injected directly into the ground before extraction occurs.
- O. "Kinetic testing" refers to a method of testing in which a sample of mine waste is placed in a cylindrical chamber or other closed container and factors such as air, water and bacteria are introduced into the chamber, allowing the impact of these factors on acid generation to be measured over time.
- P. "Mining" and "mining operations" mean extraction or processing or both, and all activities integral to such extraction or processing occurring in the county, including but not limited to the movement, transportation, loading, unloading and other activity of vehicles, offices, buildings, facilities, equipment, structures, mined substances, materials or personnel associated with extraction or processing.
- Q. "Processing" means the artificial refinement, purification, beneficiation, adulteration, or other special treatment of rock ore and other extracted substances to separate valuable metals or other substances from non- valuable materials such as soils and other impurities, examples of which include but are not limited to washing, flotation, aeration, electrification, gravity concentration, solvent extraction/electrowinning (SX/EW), magnetic separation, crushing, heating, smelting, soaking, leaching, spraying, grinding, sorting or sifting. For purposes of this chapter, in-situ mining shall be considered a form of processing rather than extraction.
- R. "Project" means a proposal, embodied in a permit application, to engage in extraction, processing, or other mining operations, as well as any resulting extraction, processing, or other mining activity.
- S. "Project proponent" means a party submitting a permit application under this chapter and assuming responsibility for that application, as well as that party's agents, representatives, successors, or assigns (if any).
- T. "Scientific" means performed by an individual with expertise in a particular field of human knowledge, using generally-accepted standards and methodologies for observing, identifying, objectifying, explaining, studying and describing phenomena in that field of knowledge.
- U. "Significant adverse environmental impact" has the meaning attributed to that term under the California Environmental Quality Act (CEQA), as the same may be amended from time to time, and/or under any applicable CEQA guidelines, regulations or case law.
- V. "Static testing" means the measuring of bulk amounts of acid-generating and acid-neutralizing material in samples of mined waste, expressed as numerical values, which are then compared to predict the likelihood that the waste will generate acid mine drainage.
- W. "Substantial evidence" has the meaning attributed to that term under the California Environmental Quality Act (CEQA), as the same may be amended from time to time, and/or under any applicable CEQA guidelines, regulations, or case law.
- X. "Surface waters" refers to rivers, streams, creeks, lakes, ponds and other bodies of water existing on a constant or seasonal basis on the surface of the land.
- Y. "Immediate vicinity" means the geographic area surrounding a project site whose environment could foreseeably be impacted by a project.

- Z. "Worst case scenario" means atypical project operations under worse than average conditions, where virtually everything that conceivably could go wrong does go wrong, causing the most adverse environmental impacts possible.

(Ord. 98-13 § 1 (part), 1998.)

7.10.030 - Permits required.

It shall be unlawful for any person to engage in extraction, processing or other mining operations within the territorial boundaries of Mono County without possessing at the time of such activity both of the following: (1) a reclamation plan (including financial assurance requirements) approved by the county in accordance with the Surface Mining and Reclamation Act (Section 2710 et seq. of the California Public Resources Code), the Mono County general plan, and any applicable chapters of this code, and (2) either a Mining Operations Permit issued in accordance with this chapter in the case of mining operations on land over which the county lacks full land use and zoning authority or a use permit issued in accordance with Chapter 19.59 of this code (entitled "RE—resource extraction district") in the case of mining operations on land over which the county possesses full land use and zoning authority. Violations of this section constitute a misdemeanor and a public nuisance which may, in addition to any other legal or equitable remedies available to the county, be prosecuted and/or enjoined.

(Ord. 98-13 § 1 (part), 1998.)

7.10.040 - Processing with certain chemicals—Rebuttable presumption.

It shall be and is hereby rebuttably presumed that any proposed processing operation located above or adjacent to surface or ground waters, or which could potentially impact such waters regardless of their location, that would use one or more of the following chemicals as a processing agent poses an unreasonable risk of environmental harm due to the toxicity of such chemicals and their demonstrated potential to cause damage to the environment: mercury, cyanide or cyanide compounds, breakdown products of cyanide, or sulfuric acid. Use of such chemicals shall not be permitted as part of any processing operation unless the project applicant can demonstrate, by substantial evidence, based on reliable scientific or engineering data, that the proposed use of such chemicals in a given project will not, under any reasonably foreseeable scenario, cause significant adverse environmental impacts. Scenarios considered shall include but not be limited to "best case," "average case," and "worse case" scenarios, taking into account any environmental contamination reasonably foreseeable over time from both natural and artificial causes, including but not limited to spills, leaks, and other releases or discharges resulting from potential design or construction flaws or miscalculations (if any), foreseeable errors or negligence (if any) of processing operators, as well as rainfall, snowfall, snow melt, floods, fires, earthquakes and other potential natural forces and events.

(Ord. 98-13 § 1 (part), 1998.)

7.10.050 - Mining operations permit procedure.

- A. The Mono County planning commission shall possess the authority to issue mining operations permits in accordance with the provisions of this chapter and to adopt such reasonable administrative regulations as it deems necessary and proper to implement this chapter, including but not limited to regulations establishing advisory committees to examine project applications and to provide reports and recommendations to the commission. Applications for mining operations permits shall be submitted to the Mono County planning department on forms developed by that department. Such application forms shall, at a minimum, solicit detailed plans, specifications, studies, maps and other information from applicants addressing the following: (a) the nature, estimated location, and physical and chemical characteristics of the substance(s) proposed to be extracted, exposed or processed; (b)

the location, duration, manner, and method of proposed extraction or processing activities; (c) the quantity of substances proposed to be mined or processed; (d) the estimated facilities, personnel, equipment, and vehicles that will be brought into or constructed within the county to conduct or provide services related to the proposed extraction or processing; (e) the days of the week and times of the day when the proposed extraction or processing will foreseeably occur; (f) the manner or method by which personnel, equipment, mined substances or any materials associated with the proposed extraction or processing will be moved, transported or otherwise conveyed to, from, at, or around the extraction or processing site; (g) the quantity and source of any water proposed to be used in conjunction with the proposed extraction or processing; (h) the nature and source(s) of power, electrical or otherwise, that will be used at the site of the proposed extraction or processing; (i) the quantity, nature and proposed means of disposing of any solid or liquid waste, including all mining waste, generated by the project; (j) the type and nature of any chemical reagents that will be used in processing and the manner and method by which such processing will be conducted; and (k) a description of any foreseeable extensions, continuations or modifications of the proposed project. Submission of any of the foregoing information to the county as part of an application for a reclamation plan or amendment thereto with respect to a proposed extraction or processing project may, with the prior approval of the planning director, be incorporated by reference into an application for a mining operations permit under this chapter with respect to the same proposed project.

- B. Upon receipt of a completed application, the county and its consultant(s) shall analyze and assess, at the applicant's cost, the potential adverse environmental impacts of the proposed extraction or processing operations in accordance with the California Environmental Quality Act (CEQA) and this chapter. Among other things, such analysis and assessment shall include, to the extent deemed relevant and appropriate by the planning director after performing an initial study under CEQA, in order to gather baseline data and to effectuate the intent of this chapter or CEQA:
1. Hydrological studies of any surface waters on the project property or within the runoff or drainage path of the project;
 2. Biological studies regarding the nature and quantity of any species of fish, birds, reptiles, mammals and other flora and fauna living in or dependent on such surface waters;
 3. Studies regarding the potential impacts of the project on any natural habitats or ecosystems in the county;
 4. Studies regarding the potential impacts of the project on human health in the county;
 5. A hydrological determination of whether or not groundwater exists directly below or in the immediate vicinity of the site of the proposed extraction or processing;
 6. To the extent groundwater is present, a detailed scientific analysis of the nature, quantity, locations and properties of such water and a detailed analysis of soil, percolation and drainage characteristics of the land on which the proposed extraction or processing will occur;
 7. Hydrological studies of the sources of water that will be used by the project itself and the impacts of the project on such sources and documentation of the use of such water by other parties, including analysis of the degree and duration of the project's anticipated impact on such other water users for the life of the project and until reclamation is completed;
 8. Hydrological studies regarding any erosion and sedimentation impacts likely to be associated with or caused by the project;
 9. A geological determination of whether or not any notable sources of actual or potential seismic or volcanic activity exist below or in the immediate vicinity of the site of the proposed extraction or processing;
 10. To the extent any notable sources of actual or potential seismic or volcanic activity are present, a detailed scientific analysis of the nature and characteristics of such sources and their foreseeable relationship to and effects, if any, upon the proposed project, including but not limited to any groundwater used by or otherwise impacted by the project;

11. Studies to determine the impacts of all project transport and vehicle movements on air quality, noise, road systems and traffic;
 12. Scientific studies regarding the potential for the project to cause or be subject to land subsidence and collapse, and the hydrological impacts of any such potential on the environment;
 13. Hydrological studies examining the flooding and drainage potential and characteristics of the proposed project and site of extraction or processing and the foreseeable environmental effects such flooding and drainage may have on the site and on adjacent properties;
 14. Scientific studies regarding the nature, quantity and characteristics of any dust, gas or other airborne substances likely to be generated or dispersed by the proposed project;
 15. Studies regarding the nature, quantity and characteristics of any nighttime lighting proposed to be used on the project;
 16. Scientific studies regarding the nature, decibel level and other pertinent characteristics of any noise or sound likely to be generated by the proposed project;
 17. Scientific studies examining the probability, nature and extent of environmental contamination, if any, that could foreseeably result from the project in "best case," "average case," and "worst case" scenarios, taking into account both natural and artificial causes of such contamination, including but not limited to spills, leaks and other discharges resulting from design flaws, negligent design or construction, negligence of extraction of processing operators, as well as rainfall, snowfall, snow melt, floods, fires, earthquakes and other potential natural forces and events;
 18. Scientific studies determining whether or not items of archeological or cultural significance are present at the site and, if so, the degree to which they would be disturbed or otherwise impacted by the proposed project;
 19. Scientific studies determining whether or not rare, threatened or endangered species of plants or animals are present at the site and, if so, the degree to which they would be disturbed or otherwise impacted by the proposed project;
 20. Feasible project alternatives and mitigation measures, which may include components of any reclamation plan proposed or approved for the project.
- C. Mining operations permits shall be granted only after a duly noticed public hearing and only if the planning commission (or the board of supervisors in the event of an appeal) makes all of the following findings based on the evidence before it:
1. The application and any documentation submitted with it for purposes of complying with or facilitating CEQA review are complete and adequate.
 2. The proposed project is consistent and compliant with this chapter, this code, and any applicable environmental policies, regulations, or standards set forth in the Mono County general plan, as the same may be amended from time to time, as well as any applicable state or federal laws, orders of state or federal agencies having jurisdiction, and applicable court orders, except to the extent that such consistency or compliance is impossible to achieve through any feasible modification or mitigation of the proposed project without violating or conflicting with the Federal Mining Act of 1872 (30 U.S.C. §§ 21 et seq.), as the same may be amended from time to time, or with other applicable federal or state laws.
 3. The proposed project, as mitigated, will not cause any significant adverse environmental impacts, except to the extent that such impacts are impossible to avoid through any feasible mitigation measures without violating or conflicting with the Federal Mining Act of 1872 (30 U.S.C. §§ 21 et seq.), as the same may be amended from time to time, or with other applicable federal or state laws, unless a statement of overriding considerations is made through the CEQA process.
- D. Conditions of approval imposed on mining operations permits by the planning commission shall, among other things, to the extent deemed relevant and appropriate by the planning commission or the board of supervisors in order to effectuate the intent of this chapter or CEQA:

1. Require that all mining operations, before and during mining, characterize the potential of their ore and waste rock to generate acid mine drainage. Operators may be required to use both static and kinetic testing to make this determination;
 2. Require pollution prevention and pollution containment techniques in all phases of mine operation;
 3. Require mining operations to use the best available technology and practices in order to protect the environment, including but not limited to preventing or minimizing acid mine drainage;
 4. Impose specific contamination standards for water, air and other environmental components that the project may not exceed;
 5. Require post-mining water quality monitoring to ensure that acid mine drainage does not develop (or worsen, to the extent it is present before the proposed mining or processing occurs) over time;
 6. Require inspections of mining operations, especially water-related facilities, by county staff or consultants at frequent intervals;
 7. Require adequate financial assurances in order to cover the estimated costs of cleaning up or otherwise remediating any reasonably foreseeable environmental contamination that could result from the project despite any imposed mitigation measures, including but not limited to natural and artificial causes of such potential contamination, including but not limited to spills, leaks and other releases or discharges resulting from negligent design or construction, negligence of extraction or processing operators, as well as rainfall, snowfall, snow melt, floods, fires, earthquakes and other potential natural forces and events;
 8. Require any other appropriate mitigation measures and associated monitoring programs. Significant adverse environmental impacts associated with mining operations shall be mitigated to a level of nonsignificance to the extent feasible without violating or conflicting with the Federal Mining Act of 1872 (30 U.S.C. §§ 21 et seq.), as the same may be amended from time to time, or with other applicable federal or state laws, unless a statement of overriding considerations is made through the CEQA process.
- E. All permit applications shall be accompanied by a processing fee in an amount set by resolution of the board of supervisors, not to exceed the county's direct and indirect costs of administering this chapter, including any funds periodically required to be paid or placed on deposit with the county to fund its associated costs of staff time and/or consultants necessary to implement and comply with CEQA and this chapter.
- F. The decision of the planning commission is final unless timely appealed to the board of supervisors in compliance with Chapter 19.42 of this code.

(Ord. 98-13 § 1 (part), 1998.)

17.10.060 - Permit noncompliance—Penalties—Suspension or revocation.

Noncompliance with any term or condition of a mining operations permit issued under this chapter, including but not limited to any mitigation measures, monitoring requirements, or financial assurance requirements, shall constitute a misdemeanor and a public nuisance, and shall be grounds for suspension or revocation of the permit by the planning commission. Before the commission shall consider revocation or suspension of any permit, the commission shall hold a public hearing thereon after giving written notice thereof to the permittee at least ten days in advance of such hearing. The decision of the commission may be appealed to the board of supervisors in accordance with Chapter 19.42 of this code.

(Ord. 98-13 § 1 (part), 1998.)

7.10.070 - Exemptions.

This chapter shall not apply to the following activities:

- A. Mining that would be exempt from any reclamation requirements under the Surface Mining and Reclamation Act (Section 2710 et seq. of the California Public Resources Code), the Mono County general plan, and any other chapter of this code, as the same may be amended from time to time.
- B. Any mining operations, other than exploratory extraction, that were actually in existence and functioning as of the date this chapter took effect and which were otherwise compliant at that time with applicable laws, and also proposed expansions of such mining operations with respect to which complete applications for reclamation plans or amendments thereto had already been filed with the county as of the date this chapter took effect.

(Ord. 98-13 § 1 (part), 1998.)

DEVELOPMENT STANDARDS

CHAPTER 15 – RESOURCE DEVELOPMENT STANDARDS (RDS)

Sections:

15.010	Purpose and Intent.
15.020	Applicability.
15.030	Criteria for Applying RDS.
15.040	Use Permit Requirements.
15.050	Phasing Requirements.
15.060	Amendments.
15.070	Development Standards.
15.080	Reclamation Requirements.
15.090	Financial Assurances.
15.100	Inspections.
15.110	Administration.
15.120	Enforcement.

15.010 Purpose and Intent.

The intent of the Resource Development Standards (RDS) are to evaluate and, if appropriate, permit resource development projects in a manner that is consistent with the provisions of this General Plan, applicable area plans, and applicable state and federal laws, such as the Surface Mining and Reclamation Act of 1975 (SMARA). The RDS have been established to protect the environment and allow for the conditional development of on-site resources, including but not limited to, mineral resources, geothermal resources, wind and solar energy resources, hydropower resources, and timber resources.

15.020 Applicability.

The Resource Development Standards (RDS) may be applied only to areas with existing or proposed resource development activities. The establishment of RDS is also intended to encourage and facilitate public awareness concerning the potential for resource and energy-related activities in areas where significant resource deposits or energy-related resources have been identified.

In compliance with General Plan policies, commercial facilities such as mining operations, geothermal operations, small-scale hydroelectric generation facilities, wind and solar energy generation facilities and similar resource development activities may be permitted only in areas designated Resource Extraction (RE) and Public and Quasi-Public Facilities (PF). The Agriculture (AG), Resource Management (RM), Industrial (I), and Open Space (OS) designations may allow limited exploration activities subject to a use permit.

15.030 Criteria for Applying the RDS.

In applying the RDS to a specific site, one or more of the following criteria must be demonstrated to the satisfaction of the County:

- A. An active resource development project currently exists on the subject lands.
- B. The project qualifies under the "vesting" provisions as specified in the California Surface Mining and Reclamation Act (SMARA).

- C. It has been reasonably determined to the satisfaction of the County that potentially significant resources exist on the lands under consideration. This determination may be based on reports filed by a registered professional acceptable to the County, and funded by the applicant. In the case of surface mining operations, a mineral land classification report may be acceptable if filed in conjunction with a SMARA Reclamation Plan.
- D. In areas with conflicting resource values, it has been reasonably determined to the satisfaction of the County that the proposed resource development activity is the highest and best use of the land and is in full compliance with the General Plan.

15.040 Use Permit Requirements.

A. Filing:

- 1. Submittal: An application for a use permit shall be accompanied by the appropriate filing fee and shall be submitted to the Planning Division on forms provided by the department. Applications must be complete.
- 2. Acceptance: An application for a use permit shall not be deemed complete or accepted for filing and the processing time limits shall not begin to run until the Planning Division accepts the application as complete.

B. Procedure:

- 1. Use Permit Processing: Within 30 days after receipt of a resource use permit application, the Planning Division shall review the application and shall notify the applicant or his designated representative, in writing, concerning any application deficiencies.
 - a. Applications shall be deemed complete unless the applicant or his designated representative has been notified in writing that the application is incomplete prior to the expiration of the 30-day review period. Acceptance of the application as complete shall not constitute an indication of project approval.
 - b. Complete applications shall be processed in accordance with the provisions of Chapter 19.38, Use Permits, and for surface mining operations, with the applicable provisions of SMARA.
- 2. Non-Use of Permit: In conformance to Chapter 19.38, Use Permits, failure to commence diligent resource development activities within one year subsequent to permit issuance, or within the period determined by the Planning Commission, shall render the use permit null and void. Documentation that the operator has made every attempt to secure required permits at the state or federal level but that, despite due diligence, the permits have not yet been issued may serve to stay this requirement.

C. Environmental Compliance:

Permits shall be processed in accordance with CEQA, the Mono County Environmental Handbook and General Plan policies. Common environmental documentation may be used for the exploratory and development permit stages of a project when consistent with CEQA. Permits shall contain conditions that assure compliance with CEQA and with applicable laws and regulations of Mono County and other agencies with jurisdiction.

D. Monitoring:

In accordance with General Plan policies and CEQA requirements, when applicable, permits shall contain conditions for ongoing monitoring of operations. The Conservation/Open Space Element

contains monitoring requirements for geothermal, mineral, biomass, solar, wind, and other renewable resource development.

15.050 Project Development–Phasing Requirements.

In compliance with General Plan policies, geothermal projects shall be developed in a phased manner. In addition to the phasing requirements listed below, energy resource projects shall comply with all phasing requirements in this General Plan (Conservation/Open Space Element, Energy Resource Policies).

A. Phasing of Geothermal Projects.

Geothermal development shall be subject to the following phased permitting process:

1. The "Geothermal Exploration Permit" shall regulate geothermal exploration and reservoir characterization activities. The primary purpose of the exploratory phase is to determine hydrologic, geologic and other relevant characteristics of the geothermal resource being considered for development. During the exploratory phase, the permittee shall develop sufficient data, to the satisfaction of the County, to determine whether there is a geothermal resource adequate to sustain the proposed development project.
2. The "Geothermal Development Permit" shall regulate geothermal development, operations, termination of operations, site reclamation, and reserve monitoring. The purpose of the development phase is to regulate all geothermal development, including the siting and construction of facilities, conditions of operation, maintenance of roads and equipment, and to assure the protection of the environment.

B. Phasing of Other Resource Development Activities.

Other resource development activities may be subject to a phased permitting process, depending on the nature of the resource and its development.

15.060 Amendments.

A. Minor Amendments to an Approved Resource Development Permit.

1. Minor amendment: Minor changes to an approved resource development permit may be approved by the Planning Division director in accordance with the following provisions.
2. Processing: Requests for approval of a minor amendment shall be submitted on forms provided by the Planning Division along with the applicable fees. Within 30 days of receipt of such a request, the Director shall determine whether or not the application should be considered a minor amendment. The Director shall approve or deny the request and notify the applicant in writing within 10 days of his decision. The decision of the Director as to whether or not the request should be approved or denied shall be final, unless an appeal is filed. If it is determined that the request is not a minor amendment, the request may be processed as a major amendment.
3. Requests for a minor amendment may be approved only if the Director is able to make all of the following findings:
 - a. That the proposed change involves only minor changes in the siting or operations of the project and will not affect the basic character or implementation of the permit;
 - b. No substantial adverse environmental damage, either on-site or off-site, will result from the proposed change and the proposed change is consistent with adopted environmental determinations; and

- c. That the proposed change will not be detrimental to the public health, safety and welfare and is compatible with the objectives and policies of this General Plan and applicable specific plans.

B. Major Amendments to an Approved Resource Development Use Permit.

1. Major amendment: Major amendments to approved resource development use permits may be approved by the Planning Commission subject to the following provisions.
2. Processing: Applications for proposed amendments shall be submitted on forms provided by the Planning Division and shall include such data as may be required to complete an environmental assessment. Applications shall include the required filing fee, and shall be noticed and scheduled for public hearing before the Planning Commission in the same manner as the original permit submittal.
3. Amendments may be approved by the Planning Commission only if all of the following findings can be made:
 - a. The proposed amendments are necessary or desirable to assure a more practical recovery of the resource or to avoid multiple future disturbances of surface land or waters;
 - b. No substantial adverse environmental damage, either on site or off site, will result from the proposed change and that the proposed change is consistent with adopted environmental determinations;
 - c. The security required to be filed by the applicant with the County is adequate or additional security has been filed to guarantee compliance with the revised permit;
 - d. The permit, as amended, will continue to meet the requirements of this chapter and will be conducted in conformity to all applicable laws, ordinances, and regulations of all agencies with jurisdiction over the resource development project; and
 - e. The approval of the amendment will not be detrimental to the public health, safety, or welfare and is compatible with the objectives and policies of this General Plan, and applicable specific plans, the land use designation and approved end use of the site.

15.070 Development Standards.

The following minimum development standards shall apply to all projects unless amended through the Specific Plan process or a Variance is approved to deviate from these standards. Other standards or conditions identified during the use permit process may also apply.

A. Lot Size and District Area.

The minimum lot size and district area shall be 40 acres or a quarter, quarter section, with the exception of patent and/or historical mining claims and "vested operations" that shall be considered on a case-by-case basis.

B. Setbacks.

1. No processing equipment or facilities shall be located, and no resource development shall occur within the following minimum horizontal setbacks:
 - a. One hundred (100) feet from any interior public street or highway unless the Public Works director determines that a lesser distance would be acceptable;
 - b. One hundred (100) feet from any exterior property line or lease area boundary;

- c. Five hundred (500) feet from any adjacent private dwelling, institution, school, or other building or location used for public assemblage; and
- d. No geothermal development located within the Hot Creek Buffer Zone shall occur within 500 feet on either side of a surface watercourse (as indicated by a solid or broken blue line on US Geological Survey 7.5- or 15-minute series topographic maps).

2. No residential uses shall be located with the following minimum horizontal setbacks:

- a. Fifty (50) feet from any interior public street or highway unless the Public Works director determines that a lesser distance would be acceptable.
- b. Fifty (50) feet from any exterior property line.

C. Visual Impacts.

1. Siting.

All resource development projects shall be sited, designed and operated to minimize impacts to the surrounding visual environment, in conformance to applicable provisions of this General Plan and the Mono County Code. The Conservation/Open Space Element contains policies relating to the siting of various types of energy resource projects.

2. Screening.

Screening shall be required for uses that are contiguous to any residential or commercial district or use, for uses in scenic highway corridors or important visual areas, and for uses with an identified significant visual impact. Screening may be achieved through the use of siting, landscaping, fencing, painting, contour grading, constructed berms and/or other appropriate measures. If landscaping is chosen as a method of screening, a landscape plan shall be submitted as part of the use permit application (see 15.59, Landscape Plan Requirements).

3. Lighting.

Exterior lighting shall be shielded and indirect and shall be minimized to that necessary for security and safety.

4. Materials and Colors.

Materials for structures, fences, etc. should harmonize with the natural surroundings, whenever possible. Materials should be non-reflective or should be painted with a matte finish. Colors for structures, fences, etc. should blend into the natural surroundings, and darker colors are preferred.

D. Erosion and Sediment Control.

1. Siting.

All resource development projects shall be sited, designed and operated to minimize erosion and sediment transport, in conformance to applicable provisions of this General Plan, the Mono County Code, and applicable state and federal regulations. The Conservation/Open Space Element, Energy Resource section, contains policies relating to the siting of various types of energy resource projects.

Siting should minimize impacts to the natural landscape. Project design should encourage the joint use of facilities whenever possible in order to minimize disturbance to the natural environment. Access and construction roads should be located so that natural features are preserved and erosion is minimized.

2. Site Disturbance.

Earthwork, grading, and vegetative removal shall be minimized. Existing access roads shall be used whenever possible. Construction of new access roads, frontage roads, or driveways shall be avoided except where essential for health and safety. Earthwork and grading shall be performed in accordance with the county Grading Ordinance.

3. Revegetation.

Site disturbances shall be revegetated in conformance to the Reclamation Plan developed pursuant to the county Reclamation Ordinance.

4. Drainage.

Drainage facilities shall be constructed and maintained in accordance with the county Grading Ordinance and with any applicable requirements of the Lahontan Regional Water Quality Control Board pertaining to waste discharge.

E. Cultural Resources.

The applicant shall stop work and notify appropriate agencies and officials if archaeological evidence is encountered during construction or operations. No disturbance of an archaeological site shall be permitted until such time as the applicant hires a qualified consultant and an appropriate report is filed with the county Planning Division that identifies acceptable site mitigation measures, that shall then become conditions of the use permit and the reclamation plan (if applicable).

F. Noise.

All resource development projects shall be sited, designed and operated to minimize noise impacts to the surrounding environment, in conformance to the applicable provisions of this General Plan (Noise Element) and the Mono County Code (Noise Ordinance).

G. Air Quality.

All resource development projects shall be designed and operated in compliance with all requirements of the Great Basin Unified Air Pollution Control District and applicable provisions of this General Plan.

H. Safety, including Hazardous Materials and Hazardous Waste.

All projects shall comply with applicable safety standards. Hazardous waste shall be maintained in conformance to the Mono County Integrated Waste Management Plan.

I. Infrastructure Removal.

The reclamation of a resource development project may include removal of plants, outbuildings, roadways, pipelines, towers, and other related infrastructure constructed as part of the development project. Infrastructure removal may require bonding in order to guarantee the site is returned to predevelopment conditions and/or the approved end land use as contained in the project's reclamation plan as required in section 15.080.

15.080 Reclamation Requirements.

Standards and procedures for the reclamation of resource development activities in Mono County are contained in the county Reclamation Ordinance (Ch. 35 of the land development regulations). All resource development projects must comply with the Reclamation Ordinance. Reclamation plans must be submitted as part of the use permit application.

15.090 Financial Assurances.

Financial assurance requirements for the reclamation of resource development activities in Mono County are contained in the county Reclamation Ordinance (Ch. 35 of the land development regulations). All resource development projects must comply with the financial assurance requirement.

15.100 Inspections.**A. Requirements.**

The use permit shall establish an inspection schedule for compliance with use permit conditions. Inspections shall occur at least once a year, but may occur more often depending on the nature of the project. The inspection schedule may change over the lifetime of the project. The annual inspection for mining operations shall coincide with the annual inspection required by SMARA.

The county Reclamation Ordinance establishes an inspection schedule for reclamation plans. The required inspections for compliance with use permit conditions and reclamation plan requirements should coincide.

B. Procedure.

The operator shall file a request for annual inspection with the county Compliance Officer at least once in each calendar year. Requests for annual inspections shall be accompanied by the appropriate filing fee.

The Compliance Officer shall inspect or cause to be inspected the site within 30 working days of receipt of the application for inspection and the filing fee. Unless otherwise agreed, failure to inspect within 30 working days shall be deemed a finding that the resource development operation is in compliance with its use permit.

15.110 Administration.**A. Appeals.**

Appeals of any decision resulting from the requirements of this chapter may be made in conformance to the provisions of Chapter 19.42, Appeals.

B. Fees.

Fees required in conjunction with the provisions of this chapter shall be established from time to time by the Board of Supervisors.

15.120 Enforcement.**A. Enforcement.**

The provisions of this chapter shall be enforced by the Planning Division, county Compliance Officer, or such other persons as may be designated by the Board of Supervisors. Enforcement of the provisions contained in this chapter shall be in accordance with applicable provisions of the Mono County Code.

B. Right of Entry.

Whenever it becomes necessary to inspect resource development activities as provided in this chapter or to investigate complaints associated with resource development activities or to monitor conditions of approval as may be imposed on resource development activities, reasonable access to the project site shall be afforded by the operator in conformance to Chapter 1.08 of the Mono County Code. Authorized representatives of the County, upon presentation of appropriate credentials, shall have access to the site without advance notice.

PROCESSING

CHAPTER 35 – RECLAMATION PLANS

Sections:

35.010	Purpose and Intent.
35.020	Definitions.
35.030	Reclamation Plan Requirements.
35.040	Amendments.
35.050	Reclamation Standards.
35.060	Vested Surface Mining Operations.
35.070	Idle Mine Status.
35.080	Annual Inspections.
35.090	Administration.
35.100	Surety Requirements.
35.110	Enforcement.

35.010 Purpose and Intent.

It is the purpose of this chapter to provide standards and procedures for reclamation of resource development activities in Mono County. Specifically, it is the purpose of this chapter to implement the policies of this General Plan pertaining to reclamation of energy-related projects, mining projects, and other resource development activities and to fulfill the legislative mandate contained in the Surface Mining and Reclamation Act (SMARA) and the corresponding sections of the California Code of Regulations. It is the intent of the Board of Supervisors to provide for the reclamation of disturbed lands, and to eliminate hazards to public health, safety, and welfare.

35.020 Definitions.

Definitions and applicable provisions contained in SMARA and in the corresponding sections of the California Code of Regulations are incorporated herein by reference. The following definitions are also applicable to the provisions of this chapter:

“Abandoned or Abandonment” means the cessation of resource development activities prior to completion of required reclamation or to cease resource development activities whether or not actual reclamation has commenced, or both. Mere non-use shall not in and of itself constitute abandonment; provided, however, non-use for more than 12 consecutive months without filing an interim management plan shall create a rebuttable presumption of intent to abandon. Regarding geothermal well abandonment, it is the discontinued, non-operative condition of a well as determined and defined by the California Division of Oil and Gas on non-federal lands and by the Bureau of Land Management on federal lands.

“Expansion of resource development activities” means any substantial increase in the size or scope of a resource development activity. Expansion includes, without limitation, any resource development activities beyond the boundaries defined in an approved reclamation plan.

"Idle" means to curtail for a period of one year or more, surface mining operations by more than 90% of the operation's previous maximum annual mineral production, with the written intent to resume those surface mining operations at a future date.

"Mined lands" means the surface, subsurface, and groundwater of an area in which resource development activities will be, are being, or have been conducted, including those private ways and roads appurtenant to any such area, land excavations, workings, mining waste, and areas in which structures, facilities,

equipment, machines, tools, or other materials or property that result from, or are used in, resource development activities are situated.

"Minerals" means any naturally occurring chemical element or compound, or groups of elements and compounds, formed from inorganic processes and organic substances, including, but not limited to, coal, peat, and bituminous rock, but excluding geothermal resources, natural gas, and petroleum.

"Operator" means any person who is engaged in resource development activities himself, or who contracts with others to conduct operations on his behalf, except a person who is engaged in surface resource development activities as an employee, with wages as his sole compensation.

"Reclamation" means the combined processes of land treatment that minimize water degradation, air pollution, damage to aquatic or wildlife habitat, flooding, erosion, and other adverse effects from resource development activities, including surface effects incidental to underground mines, so that disturbed lands are reclaimed to a usable condition that is readily adaptable for alternate land uses and creates no danger to public health and safety. The process may extend to affected lands surrounding disturbed lands, and may require grading, resoiling, revegetation, soil compaction, stabilization, or other measures.

"Reclamation Plan" means the plan approved by the County for reclaiming the lands disturbed by resource development or exploration activities.

"Resource Development Activities" means projects that propose to utilize or develop natural resources. Resource development activities include, but are not limited to, the following: a) geothermal exploration and development projects; b) surface mining operations; c) hydroelectric, wind or solar power facilities; d) oil and gas exploration and development projects; and e) timber production.

"SMARA" means the Surface Mining and Reclamation Act of 1975 as amended (Section 2710 et seq. of the Public Resources Code) and the corresponding sections of the California Code of Regulations, Title 14.

"State Geologist" means the individual holding that office created by Sec. 667, Article 3, Chapter 2 of Division 1 of the Public Resources Code, or his designee.

"Surface Mining Operations": All, or any part of, the process involved in the mining of minerals on mined lands by removing overburden and mining directly from the mineral deposits, open pit mining of minerals naturally exposed, mining by the auger method, dredging and quarrying, or surface work incidental to an underground mine. Surface operations shall include, but are not limited to:

1. In-place distillation or retorting or leaching;
2. The production and disposal of mining waste; and
3. Prospecting and exploratory activities.

In addition, borrow pitting, stream bed skimming, segregation and stockpiling of mined materials (and recovery of same) are also deemed to be surface mining operations unless specifically excluded in conformance to other regulatory provisions.

"Vested Surface Mining Operation" means a person shall be deemed to have obtained "vested" rights when sufficient documentation has been submitted to the Community Development director and County Counsel to indicate that prior to January 1, 1976, he or she has, in good faith and in reliance on a permit or other authorization, if a permit or other authorization was required, diligently commenced surface mining operations and incurred substantial liabilities for work and materials therefor. The operator may also be required to submit documentation indicating that no substantial changes have occurred in the operation since January 1, 1976, except for those changes that were in conformance to applicable regulations in effect

at the time of the change. Expenses incurred in obtaining the enactment of an ordinance in relation to a particular operation or the issuance of a permit shall not be deemed liabilities for work and materials.

35.030 Reclamation Plan Requirements.

A. Filing:

1. Submittal: Reclamation plans shall be submitted to Economic Development Department (for energy-related projects) or to the Planning Division, on forms supplied by the applicable department. Reclamation plan submittals must be complete, containing all information required by the applicable department to justify findings for approval or disapproval, and for surface mining operations, all information required in conformance to applicable provisions of SMARA.
2. Acceptance: Reclamation plan submittals shall not be deemed complete or accepted for filing and processing time limits shall not begin to run until the Economic Development or Community Development director or his delegate accepts the submittal as complete.

B. Procedure:

1. Processing: Within 30 days after receipt of a reclamation plan submittal, the Economic Development or Community Development director or his delegate shall review the submittal and shall notify the applicant or his designated representative, in writing, concerning any deficiencies.
 - a. Reclamation plan submittals shall be deemed complete, unless the applicant or his designated representative has been notified in writing that the submittal is incomplete prior to the expiration of the 30-day review period.
 - b. Complete reclamation plan submittals shall be accepted and processed in accordance with applicable provisions of the County Code, CEQA and when applicable SMARA. Acceptance of a reclamation plan submittal by the Economic Development Department or Planning Division shall not constitute an indication of project approval.
2. Simultaneous Processing: In the event that an application for a use permit and a reclamation plan pertaining to the same project are submitted for approval at the same time, review and processing of the reclamation plan may occur simultaneously with that of the resource use permit application. The issuance of a use permit shall be predicated on the approval of a reclamation plan in conformance to this chapter.
3. Approval: The Planning Commission may approve or conditionally approve a reclamation plan only when all of the following findings can be made:
 - a. That the reclamation plan complies with the provisions of CEQA;
 - b. That the reclamation plan is consistent with the objectives and policies set forth in this General Plan and any applicable area or specific plans;
 - c. That appropriate conditions have been imposed to ensure and verify that the site during and after reclamation will not cause a public hazard, nor be detrimental to the public health, safety, or welfare;
 - d. That an approved end use has been identified and that the reclamation of the site shall be finally completed as soon as is feasible, considering the particular circumstances of the site to be

reclaimed, and that the plan provides for concurrent reclamation, where appropriate and feasible;

- e. That the reclamation plan conforms to minimum verifiable performance standards established in this chapter and, in the case of surface mining operations, meets or exceeds the minimum, verifiable statewide reclamation standards adopted by the state Mining and Geology Board, and in the case of geothermal well abandonment, conforms to the requirements and guidelines of the California Division of Oil and Gas on non-federal lands, and the Bureau of Land Management on federal lands;
- f. That the estimated cost of the reclamation reasonably approximates the probable cost of performing the reclamation work as proposed in the plan and that adequate surety (consistent with applicable provisions of SMARA for surface mining operations) will be posted to ensure completion of the required reclamation; and
- g. That the person or entity responsible for reclamation plan compliance has a public liability insurance policy in force for the duration of the reclamation that provides for personal injury and property protection in an amount adequate to compensate all persons injured or for property damaged as a result of the proposed reclamation activities.

35.040 Amendments.

A. Minor Amendments to an Approved Reclamation Plan:

1. Minor amendment: Minor changes to an approved reclamation plan may be approved by the Economic Development director or the Community Development director, using the Director Review with Notice process, in accordance with the following provisions.
2. Processing: Requests for approval of a minor amendment shall be submitted on forms provided by the Economic Development or Planning Division, along with the applicable fees. Within 30 days of receipt of such a request, the applicable Director shall determine whether or not the application should be considered a minor amendment. The applicable Director shall approve or deny the request and notify the applicant in writing within 10 days of his decision. The decision of the Director as to whether the request should be approved or denied shall be final, unless an appeal is filed. If it is determined that the request is not a minor amendment, the request may be processed as a major amendment.
3. Requests for a minor amendment may be approved only if the applicable Director is able to make all of the following findings:
 - a. That the proposed change involves only minor changes in dimensions, volumes or timing of the reclamation plan and will not affect the basic character or implementation of the reclamation plan;
 - b. No substantial adverse environmental damage, either on site or off site, will result from the proposed change and the proposed change is consistent with adopted environmental determinations; and
 - c. That the proposed change will not be detrimental to the public health, safety and welfare and is compatible with the objectives and policies of this General Plan, applicable area or specific plans or approved end land use of the site.

B. Major Amendments to an Approved Reclamation Plan:

1. Major amendment: Major amendments to approved reclamation plans may be approved by the Planning Commission subject to the following provisions.
2. Processing: Applications for proposed amendments shall be submitted on forms provided by the Economic Development or Planning Division and shall include such data as may be required to complete an environmental assessment. Applications shall include the required filing fee, and shall be noticed and scheduled for public hearing before the Planning Commission in the same manner as the original reclamation plan submittal.
3. Amendments may be approved by the Planning Commission only if all of the following findings can be made:
 - a. The proposed amendments are necessary or desirable to assure a more practical recovery of the resource or to avoid multiple future disturbances of surface land or waters; and
 - b. No substantial adverse environmental damage, either on-site or off-site, will result from the proposed change, and the proposed change is consistent with adopted environmental determinations; and
 - c. The security required to be filed by the applicant with the County is adequate or additional security has been filed to guarantee compliance with the revised reclamation plan; and
 - d. The reclamation plan, as amended, will continue to meet the requirements of this chapter and will be conducted in conformity to all applicable laws, ordinances, and regulations of all agencies with jurisdiction over the resource development project; and
 - e. The approval of the amendment will not be detrimental to the public health, safety, or welfare and is compatible with the objectives and policies of this General Plan, applicable area or specific plans or approved end land use of the site.

35.050 Reclamation Standards.

- A. All reclamation plans must conform to all applicable provisions of the following minimum verifiable standards. The standards shall apply to each project to the extent that they are consistent with required mitigation for the project (as identified in the environmental documents for the project), provided that such mitigation is at least as stringent as the standards, and they are consistent with the approved or actual subsequent use or uses of the reclaimed site.
- B. Where an applicant demonstrates to the satisfaction of the County that an exception to the standards specified in this chapter is necessary based upon the approved end use, the Planning Commission may approve a different standard for inclusion in the approved reclamation plan. Where the County allows such an exception, the approved reclamation plan shall specify verifiable, site-specific standards for reclamation.
- C. When substantial amendments are proposed to reclamation plans that were approved prior to January 1, 1992, the standards set forth in this chapter shall be applied by the County in approving or denying the amended reclamation plan.
- D. The standards in this chapter shall not apply to projects:
 1. that completed reclamation prior to January 1, 1992, in conformance to an approved reclamation plan; or

2. for which a reclamation plan has been approved prior to January 1, 1992.
- E. The following definitions, in addition to those in Section 35.020 of this chapter, shall govern the interpretation of these standards:

"Arid" means landscapes with an average annual precipitation of five inches or less;

"Indigenous Plants" means plants occurring naturally in an area, not introduced;

"Native Species" means plant species indigenous to California, using pre-European as the historic time reference;

"Vegetative Cover" means the vertical projection of the crown or shoot area of a species to the ground surface expressed as a percentage of the reference area (percentage can be greater than 100%);

"Vegetative Density" means the number of individuals or stems of each species rooted within the given reference area;

"Vegetative Species-Richness" means the number of different plant species within the given reference area; and

"Wetlands" means lands transitional between terrestrial and aquatic systems where the water table is usually at or near the surface or the land is covered by shallow water. For purposes of these regulations, wetlands must have one or more of the following attributes: 1) at least periodically, the land supports predominantly hydrophytes; 2) the substrate is predominantly undrained hydric soil; and 3) the substrate is non-soil and is saturated with water or covered by shallow water at some time during the growing season of each year.

Wildlife Habitat.

Wildlife and wildlife habitat shall be protected in accordance with the following standards:

- A. Rare, threatened or endangered species or species of special concern, as defined by the California Department of Fish and Game, US Forest Service (USFS), Bureau of Land Management (BLM), or the US Fish and Wildlife Service, and their respective habitat shall be conserved as prescribed by the federal Endangered Species Act of 1973, 16 U.S.C. section 1531, and the California Endangered Species Act, Fish and Game Code section 1900, et seq. If avoidance cannot be achieved through the available alternatives, mitigation shall be proposed in accordance with the rules and regulations of the California Department of Fish and Game, USFS, BLM, the US Fish and Wildlife Service, the US Army Corps of Engineers and other applicable agencies.
- B. Wildlife habitat shall be established on disturbed lands in a condition similar to or better than that which existed before the lands were disturbed, unless the proposed end use precludes its use as wildlife habitat or the approved reclamation plan establishes a different habitat type than that which existed prior to disturbance.
- C. Wetland habitat shall be avoided. Any wetland habitat impacted as a consequence of resource development activities shall be mitigated at a minimum of a 1:1 ratio for wetland habitat acreage and wetland habitat value.

Backfilling, Regrading, Slope Stability, and Recontouring.

Backfilling, regrading, slope stabilization, and recontouring shall conform to the following standards:

- A. Where backfilling is proposed for urban uses (e.g., roads, building sites, or other improvements sensitive to settlement), the fill material shall be compacted in accordance with the Uniform Building Code, the Mono County Grading Ordinance, or other methods approved by the County as appropriate for the approved end use;
- B. Where backfilling is required for resource conservation purposes (e.g., agriculture, fish and wildlife habitat, and wild land conservation), fill material shall be backfilled to the standards required for the resource conservation use involved;
- C. Piles or dumps of waste material, such as mining waste, shall be stockpiled in such a manner as to facilitate phased reclamation. They shall be segregated from topsoil and topsoil substitutes or growth media salvaged for use in reclamation;
- D. Final reclaimed fill slopes, including permanent piles or dumps of mine waste rock and overburden, shall not exceed 2:1 (horizontal:vertical), except where site-specific geologic and engineering analyses demonstrate that the proposed final slope will have a minimum slope stability factor of safety that is suitable for the approved end use, and when the proposed final slope can be successfully revegetated;
- E. At closure, all fill slopes, including permanent piles or dumps of mine waste and overburden, shall conform to the surrounding topography and/or approved end use;
- F. Cut slopes, including final high walls and quarry faces, shall have a minimum slope stability factor of safety that is suitable for the proposed end use and that conforms to the surrounding topography and/or approved end use; and
- G. Permanent placement of piles or dumps of waste material, such as mining waste and overburden, shall not occur within wetlands unless mitigation accepted by the lead agency has been approved to offset wetland impacts and/or losses.

Revegetation.

Revegetation shall be part of the approved plan, unless it is not consistent with the approved end use.

- A. A vegetative cover suitable for the approved end use and capable of self-regeneration without continued dependence on irrigation, soil amendments or fertilizer shall be established on disturbed lands unless an artificially maintained landscape is consistent with the approved reclamation plan. Vegetative cover-density and species-richness shall be, where appropriate, sufficient to stabilize the surface against effects of long-term erosion and shall be similar to naturally occurring habitats in the surrounding area. The vegetative density, cover and species-richness of naturally occurring habitats shall be documented in baseline studies carried out prior to the initiation of resource development activities.
- B. Test plots conducted simultaneously with resource development activities shall be required to determine the most appropriate planting procedures to be followed to ensure successful implementation of the proposed revegetation plan. The County may waive the requirement to conduct test plots when the success of the proposed revegetation plan can be documented from experience with similar species and conditions or by relying on competent professional advice based on experience with the species to be planted.
- C. Where resource development activities result in compaction of the soil, ripping, disking, or other means shall be used in areas to be revegetated to eliminate compaction and to establish a suitable root zone in preparation for planting.

- D. Prior to closure, all access roads, haul roads, and other traffic routes to be reclaimed shall be stripped of any remaining road base materials, prepared in accordance with section G below, covered with suitable growth media or topsoil, and revegetated.
- E. Soil analysis shall be required to determine the presence or absence of elements essential for plant growth and to determine those soluble elements that may be toxic to plants, if the soil has been chemically altered, or if the growth media consists of other than the native topsoil. If soil analysis suggests that fertility levels or soil constituents are inadequate to successfully implement the revegetation program, fertilizer or other soil amendments may be incorporated into the soil. When native plant materials are used, preference shall be given to slow-release fertilizers, including mineral and organic materials that mimic natural sources, and shall be added in amounts similar to those found in reference soils under natural vegetation of the type being reclaimed.
- F. Temporary access for exploration or other short-term uses on arid lands shall not disrupt the soil surface except where necessary to gain safe access. Barriers shall be installed when necessary to prevent unauthorized vehicular traffic from interfering with the reclamation of temporary access routes.
- G. Indigenous plant species shall be used for revegetation, except when introduced species are necessary to meet the end uses specified in the approved reclamation plan. Areas to be developed for industrial, commercial or residential uses shall be revegetated for the interim period, as necessary, to control erosion. In this circumstance, non-indigenous plant species may be used if they are not noxious weeds and if they are species known not to displace indigenous species in the area.
- H. Planting shall be conducted during the most favorable period of the year for plant establishment.
- I. Soil stabilizing practices shall be used where necessary to control erosion and for successful plant establishment. Irrigation may be used when necessary to establish vegetation.
- J. If irrigation is used, the operator must demonstrate that the vegetation has been self-sustaining without irrigation for up to five years prior to release of the financial assurances by the County, unless an artificially maintained landscape is consistent with the end use.
- K. Weeds, as defined by the Soil Conservation Service, or the county Agricultural Commissioner, or the California Native Plant Society, shall be managed: 1) when they threaten the success of the proposed revegetation; 2) to prevent spreading to nearby areas; and 3) to eliminate fire hazard.
- L. Protection measures, such as fencing of revegetated areas and/or the placement of cages over individual plants, shall be used in areas where grazing, trampling, herbivory, or other causes threaten the success of the proposed revegetation. Fencing shall be maintained until revegetation efforts are successfully completed and the County authorizes removal.
- M. Success of revegetation shall be judged based upon the effectiveness of the vegetation for the approved end use, and by comparing the quantified measures of vegetative cover, density, and species-richness of the reclaimed lands to similar parameters of naturally occurring vegetation in the area. Either baseline data or data from nearby reference areas may be used as the standard for comparison. Quantitative standards for success and the location(s) of the reference area(s) shall be set forth in the approved reclamation plan. Comparisons shall be made until performance standards are met provided that, during the last two years, there has been no human intervention, including for example, irrigation, fertilization, or weeding. Standards for success shall be based on expected local recovery rates. Valid sampling techniques for measuring success shall be specified in the approved reclamation plan. Sample sizes must be sufficient to produce at least an 80% confidence level.

Drainage, Diversion Structures, Waterways, and Erosion Control.

- A. Reclamation activities shall be conducted to protect on-site and downstream beneficial uses of water in accordance with the Porter-Cologne Water Quality Control Act, Water Code Section 13000 et seq., and the Federal Clean Water Act, 33 U.S.C. Section 1251 et seq.
- B. The quality of water, recharge potential, and storage capacity of groundwater aquifers shall not be diminished, except as allowed in the approved reclamation plan.
- C. Erosion and sedimentation shall be controlled during all phases of construction, operation, reclamation, and closure of an operation to minimize siltation of lakes and watercourses, as required by the Lahontan Regional Water Quality Control Board, the State Water Resources Control Board, and the Mono County Grading Ordinance.
- D. Surface runoff and drainage shall be controlled by berms, silt fences, sediment ponds, revegetation, hay bales, or other erosion control measures, to ensure that surrounding land and water resources are protected from erosion, gullying, sedimentation, and contamination. Erosion control methods shall be designed to handle runoff from not less than the 20-year/one-hour intensity storm event.
- E. Where natural drainages are covered, restricted, rerouted or otherwise impacted, mitigating alternatives shall be proposed and specifically approved in the reclamation plan to assure that runoff shall not cause increased erosion or sedimentation.
- F. When stream diversions are required, they shall be constructed in accordance with:
 - 1. applicable stream and lake alteration agreements between the operator and the California Department of Fish and Game; and
 - 2. the requirements of the Federal Clean Water Act, Sections 301 (33 U.S.C. Section 1311) and 404 (33 U.S.C. Section 1344) and/or section 10 of the Rivers and Harbors Act.
- G. When no longer needed to achieve the purpose for which they were authorized, all temporary stream channel diversions shall be removed and the affected land reclaimed.

Prime Agricultural Land Reclamation.

In addition to the standards for topsoil salvage, maintenance, and redistribution, the following standards shall apply to operations on prime agricultural lands where the approved end use is agriculture:

- A. Resource development activities that will operate on prime agricultural lands, as defined by the US Soil Conservation Service, shall return all disturbed areas to a fertility level as specified in the approved reclamation plan;
- B. When distinct soil horizons are present, topsoil shall be salvaged and segregated by defined A, B and C soil horizons. Upon reconstruction of the soil, the sequence of horizons shall have the A atop the B, the B atop the C, and the C atop graded overburden;
- C. Reclamation shall be deemed complete when productive capability of the affected land is equivalent to or exceeds, for two consecutive crop years, that of the pre-disturbance condition or similar crop production in the area. Productivity rates, based on reference areas described in the approved reclamation plan, shall be specified in the approved reclamation plan; and
- D. Use of fertilizers or other soil amendments shall not cause contamination of surface or groundwater.

Other Agricultural Land.

The following standards shall apply to agricultural lands, other than prime agricultural lands, when the approved end use is agriculture.

- A. In addition to the standards for topsoil salvage, maintenance, and redistribution, non-prime agricultural lands shall be reclaimed so as to be capable of sustaining economically viable production of crops commonly grown in the surrounding areas.

Building, Structure and Equipment Removal.

- A. All equipment, supplies, and other materials shall be stored in designated areas (as shown in the approved reclamation plan). All waste shall be disposed of in accordance with state and local health and safety ordinances.
- B. All buildings, structures, and equipment shall be dismantled and removed prior to final site closure except those buildings, structures, and equipment approved in the reclamation plan as necessary for the end use.

Stream Protection, Including Surface and Groundwater.

- A. Surface and groundwater shall be protected from siltation and pollutants that may diminish water quality as required by the Federal Clean Water Act, sections 301 et seq. (33 U.S.C. section 1311), 404 et seq. (33 U.S.C. section 1344), the Porter-Cologne Act, section 13000 et seq., the county Grading Ordinance, the Lahontan Regional Quality Control Board or the State Water Resources Control Board.
- B. In-stream surface mining operations shall be conducted in compliance with Section 1603 of the California Fish and Game Code, section 404 of the Clean Water Act, and section 10 of the Rivers and Harbors Act.
- C. Surface mining activities in stream or river channels shall be regulated to control channel degradation in order to prevent undermining of bridge supports, exposure of pipelines or other structures buried within the channel, loss of spawning habitat, lowering of groundwater levels, destruction of riparian vegetation, and increased stream bank erosion (exceptions may be specified in the approved reclamation plan). Changes in channel elevations and bank erosion shall be evaluated annually using records of annual extraction quantities and bench marked annual cross sections and/or sequential aerial photographs to determine appropriate extraction locations and rates.
- D. In accordance with requirements of the California Department of Fish and Wildlife, in-stream mining activities shall not cause fish to become entrapped in pools or in off-channel pits, nor shall they restrict spawning or migratory activities.

Topsoil Salvage, Maintenance and Redistribution.

When the approved reclamation plan calls for revegetation or cultivation of disturbed lands, the following performance standards shall apply to topsoil salvage, maintenance, and redistribution activities:

- A. All salvageable topsoil suitable for revegetation shall be removed as a separate layer from areas to be disturbed. Topsoil and vegetation removal shall not precede development activities by more than one year, unless a longer time period is approved by the County.
- B. Topsoil resources shall be mapped prior to stripping and the location of topsoil stockpiles shall be shown on a map in the reclamation plan. If the amount of topsoil needed to cover all surfaces to be revegetated is not available on site, other suitable material capable of sustaining vegetation (such as subsoil) shall be removed as a separate layer for use as a suitable growth media. Topsoil and suitable growth media

shall be maintained in separate stockpiles. Test plots may be required to determine the suitability of growth media for revegetation purposes.

- C. Soil salvage operations and phases of reclamation shall be carried out in accordance with a schedule that: 1) is set forth in the approved reclamation plan; 2) minimizes the area disturbed; and 3) is designed to achieve maximum revegetation success allowable under the mining plan.
- D. Topsoil and suitable growth media shall be used to phase reclamation as soon as can be accommodated by the operations schedule presented in the approved reclamation plan. Topsoil and suitable growth media that cannot be utilized immediately for reclamation shall be stockpiled in an area where it will not be disturbed until needed for reclamation. Topsoil and suitable growth media stockpiles shall be clearly identified to distinguish them from waste dumps. Topsoil and suitable growth media stockpiles shall be planted with a vegetative cover or shall be protected by other equally effective measures to prevent water and wind erosion and to discourage weeds. Relocation of topsoil or suitable growth media stockpiles for purposes other than reclamation shall require prior written approval from the County.
- D. Topsoil and suitable growth media shall be redistributed in a manner that results in a stable, uniform thickness consistent with the approved end use, site configuration, and drainage patterns.

Tailing and Waste Management.

- A. State Water Resources Control Board mine waste disposal regulations in Article 7 of Chapter 15 of Title 23, California Code of Regulations, shall govern mine waste and tailings, and mine waste disposal units shall be reclaimed in conformance to this article.
- B. Geothermal drilling waste and cuttings shall be disposed of in a manner approved by the Lahontan Regional Water Quality Control Board.

Closure of Surface Openings.

- A. Except those used solely for blasting or those that will be mined through within one year, all drill holes, water wells, and monitoring wells shall be completed or abandoned in accordance with each of the following:
 - 1. Water Code Sections 13700 et seq. and 13800 et seq.;
 - 2. The applicable local ordinance adopted pursuant to Water Code Section 13803;
 - 3. The applicable Department of Water Resources report issued pursuant to Water Code Section 13800; and
 - 4. Subdivisions (1) and (2) of Section 2511 (g) of Chapter 15 of Title 23 regarding discharge of waste to land.
- B. Prior to closure, all portals, shafts, tunnels, or other surface openings to underground workings shall be gated or otherwise protected from public entry in order to eliminate any threat to public safety and to preserve access for wildlife habitat.
- C. All geothermal wells shall be completed or abandoned in accordance with the California Division of Oil and Gas if located on non-federal land or with the Bureau of Land Management if located on federal land.

35.060 Vested Surface Mining Operations.

- A. Reclamation Plan:

1. Reclamation Plan: The reclamation plan required pursuant to this chapter shall apply to "vested" surface mining operations conducted after January 1, 1976.
 - a. Where a person with a "vested" right has continued surface mining operations in the same area subsequent to January 1, 1976, he shall obtain approval of a reclamation plan, in conformance to applicable provisions of this chapter, covering the mined lands disturbed by such subsequent surface mining operations. In those cases where an overlap exists (in the horizontal or vertical sense) between pre and post January 1, 1976, surface mining operations, the reclamation plan shall call for reclamation proportional to that disturbance caused by the surface mining operation after January 1, 1976.

35.070 Idle Mine Status.

A. Interim management plan:

1. Filing: Unless specified in the use permit, within 90 days of a surface mining operation becoming idle, the operator shall submit to the Planning Division for review and approval, an "interim management plan." The interim management plan shall describe, in detail, measures the operator will implement to maintain the site in compliance with conditions specified in the use permit and with standards specified in the approved reclamation plan.
2. Term of plan: The interim management plan may remain in effect for a period not to exceed five years, at which time the County shall do one of the following:
 - a. Renew the interim management plan for an additional period not to exceed five years, provided the County finds that the operator has complied fully with the interim management plan; or,
 - b. Require the operator to commence reclamation in accordance with the approved reclamation plan.
3. Financial assurances: Financial assurances required by this chapter shall remain in effect during the period the operation is idle.
4. Interim management plan approval: The receipt of an interim management plan shall be considered and processed as an amendment to the approved reclamation plan in accordance with applicable provisions of this chapter. As specified in SMARA, the review and approval of an interim management plan for a surface mining operation shall not be considered a project under CEQA.
5. The operator of a resource development activity that has been abandoned for a period of more than 12 months shall be subject to revocation of the approved use permit and be required to commence reclamation in accordance with the approved plan.

35.080 Annual Inspections.

A. Inspections:

1. Inspections Required: Resource development activities shall comply with the following inspection and reporting requirements:
 - a. The operator shall file a request for annual inspection with the county Compliance Officer at least once in each calendar year. Requests for annual inspections shall be accompanied by the appropriate filing fee and, for surface mining operations, shall coincide with the dates for annual SMARA inspections. All such requests shall include a written report prepared by a qualified

registered professional that identifies to what extent the reclamation at the site conforms or deviates from the approved reclamation plan.

- b. The Compliance Officer shall inspect or cause to be inspected the site within 30 working days of receipt of the written report, filing fee, and application for inspection. Unless otherwise agreed, failure to inspect within 30 working days shall be deemed acceptance of the report and a finding that the resource development operation is in compliance with the reclamation plan.

35.090 Administration.

A. Appeals:

Appeals of any decision pertaining to reclamation plans may be made in conformance to the provisions of Chapter 19.42 of the land development regulations.

B. Fees:

Fees required in conjunction with the provisions of this chapter shall be established from time to time by the Board of Supervisors.

C. Public Records and Proprietary Information:

Public record: Reclamation plan submittals, interim management plans and other documents submitted in support of this chapter are public records unless it is demonstrated to the satisfaction of the County that the release of such information, or part thereof, would reveal reserves, production, or rates of depletion entitled to protection as proprietary information. The operator shall identify such proprietary information as a separate part of the application, and such proprietary information shall be made available only to persons authorized in writing by the operator to receive such proprietary information, and for surface mining operations to the State Geologist.

D. Successor in Interest:

Whenever any resource development activity or portion of such an operation is sold, assigned, conveyed, exchanged, or otherwise transferred, whether voluntarily or by operation of law, the original permittee as well as each successor in interest shall be bound by the provisions of any reclamation plan approved pursuant to the provision of this chapter, provided, however, that the original permittee or any successor in interest may be relieved from all liability for completing the reclamation by action of the Board of Supervisors if, after application to the Board, it is determined that the current owner has posted adequate security to ensure completion of all remaining reclamation.

35.100 Surety Requirements.

A. Surety:

1. **Surety Required:** The operator or person responsible for the reclamation plan submittal shall be required to execute an agreement and to provide adequate and acceptable surety, made payable to the County and (for surface mining operations) the State Geologist, guaranteeing compliance with the approved reclamation plan. This requirement shall be satisfied prior to commencing any on-site resource development activity, and liability shall continue until all reclamation work required by the reclamation plan has been concluded and accepted by the County.
2. **Continued liability:** In addition, the operator or person responsible for final reclamation shall have a continued liability to guarantee the continued viability of the reclamation effort not to exceed five growing seasons following the conclusion and acceptance of reclamation by the County. This liability shall begin anew whenever reclamation efforts fail to meet the reclamation plan performance standards and additional reclamation is required. The minimum security to be retained to guarantee the continued viability of the reclamation effort shall be as follows:

- a. If the security guarantees the cost of all reclamation, 10% of the aggregate cost of all reclamation;
or
 - b. If the security was posted in conformance to a phased reclamation program any other method acceptable to the County that ensures the continued viability of the reclamation effort.
3. Insurance: The operator shall maintain, to the satisfaction of the County and for the life of the reclamation plan, liability insurance of not less than \$500,000 for one person, \$1 million for all persons, and \$2 million for property damage, or other amounts adopted by the Board of Supervisors. This requirement would not preclude the operator from being self-insured.
 4. Form of Surety: The security required in conformance to the provisions of this chapter shall be made payable to the County and, in the case of surface mining operations, the State Geologist; shall be subject to review and approval by the County; and shall be in the form of one the following:
 - a. Surety Bonds;
 - b. Irrevocable Letters of Credit;
 - c. Trust Funds; or
 - d. For surface mining operations, other forms of financial assurance as may be specified by the State Mining & Geology Board.
 5. Surety Adjustments: The amount of financial assurances required by this chapter may be adjusted annually by the County in consideration of information provided in the annual report. Adjustments shall take into consideration, but not be limited to, new lands disturbed, inflation, prior compliance, and reclamation accomplished in accordance with the approved plan.
 6. Prior surety approvals: If a surface mining operation and/or reclamation plan has received approval of its financial assurances prior to January 1, 1991, from a public/federal agency other than Mono County, the County shall deem those financial assurances adequate for the purposes of this chapter, or shall credit them toward fulfillment of financial assurances required by this chapter.
- B. Release of Surety:
1. Acceptance: The operator shall file a request for final inspection with the county Compliance Officer, accompanied by the appropriate filing fee. No reclamation or phase of reclamation shall be deemed accepted until the work has been inspected and approved and a certificate of acceptance has been executed by the county Compliance Officer and filed with the Board of Supervisors and, for surface mining operations, the State Geologist.
 2. Inspection: Within 60 days after the county Compliance Officer has received a request for final inspection for completion of reclamation, or any phase of reclamation; the county Compliance Officer shall inspect, or cause to be inspected, the subject area. The county Compliance Officer shall then file the certificate of acceptance or shall notify the operator, in writing, of any items that are found to be inconsistent with the approved reclamation plan.
 3. Release of Bond: Thirty days after the county Compliance Officer files the certificate of acceptance with the Board of Supervisors, unless otherwise directed by the Board of Supervisors, the County shall release the surety.

35.110 Enforcement.

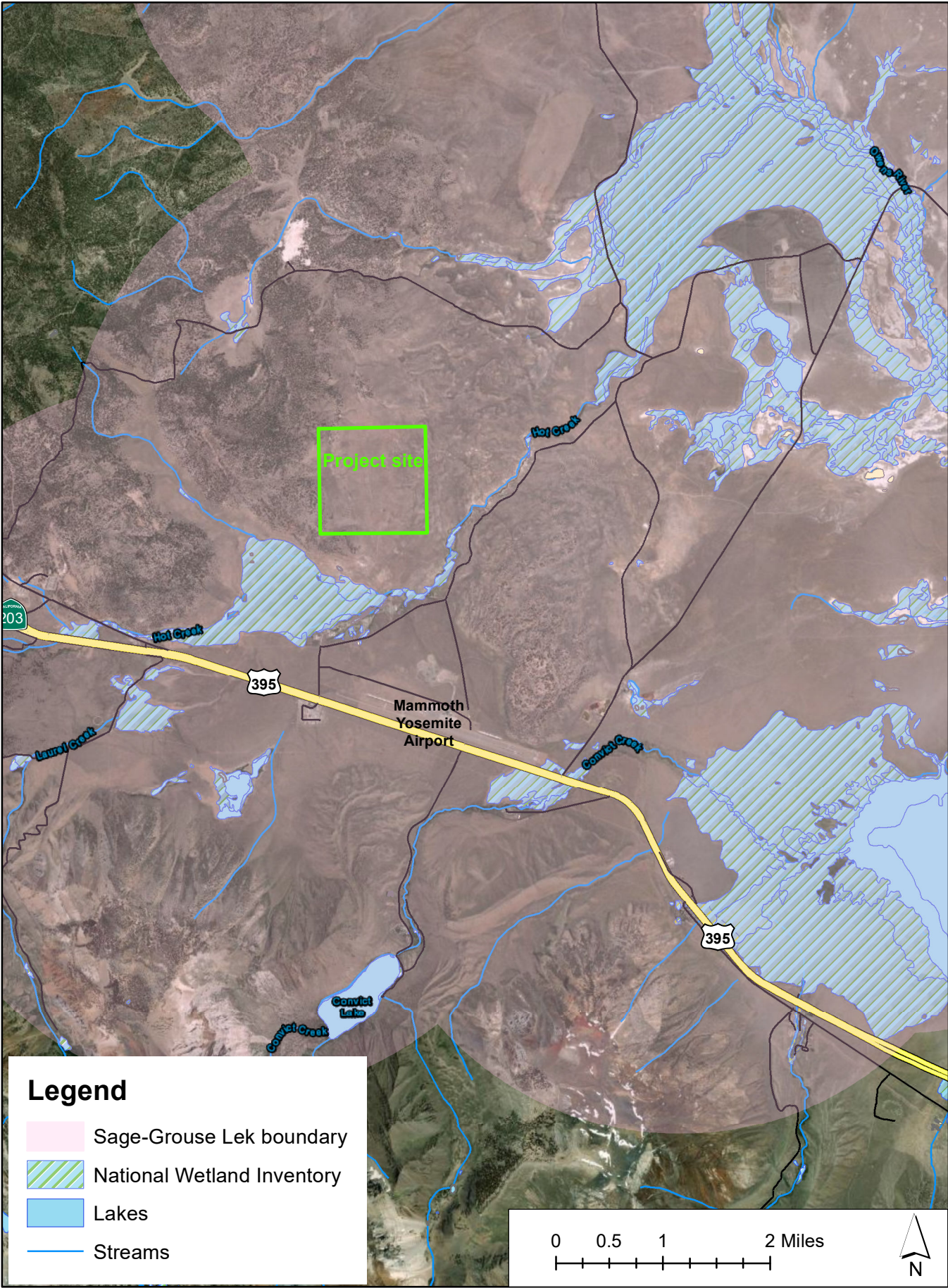
A. Enforcement:

The provisions of this chapter shall be enforced by the Economic Development Department, the county Planning Division, and/or the county Compliance Officer or such other persons as may be designated by the Board of Supervisors. Enforcement of the provisions contained in this chapter shall be in accordance with applicable provisions of the Mono County Code.

B. Right of Entry:

Whenever it becomes necessary to inspect resource development activities as provided in this chapter or to investigate complaints associated with resource development activities or to monitor conditions of approval as may be imposed on resource development activities, reasonable access to the project site shall be afforded by the operator in conformance to Chapter 1.08 of the Mono County Code. Authorized representatives of the County, upon presentation of appropriate credentials, shall have access to the site without advance notice.

Long Valley Exploration Drilling Project



Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

Mono County General Plan Excerpts Regarding Mining

April 26, 2021

*Many of these regulations may not apply because the County does not have land use authority; however, the County requests that the Inyo National Forest respect the regulations that the County would have imposed in order to maintain public safety and rural character.

LAND USE ELEMENT

Countywide Policies

Policy 1.A.4. Designate most lands outside existing community areas for low intensity uses (e.g., open space, agricultural, resource management). Higher-intensity uses (e.g., industrial, resource extraction, large-scale resort development) may be permitted outside existing community areas if it can be demonstrated that the use cannot be accommodated in existing community areas, that the use is incompatible with existing community uses, or that the use directly relies on the availability of unique on-site resources. Higher-intensity uses shall not adversely impact the area's scenic, recreational, cultural and natural resources.

Action 1.A.4.a. Proposals for higher-intensity uses outside community areas, including mining operations, shall be addressed through the Specific Plan process. Such development may be allowed through a Specific Plan provided that at a minimum, the following findings can be made:

- a. Permanent open space preservation is provided;
- b. The development would not adversely affect existing or potential farming, ranching, or recreational operations;
- c. Development is clustered, concentrated or located to avoid adverse impacts to cultural resources;
- d. Development is clustered, concentrated or located to maintain the visual quality of the area;
- e. Adequate public services and infrastructure for the proposed development are available or will be made available;
- f. The development protects and is compatible with the surrounding natural environment and rural character of the area;
- g. Housing is limited to that necessary to maintain the development; and
- h. The development avoids or mitigates potential significant environmental impacts as required by Mono County General Plan policies and the California Environmental Quality Act (CEQA).

Policy 1.A.9. Regulate resource development projects in a manner that maintains environmental quality.

Action 1.A.9.a. Refer to Chapter 15, Resource Development Standards, for applicable activities and land use designations.

Action 1.A.9.b. In areas where the existing General Plan land use designation is inconsistent with Chapter 15, applications for mining operations, geothermal operations, small-scale hydroelectric generation facilities, wind and solar energy generation facilities, or similar resource extraction activities shall require a General Plan Amendment.

Action 1.A.9.c. Regulate mineral extraction activities in a manner consistent with the Mineral Resource Policies of the Conservation/Open Space Element.

Action 1.A.9.d. Regulate geothermal development and other energy development projects in a manner consistent with the Energy Resources Policies in the Conservation/Open Space Element.

Action 1.A.9.e. Existing mining operations, geothermal operations, and other existing resource-extraction operations, including salable materials operations (e.g., aggregate mining) have been designated Resource Extraction. Once these sites have been exhausted and reclaimed, the land use designation shall be revised to reflect the planned future land use.

Mammoth Vicinity Area Policies

Objective 21.C. Preserve and enhance natural resources in the Mammoth vicinity.

Policy 21.C.1. Maintain or enhance the integrity of key wildlife habitat in the area. Examples of key habitat include, but are not limited to: key winter ranges, holding areas, migration routes, and fawning areas for mule deer; leks, and winter and summer range for sage grouse; and waterfowl habitat at Crowley Lake, Laurel Pond, and along the Owens River.

Action 21.C.1.a. Implement policies in the Conservation/Open Space Element.

Policy 21.C.2. Maintain or enhance the integrity of fisheries in the planning area.

Action 21.C.2.a. Support the trout enhancement by the CDFW for the Mammoth area.

Action 21.C.2.b. Manage riparian areas to maintain high-quality habitat for fish, especially in threatened and endangered species waters, wild trout waters, and the meadow reaches of streams.

Policy 21.C.3. Preserve, maintain and enhance surface and groundwater resources in the planning area.

Action 21.C.3.a. Require projects that could adversely impact water resources, including down-gradient water resources, to avoid or mitigate effects to a point where clearly no significant effects would occur.

Policy 21.C.4. Regulate geothermal and mining and reclamation activities in the Mammoth vicinity in a manner that retains the scenic, recreational, and environmental integrity of the Mammoth vicinity.

Action 21.C.4.a. All geothermal, mining and reclamation activities shall comply with the policies of the county Conservation/Open Space Element and the county Reclamation Ordinance.

Action 21.C.4.b. Geothermal and mineral extraction activities shall be allowed only in areas designated Resource Extraction; exploratory activities shall be allowed only in areas designated Resource Management, Open Space, or Agriculture.

CONSERVATION/OPEN SPACE ELEMENT

Biological Resources

Policy 2.A.3. Protect and restore sensitive plants, wildlife and their habitat, and those species of exceptional scientific, ecological, or scenic value.

Action 2.A.3.a. Enforce maximum site disturbance standards in appropriate land use designations in the Mono County General Plan.

Action 2.A.3.b. Require landscape plans to incorporate the use of native vegetation when feasible. The transplanting of existing vegetation and use of locally collected seed may be required in the landscape plan.

Action 2.A.3.c. When applicable, revegetation and landscape plans should include provisions to retain and re-establish upland vegetation, especially bitterbrush and sagebrush, as important mule deer and sage grouse habitat.

Action 2.A.3.d. In order to protect their special value to plant diversity and wildlife habitat, limit development in edge zones, riparian areas, and wetlands.

Action 2.A.3.e. Projects within key sage grouse habitat shall not be permitted unless a finding is made that potential impacts have been avoided or mitigated to a level of non-significance or a statement of overriding considerations is approved. Potential mitigation measures may include:

- Minimizing site disturbance and limiting it to the poorest quality habitat on the parcel (e.g., near trees, away from leks and water, etc.);
- Siting structures taller than 6 feet or above the sagebrush average height outside the line of sight of a lek;
- Minimizing the installation of fencing and all fencing shall be of a wildlife friendly design, which may include the following specifications: not taller than 42", three strands, bottom strand a minimum of 16" from the ground, top wire marked for visibility, lay down and let-down fencing, and avoidance of posts serving as avian predator perches. Other designs may be warranted depending on the wildlife concerns of the areas, and the BLM, USFWS and/or CDFW should be consulted;
- Installing perch deterrents on structures taller than 6 feet or above the sagebrush average height;
- Controlling domestic animals on the property;
- Designating seasonal use restrictions;
- Restoring native vegetation or otherwise improving vegetative habitat, including removal of invasive trees and annual grasses, and reducing fire risk on nearby public lands;
- Contributing financially to an established program undertaking habitat restoration within Mono County; and
- Including other measures developed in consultation with key Bi-State sage grouse partners (e.g., USFWS, CDFW, BLM, USFS), including considerations to mitigate impacts to reduced connectivity and fragmentation.
- To protect nesting and brood-rearing habitat, agricultural cultivation shall not disturb or remove sagebrush habitat within three miles of an active lek, or as determined through an informal consultation process with applicable Bi-State Conservation partners.

Mineral Resources

Objective 7.C. Manage all mineral resource development activities in a manner that adequately protects the public health, safety, and welfare as well as environmental and socio-economic values.

Policy 7.C.1. Mineral resource development projects shall meet or exceed applicable provisions of CEQA, NEPA, SMARA, Mono County LUE Chapter 35 (reclamation plans) and the Mono County Environmental Handbook.

Action 7.C.1.a. Mineral resource development projects shall strive to avoid or mitigate potentially significant adverse environmental impacts. Significant adverse impacts that cannot be mitigated to a level of non-significance shall require findings of overriding consideration in conformity to CEQA.

Action 7.C.1.b. Require an Environmental Impact Report (EIR), with appropriate mitigation, for all open pit mining operations that are subject to permit requirements as specified in SMARA and that propose to utilize a cyanide heap leaching process.

Action 7.C.1.c. Encourage project proponents to meet with County personnel and responsible/trustee agencies as early as possible, prior to submitting an application, in order to identify the scope and magnitude of issues that may be considered environmentally significant.

Action 7.C.1.d. Encourage the public, through appropriate public notice, to participate in the scoping process for all mineral resource development projects.

Policy 7.C.2. Mineral resource development projects shall comply with all applicable provisions of the county's General and Area Plans, along with requirements set forth in the California Surface Mining and Reclamation Act (SMARA); the California Code of Regulations, Title 14, "Mining and Geology"; and County ordinances.

Action 7.C.2.a. Mineral resource development activities may be permitted only in those areas designated for Resource Management and Resource Extraction. Extraction of saleable materials/aggregates (e.g., sand or gravel) may also be permitted in areas designated Agriculture and Resource Extraction.

Action 7.C.2.b. Recreational mining (the extraction of minerals that does not require a county, state or federal permit of any type, and does not utilize mechanized earth-moving equipment) shall be permitted in all districts.

Action 7.C.2.c. Surface and subsurface mining operations shall obtain a mining use permit, including approval of a reclamation plan (Mono County LUE Chapter 35), prior to commencing surface disturbance activities.

Action 7.C.2.d. Develop appropriate application forms to expedite the application and processing of mineral resource exploration, development, and reclamation projects. Update these forms as necessary to reflect applicable federal, state, and county regulatory changes.

Policy 7.C.3. Surface mining operations located on federal lands shall conform to applicable provisions of SMARA.

Action 7.C.3.a. Administration and coordination of surface mining activities on lands administered through the BLM shall be in conformity to the Memorandum of Understanding (MOU) between the BLM and the County.

Action 7.C.3.b. Pursue methods, such as a MOU or Joint Powers Agreement, to address the administration and coordination of surface mining activities on lands administered through the USFS.

Resource Management (RM)

INTENT: The “RM” designation is intended to recognize and maintain a wide variety of values in the lands outside existing communities. The RM designation indicates the land may be valuable for uses including but not limited to recreation, surface water conservation, groundwater conservation and recharge, wetlands conservation, habitat protection for special-status species, wildlife habitat, visual resources, cultural resources, geothermal or mineral resources. The land may also need special management consideration due to the presence of natural hazards in the area; e.g., avalanche-prone areas, earthquake faults, flood hazards, or landslide or rockfall hazards.

The RM designation provides for low-intensity rural uses in a manner that recognizes and maintains the resource values of the parcel.

Land subject to the land use authority of an agency other than the County may be designated RM with a reference to the appropriate plan as follows:

Humboldt-Toiyabe National Forest Land & Resource Management Plan – RM/TNF
 Inyo National Forest Land & Resource Management Plan – RM/INF
 Mono Basin National Forest Scenic Area Comprehensive Management Plan – RM/MB
 Bureau of Land Management, Bishop Resource Management Plan – RM/BLM
 California Department of Fish and Game Lands – RM/DFG
 Mammoth Yosemite Airport Land Use Plan – RM/ALUP

These designations recognize the planning authority of other agencies on publicly owned lands only; the County has authority over private and LADWP (Los Angeles Department of Water and Power) lands throughout the unincorporated area.

PERMITTED USES

- Single-family dwelling
- Manufactured home used as a single-family dwelling¹
- Accessory buildings and uses²
- Animals and pets (see Animal Standards Section 04.270)
- Home occupations (see Home Occupation regulations, Section 04.290)
- Resource exploratory activities that do not involve excavation, devegetation, or other potentially significant environmental effects
- Agricultural uses, provided that such uses are proposed in conjunction with a bona fide agricultural operation³, except those requiring a use permit
- Small-scale agriculture
- Accessory Dwelling Unit (as prescribed in Chapter 16, Development Standards – Accessory Dwelling Units)
- Non-commercial composting facilities where the operation does not create a nuisance problem and has less than 100 cubic yards of material on site at any given time
- Outdoor cultivation of a maximum of six mature and 12 immature cannabis plants under the Compassionate Use Act.

USES PERMITTED SUBJECT TO DIRECTOR REVIEW (Director Review Processing, Ch. 31)

- Resource exploratory activities that involve excavation, devegetation, or other potentially significant environmental effects

USES PERMITTED SUBJECT TO USE PERMIT (Use Permit Processing, Ch. 32)

- Limited-scale lodging, such as small inns, bed-and-breakfast establishments, and cabins, if found by the Commission to be compatible
- Recreation facilities, such as improved bike trails, cross country ski trails, and pedestrian trails requiring modification of the natural landscape, if found by the Commission to be compatible with the natural habitat of the area
- Construction of an accessory building prior to construction of the main building
- Airports, heliports, taxiways, and landing strips for aircraft
- Mining and geothermal exploration projects
- Commercial composting facilities

DEVELOPMENT STANDARDS

Minimum Parcel Size: 40 acres or 1/4 of 1/4 section

Maximum Site Disturbance: 10% maximum lot coverage is 5%.

Maximum site disturbance may be increased in conformance to the specific plan process.

Minimum Setbacks:

Front: 50' **Rear:** 30' **Side:** 30'

Maximum Building Density: one du/lot and an Accessory Dwelling Unit (see Ch. 16, Development Standards – Accessory Dwelling Units).

Population Density: Maximum population density is 5.02 persons per 40 acres or approximately 0.13 persons per acre.

NOTES

1. Provided that the unit is fewer than 10 years old and meets the criteria set forth in Section 04.280. When there are two mobile homes on the same parcel, they must 1) comply with the Accessory Dwelling Unit requirements (see Ch. 16), or 2) comply with State standards for a mobile-home park and obtain a use permit from the County (see Ch. 17, Mobile-home and RV Parks).
2. Accessory buildings and uses customarily incidental to any of the permitted uses are permitted only when located on the same lot and constructed simultaneously with or subsequent to the main building.
3. "Agricultural uses" include agricultural sheds and warehouses; packing, processing, storage or sale of agricultural products and supplies, machinery, implements and equipment; transportation of agricultural products, supplies and equipment together with the necessary maintenance, repair and service of trucks and equipment used therein; the feeding and selling of livestock; aquaculture; accessory buildings and uses including barns, stables and other farm outbuildings; quarters for farm labor or other employees employed on the premises; stands for sale of agricultural products grown on the premises.
4. Large-scale projects may be subject to a Specific Plan (Ch. 36) in conformance to the General Plan.
5. Uses may have been omitted from the list of those specified, hence the Commission may find other uses to be similar and not more obnoxious or detrimental to the public health, safety and welfare. See explanation of interpreting "similar uses" Chapter 04, Uses not listed as permitted.

SEE ALSO

Land Development Regulations –

- Ch. 04 Development Standards – General
- Ch. 06 Development Standards – Parking
- Ch. 07 Development Standards – Signs
- Table 04.010 Building Heights

Resource Extraction (RE)

INTENT: The “RE” designation is intended to provide for protection of the environment and resource extraction activities in a manner consistent with the Mono County General Plan and applicable state and federal laws. The designation is also intended to provide for processing plants utilizing on-site materials or materials found in close proximity to the site. The Resource Extraction Designation is intended to be applied only in areas with existing or proposed and permitted resource development activities.

PERMITTED USES

All permitted uses within each category are not listed; the Commission may determine additional uses for each category as long as they are consistent with the intent of this designation (see Section 04.030, Interpretation of Similar Uses).

- Geological, geochemical, or geophysical mapping, surface sampling by hand of outcrops and soil, and activities that do not involve extensive excavation, devegetation, or other potentially significant environmental effects.
- Such other uses as the Director may determine to be of an infrequent nature and that involve only minor surface disturbances.
- Residential uses are limited to caretaker units or on-call employee housing associated with on-site resource development projects; such residential units shall be removed during the final reclamation process. Residential subdivisions or other types of permanent residential development are not allowed.
- Agricultural uses that are compatible with the resource extraction activity.

USES PERMITTED SUBJECT TO DIRECTOR REVIEW (Director Review Processing, Ch. 31)

- Excavations or grading conducted for farming or on-site construction for the purpose of restoring land following a flood or natural disaster.
- Resource development activities involving the prospecting for, or extraction of, minerals for commercial purposes and the removal of overburden in total amounts of less than 1,000 cubic yards in any one parcel of one acre or less.
- Resource development activities that do not involve either the removal of more than 1,000 cubic yards of minerals, ore, or overburden; or involve more than one acre in any one parcel.
- Surface mining operations that are required by federal law in order to protect a mining claim, if such operations are conducted solely for this purpose and in compliance with applicable federal regulations that administer the affected mined lands.
- Such other surface mining operations as are categorically determined by the State Mining and Geology Board to be exempt from the provisions of SMARA (Surface Mining and Reclamation Act); and/or those particular resource development activities with similar impacts that the County may determine to be of infrequent nature and/or involve insignificant amounts of surface disturbance.

USES PERMITTED SUBJECT TO USE PERMIT (Use Permit Processing, Ch. 32)

- Surface mining operations as defined in SMARA.
- Subsurface mining operations.
- Exploring, drilling, processing, stockpiling and transporting of gas, oil and other hydrocarbons.
- Exploring, drilling, and development of geothermal resources.
- Construction and operation of geothermal power plants, hydropower plants, and wind and solar power plants.
- Resale and wholesale distributing of materials produced on site and accessory uses, including but not limited to constructing and using rock-crushing plants, aggregate washing, screening and drying facilities and equipment, ore-reduction plants, asphalt and concrete batching plants, and storage of materials and machinery in use and utilized by the permitted operation.

DEVELOPMENT STANDARDS

Minimum Lot Area: 40 acres or 1/4 of 1/4 section, with the exception of patent and/or historical mining claims and "vested operations" that shall be considered on a case-by-case basis. Minimum lot area may be reduced in conformance to the permit process.

Minimum District Area: 40 acres or 1/4 of 1/4 section

Density: Residential uses are not permitted with the exception of on-call employee housing or a caretaker's unit.

Setbacks:

No processing equipment or facilities or resource development shall occur within:

- a. 100 feet from any interior public street or highway unless the Public Works director determines that a lesser distance would be acceptable;
- b. 100 feet from any exterior property line;
- c. 500 feet from any adjacent private dwelling, institution, school, or other building or location used for public assemblage; and
- d. No geothermal development located within the Hot Creek Buffer Zone shall occur within 500 feet on either side of a surface watercourse (as indicated by a solid or broken blue line on US Geological Survey 7.5 or 15-minute series topographic maps).

Residential uses shall be:

- a. 50 feet from any interior public street or highway unless the Public Works director determines that a lesser distance would be acceptable; and
- b. 50 feet from any exterior property line.

SEE ALSO

Land Development Regulations -

- Ch. 04 Development Standards – General
- Ch. 06 Development Standards – Parking
- Ch. 07 Development Standards – Signs
- Ch. 15 Development Standards – Resource Extraction
- Ch. 35 Development Standards – Reclamation Plan Processing
- Table 04.010 Building Heights



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Board of Supervisors, sponsored by Supervisor Duggan

TIME REQUIRED Item scheduled to start at 10:30 AM (1.5 hours)

PERSONS APPEARING BEFORE THE BOARD

Inyo National Forest Staff: Forest Supervisor Lesley Yen, District Ranger Gordon Martin, Fire Chief 1 Taro Pusina, District Ranger Megan Mullowney

SUBJECT Inyo National Forest Presentation on Prescribed Fire Management Program and Plans for Managing Recreation

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Inyo National Forest staff will present prescribed fire plans for this and future seasons as well as discuss how the approval process works, what mitigations are in place, etc. Additionally, staff will discuss plans for managing recreation this summer.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Adam Leidy

PHONE/EMAIL: 760-873-2433 / Adam.Leidy@usda.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Leonard Letter and FS Response
Leonard Follow Up Letter

History

Time	Who	Approval
4/29/2021 3:22 PM	County Counsel	Yes
4/29/2021 3:54 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes

From: Garcia, Colleen -FS <colleen.garcia@usda.gov>
Sent: Wednesday, April 21, 2021 11:13:07 AM
To: Christopher Leonard <11053feet@gmail.com>
Cc: Ingrid Braun <ibraun@monosheriff.org>; Al Davis <adavis@townofmammothlakes.ca.gov>; John Urdi <JUrdi@visitmammoth.com>; Dan Holler <dholler@townofmammothlakes.ca.gov>; John Morris <jmorris@snowcreekresort.com>; Kevin Peterson <Kevin@hotcreekranch.com>; Harry Blackburn <Harry@mammothfishing.com>; Jennifer Kreitz <jkreitz@mono.ca.gov>; Stacy Corless <scorless@mono.ca.gov>; Chris Bubser <chris@chrisbubser.com>; reid.dagul@mail.house.gov <reid.dagul@mail.house.gov>; Rhonda Duggan <rduggan@mono.ca.gov>; John Peters <jpeters@mono.ca.gov>; Bob Gardner <bgardner@mono.ca.gov>; Lynn Boulton <[amazinglynn@yahoo.com](mailto:amazinglyynn@yahoo.com)>; bsauser@townofmammothlakes.ca.gov <bsauser@townofmammothlakes.ca.gov>; lsalcido@townofmammothlakes.ca.gov <lsalcido@townofmammothlakes.ca.gov>; jwentworth@townofmammothlakes.ca.gov <jwentworth@townofmammothlakes.ca.gov>; kstapp@townofmammothlakes.ca.gov <kstapp@townofmammothlakes.ca.gov>; srea@townofmammothlakes.ca.gov <srea@townofmammothlakes.ca.gov>; Spinder, Chris <SpinderC@cbsnews.com>; Jack Lunch <jacklunch@yahoo.com>; Shannon Kendall <skendall@mono.ca.gov>
Subject: RE: [External Email]Dispersed camping in the Inyo National Forest

[EXTERNAL EMAIL]

Hello Mr. Leonard,

My apologies, please excuse my previous email sent with an error. Please find my corrected email below.

Hi Mr. Leonard,

I am the FS Minerals and Geology Program Manager and I have sent your email with photos to the Law Enforcement Officer, Laura James. Thank you for providing this helpful information and for helping us preserve and protect valuable resources on the Inyo National Forest.

Sincerely,
Colleen

Colleen Garcia



Colleen Garcia, Geologist
Minerals and Geology Program Manager
Forest Service
Inyo National Forest

p: (760) 873-2424
f: (760) 873-2486
c: (760) 920-0285
colleen.garcia@usda.gov

351 Pacu Lane Suite 200
Bishop, CA 93514
www.fs.fed.us



Caring for the land and serving people

From: Christopher Leonard <11053feet@gmail.com>
Sent: Wednesday, April 21, 2021 9:06 AM
To: Garcia, Colleen -FS <colleen.garcia@usda.gov>
Cc: ibraun@monosheriff.org; Al Davis <adavis@townofmammothlakes.ca.gov>; John Urdi <JUrdi@visitmammoth.com>; Dan Holler <dholler@townofmammothlakes.ca.gov>; John Morris <jmorris@snowcreekresort.com>; Kevin Peterson <Kevin@hotcreekranch.com>; Harry Blackburn <Harry@mammothfishing.com>; Jennifer Kreitz <jkreitz@mono.ca.gov>; Stacy Corless <scorless@mono.ca.gov>; Chris Bubser <chris@chrisbubser.com>; reid.dagul@mail.house.gov; Rhonda Duggan <rduggan@mono.ca.gov>; jpeters@mono.ca.gov; Bob Gardner <bgardner@mono.ca.gov>; Lynn Boulton <amazinglynn@yahoo.com>; bsauser@townofmammothlakes.ca.gov; lsalcido@townofmammothlakes.ca.gov; jwentworth@townofmammothlakes.ca.gov; kstapp@townofmammothlakes.ca.gov; srea@townofmammothlakes.ca.gov; Spinder, Chris <SpinderC@cbsnews.com>; Jack Lunch <jacklunch@yahoo.com>; skendall@mono.ca.gov
Subject: [External Email]Dispersed camping in the Inyo National Forest

[External Email]

If this message comes from an **unexpected sender** or references a **vague/unexpected topic**;
Use caution before clicking links or opening attachments.
Please send any concerns or suspicious messages to: Spam.Abuse@usda.gov

Colleen Garcia (et al.) -

Attached are photos that I took yesterday, Tuesday, April 21, 2021, of dispersed campers found within a two-mile stretch of public Inyo National Forest along Owens River Road in Mono County, California. This stretch of national forest is located between US 395 and the Owens River Campground located down the road. The day before, on Monday, April 20, 2021, I counted ten dispersed campers in the forest. Monday afternoon, I brought this to the attention of Mono County Supervisor Stacy Corless, and she asked me to document the dispersed campers, and send you photographs.

This is a major issue. To assume that it is not, is to put one's head in the sand, and hope for the best this summer. Last summer, we saw the Inyo National Forest completely overrun with dispersed campers. Dispersed campers spending the night on undeveloped land have the potential to leave behind trash, drive through areas not meant for vehicles, harm/disrupt wildlife, and create major forest fires. The southern part of the Inyo National Forest already has experienced two wildfires the last couple of weeks from campers. The threat is huge. It is also very, very unsightly. This isn't going to work. It didn't last summer, and it's not going to this summer nor future summers. Not if you care about the health of the forest.

The Town of Mammoth Lakes has outlawed overnight camping in parts of the town near wilderness. For example, there are signs posted along Mammoth Creek in town just east of the creek in the Hayden's Cabin section that clearly state it is illegal to camp overnight. I have seen them in other places also. If we can do this for Mammoth Lakes, can we not do this for all of Mono County? If the campers don't belong next to Mammoth Creek overnight, why do they belong next to the Owens River overnight? Last week, I saw a large RV parked 200 feet from the Owens River just passed where it flows under the road next to the established campground. The campground was locked and closed.

When I want to overnight in the backcountry, I must legally possess a permit. I submit a small fee to USFS, and I am allowed the opportunity to experience USFS land overnight. Permits are restricted to ensure that it is not overrun with too many people. Likewise, someone using a developed campground must pay to play. Both these opportunities (not a right... an opportunity) are limited. Why? Logically for the health of the forest. What is the message USFS is sending to the public that you no longer need to pay fees to use the forest overnight? It's okay when it's done legitimately, but also okay illegitimately? This is a very mixed message.

USFS is at will to determine their own pay to play cost schedules. The money is a lot less concerning to me than seeing the Inyo National Forest completely overrun this summer with dispersed campers. It was - quite frankly - out of control last summer. Being how I counted ten dispersed campers (not tents... full RV's driving off the main road) within a short two mile stretch on the Owens River Road two days ago... this is going to explode out of control this summer if it is not contained now. If there are ten now, what will July look like? It's not a problem, until it is (major forest fire, trash everywhere, damage to wilderness from driving off established fire roads, etc.). I encourage you to begin to address this issue. I encourage our local leaders to explore the possibility of making it a citable offense to overnight in non-developed land/ overnight without a legitimate permit or payment to an established campground.

I have cc-ed this message to local government officials, law enforcement, concerned citizens, and the media.

You may reach out to me if you would like to discuss this further.

Chris Leonard
818.288.3271

* Please see photographs below...









Subject: FW: Dispersed camping in the Inyo National Forest

-----Original Message-----

From: Christopher Leonard <11053feet@gmail.com>

Sent: Monday, April 26, 2021 5:47 PM

To: Megan -FS Mallowney <megan.mallowney@usda.gov>

Cc: Ingrid Braun <ibraun@monosheriff.org>; Al Davis <adavis@townofmammothlakes.ca.gov>; John Urdi <JUrdi@visitmammoth.com>; Dan Holler <dholler@townofmammothlakes.ca.gov>; John Morris <jmorris@snowcreekresort.com>; Kevin Peterson <Kevin@hotcreekranch.com>; Harry Blackburn <Harry@mammothfishing.com>; Jennifer Kreitz <jkreitz@mono.ca.gov>; Stacy Corless <scorless@mono.ca.gov>; Chris Bubser <chris@chrisbubser.com>; reid.dagul@mail.house.gov; Rhonda Duggan <rduggan@mono.ca.gov>; John Peters <jpeters@mono.ca.gov>; Bob Gardner <bgardner@mono.ca.gov>; Lynn Boulton <amazinglynn@yahoo.com>; bsouser@townofmammothlakes.ca.gov; Isalcido@townofmammothlakes.ca.gov; jwentworth@townofmammothlakes.ca.gov; kstapp@townofmammothlakes.ca.gov; srea@townofmammothlakes.ca.gov; Spinder, Chris <SpinderC@cbsnews.com>; Jack Lunch <jacklunch@yahoo.com>; Shannon Kendall <skendall@mono.ca.gov>

Subject: Re: Dispersed camping in the Inyo National Forest

[EXTERNAL EMAIL]

In light of the fact that an active fire clearly left by a dispersed camper was found abandoned today by a resident fortunate enough to come across it, I would like to propose that town council discuss implementing a law prohibiting the sale of firewood in any increments less than a 1/4 cord.

Sent from my iPhone

> On Apr 21, 2021, at 09:06, Christopher Leonard <11053feet@gmail.com> wrote:

>

>

> Colleen Garcia (et al.) -

>

> Attached are photos that I took yesterday, Tuesday, April 21, 2021, of dispersed campers found within a two-mile stretch of public Inyo National Forest along Owens River Road in Mono County, California. This stretch of national forest is located between US 395 and the Owens River Campground located down the road. The day before, on Monday, April 20, 2021, I counted ten dispersed campers in the forest. Monday afternoon, I brought this to the attention of Mono County Supervisor Stacy Corless, and she asked me to document the dispersed campers, and send you photographs.

>

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>

> The Town of Mammoth Lakes has outlawed overnight camping in parts of the town near wilderness. For example, there are signs posted along Mammoth Creek in town just east of the creek in the Hayden's Cabin section that clearly

state it is illegal to camp overnight. I have seen them in other places also. If we can do this for Mammoth Lakes, can we not do this for all of Mono County? If the campers don't belong next to Mammoth Creek overnight, why do they belong next to the Owens River overnight? Last week, I saw a large RV parked 200 feet from the Owens River just passed where it flows under the road next to the established campground. The campground was locked and closed.

>

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>

> I have cc-ed this message to local government officials, law enforcement, concerned citizens, and the media.

>

> You may reach out to me if you would like to discuss this further.

>

> Chris Leonard

> 818.288.3271

>

> * Please see photographs below...

>

>

> <Dispersed camper #4 on undevelope land on Owens River Road
> 4.20.21.jpeg> <Dispersed camper #5 on undevelope land on Owens River
> Road 4.20.21.jpeg> <Dispersed camper #3 on undevelope land on Owens
> River Road 4.20.21.jpeg> <Dispersed camper #2 on undevelope land on
> Owens River Road 4.20.21.jpeg> <Dispersed camper #1 on undevelope land
> on Owens River Road 4.20.21.jpeg> <Dispersed camper #6 on undevelope
> land on Owens River Road 4.20.21.jpeg>



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

TIME REQUIRED

SUBJECT Closed Session - Labor Negotiations

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Bob Lawton, Stacey Simon, Janet Dutcher, and Dave Wilbrecht. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO). Unrepresented employees: All.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

<p>Click to download</p> <p>No Attachments Available</p>
--

History

Time

Who

Approval



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

TIME REQUIRED

SUBJECT Closed Session - Public Employee
Evaluation

**PERSONS
APPEARING
BEFORE THE
BOARD**

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

RECOMMENDED ACTION:

FISCAL IMPACT:

CONTACT NAME:

PHONE/EMAIL: /

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

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No Attachments Available

History

Time

Who

Approval



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Community Development - Planning

TIME REQUIRED PUBLIC HEARING: 1:00 PM (30 minutes)

PERSONS APPEARING BEFORE THE BOARD

Kelly Karl, Associate Planner

SUBJECT PUBLIC HEARING: Short-Term Rental Activity Permit (STR 21-001/Stone)

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Public hearing regarding Short-Term Rental (STR) Activity Permit 21-001/Stone, an owner-occupied short-term rental use of an attached one-bedroom unit at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley. The Land Use Designation (LUD) is Estate Residential (ER). Maximum occupancy is two people and one vehicle.

RECOMMENDED ACTION:

- 1) Hold a public hearing, receive testimony, deliberate, and make any desired changes;
- 2) Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and direct staff to file a Notice of Exemption;
- 3) Make the required findings as contained in the project staff report; and
- 4) Approve STR Activity Permit 21-001 subject to the findings and conditions as recommended or with desired modifications.

FISCAL IMPACT:

The proposed project will generate an incremental increase in transient occupancy taxes.

CONTACT NAME: Kelly Karl

PHONE/EMAIL: 760-924-1809 / kkarl@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> Staff Report
<input type="checkbox"/> Attachment 1: Site Plan

- [Attachment 2: Interior Sign and Guest Information](#)
- [Attachment 3: Exterior Sign](#)
- [Attachment 4: Published Public Hearing Notice](#)
- [Attachment 5: UP 20-002 Planning Commission Packet](#)
- [STR 21-001/Stone Presentation](#)

History

Time	Who	Approval
4/28/2021 3:33 PM	County Counsel	Yes
4/29/2021 4:48 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

Planning Division

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

May 04, 2021

To: Mono County Board of Supervisors

From: Kelly Karl, Associate Planner

Re: Short-Term Rental (STR) Activity Permit 21-001/Stone

RECOMMENDATION

It is recommended that the Board of Supervisors take the following actions:

1. Hold a public hearing, receive testimony, deliberate, and make any desired changes.
2. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption;
3. Make the required findings as contained in the project staff report; and
4. Approve STR Activity Permit 21-001 subject to the findings and conditions as recommended or with desired modifications.

FISCAL IMPACT

The proposed project will generate an incremental increase in transient occupancy taxes.

BACKGROUND

In March 2017, the Board adopted amendments to Chapter 25 as recommended by the Planning Commission, which regulated short-term rentals in certain residential land use designations. Subsequently, the Board enacted a 45-day, then a 10.5 month, followed by a one-year moratorium on non-owner-occupied short-term rentals, and directed staff to 1) first complete a public process to revise the June Lake Area Plan to address specific short-term rental issues in this community; and 2) revisit area plan policy discussions with other communities on where non-owner-occupied rentals should be allowed and/or not allowed.

In April 2018, the Board adopted a General Plan Amendment revising the June Lake Area Plan and short-term rental regulations, at the recommendation of the Planning Commission, to address issues specific to June Lake. These regulations established a two-part permitting process: 1) a use permit approval by the Planning Commission under Chapter 25 of the General Plan, and 2) a Short-Term Rental Activity Permit approval by the Board of Supervisors under Mono County Code Chapter 5.65.

Finally, Mono County adopted General Plan Amendment 19-01 on February 12, 2019, prior to the moratorium ending, which identified the types and locations of acceptable short-term rentals in the County. Mono County Code Chapter 5.65 establishes a Short-Term Rental Activity Permit governing the operation of rentals and making the approval non-transferrable if ownership

changes. The Short-Term Rental Activity Permit is approved separately from the Use Permit by the Board of Supervisors and is also required prior to commencement of rental activity.

Under Mono County General Plan Land Use Element Chapter 25, short-term rental use may be permitted for any single-family unit having land use designation(s) of SFR, ER, RR, or RMH subject to Use Permit, if consistent with applicable Area Plan policies. In the Long Valley area plan, short-term rentals must be owner-occupied and are subject to a Short-Term Rental Activity Permit.

DISCUSSION

STR Activity Permit 21-001/Stone is a proposal for an owner-occupied short-term rental (STR) located at 116 Crowley Lake Drive in Long Valley (Figure 1). The property is designated Estate Residential which is an appropriate land use designation for the proposed use. The project proposes to rent an attached one-bedroom/one-bathroom unit with a separate entrance located on the ground floor of the existing residence (see Attachment 1). The owners will occupy the main house located on the second floor of the existing residence. The maximum number of occupants for the proposed one-bedroom rental is two people and one vehicle.

The property is owned by Amanda Stone and Vince Maniaci and this will be the only STR Activity Permit granted to both property owners. Under penalty of perjury, the applicant has agreed to comply with all requirements of Mono County Code, Chapter 5.65, including section 5.65.110, “short-term rental (STR) standards and requirements.” The property will be managed by the applicant/owner who will be onsite during all short-term rental activity.

Amanda Stone is in the process of obtaining a Mono County Business License and a Mono County Transient Occupancy Tax Certificate. The rights of this STR Activity Permit may not be exercised prior to obtaining the business license and tax certificate.

This permit is nontransferable and will terminate upon sale or transfer of the property or upon revocation of any corresponding Use Permit.

FIGURE 1: PROJECT LOCATION



CEQA COMPLIANCE

Project is consistent with a Class 1 California Environmental Quality Act (CEQA) exemption.

Class (1) 15301 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

Examples include but are not limited to:

- Interior or exterior alterations involving such things as interior partitions, plumbing, and electrical conveyances,
- Accessory (appurtenant) structures including garages, carports, patios, swimming pools, and fences, and
- Conversion of a single-family residence into office use.

Single-family homes that are rented on a short-term basis (as an owner-occupied rental) will still be used as single-family homes in a manner that is not substantially different from how they would be used if they were occupied by full-time residents or long-term renters. In addition, short-term rentals are subject to compliance with regulations governing the management of these units stipulated in Mono County Code Chapter 5.65, which addresses aesthetics, noise, parking, utilities, and other similar issues. As a result, rental of a single-family residence is not an expansion of use, and is no more intensive or impactful than, for example, the continued use of the unit for residential or conversion of a single-family residence to office use.

ACTIVITY PERMIT FINDINGS

Following the noticed public hearing to consider the approval of an STR Activity Permit, the Board must make the following findings to issue the permit (Mono County Code 5.65.080.C).

1. *The short-term rental, as proposed, will comply with the requirements of state law and regulations, the Mono County General Plan, the Mono County Code, and this Chapter.*

In approving Use Permit 20-002/Stone, the Planning Commission found that the project complies with the Mono County General Plan. The applicant has certified under penalty of perjury that the property complies with all requirements of Mono County Code Chapter 5.65. The rental unit will be equipped with interior and exterior signage (Attachments 2 & 3) notifying renters of these requirements (MCC §5.65.110.B). Per §5.65.120.B, the owner shall maintain property insurance coverage specific to short-term rentals.

The address of the rental unit is unobstructed and is clearly visible by the passerby (Figure 2). However, the existing outdoor light fixtures on the garage and above the rental unit do not meet the required standards (Figures 2 & 3). A condition of approval for this project shall be to retrofit or replace outdoor lighting fixtures to be compliant with Mono County General Plan Dark Sky Regulations Chapter 23.050 "General requirements."

FIGURE 2: ADDRESS & EXTERIOR LIGHTING (GARAGE)



Existing exterior lighting and addressing at the property entrance.

FIGURE 3: EXTERIOR LIGHTING (MAIN HOUSE)



Existing exterior lighting at the proposed one-bedroom rental unit.

2. *The property has all necessary land use entitlements as required by the Mono County General Plan.*

The project received a Use Permit to conduct the activity on June 18, 2020 (Attachment 5).

3. *The owner has demonstrated to the satisfaction of the Board the ability to comply with state law and regulation, the Mono County General Plan, the Mono County Code and MCC Chapter 5.65.*

The owner has demonstrated the ability to comply with the Mono County General Plan. This application has received a Use Permit and complies with the Long Valley Area Plan polices and Mono County General Plan policies once the Activity Permit conditions are met. The applicant has provided all necessary materials per MCC Chapter 5.65 requirements.

4. *The Board determines that issuance of the permit is in the best interests of the community, the County, and the citizens of and visitors to Mono County based on the following:*

- *Whether there are specific and articulable positive or negative impacts on the surrounding community or adjacent properties from the proposed short-term rental;*

A public hearing notice for the Use Permit was published in the May 16, 2020, edition of The Sheet. Notice was also mailed May 13, 2020 to property owners within a 500' radius of the site per Land Use Element Chapter 25. No comments were received.

A public hearing notice for the Activity Permit was noticed at least 10 days prior to the May 04, 2021, meeting. No comments were received as of the drafting of this staff report (Attachment 4).

- *Whether the property owner has demonstrated to the satisfaction of the Board the ability and capacity to manage the short-term rental in a way that minimizes articulable negative impacts on the surrounding community or adjacent properties. And be responsive to community concerns and complaints; and*

The applicant will be onsite in the Main House, located on the second floor directly above the proposed rental, for all short-term rentals and will be responsible for minimizing negative impacts and responding to any community concerns or complaints.

- *The potential for the short-term rental to impact other community needs and issues, such as the availability of workforce housing units.*

Only a one-bedroom unit will be utilized as a short-term rental and the maximum occupancy will be two people. This unit has not been rented on a long-term basis as workforce housing. The property owner has contemplated potentially conducting long-term rentals during the winter months and short-term rentals in the summer months.

The Board shall deny an application that meets any of the following criteria:

1. The owner has knowingly made a false statement of material fact, or has knowingly omitted a material fact, from the application.
2. A previous STR Activity Permit issued under this Chapter involving the same owner or any person having partial ownerships as described in subsection 5.65.070(C)(1), has been revoked by the County within the two (2) years preceding the date of the application and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could have been filed has expired.
3. The owner, including any person with partial ownership as described in subsection 5.65.070(C)(1), has been determined, by an administrative hearing body or a court of competent jurisdiction, to have engaged in short-term rentals in violation of State or local law and all opportunities for appeal of that determination have been exhausted or the time in which such appeals could be filed has expired.
4. A person with an ownership interest in the property, as described in subsection 5.65.070(C)(1), has an existing STR Activity Permit on another property within Mono County.

None of the conditions stated above appear to apply to this property or the property owner.

This staff report has been reviewed by the Community Development Director.

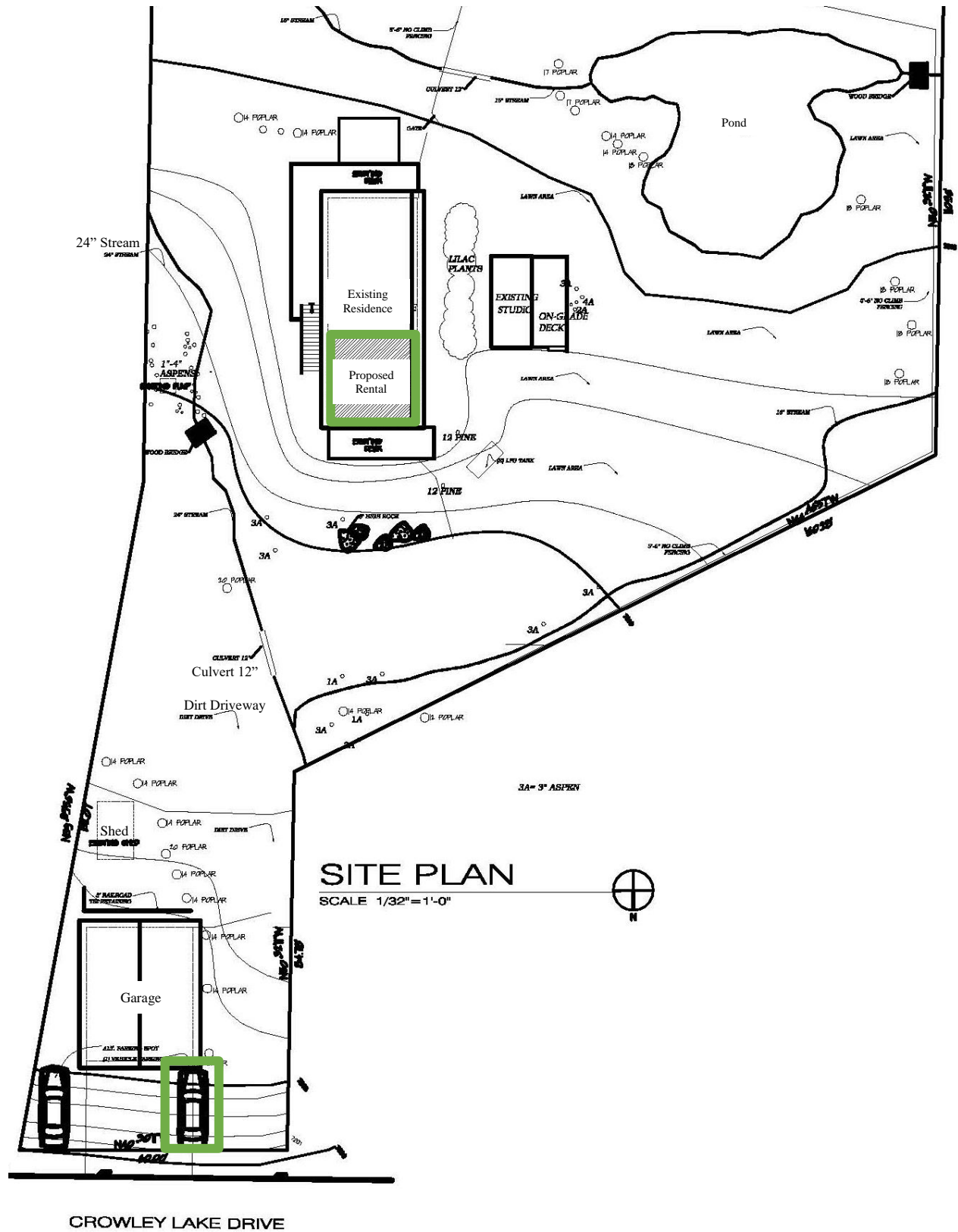
ATTACHMENTS

1. Site Plan
2. Interior Sign & Guest Information
3. Exterior Sign
4. Published Public Hearing Notice
5. Use Permit 20-002 Planning Commission Packet

CONDITIONS OF APPROVAL
Short-Term Rental Activity Permit 21-001/Stone

1. Prior to any rental activity, exterior lighting fixtures shall be replaced or retrofitted to comply with Chapter 23 – Dark Sky Regulations.
2. The address of the rental unit must be unobstructed at all times and clearly visible by passersby.
3. STR Activity Permits shall be limited to one per parcel and one per person regardless of whether the ownership interest is in whole or in part. In other words, an STR Activity Permit shall not be approved if a person with an ownership interest in the property, whether in whole or in part, has an existing STR Activity Permit on another property within Mono County.
4. An STR Activity Permit does not create any property interest in the property owner, is not transferable, and automatically terminates upon the transfer or upon revocation of any corresponding Use Permit.
5. An STR Activity Permit issued under this Chapter is an annual permit and shall expire on August 31st each year (unless renewed or revoked in accordance with this Chapter). Mono County Code Chapter 5.65.090 provides the process to follow for renewal or modifications to this permit.
6. The STR property must provide exterior and interior signage consistent with MCC 5.65.110.B.
7. The STR Activity Permit number, which shall be assigned at the time the permit is issued, shall be posted in the title of every short-term rental advertisement, whether online or in other promotional or advertising materials.
8. The rental property must comply with all requirements of the Mono County Building Division, Environmental Health Department, and Mono County Code 5.65.
9. Rental property shall comply with the Mono County General Plan and Conditional Use Permit 20-002.

ATTACHMENT 1: SITE PLAN

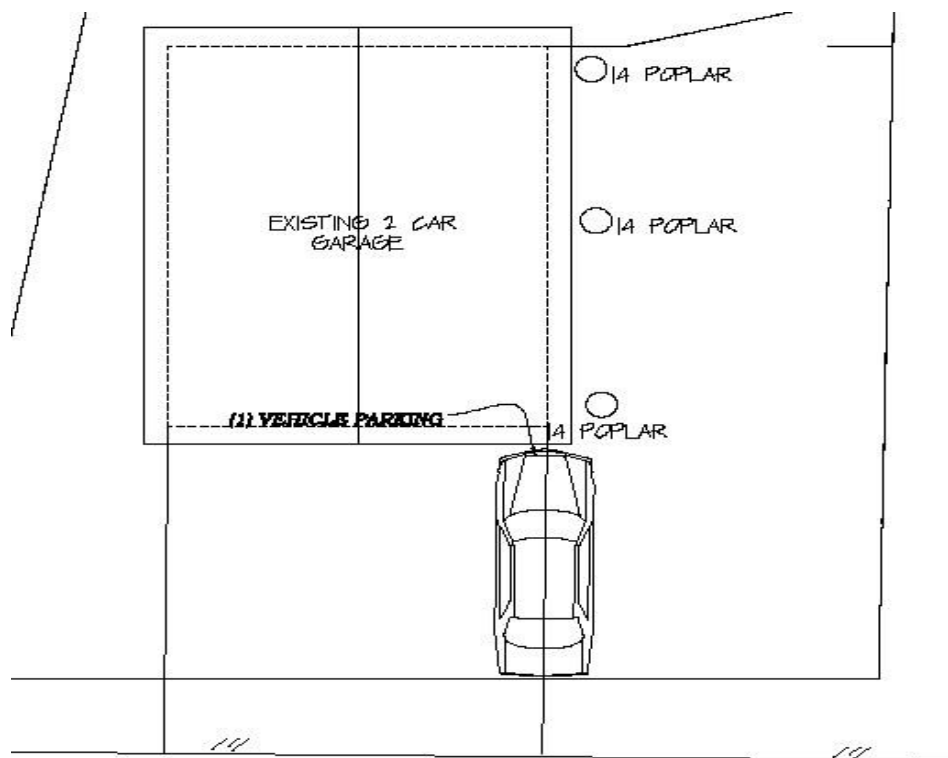


ATTACHMENT 2: INTERIOR SIGN & GUEST INFORMATION

Amanda Stone is the Owner of this property and can be contacted on a 24hour basis at (760) 937-3503.

The maximum number of adults permitted to stay in this unit is two (2).

The maximum number of vehicles permitted to park at this location is one (1).



CROWLEY LAKE DRIVE

Emergency Contacts:

Amanda Stone- (760) 937-3503

Long Valley Fire Protection- (760) 935-4545

Mono County Sherriff (760) 965-3700

Or dial 911.

Address: 116 Crowley Lake Drive
Crowley Lake, CA, 93546

Evacuation Plan:

Exit through the sliding entry door and proceed to the parking area. Evacuation route options are North on 395 11 miles to Mammoth Lakes or South 32 miles to Bishop.

Fire Extinguisher is located on the shelf next to the front door, as well as the first aid kit.

General:

Quiet Hours: From 10:00 pm to 7:00 am. Where outdoor noise should be kept to a minimum.

Please be respectful of our surrounding property owners and drive slowly through the community.

When disposing of trash and used food articles place in secured trash/recycle bins located at bottom of driveway next to garage.

There is a hot plate and coffee maker located on the counter in the kitchenette area, please make sure to unplug them after use.

WILDLIFE:

In addition to raccoons, deer, and other types of small animals that live in our area we occasionally have bears visit the neighborhood. **DO NOT** leave food or trash in your car or outside! To prevent critters and bugs from entering the unit please keep entry door closed at all times!

Heat:

The Rannai propane heater is set at 60 degrees, to lower or raise the temperature simply arrow up or down utilizing the thermostat located on the top right of the unit under the protective metal panel.

WiFi:

You will be provided with the WiFi password at the same time you receive the front door entry code.

Failure to conform to the parking, trash disposal, and occupancy requirements for this rental unit may result in immediate removal from the premises and administrative, civil or criminal penalty.

Any violation of rules or regulations set forth in the Rental Agreement may result in immediate removal from the premises and administrative, civil or criminal penalty.

Guest Information

Welcome! Thank you for choosing the Long Valley Escape as your vacation destination!

Please feel free to contact me if you have any questions or concerns.

[Amanda Stone 760-937-3503](tel:760-937-3503)

Below, you'll find important information and policies that we hope will ensure your stay is as enjoyable and worry free as possible.

Directions:

116 Crowley Lake Drive
Crowley Lake, CA, 93546

Southern California: From Bishop-
Head North on Highway 395, (after passing South Landing-Crowley Lake) look for the "Long Valley-Crowley Lake Drive" turn off. Exit to your left. 116 is the 2nd house on the right. If you pass the Cal-Trans building on your right you've gone too far.

From Mammoth Lakes or farther North:

Take Highway 395 South, exit right onto Crowley Lake Drive-Long Valley. Our place is the 2nd house on the right.

It can snow in the Sierra's even in the summer months so be prepared with chains necessary, and contact the Owner if you need assistance.

Parking:

Please do not park in front of garage door, park in designated parking space only. There is a little sign that says Long Valley Escape located next to the detached garage, please park in front of that.

After parking your vehicle proceed all the way up the driveway crossing over the bridge to the right. The flagstone path way leads directly to the entrance of the unit.

Check in any time after 3:00pm- Check out 11:00am

Access to property before 3pm on check-in day is not permitted. We don't allow early arrivals or late departures. This is for your safety in order to fully clean and sanitize the unit between each reservation.

Keyless entry:

You will be provided with your personnel entry code 48 hours prior to your reservation.

To open- Input all four numbers of your personal code then press the lock icon.

To lock, close door completely and simply press the lock icon.

Heat:

The Rannai propane heater is set at 60 degrees, to lower or raise the temperature simply arrow up or down utilizing the thermostat located on the top rt. of the unit under the protective metal panel.

General:

The fire extinguisher is in the closet next to the front door, as well as the first aid kit, iron, ironing board, hangers, lanterns, outdoor towels, broom/dust pan, and a shelf for luggage.

WiFi -

You will be provided with the WiFi password at the same time you receive the front door entry code.

Please feel free to look in drawers and cabinets if you need something, there's a good chance you'll find what you are looking for!

There is a Bluetooth speaker above the bed. To use depress white knob and sync to your device.

There is a hot plate and coffee maker located next to the sink. Please make sure to unplug them after each use.

Telephone- Guests are welcome to use the Landline for Local Calls and for incoming calls. The phone number is [760-935-4751](tel:760-935-4751). **In the event of an emergency please use the Landline to dial 911.**

Pets:

Allowed only with prior agreement with owner.

WILDLIFE:

We're very much located in the Urban Interface. That means bears, raccoons, deer, and every type of small critters. **DO NOT** leave food or trash in your car or outside! Additionally, please keep front door closed at all times to prevent critters and bugs from entering the unit.

Sleeping Space:

There is a mattress warmer, controls are at the foot of the bed. I highly recommend turning it on 30 minutes prior to turning in, its soOoo cozy!

We offer DIRECTV, if you would like to order Pay Per View movies etc., please contact us prior for purchasing details.

Smoking:

Please, absolutely no smoking of any kind inside the unit.

Check Out:

Before checking out clean any used dishes/cookware and leave on rack as they will be collected later and sanitized. Please hang wet/damp towels on hooks by front door. All remaining linens will be collected and laundered upon your departure. Please remove all trash and used food articles from unit, place in secured trash/recycle bins located at bottom of driveway next to garage.

Please turn off lights and heater prior to locking entry door.

Thank you for staying with us, we look forward to seeing again!

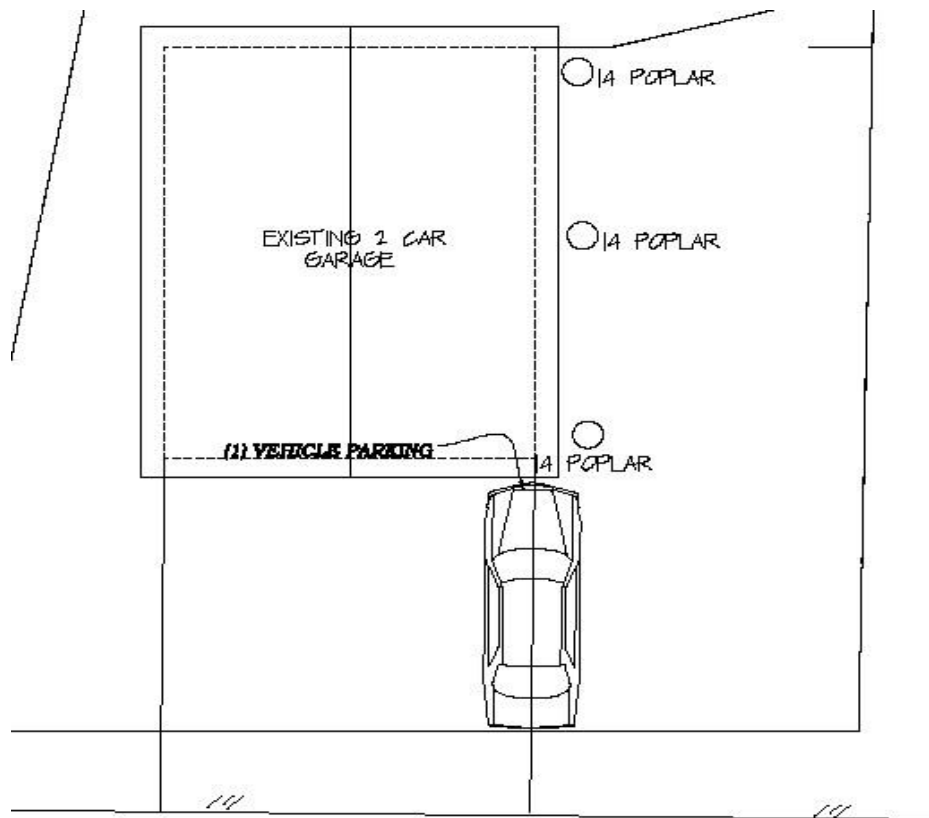
Amanda

ATTACHMENT 3: EXTERIOR SIGN

Amanda Stone is the owner of this property and can be contacted on a 24-hour basis at (760) 937-3503.

The maximum number of adults permitted to stay in this unit is two (2).

The maximum number of vehicles permitted to park at this location is one (1).



CROWLEY LAKE DRIVE

ATTACHMENT 4: PUBLISHED PUBLIC HEARING NOTICE

MONO COUNTY
PLANNING COMMISSION

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

April 14, 2021

To: The Sheet

From: Heidi Willson

Re: Legal Notice for **April 17** edition

Invoice: Heidi Willson, PO Box 347, Mammoth Lakes, CA 93546

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Mono County Board of Supervisors will conduct a public hearing on **May 04, 2021**. As authorized by Gov. Newsom's Executive Orders, N-25-20 and N-29-20, the meeting will be accessible remotely by livecast at: <https://zoom.us/join> and by telephone at: 669-900-6833 (Meeting ID# is 963 8116 9321) where members of the public shall have the right to observe and offer public comment, to consider the following: **1:00 p.m. SHORT-TERM RENTAL ACTIVITY PERMIT 21-001/Stone**. The proposal for an owner-occupied short-term rental use of an attached one-bedroom unit at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley. The Land Use Designation (LUD) is Estate Residential (ER). Maximum occupancy is two people and one vehicle. In accordance with the California Environmental Quality Act, a Notice of Exemption will be filed. Project materials will be available for public review online at <https://monocounty.ca.gov/bos/page/board-supervisors-115> and hard copies are available for the cost of reproduction by calling 760-924-1800. INTERESTED PERSONS may provide comments to the Board of Supervisors to present testimony by emailing cddcomments@mono.ca.gov or, prior to or at the hearing, file written correspondence with: Community Development Department, Attn: Kelly Karl, PO Box 347, Mammoth Lakes, CA 93546. Written comments must be received by **1 p.m. on May 04, 2021**. If you challenge the Board's decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Community Development Department at, or prior to, the public hearing.

###

**Mono County
Community Development Department**

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
commdev@mono.ca.gov

Planning Division

P.O. Box 8
Bridgeport, CA 93517
(760) 932-5420, fax 932-5431
www.monocounty.ca.gov

June 18, 2020

To: Mono County Planning Commission

From: Kelly Karl, Assistant Planner

Re: Use Permit 20-002/Stone

RECOMMENDATION

It is recommended the Planning Commission take the following actions:

1. Revoke Use Permit UP 10-001 for an overnight dog boarding facility
2. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and instruct staff to file a Notice of Exemption;
3. Make the required findings as contained in the project staff report; and
4. Approve Use Permit 20-002 subject to Conditions of Approval.

BACKGROUND

Mono County adopted General Plan Amendment 18-01 on May 2018, which identifies the types and locations of acceptable short-term rentals in the county. Mono County Code Chapter 5.65 establishes a Short-Term Rental Activity Permit governing the operation of rentals and making the approval non-transferrable if ownership changes. The Short-Term Rental Activity Permit is approved separately from the Use Permit by the Board of Supervisors and is also required prior to commencement of rental activity.

Under Mono County General Plan Land Use Element Chapter 25, Short-term rental use may be permitted for any single-family unit having land use designation(s) of SFR, ER, RR, or RMH subject to Use Permit, if consistent with applicable Area Plan policies. In the Long Valley area plan, short-term rentals must be owner occupied. An additional Short-Term Rental Activity Permit (STR) under Mono County Code Section 5.65 approved by the Board of Supervisors must be obtained by the property owner. The STR Permit shall terminate upon a change of ownership and, if desired, the new property owner(s) may apply for a new STR Permit

PROJECT DESCRIPTION

UP 20-002/Stone is a proposal for an owner-occupied short-term rental located at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley (see Figure 1). The parcel is over an acre (1.04) in size and is designated Estate Residential (ER). The project proposes to rent an attached one-bedroom/one-bathroom unit with a separate entrance located on the ground floor of the existing residence (see Attachment 1 – Site Plan). The owners will occupy the main house located on the second floor of the existing residence. The maximum number of

occupants for the proposed one-bedroom rental is two people and one vehicle. Only a single party of individuals may occupy the rental at a time.

The parcel was previously approved for a dog day care and overnight boarding facility, Long Valley Dog Retreat, via Use Permit 10-001. All conditions and approvals related to Use Permit 10-001 are to be revoked with the approval of Use Permit 20-002.

The parcel is located within a community designated as an avalanche influence area, however, the parcel is not located within the Historic Avalanche Area/Conditional Development Area. The land use designations for the adjacent properties to the north and south are ER, properties to the east are a mix of Commercial (C) and Mixed Use (MU) designations, and to the west is a Resource Management (RM) parcel owned by the Bureau of Land Management (see Figure 2).

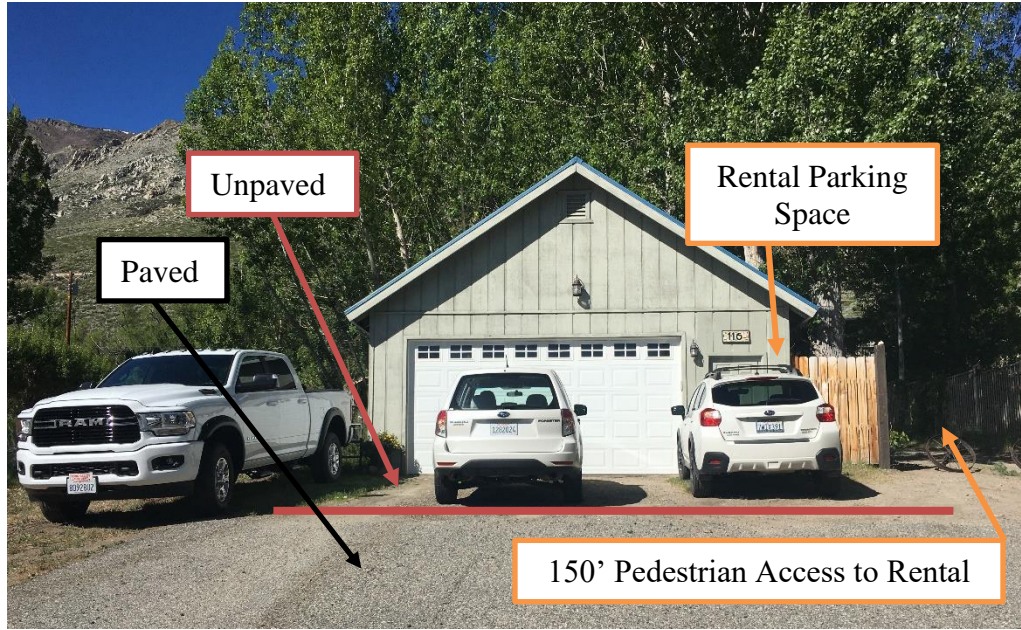
FIGURE 1: PROJECT LOCATION



FIGURE 2: PROJECT LAND USE DESIGNATION



SITE PHOTO 1 – 06/08/2020



Looking west towards the garage from base of the driveway at Crowley Lake Drive.

SITE PHOTO 2 – 06/08/2020



Looking west towards the proposed one-bedroom rental located at the base of the staircase.

SITE PHOTO 3 – 06/08/2020



The proposed one-bedroom rental located on the ground floor at the base of the staircase.

LAND DEVELOPMENT TECHNICAL ADVISORY COMMITTEE (LDTAC)

The LDTAC reviewed and approved the application for processing on January 6, 2020. The draft conditions of approval for this project were reviewed and approved with edits by LDTAC on June 1, 2020. LDTAC requested the addition of one condition of approval requiring a one-time bacteriological test for the existing water system.

PUBLIC HEARING NOTICE

A hearing notice was published in the May 16, 2020, edition of The Sheet. Notices were also mailed May 13, 2020, to property owners within a 500' radius of the site per Land Use Element Chapter 25. No comments were received at the time this staff report was written.

CEQA COMPLIANCE

The project is consistent with a Class 1 California Environmental Quality Act (CEQA) exemption. Class 1 (15301) consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

Examples include but are not limited to:

- Interior or exterior alterations involving such things as interior partitions, plumbing, and electrical conveyances;
- Conversion of a single-family residence to office use.

Single-family homes that are rented on a short-term basis (as an owner-occupied rental) will still be used as single-family homes and in a manner that is not substantially different from how they would be used if they were occupied by full-time residents or long-term renters. In addition, short-term rentals are subject to compliance with regulations governing the management of these units stipulated in Mono County Code 5.65, which addresses aesthetics, noise, parking, utilities, and other similar issues. As a result, rental of a single-family residence is not an expansion of use, and is no more intensive or impactful than, for example, conversion of a single-family residence to office use.

GENERAL PLAN CONSISTENCY

The project is consistent with Chapter 25, Short-Term Rentals, which established a process to permit short-term rentals for single-family units that do not exhibit reasonable opposition by neighbors who may be directly affected, and when consistent with applicable Area Plan policies.

The project is consistent with both Countywide Land Use Policies that seek to maintain and enhance the local economy and allow for short-term rentals on ER parcels subject to Chapter 25. The project is consistent with Long Valley Area Plan Policies which allow for owner-occupied rentals and seek to provide opportunity for commercial development in order to provide necessary services to local communities.

MONO COUNTY LAND USE ELEMENT, COUNTYWIDE LAND USE POLICIES

The project is consistent with the following Countywide land use policies:

Objective 1.I. Maintain and enhance the local economy.

Policy 1.I.1. Land use designations shall provide sufficient land for the economic development of community areas.

Objective 1.M. Regulations of short-term rentals in residential land use designations (e.g., SFR, ER, RR, or RMH, excluding MFR-M and MFR-H) are needed to protect residential neighborhood character and quality of life, as well as capture potential benefits to the extent possible.

Policy 1.M.1. Approvals of Owner-Occupied and Not Owner-Occupied short-term rental operations shall be specific to the property owner and non-transferrable. Sale or transfer of the property renders the approval to operate the rental null and void.

Action 1.M.1.a. The following permits are required to operate Owner-Occupied and Not Owner- Occupied short-term rentals: 1) a Use Permit pursuant to Chapter 25, and 2) a Short-Term Rental (STR) Activity Permit pursuant to Mono County Code Section 5.65. The STR Activity Permit shall be specific to the property owner and non-transferrable.

The Commission may deny an application based on the following Countywide policy:

Policy 1.M.3. In addition to reasonable opposition by the neighborhood, short-term rental applications may be denied in neighborhoods with certain safety and/or infrastructure

characteristics that are not compatible with visitor use, or where conflicts with other regulations exist

Action 1.M.3.a. *Short-term rental applications may be denied where one or more of the following safety or infrastructure conditions exist:*

- *Emergency access issues due to a single access point to/from the neighborhood (see Safety Element, Objective 5.D. and subsequent policies, and Land Use Element 04.180).*
- *Access to the parcel, in whole or part, includes an unimproved dirt road (e.g., surface is not paved or hardened with a treatment) and/or roads are not served by emergency vehicles.*
- *The majority of parcels in a neighborhood/subdivision are substandard or small (less than 7,500 square feet), potentially resulting in greater impacts to adjacent neighbors and/or changes to residential character.*
- *Current water or sewer service is inadequate or unable to meet Environmental Health standards.*

The project is also required to comply with Mono County Code Chapter 5.65 and receive Board of Supervisors approval for the Short-Term Rental Activity Permit in a public hearing. The purpose of Chapter 5.65 is to implement procedures, restrictions, and regulations related to the operation of a short-term rental. It also provides enhanced enforcement tools to address unauthorized short-term rentals countywide

MONO COUNTY LAND USE ELEMENT, LONG VALLEY AREA PLAN POLICIES

The project is consistent with the following Long Valley Area Plan Policies:

Objective 23.B. *Maintain, protect and enhance the quality and livability of community areas.*

Policy 23.B.1. *Preserve and enhance existing single-family residential uses.*

Action 23.B.1.d. *Prohibit not-owner occupied short-term rentals (see Chapter 25) in the Long Valley Planning Area.*

Policy 23.B.2. *A mix of land uses (e.g., commercial and residential) may be allowed provided they do not adversely affect the rural residential character of the surrounding area.*

Objective 23.C. *Provide for commercial development that supplies the local community with convenient and necessary goods and services.*

Policy 23.C.1. *Provide adequate land for existing and future commercial needs.*

Action 23.C.1.a *Designate a sufficient amount of land to accommodate tourist and community commercial needs.*

PARKING

Owner-occupied rentals are required to provide adequate parking for both the property owners and potential renters. Per Chapter 5.65 of the County Code, the number of vehicles shall not exceed the number of parking spaces. The parcel is located at an elevation above 7,000 feet which requires

10' x 20' parking stall dimensions. The project provides a total of four parking spaces, three spaces for the property owner and one space for renters. The property owner will utilize two spaces inside the existing garage and one 10' x 20' unpaved parking space on the south side of the garage. One 10 x 20' unpaved parking space located on the north side of the garage will be utilized by renters. The proposed parking spaces are located either within the existing garage or within the existing unpaved driveway. Per section 06.020.B. of Chapter 6, Parking from the Mono County Land Use Element, "all parking spaces shall be paved except as shown in Table 06.020." According to Table 06.020: Driveway Paving Requirements, single-family residential land parcels over ½ acre in size may have graded dirt or gravel driveways. Therefore, since the uncovered parking spaces are within the existing compliant unpaved driveway, they are not required to be paved.

TABLE 06.020: DRIVEWAY PAVING REQUIREMENTS

Land Use	Lot Size	Access Road Type	Driveway Requirement
Single-Family Residential	Less than ½ acre	Paved	Asphalt or similar impervious or approved semi-pervious surface
		Dirt or gravel	Graded dirt or gravel
Single-Family Residential	½ acre or more	Paved	Graded dirt or gravel
		Dirt or gravel	Graded dirt or gravel
Multifamily Residential	All sizes	Paved	Asphalt or similar impervious or approved semi-pervious surface
		Dirt or gravel	Graded crushed rock or gravel

SETBACKS

ER parcels greater than one-acre in size are required to meet 50' front, 30' side, and 30' rear setbacks. All setbacks are met for the existing residence, however, the existing garage at the entrance of the property is a nonconforming structure that does not meet front (22') or side yard (6' and 22') setbacks. The stream that runs through the property is not a USGS blue-line stream and does not trigger 30' stream setback requirements.

FIRE SAFE REGULATIONS

The existing driveway is unpaved and meets paving standards specified in Table 06.020 for parcels greater than one acre in size, provides more than the minimum width of one 10' traffic lane (40'+ in width), and the maximum grade is 12.5% which is below the maximum allowable grade of 16%. However, the parcel is existing nonconforming with emergency water standards.

Emergency Water Standards

The project parcel is more than 1,000 feet from a fire hydrant (Long Valley does not have access to fire hydrants) and the closest hydrant is in a McGee Creek neighborhood (see Figure 3). The emergency water standards are applied per section 22.130.A. to existing parcels being developed within Long Valley or Wheeler Crest Fire Protection Districts regardless of when the parcel was

created. Emergency water storage tanks are typically installed in areas that are not serviced by fire hydrants.

FIGURE 3: HYDRANT LOCATIONS NEAR LONG VALLEY



However, water systems equaling or exceeding the National Fire Protection Association (NFPA) 1142, “Standard on Water Supplies for Suburban and Rural Fire Fighting” 2012 Edition shall be accepted as meeting these requirements per section 22.130.B (full text below, emphasis added). Emergency water may be provided via a man-made containment structure (water tank), a fire agency mobile water tender, or be naturally occurring (pond, stream, etc.). The parcel has a large pond (approximately 50’ x 45’) behind the existing residence that may meet these standards (see Site Photo 4). Additionally, there is a culvert located to the northeast of the property line (not on the project property, see Site Photo 5 & Figure 4) in the County Right-of-Way that has a history of being used as a draft point by the Long Valley Fire Protection District and may also meet the above standards.

The Long Valley Fire Protection District did not require a water tank to be installed in their provisional will-serve letter. An optional condition of approval has been added to this project requiring approval of one of the two above water sources as meeting the standards specified above. If certification of these potential emergency water sources can not be obtained from the local fire protection agency, an emergency water tank will be required.

22.130.B. General Standards.

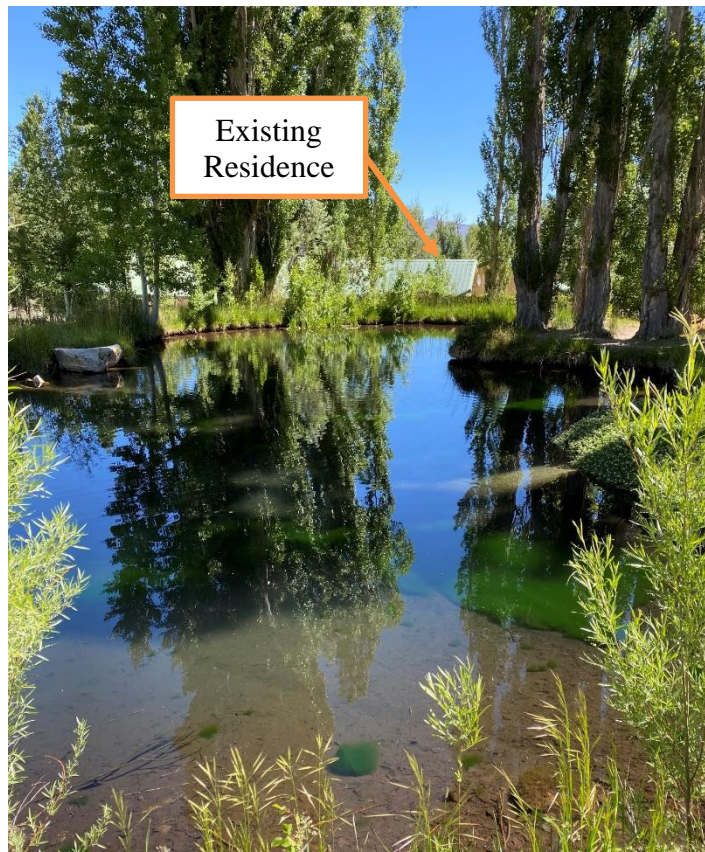
Water systems that comply with the below standard or standards meet or exceed the intent of these regulations. Water systems equaling or exceeding the National Fire Protection Association (NFPA) 1142, “Standard on Water Supplies for Suburban and Rural Fire Fighting” 2012 Edition hereby incorporated by reference, and California Fire Code, California Code of Regulations Title 24, part 9 shall be accepted as meeting the requirements of this article.

Such emergency water may be provided in a fire agency mobile water tender, or naturally occurring or man-made containment structure, as long as the specified quantity is immediately available.

Nothing in this article prohibits the combined storage of emergency wildfire and structural firefighting water supplies unless so prohibited by local ordinance or specified by the local fire agency.

Where freeze protection is required by local jurisdictions having authority, such protection measures shall be provided.

SITE PHOTO 4 – EXISTING POND/POTENTIAL EMERGENCY DRAFT POINT #1



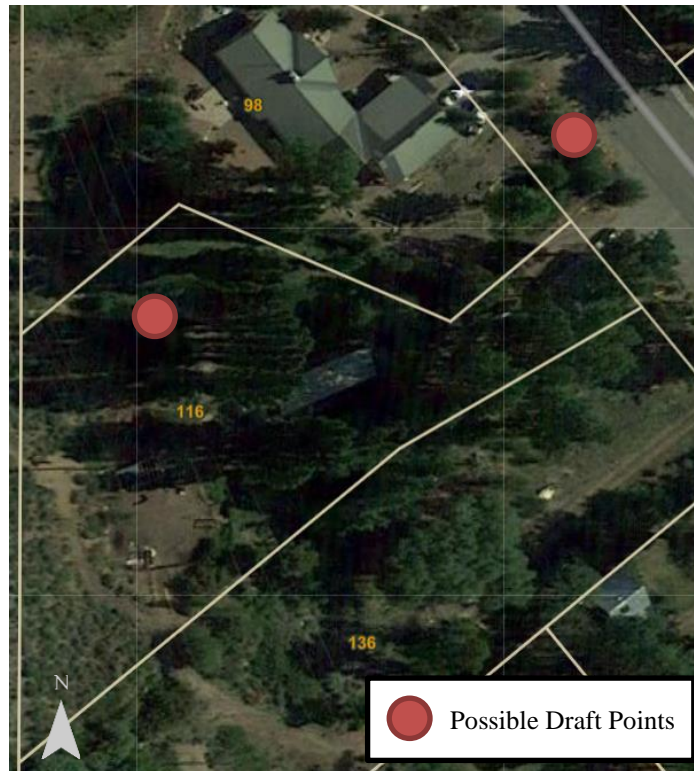
Looking north towards the existing residence from the pond.

SITE PHOTO 5 – CULVERT/POTENTIAL EMERGENCY DRAFT POINT #2



Possible emergency water draft point #2, a culvert located just outside of the project property line.

FIGURE 4 – LOCATION OF POTENTIAL EMERGENCY DRAFT POINTS



NOISE ORDINANCE

The project will be subject to the Chapter 10.16 of the Mono County Code that establishes thresholds for legal noise levels based on land use and time of day. According to Table 10.16.060(A) – Maximum Allowable Exterior Noise Levels, residential – low density land uses have a maximum allowable exterior noise level of 55 dBA or less during the day (7:00 am – 9:59 pm) and 50 dBA or less at night (10:00 pm – 6:59 am). A specific reference to this County Code section has been added to the conditions of approval for this owner-occupied short term rental.

COVID-19

Short-term rentals have been prohibited under Governor Newsom’s Executive Order N-33-20, commonly called the “Stay At Home” Order, since March 19, 2020, but are authorized to begin operations again on June 12, 2020. However, scenarios exist where restrictions may need to be reissued if COVID-19 cases and hospitalization increases. Therefore, the proposed short-term rental at 116 Crowley Lake Drive shall be required to follow any State and local health directives related to COVID-19 now and into the future.

USE PERMIT FINDINGS

In accordance with Mono County General Plan, Chapter 32, Processing-Use Permits, the Planning Commission may issue a Use Permit after making certain findings.

Section 32.010, Required Findings:

1. *All applicable provisions of the Mono County General Plan are complied with, and the site of the proposed use is adequate in size and shape to accommodate the use and to accommodate all yards, walls and fences, parking, loading, landscaping and other required features because:*
 - a. The parcel is adequate in size and shape to accommodate the proposed owner-occupied short-term rental use.
 - b. Lot coverage is 9% which is well below the 40% maximum for the ER designation.
 - c. Project meets parking standards for “Residential Units” category of Table 06.010 by providing a total of four parking spaces, two covered spaces in the existing garage and one uncovered and unpaved 10’ x 20’ space for property owner and one uncovered and unpaved 10’ x 20’ space for renters.
 - d. The driveway and parking spaces are not required to be paved and meets standards, per Table 06.020: Driveway Paving Requirements.
 - e. The existing residence is an existing conforming structure that meets the General Plan Land Use Designation site requirements. Existing nonconforming features on the parcel include: side yard and front setbacks for the existing garage, and emergency water standards.
2. *The site for the proposed use related to streets and highways is adequate in width and type to carry the quantity and kind of traffic generated by the proposed use because:*
 - a. The proposed rental is accessed from Crowley Lake Drive and circulation patterns are not expected to be significantly increased through the use of a short-term rental. The use of the property for an owner-occupied rental is not expected to generate a significant increase in traffic.

3. *The proposed use will not be detrimental to the public welfare or injurious to property or improvements in the area on which the property is located because:*
 - a. The proposed owner-occupied short-term rental of the first floor attached one-bedroom unit in an existing single-family home is not expected to cause significant environmental impacts.
 - b. The project has existing exterior light fixtures that will be analyzed for compliance with Chapter 23, Dark Sky Regulations as part of the Activity Permit process. A condition of approval for the Activity Permit will be to retrofit any noncompliant fixtures prior to operation.
 - c. The project will be subject to Chapter 10.16 of the Mono County Code which established thresholds for noise levels. According to Table 10.16.060(A) – Maximum Allowable Exterior Noise Levels, for daytime and nighttime in residential – low density land uses.
 - d. Project is required to comply with regulations of Mono County Code Chapter 5.65.
 - e. Project was noticed by mail to surrounding property owners within 500 feet and by newspaper 30 days prior to the public hearing. No comments were received. To view notices, refer to Attachments 2 and 3.
 - f. The Long Valley Fire Protection District for this proposed use and the project will be required to obtain a final will-serve letter from the District as part of the conditions of approval for the use permit (Attachment 4).
4. *The proposed use is consistent with the map and text of the Mono County General Plan because:*
 - a. The project is consistent with the 2019 adopted short-term rental policies and regulations set forth in Mono County General Plan Chapter 25 and Long Valley Area Plan policies.
 - b. The proposed use is not expected to cause significant environmental impacts or be detrimental to surrounding property.
 - c. The proposed use is consistent with the General Plan, the Long Valley Area policies, and Countywide land use policies.

This staff report has been reviewed by the Community Development Director.

ATTACHMENTS

- Attachment 1: Notice of Decision and Use Permit Conditions
- Attachment 2: Site Plan
- Attachment 3: Mailed Public Hearing Notice
- Attachment 4: Published Public Hearing Notice
- Attachment 5: Provisional Will Serve Letter Long Valley Fire Protection District

ATTACHMENT 1: NOTICE OF DECISION AND USE PERMIT CONDITIONS

MONO COUNTY

Planning Division

NOTICE OF DECISION & USE PERMIT

USE PERMIT: UP 20-002

APPLICANT: Amanda Stone

ASSESSOR PARCEL NUMBER: 060-030-018

PROJECT TITLE: Owner-Occupied Short-Term Rental/Stone

PROJECT LOCATION: 116 Crowley Lake Drive, Long Valley

CONDITIONS OF APPROVAL

See attached Conditions of Approval

ANY AFFECTED PERSON, INCLUDING THE APPLICANT, NOT SATISFIED WITH THE DECISION OF THE COMMISSION, MAY WITHIN TEN (10) DAYS OF THE EFFECTIVE DATE OF THE DECISION, SUBMIT AN APPEAL IN WRITING TO THE MONO COUNTY BOARD OF SUPERVISORS.

THE APPEAL SHALL INCLUDE THE APPELLANT'S INTEREST IN THE SUBJECT PROPERTY, THE DECISION OR ACTION APPEALED, SPECIFIC REASONS WHY THE APPELLANT BELIEVES THE DECISION APPEALED SHOULD NOT BE UPHELD AND SHALL BE ACCOMPANIED BY THE APPROPRIATE FILING FEE.

DATE OF DECISION/USE PERMIT APPROVAL: June 18, 2020

EFFECTIVE DATE USE PERMIT: June 29, 2020

This Use Permit shall become null and void in the event of failure to exercise the rights of the permit within one (1) year from the date of approval unless an extension is applied for at least 60 days prior to the expiration date.

Ongoing compliance with the above conditions is mandatory. Failure to comply constitutes grounds for revocation and the institution of proceedings to enjoin the subject use.

MONO COUNTY PLANNING COMMISSION

DATED: June 18, 2020

cc: X Applicant
X Public Works
X Building
X Compliance

UP 20-002/Stone

June 18, 2020

CONDITIONS OF APPROVAL
Use Permit 20-002/Stone Owner-Occupied Short-Term Rental
***Planning Commission edits in RED**

1. Short-term rental occupancy is limited to two renters and one vehicle.
2. The project shall comply with provisions of the Mono County General Plan (including Chapter 25, Short-Term Rentals), Mono County Code (including but not limited to 10.16.060(A)), and project conditions.
3. All short-term rental customers must sleep within the dwelling; customers are not allowed to reside in an RV, travel-trailer, or similar mobile-living unit on the property or any neighboring property.
4. The project shall comply with provisions of Mono County Code Chapter 5.65, Short-Term Rental Activity in Residential Land Use Designations, by obtaining the STR Activity permit, TOT certificate, and business license prior to commencing operation.
5. Project is required to comply with any requirements of the Long Valley Fire Protection District. The applicant shall provide a final “will-serve” letter from the Long Valley Fire Protection District indicating the FPD will provide service to the project.
6. Per Mono County Environmental Health Department, a one-time bacteriological test shall be completed for the onsite water system prior to the operation of the short-term rental.
7. Compliance with any COVID-19 Public Health Orders for lodging and short-term rentals, whether existing now or ordered in the future, is required.
8. Property shall be maintained in a neat and orderly manner.
9. Project shall comply with applicable requirements by other Mono County departments and divisions including, but not limited to, Public Works, Tax Collector, Sheriff’s office, Building Division, and Environmental Health.
10. If any of these conditions are violated, this permit and all rights hereunder may be revoked in accordance with Section 32.080 of the Mono County General Plan, Land Development Regulations.
11. Use Permit 10-001 is revoked upon approval of the Activity Permit for the short-term rental.
12. An emergency water source meeting the National Fire Protection Association (NFPA) 1142, “Standard on Water Supplies for Suburban and Rural Fire Fighting” 2012 Edition requirements shall be required. Certification by the Long Valley Fire Protection District will be required for sources other than an emergency water tank. If certification cannot be obtained for one of the two sources identified in this staff report, then an emergency water tank meeting the requirements of Chapter 22 shall be installed on the property within the first year of activity and prior to renewal.

ATTACHMENT 3: MAILED PUBLIC HEARING NOTICE

Mono County Community Development Department Planning Division

P.O. Box 347
Mammoth Lakes, CA 93546
(760) 924-1800, fax 924-1801
commdev@mono.ca.gov

P.O. Box 8
Bridgeport, CA 93517
(760) 932-3420, fax 932-5431
www.monocounty.ca.gov

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Mono County Planning Commission will conduct a public hearing **June 18, 2020**. As authorized by Gov. Newsom's Executive Orders, N-25-20 and N-29-20, the meeting will be accessible remotely by livecast at: <https://zoom.us/join> and by telephone at: 669-900-6833 (Meeting ID# is 968 5730 7341) where members of the public shall have the right to observe and offer public comment, to consider the following: **10:05 a.m. CONDITIONAL USE PERMIT 20-002/Stone**. The proposal is for an owner-occupied short-term rental use of an attached one-bedroom unit at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley. The parcel is designated Estate Residential (ER). Maximum occupancy is two people and one vehicle.

In accordance with the California Environmental Quality Act, a Notice of Exemption will be filed. Project materials are available for public review online at https://monocounty.ca.gov/meetings?field_microsite_tid_1=597 and hard copies are available for the cost of reproduction by calling (760) 924-1800.

INTERESTED PERSONS are strongly encouraged to attend the livecast meeting by phone or online, and to submit comments by **3 pm on Wednesday, June 17** to the Secretary of the Planning Commission, PO Box 347, Mammoth Lakes, CA 93546 to ensure timely receipt, by email at cddcomments@mono.ca.gov, or via the livecast meeting (technology permitting). If you challenge the proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to Secretary to the Planning Commission at, or prior to, the public hearing.

For additional questions, please contact the Mono County Planning Division:

Kelly Karl, Assistant Planner
PO Box 347
Mammoth Lakes, CA 93546
(760) 924-1809, kkarl@mono.ca.gov



ATTACHMEN 4: PUBLISHED PUBLIC HEARING NOTICE

**MONO COUNTY
PLANNING COMMISSION**

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax: 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax: 932.5431
www.monocounty.ca.gov

May 13, 2020

To: The Sheet
From: Melissa Bell
Re: Legal Notice for **May 16** edition

Invoice: Stephanie Butters, PO Box 347, Mammoth Lakes, CA 93546

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Mono County Planning Commission will conduct a public hearing on **June 18, 2020**. As authorized by Gov. Newsom's Executive Orders, N-25-20 and N-29-20, the meeting will be accessible remotely by livecast at: <https://zoom.us/join> and by telephone at: 669-900-6833 (Meeting ID# is 968 5730 7341) where members of the public shall have the right to observe and offer public comment, to consider the following:

10:05 a.m. CONDITIONAL USE PERMIT 20-002/Stone for an owner-occupied short-term rental use of an attached one-bedroom unit at 116 Crowley Lake Drive (APN 060-030-018) in Long Valley. The Land Use Designation (LUD) is Estate Residential (ER). Maximum occupancy is two people and one vehicle. In accordance with the California Environmental Quality Act, a Notice of Exemption will be filed. Project materials are available for public review online at https://monocounty.ca.gov/meetings?field_microsite_tid_1=597 and hard copies are available for the cost of reproduction by calling 760-924-1800.

INTERESTED PERSONS are strongly encouraged to attend the livecast meeting by phone or online, and to submit comments to the Secretary of the Planning Commission, PO Box 347, Mammoth Lakes, CA, 93546, **by 3 pm on Wednesday, June 17**, to ensure timely receipt, by email at cddcomments@mono.ca.gov, or via the livecast meeting (technology permitting). If you challenge the proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to Secretary to the Planning Commission at, or prior to, the public hearing.

###

ATTACHMENT 5: PROVISIONAL WILL SERVE LETTER LONG VALLEY FPD



Long Valley Fire Protection District

3605 Crowley Lake Drive •
Crowley Lake • California 93546-1145
760.935.4545 - 760.935.4436 (fax)
longvalleyfd@gmail.com



May 5, 2020

Amanda Stone
116 Crowley Lake Drive
Crowley Lake, Ca. 93546
APN# 060-030-018

The above project is within the boundaries of the Long Valley Fire Protection District service area. The above stated project will have no adverse effect on the fire department. This new letter serves as final will serve acceptance letter for the above owner(s). If you have any further question please let me know.

Sincerely,

Joseph Santos
Long Valley Fire Department- Assistant Chief



SHORT-TERM RENTAL
ACTIVITY PERMIT
21-001/STONE

May 4, 2021

Project Location

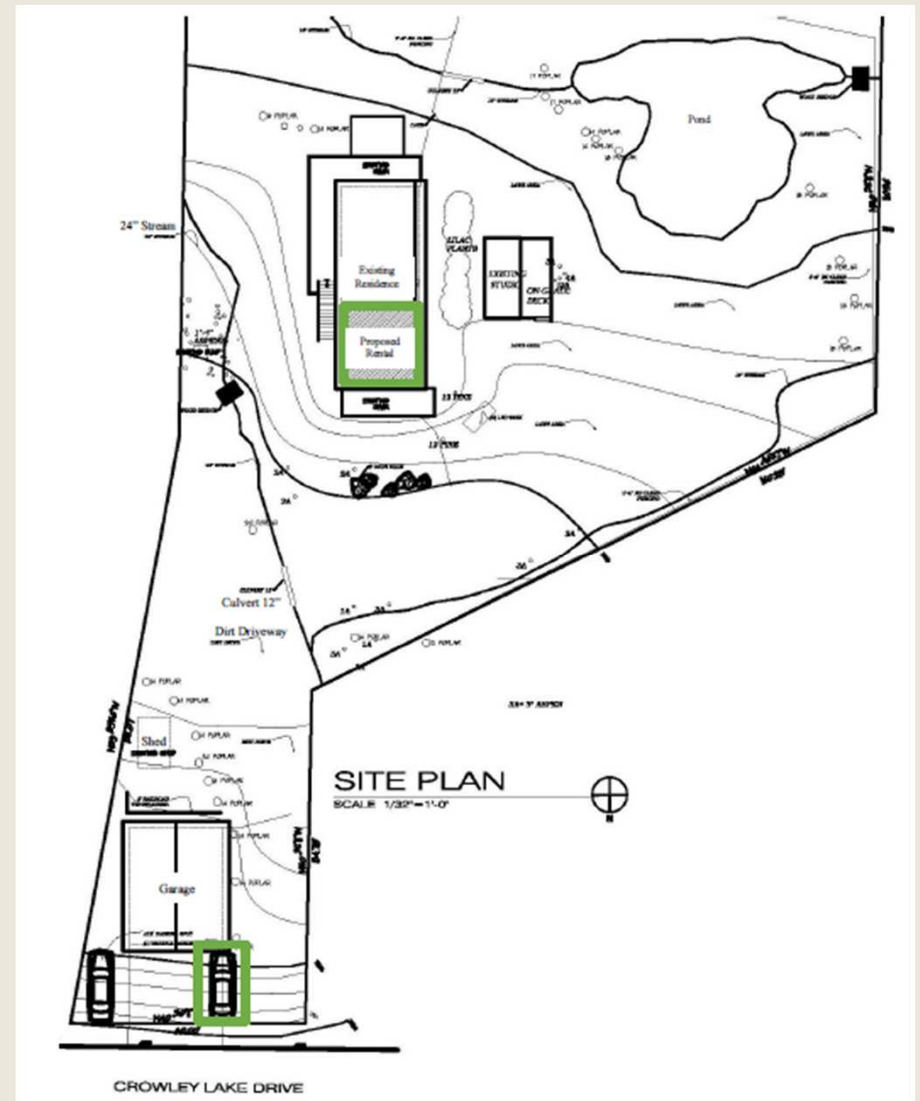


Project Description

- Owner-Occupied Rental
 - Attached ground floor one-bedroom unit
- Maximum Occupancy:
 - 2 people & 1 vehicle



Site Plan



Addressing & Exterior Lighting



Activity Permit Findings

1. The short-term rental, as proposed, will comply with the requirements of state law and regulations, the Mono County General Plan, the Mono County Code, and this Chapter (MCC 5.65).

General Plan

- Planning Commission = UP 20-001

MCC Chapter 5.65

- Applicant Certified Compliance
- Interior/Exterior Signage
- Guest Information
- Rental Agreement
- Visible address
- COA = Chapter 23 Compliance

Activity Permit Findings

2. The property has all necessary land use entitlements as required by the Mono County General Plan.

UP 20-001: Approved June 18, 2020

Activity Permit Findings

3. The owner has demonstrated to the satisfaction of the Board the ability to comply with state law and regulation, the Mono County General Plan, the Mono County Code and MCC Chapter 5.65.

General Plan

UP 20-001 Approval

Long Valley Area Plan

MCC Chapter 5.65

Activity Permit Findings

4. The Board determines that issuance of the permit is in the best interests of the community, the County, and the citizens of and visitors to Mono County based on the following:

- *Whether there are specific and articulable positive or negative impacts on the surrounding community or adjacent properties from the proposed short-term rental;*

Planning Commission:

- 500' Mailed Notice – 30 days
- Published Notice – 30 days
- No public comments received

Board of Supervisors:

- Published Notice – 10 days
- No public comments received

Activity Permit Findings

- *Whether the property owner has demonstrated to the satisfaction of the Board the ability and capacity to manage the short-term rental in a way that minimizes articulable negative impacts on the surrounding community or adjacent properties. And be responsive to community concerns and complaints; and*

Owner-occupied rental

- Onsite = Minimized impacts
- Must respond to community concerns/complaints

Activity Permit Findings

- *The potential for the short-term rental to impact other community needs and issues, such as the availability of workforce housing units.*

One-bedroom unit – max 2 people

Not an existing long-term rental

CONDITIONS OF APPROVAL

1. Prior to any rental activity, exterior lighting fixtures shall be replaced or retrofitted to comply with Chapter 23 – Dark Sky Regulations.
2. The address of the rental unit must be unobstructed at all times and clearly visible by passersby.
3. STR Activity Permits shall be limited to one per parcel and one per person regardless of whether the ownership interest is in whole or in part. In other words, an STR Activity Permit shall not be approved if a person with an ownership interest in the property, whether in whole or in part, has an existing STR Activity Permit on another property within Mono County.
4. An STR Activity Permit does not create any property interest in the property owner, is not transferable, and automatically terminates upon the transfer or upon revocation of any corresponding Use Permit.

CONDITIONS OF APPROVAL

5. An STR Activity Permit issued under this Chapter is an annual permit and shall expire on August 31st each year (unless renewed or revoked in accordance with this Chapter). Mono County Code Chapter 5.65.090 provides the process to follow for renewal or modifications to this permit.

6. The STR property must provide exterior and interior signage consistent with MCC 5.65.110.B.

7. The STR Activity Permit number, which shall be assigned at the time the permit is issued, shall be posted in the title of every short-term rental advertisement, whether online or in other promotional or advertising materials.

8. The rental property must comply with all requirements of the Mono County Building Division, Environmental Health Department, and Mono County Code 5.65.

9. Rental property shall comply with the Mono County General Plan and Conditional Use Permit 20-002.

RECOMMENDATION

1. Hold a public hearing, receive testimony, deliberate, and make any desired changes.
2. Find that the project qualifies as a Categorical Exemption under CEQA guidelines 15301 and file a Notice of Exemption; and
3. Make the required findings as contained in the project staff report; and
4. Approve STR Activity Permit 21-001 subject to the findings and conditions as recommended or with desired modifications.



OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Community Development

TIME REQUIRED 20 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Bentley Regehr, Planning Analyst

SUBJECT Housing Element Annual Progress
Report

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation by Bentley Regehr regarding the Housing Element Annual Progress Report.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Bentley Regehr

PHONE/EMAIL: 760-924-4602 / bregehr@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download

[Staffreport APR](#)

History

Time	Who	Approval
4/22/2021 5:44 PM	County Counsel	Yes
4/29/2021 3:52 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes

Mono County Community Development Department

PO Box 347
Mammoth Lakes, CA 93546
760.924.1800, fax 924.1801
commdev@mono.ca.gov

PO Box 8
Bridgeport, CA 93517
760.932.5420, fax 932.5431
www.monocounty.ca.gov

May 4, 2021

To: Board of Supervisors
From: Bentley Regehr, Planning Analyst
Subject: Housing Element 2020 Annual Progress Report

RECOMMENDED ACTION

Informational only.

BACKGROUND

The Mono County 6th Cycle Housing Element Update was adopted November 5, 2019, and covers the period from 2019 to 2027. Each jurisdiction in California is required to create an annual report on the status and progress in implementing the housing element, using the template provided by the California Department of Housing and Community Development (HCD). The report must be submitted to HCD and the Governor's Office of Planning and Research on or before April 1 of each year. The report includes progress toward the jurisdiction's Regional Housing Needs Assessment (RHNA) target.

DISCUSSION

Community Development issued permits for 12 units in 2020, down from 17 units in 2019. The units are broken down by income level, as shown in Table 1. Income levels were determined by estimated valuations at the time of permit submittal. Of the 12 total units, two were accessory dwelling units, while the remaining ten were single family detached units. There were no multi-family units or deed restricted units issued permits in 2020. RHNA and the associated reported numbers are analyzed on a county-wide basis and are not further categorized by community.

The County is still on pace to meet its RHNA allocations for the total number of units and number of units qualifying under the low, moderate, and above moderate income levels. Units qualifying under low income are primarily manufactured homes and smaller accessory dwelling units. There have been no permits issued for units qualifying under the very low income threshold. Based on historical data, units would typically not qualify under the very low income category unless a deed restriction is in place.

Table 1: Regional Housing Needs Allocation Progress, Permitted Units Issued by Affordability

Income Level	2019 Units	2020 Units	Total Units to Date	RHNA Allocation for Cycle (2019-2027)	Projection for Cycle Based on 2019/2020
Very Low	0	0	0	13	0
Low	7	2	9	16	36
Moderate	7	3	10	21	40
Above Moderate	3	7	10	35	40
Total	17	12	29	85	116



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: CAO

TIME REQUIRED 5 minutes

PERSONS APPEARING BEFORE THE BOARD Robert C. Lawton, CAO

SUBJECT Employment Agreement - Acting HR Director

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Proposed resolution approving a contract with Ryan Roe as Acting Human Resources Director and prescribing the compensation, appointment and conditions of said employment.

RECOMMENDED ACTION:

Announce Fiscal Impact. Approve Resolution R21-____, approving a contract with Ryan Roe as Acting Human Resources Director and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

FISCAL IMPACT:

The incremental cost increase is \$4,238 per month, of which \$3,660 is salary and \$578 is benefits. There is sufficient budget to cover this increase.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: x1704 / ssimon@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
Staff Report
Resolution
Agreement - Roe

History Time	Who	Approval
4/29/2021 8:57 AM	County Counsel	Yes
4/29/2021 4:10 PM	Finance	Yes
4/30/2021 10:03 AM	County Administrative Office	Yes

County Counsel
Stacey Simon

Assistant County Counsels
Christian Milovich
Anne L. Frievalt

Deputy County Counsel
Emily Fox

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700

Facsimile
760-924-1701

Office Manager/Paralegal
Kevin Moss

To: Board of Supervisors

From: Stacey Simon

Date: May 4, 2021

Re: Employment agreement with Ryan Roe as Acting Human Resources Director

Recommended Action

Announce Fiscal Impact. Approve Resolution #R21-___, approving an employment agreement with Ryan J. Roe as Acting Human Resources Director. Authorize the Board Chair to execute said contract amendment on behalf of the County.

Discussion

Since the departure of its Human Resources Director in February of 2021, Ryan Roe, the County's Human Resources Specialist, has stepped up to perform many of the functions of that position and has demonstrated the experience, competency and skill to perform the full range of functions for the position.

The County has initiated a recruitment for a permanent Human Resources Director, and Mr. Roe is welcome to apply for that position. In the interim, it is recommended that Mr. Roe be appointed as the County's Acting Human Resources Director to avoid a lapse in service and to recognize the additional responsibilities which Mr. Roe has assumed and will be assuming prior to the employment of a permanent Human Resources Director.

The salary range for Human Resources Director begins at \$109,754, and the proposed agreement's salary of \$98,800 is 90% of that amount. This salary, and the appointment, would terminate automatically upon a new Human Resources Director commencing County employment.

If you have any questions on this matter prior to your meeting, please call CAO Lawton at 760-932-5415 or call me at 760-924-1702.

**EMPLOYMENT AGREEMENT OF RYAN J. ROE
AS ACTING HUMAN RESOURCES DIRECTOR FOR MONO COUNTY**

This Agreement is entered into this 4th day of May 2021, by and between Ryan J. Roe and the County of Mono.

I. RECITALS

Ryan Roe is currently employed by Mono County as its Human Resources Specialist. The County wishes to temporarily employ Mr. Roe as its Acting Human Resources (HR) Director in accordance with the terms and conditions set forth in this Agreement. Mr. Roe wishes to accept such temporary employment with the County on said terms and conditions.

II. AGREEMENT

1. The term of this Agreement shall be May 4, 2021 until such time as the County hires a permanent HR Director and that person commences work, unless earlier terminated by either party in accordance with this Agreement. Upon any termination of this Agreement, if Mr. Roe has not accepted another position with Mono County, he shall automatically return to his position as Human Resources Specialist on the same terms as conditions as existed prior to entry into this Agreement.
2. Commencing May 4, 2021, Mr. Roe shall be employed by Mono County as Acting HR Director serving at the will and pleasure of the County Administrative Officer (CAO) in accordance with the terms and conditions of this Agreement. Mr. Roe accepts such employment. The CAO shall be deemed the "appointing authority" for all purposes with respect to Mr. Roe's employment.
3. Mr. Roe's salary shall be \$8,234 per month. Mr. Roe understands that he is responsible for paying the employee's share of any retirement contributions owed to the Public Employees Retirement System (PERS) with respect to his employment for the County, and also any employee share of the "normal cost" of his retirement benefits that may be mandated by the Public Employees Pension Reform Act of 2013 (PEPRA).
4. Mr. Roe shall continue to earn and accrue vacation and sick leave in accordance with applicable County policies and any County Code provisions not in conflict with said policies. Also, in recognition of the fact that in his employment as Acting HR Director, Mr. Roe will be exempt from the payment of overtime or compensatory time-off under the Fair Labor Standards Act, he shall be entitled to 80 hours of merit leave (aka administrative leave) per year, prorated to reflect

the term of this Agreement.

5. To the extent deemed appropriate by the CAO, the County shall pay the professional dues, subscriptions, and other educational expenses necessary for Mr. Roe's full participation in applicable professional associations, for his continued professional growth and for the good of the County.
6. To the extent not inconsistent with the foregoing or any other provision of this Agreement, Mr. Roe shall continue to be entitled to the same general benefits provided by the County to other County employees, as described more fully in the County's Management Benefits Policy. Such benefits include but are not limited to CalPERS retirement benefits, CalPERS medical insurance, County dental and vision coverage, and life insurance. Pursuant to the California Public Employees' Pension Reform Act of 2013, the CalPERS retirement formula applicable to Mr. Roe's County employment is "2% at 62."
7. Mr. Roe understands and agrees that his receipt of compensation or benefits of any kind under this Agreement or under any applicable County Code provision or policy – including but not limited to salary, insurance coverage, and paid holidays or leaves – is expressly contingent on his actual and regular rendering of full-time personal services to the County or, in the event of any absence, upon his proper use of any accrued leave. Should Mr. Roe cease rendering such services during this Agreement and be absent from work without any accrued leave to cover said absence, then he shall cease earning or receiving any additional compensation or benefits until such time as he returns to work and resumes rendering personal services; provided, however, that the County shall provide any compensation or benefits mandated by state or federal law. Furthermore, should Mr. Roe's regular schedule ever be reduced to less than full-time employment, on a temporary or permanent basis, then all compensation and benefits provided by this Agreement or any applicable County policies shall be reduced on a pro-rata basis, except for those benefits that the County does not generally pro-rate for its other part-time employees.
8. Consistent with the "at will" nature of Mr. Roe's employment as Acting HR Director, the CAO may terminate Mr. Roe's employment as Acting HR Director at any time during this Agreement, without cause. In that event, this Agreement shall automatically terminate concurrently with the effective date of the termination and Mr. Roe shall return to his prior position as Human Resources Specialist for the County. Mr. Roe understands and acknowledges that as an "at will" employee, he will not have permanent status nor will her employment be governed by the County Personnel System (Mono County Personnel Rules) except to the extent that System is ever modified to apply expressly to at-will employees. Among other things, he will have no property interest in his

employment as Acting HR Director, no right to be terminated or disciplined as Acting HR Director only for just cause, and no right to appeal, challenge, or otherwise be heard regarding any such termination or other disciplinary action the CAO may, in his or her discretion, take during his employment as Acting HR Director.

9. Mr. Roe shall not be entitled to any severance pay or continued salary under this Agreement in the event this Agreement, and his appointment as Acting HR Director, is terminated by the CAO prior to its expiration. In such circumstance, his only remedy shall be to return to his previous position as Human Resources Specialist for Mono County.
10. Mr. Roe may resign from the position of Acting HR Director with the County at any time. His resignation shall be deemed effective when tendered, and this Agreement shall automatically terminate on that same date, unless otherwise mutually agreed to in writing by the parties. Mr. Roe shall not be entitled to any severance pay or additional compensation as Acting HR Director after the effective date of such resignation.
11. This Agreement constitutes the entire agreement of the parties with respect to the employment of Mr. Roe as Acting HR Director.
12. The parties agree that the Board of Supervisors' approval of this Agreement on behalf of the County is a legislative act and that through this agreement, the Board of Supervisors is carrying out its responsibility and authority under Section 25300 of the Government Code to set the terms and conditions of County employment. Pursuant to Government Code sections 53243. Mr. Roe shall reimburse the County for any paid leave pending an investigation, legal criminal defense, or cash settlement related to termination by the County if Mr. Roe is convicted of a crime involving abuse of office or position.
13. Mr. Roe acknowledges that this Agreement is executed voluntarily by him, without duress or undue influence on the part or on behalf of the County. Mr. Roe further acknowledges that she has participated in the negotiation and preparation of this Agreement and has had the opportunity to be represented by counsel with respect to such negotiation and preparation or does hereby knowingly waive his right to do so, and that he is fully aware of the contents of this Agreement and of its legal effect. Thus, any ambiguities in this Agreement shall not be resolved in favor of or against either party.

//////////

III. EXECUTION:

This Agreement is executed by the parties this 4th day of May 2021.

EMPLOYEE

THE COUNTY OF MONO

Ryan J. Roe

By: Jennifer Kreitz, Chair
Board of Supervisors

APPROVED AS TO FORM:

COUNTY COUNSEL



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Public Health

TIME REQUIRED 30 minutes

SUBJECT COVID-19 (Coronavirus) Update

**PERSONS
APPEARING
BEFORE THE
BOARD**

Robert C. Lawton, CAO, Bryan
Wheeler, Public Health Director

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Update on Countywide response and planning related to the COVID-19 pandemic, including reports from the Emergency Operations Center (EOC), Unified Command (UC), and the various branches of the EOC, including Community Support and Economic Recovery, Joint Information Center (JIC), and Public Health.

RECOMMENDED ACTION:

None, informational only.

FISCAL IMPACT:

None.

CONTACT NAME: Robert C. Lawton

PHONE/EMAIL: 760-932-5415 / rlawton@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
CDPH Response
Advocacy Letter

History

Time	Who	Approval
4/22/2021 5:43 PM	County Counsel	Yes
4/26/2021 9:49 AM	Finance	Yes
4/30/2021 9:52 AM	County Administrative Office	Yes



TOMÁS J. ARAGÓN, MD, DrPH
Director and State Public Health Officer

State of California—Health and Human Services Agency
California Department of Public Health



GAVIN NEWSOM
Governor

April 28, 2021

The Honorable Jennifer Kreitz
Chair, Mono County Board of Supervisors
P.O. Box 715
Bridgeport, California 93517

Bryan Wheeler
Director, Mono County Public Health
P.O. Box 476
Bridgeport, California 93517

Dear Supervisor Kreitz and Director Wheeler:

Thank you for your recent letter regarding Mono County's concerns with the Blueprint for a Safer Economy, especially as it relates to small, more sparsely populated counties.

We're happy to share that there have been two updates made recently that may address your county's concerns. More information can be found on [CDPH's Blueprint Framework](#) page.

Beginning on April 13, 2021, counties will acquire a week towards a more restrictive tier if both adjusted case rate and test positivity meet criteria in a more restrictive tier. Prior to this change, only one metric meeting criteria for a restrictive tier was applied. This change applies to both small and large counties.

As of April 20, 2021, the second update was made to the Small County Framework. If a small county does not meet criteria with their adjusted case rate (but does with test positivity) to acquire a week towards a less restrictive tier, CDPH will review the county's new absolute case count and vaccination coverage rate amongst individuals who have received at least one dose, including the Janssen vaccine. If absolute new case counts and test positivity meet criteria and vaccination coverage rate is equal to or within 5% of the state



average, a small county may acquire a week or move towards a less restrictive tier. Vaccination coverage refers to the percent of people partially and fully vaccinated out of the total estimated 16 and older population using county of residence. Small counties are still subject to meeting the minimum duration of 3 weeks in tier before movement to a less restrictive tier takes place.

For a small county that has test positivity that meets the threshold of that county's currently assigned tier, but is flagged for potentially moving to a more restrictive tier based on its weekly case rate assessment, criteria using absolute case counts will remain and will continue to be applied.

Thank you again for contacting us with your concerns. Through the deliberate reopening process that the Blueprint has laid out, we hope to continue to see California metrics improve and the spread of COVID-19 slow throughout our communities. This will then lead to greater ability to further reopen different sectors of our economy. We are committed to reducing the spread of the virus and reopening California's economy safely.

Sincerely,

A handwritten signature in blue ink that reads "Tomás Aragón". The signature is written in a cursive, flowing style.

Tomás J. Aragón, MD, DrPH
Director and State Public Health Officer
California Department of Public Health



Jennifer Kreitz ~ District One Rhonda Duggan ~ District Two Bob Gardner ~ District Three
John Peters ~ District Four Stacy Corless ~ District Five

BOARD OF SUPERVISORS COUNTY OF MONO

P.O. BOX 715, BRIDGEPORT, CALIFORNIA 93517
(760) 932-5533 • FAX (760) 932-5531
Shannon Kendall, Clerk of the Board

March 16, 2021

Sent via U.S. Mail and Email
The Honorable Gavin Newsom
Governor, State of California
1303 10th Street, Suite 1173
Sacramento, CA 95814

Dear Governor Newsom:

We are writing today to respectfully request that the State revisit the metrics established for advancement within the State's Blueprint for a Safer Economy (Blueprint) as they disproportionately negatively affect rural, remote communities with small populations. As we near the "light at the end of the tunnel" that we have worked tirelessly to reach, the metrics with which we are required to achieve to advance to a less restrictive tier within the Blueprint threaten to hold us back, and are misaligned as indicators of virus spread within rural, sparsely populated communities. Small counties have received exemptions before, and we think an exemption is appropriate again. As an example, we would suggest removing the positivity rate metric altogether, and instead incorporate metrics around vaccination rate and hospital capacity for small population counties.

Residents, businesses, transit operators, and Mono County have diligently followed State and local health orders related to the COVID-19 (Coronavirus) pandemic response throughout the pandemic. Local business owners and government agencies have invested millions of dollars to implement safety protocols and make required modifications, in addition to limiting or altogether shuttering overall operations. Together, Mono County and the Town of Mammoth Lakes have invested almost two million dollars in local rent support and business assistance grants to band-aid a collapsing local economy. Unfortunately, these efforts and those of the State and Federal government have been insufficient to save many of our local jobs and businesses.

Rural communities face unique challenges not experienced by their suburban and urban counterparts. A one-size-fits-all approach to COVID-19 guidance, restrictions, and the ability to advance within the State's prescribed Blueprint is simply not tenable for a county such as ours with a total population of 14,500. It is critical that we work collaboratively to create a program tailored to small counties that appropriately balances local public health, and affords the local economy and schools the opportunity to begin to rebuild and recover. Metrics designed for large populations do not translate to rural, sparsely populated regions, and prove wholly inequitable in overall COVID-19 response.

As of this writing, Mono County has administered nearly 7,000 first dose vaccines, which accounts for nearly 50% of our overall total population. We have led the state in vaccine administration and distribution through a strategic, coordinated local effort that has seen much success. Nationally and locally COVID-19 cases continue to drop at a rapid pace, and Mono County's positive cases rarely translate into hospitalization. In fact, throughout the pandemic Mammoth Hospital has been able to operate completely within capacity, never experiencing a surge in COVID-19 patients. We are proud of the local efforts to manage virus spread within the county, and continue to advocate for additional local control in the development of COVID-19 guidance.

We have strived to balance our public health response and support for our local community members and economy. Our public health has been protected, but our families and business community are suffering unparalleled and unprecedented economic devastation. Our residents' financial survival is dependent almost exclusively upon a tourism-based economy, and we've now weathered several tourist seasons under various levels of restriction. Our working families and small business owners cannot afford another lost season. As a County, we are extremely concerned about our ability to support the onslaught of tourists visiting for the annual Fishing Opener in April, along with the subsequent opening of the National Forests, State Parks, and Yosemite National Park within and bordering Mono County.

We recognize that the State is working diligently to protect its residents, and understand the challenges involved with managing a global pandemic. However, Mono County and its residents echo the sentiment expressed by a number of other rural California counties struggling to balance public health and economic impacts of COVID-19, including our neighbors in Inyo County. The current Blueprint metrics make it nearly impossible for Mono County to advance to a less restrictive Tier beyond the Red Tier with no accounting for hospital capacity, nor vaccination rate.

We would like to join our regional partners and work collaboratively with the State to revisit the metrics established for advancement within the Blueprint as they disproportionately penalize rural, sparsely populated communities and the working families and small businesses within them. Again, small counties have received exemptions before, and we think an exemption is appropriate at this time. Our recommendation and request would be to remove the positivity rate metric altogether, and instead incorporate metrics around vaccination rate and hospital capacity for small population counties. Public trust in the government's response to COVID-19 has eroded, and now that we are experiencing positive trends in both vaccination and diminished virus spread, we will be unable to enforce State guidelines and restrictions that no longer seem relevant, effective, or appropriate. We would be happy to work together to develop an equitable approach and path forward for California's rural counties, and look forward to your response before we move into the Spring season.

Sincerely,


Jennifer Kreitz (Mar 22, 2021 10:25 PDT)

Jennifer Kreitz
Chair
Mono County Board of Supervisors
jkreitz@mono.ca.gov


Bryan Wheeler (Mar 19, 2021 13:07 PDT)

Bryan Wheeler
Director
Mono County Public Health
bwheeler@mono.ca.gov

CC (email only):

Erica Pan, CDPH
Susan Fannelli, CDPH
Darby Kernan, CSAC
Justin Garrett, CSAC
Paul Smith, RCRC
Tracy Rhine, RCRC
Senator Andreas Borgeas
Assembly Member Frank Bigelow
Congressman Jay Obernolte
Mammoth Lakes Town Council
Mammoth Lakes Chamber of Commerce
Northern Mono Chamber of Commerce
Mono County Office of Education
Mammoth Unified School District
Eastern Sierra Unified School District



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Mountain View Fire Emergency Operations Center

TIME REQUIRED 10 minutes

PERSONS APPEARING BEFORE THE BOARD Justin Nalder, EOC Director

SUBJECT Mountain View Fire Update and Review of Emergency Declarations

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Review of continuing need for Board of Supervisor's November 17, 2020, Declaration of Local Emergency of and Mono County Health Officer's November 19, 2020, Declaration of Local Health Emergency for the Mountain View Fire.

RECOMMENDED ACTION:

- 1) Hear report from Incident Command and involved staff regarding status of Mountain View Fire response and recovery efforts.
- 2) Find that there is a need to continue the local state of emergency declared on November 17, 2020 and/or the local health emergency declared on November 19, 2020 (ratified by the Board on November 24, 2020).

FISCAL IMPACT:

Continuation of the declared emergencies continues the County's eligibility for state and federal disaster assistance.

CONTACT NAME: Stacey Simon

PHONE/EMAIL: x1704 / ssimon@mono.ca.gov

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
<input type="checkbox"/> Staff Report
<input type="checkbox"/> Board Declaration of Emergency
<input type="checkbox"/> Health Officer Declaration
<input type="checkbox"/> Board Ratification of Health Emergency

History

Time	Who	Approval
4/23/2021 2:19 PM	County Counsel	Yes
4/26/2021 9:49 AM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes

County Counsel
Stacey Simon

Assistant County Counsels
Christian E. Milovich
Anne L. Frievalt

**OFFICE OF THE
COUNTY COUNSEL**

Mono County
South County Offices
P.O. BOX 2415
MAMMOTH LAKES, CALIFORNIA 93546

Telephone
760-924-1700

Facsimile
760-924-1701

Paralegal/Office Manager
Kevin Moss

To: Board of Supervisors
From: Stacey Simon
Date: May 4, 2021
Re: Review of Emergency Declarations – Mountain View Fire

Recommended Action

Review need for continuing local emergency declared by the Board of Supervisors on November 17, 2020, and for continuing the local health emergency declared by the Mono County Health Officer on November 19, 2020, (ratified by the Board of Supervisors on November 24, 2020).

Determine that the need for continuing the declarations of emergency continues to exist or determine that need no longer exists and terminate one or both declarations.

Strategic Plan Focus Areas Met

Economic Base Infrastructure Public Safety
 Environmental Sustainability Mono Best Place to Work

Discussion

On November 17, 2020, a fire broke out in the Community of Walker (the “Mountain View Fire”) in the midst of a hurricane-force wind event. More than 140 structures were destroyed, including 74 homes. On that date, by emergency action, the Board of Supervisors declared a state of local emergency under the California Emergency Services Act (CESA) (Cal. Gov’t Code § 8630). On November 19, 2020, the Governor of the State of California also proclaimed a State of Emergency under CESA, and the Mono County Health Officer declared a local health emergency under Health and Safety Code § 101080, related to the presence of hazardous and toxic materials associated with fire debris. The Board of Supervisors ratified the Health Officer’s declaration on November 24, 2020.

Under the CESA, the Board must review the need for continuing the local emergency at least once every 60 days until it terminates the emergency. Under Health and Safety Code § 101080, the Board must review the need for continuing the local health emergency at least once every 30 days. Under both provisions, the Board must terminate the local emergency at the earliest possible date that conditions warrant.

This item is on the Board’s agenda for a review of the conditions necessitating the declarations of emergency as follows:

1. Declaration of Local Health Emergency

A local health emergency exists under § 101080 when an area is affected by release or escape of hazardous waste which is an imminent threat to the public health or imminent and proximate threat of the introduction of any contagious, infectious, or communicable disease, chemical agent, noncommunicable biologic agent, toxin, or radioactive agent.

The potential for widespread toxic exposures and threats to public health and the environment exists in the aftermath of a major wildfire disaster. Debris and ash from residential structure fires contain hazardous substances and the health effects of hazardous substances releases after a wildfire are well-documented.

The combustion of building materials such as siding, roofing tiles, and insulation result in dangerous ash that may contain asbestos, heavy metals, and other hazardous materials. Household hazardous waste such as paint, gasoline, cleaning products, pesticides, compressed gas cylinders, and chemicals that have been stored in homes, garages, or sheds also produce hazardous materials when burned.

Exposure to hazardous substances may lead to acute and chronic health effects, long-term public health and environmental impacts. Uncontrolled hazardous materials and debris pose significant threats to public health through inhalation of dust particles and contamination of drinking water supplies. Improper handling can expose workers to toxic materials, and improper transport and disposal of fire debris can spread hazardous substances throughout the community

As of this date, hazardous debris removal associated with the Mountain View Fire is not complete and conditions warranting the continuation of the declared health emergency continue to exist.

2. Declaration of Local Emergency

A local emergency exists under subdivision (c) of section 8558 of the CESA when conditions exist of disaster or of extreme peril to the safety of persons and property caused by fire, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the local government and require the combined forces of other entities to combat.

As noted above, debris removal and other remediation of the events of November 17-18 is ongoing. These activities require the combined forces of Mono County, CalOES and other entities to combat.

Attachments:

November 17, 2020 Board Declaration

November 19, 2020 Health Officer Declaration

November 24, 2020 Board Ratification of Health Officer Declaration



R20-101

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS DECLARING
A LOCAL EMERGENCY DUE TO SEVERE WILDFIRE IN THE ANTELOPE
VALLEY AREA CAUSED BY THE MOUNTAIN VIEW FIRE**

WHEREAS, today, November 17, 2020, during a severe wind event, a fast-moving fire erupted in the Antelope Valley in Northern Mono County (the “Mountain View Fire”); and

WHEREAS, by 4:00, the fire had destroyed structures and homes and taken at least one life; evacuations are ongoing, and animals have been let free; and

WHEREAS, the Board has determined that conditions of disaster and extreme peril exist which are beyond the control of the normal protective services, personnel, equipment, and facilities within the County of Mono;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Mono, State of California, does hereby declare a state of emergency as a result of the Mountain View Fire in Northern Mono County, based on the findings stated above and other information presented to it during its meeting of today’s date.

BE IT FURTHER RESOLVED THAT consideration for a U.S. Small Business Administration Disaster Declaration for Individual Assistance and funding through the California Disaster Assistance Act, in addition to any and all recovery assistance the State of California can provide, are requested to respond to the emergency herein described, including as necessary to respond to such eligible damages resulting from the emergency which may later be discovered.

PASSED, APPROVED and ADOPTED this 17th day of November 2020, by the following vote, to wit:

AYES: Supervisors Corless, Gardner, Kreitz, Peters, and Stump.

NOES: None.

ABSENT: None.

ABSTAIN: None.

Stacy Corless, Chair
Mono County Board of Supervisors

ATTEST:

Queenie Barnard (Nov 18, 2020 12:25 PST)

Clerk of the Board

APPROVED AS TO FORM:

Stacey Simpson (Nov 18, 2020 12:40 PST)

County Counsel



MONO COUNTY HEALTH DEPARTMENT

LOCAL PUBLIC HEALTH ORDER

P.O. BOX 3329, MAMMOTH LAKES, CA 93546 • PHONE (760) 924-1830 • FAX (760) 924-1831

**EMERGENCY ORDER OF THE MONO COUNTY HEALTH OFFICER
DECLARING A LOCAL HEALTH EMERGENCY DUE TO THE
MOUNTAIN VIEW FIRE; LIMITING RE-ENTRY TO AFFECTED AREAS TO
PROTECT PUBLIC HEALTH AND SAFETY; AND PROHIBITING ENDANGERMENT
OF THE COMMUNITY THROUGH THE UNSAFE REMOVAL,
TRANSPORT, AND DISPOSAL OF FIRE DEBRIS**

WHEREAS, the Mono County Board of Supervisors proclaimed a local state of emergency on November 17, 2020, and the Governor issued a Proclamation of a State of Emergency on November 19, 2020, due to conditions of extreme peril caused by the Mountain View Fire, which destroyed 96 homes and damaged various other structures, including Mono County's solid waste transfer station, in the Walker area of Mono County; and

WHEREAS the potential for widespread toxic exposures and threats to public health and the environment exists in the aftermath of a major wildfire disaster. Debris and ash from residential structure fires contain hazardous substances and the health effects of hazardous substances releases after a wildfire are well-documented; and

WHEREAS, the combustion of building materials such as siding, roofing tiles, and insulation result in dangerous ash that may contain asbestos, heavy metals, and other hazardous materials. Wells may be contaminated and require chlorination following a period of power outages. Household hazardous waste such as paint, gasoline, cleaning products, pesticides, compressed gas cylinders, and chemicals may have been stored in homes, garages, or sheds that may have burned in the fire, also producing hazardous materials; and

WHEREAS, exposure to hazardous substances may lead to acute and chronic health effects, and may cause long-term public health and environmental impacts. Uncontrolled hazardous materials and debris pose significant threats to public health through inhalation of dust particles and contamination of drinking water supplies. Improper handling can expose workers to toxic materials, and improper transport and disposal of fire debris can spread hazardous substances throughout the community, and

WHEREAS, areas affected by the fire were evacuated by Incident Command, and reentry by residents and the public for safety reasons must be regulated until such time as hazardous materials inspection and removal is conducted; and

WHEREAS, California Health and Safety Code section 101080 authorizes the local health officer to declare a local health emergency in areas affected by release or escape of hazardous waste which is an imminent threat to the public health or imminent and proximate threat of the introduction of any contagious, infectious, or communicable disease, chemical agent, noncommunicable biologic agent, toxin, or radioactive agent; and

WHEREAS, Health and Safety Code section 101040 further authorizes the Health Officer to issue orders to protect public health and safety in the context of a local emergency; and

WHEREAS, the Mono County Health Officer finds that the Mountain View Fire has created conditions hazardous to public health and safety in the form of contaminated debris from household hazardous waste/materials and structural debris, which poses a substantial threat to human health and the environment unless its removal and disposal is performed in a manner that protects the public health and safety.

NOW THEREFORE, the Mono County Health Officer **DECLARES** and **ORDERS** as follows:

1. Pursuant to California Health and Safety Code sections 101040 and 101080, a local health emergency exists in Mono County due to debris resulting from the Mountain View Fire being or containing hazardous materials and the imminent and proximate threat of release thereof, which are public health hazards and immediate threats to the public health and safety.
2. Effective immediately and continuing until it is extended, rescinded, superseded, or amended in writing by the Public Health Officer, this Order continues existing closures and prohibits re-entry into specified areas affected by the Mountain View Fire as shown in Exhibit A (“Current Evacuation Area (11/19/20)”), which is attached to this Order and incorporated by this reference, until such time as those areas can be assessed for hazards and, where necessary, remediated.
3. Upon notification by the County of Mono’s Building and Environmental Health Divisions that additional areas or premises are safe to re-enter, the Health Officer may replace Exhibit A, without otherwise modifying this Order, by posting and distributing a revised map labeled “Current Evacuation Area” with the date of such revision and a reference to this Order.
4. In coordination with local law enforcement, re-entry for the limited purpose of retrieving possessions may be allowed, provided no hazards have been identified on the property being accessed.
5. Regardless of when re-entry occurs, no cleanup activities of burned structures or other construction activities shall commence without the prior written authorization of the County

of Mono's Building and Environmental Health Divisions and in compliance with adopted cleanup standards and construction safety guidelines.

6. Pending the enactment of additional requirements to address the Mountain View Fire disaster clean up, no debris bins shall be provided to property owners for the purposes of the removal of fire debris without the authorization of the Mono County Public Health Department – Environmental Health Division.
7. Pending the enactment of additional requirements to address the Mountain View Fire disaster clean up, property owners choosing not to participate in a State Fire Debris Clearance Program, if one is established in Mono County, must register with and obtain the permission of the Mono County Public Health Department – Environmental Health Division, before beginning the removal of fire debris and conduct their private debris removal, transport, and disposal in a manner that does not endanger the community.
8. No one shall temporarily occupy or camp on private property unless and until standards for such temporary occupancy are approved by the Mono County Building and Environmental Health Divisions, (and the Board of Supervisors if required under County or State law).

IT IS FURTHER DECLARED, pursuant to California Health and Safety Code section 101080, that the local health emergency created and presented by the Mountain View Fire shall not remain in effect for a period in excess of seven (7) days unless it has been ratified by the Mono County Board of Supervisors and shall be reviewed by the Board of Supervisors at least every 14 days until the local health emergency is terminated.

IT IS SO ORDERED:

Date: November 19, 2020

Thomas Boo, MD

Dr. Tom Boo
Mono County Public Health Officer

EXHIBIT A
CURRENT EVACUATION AREA (11/19/20)

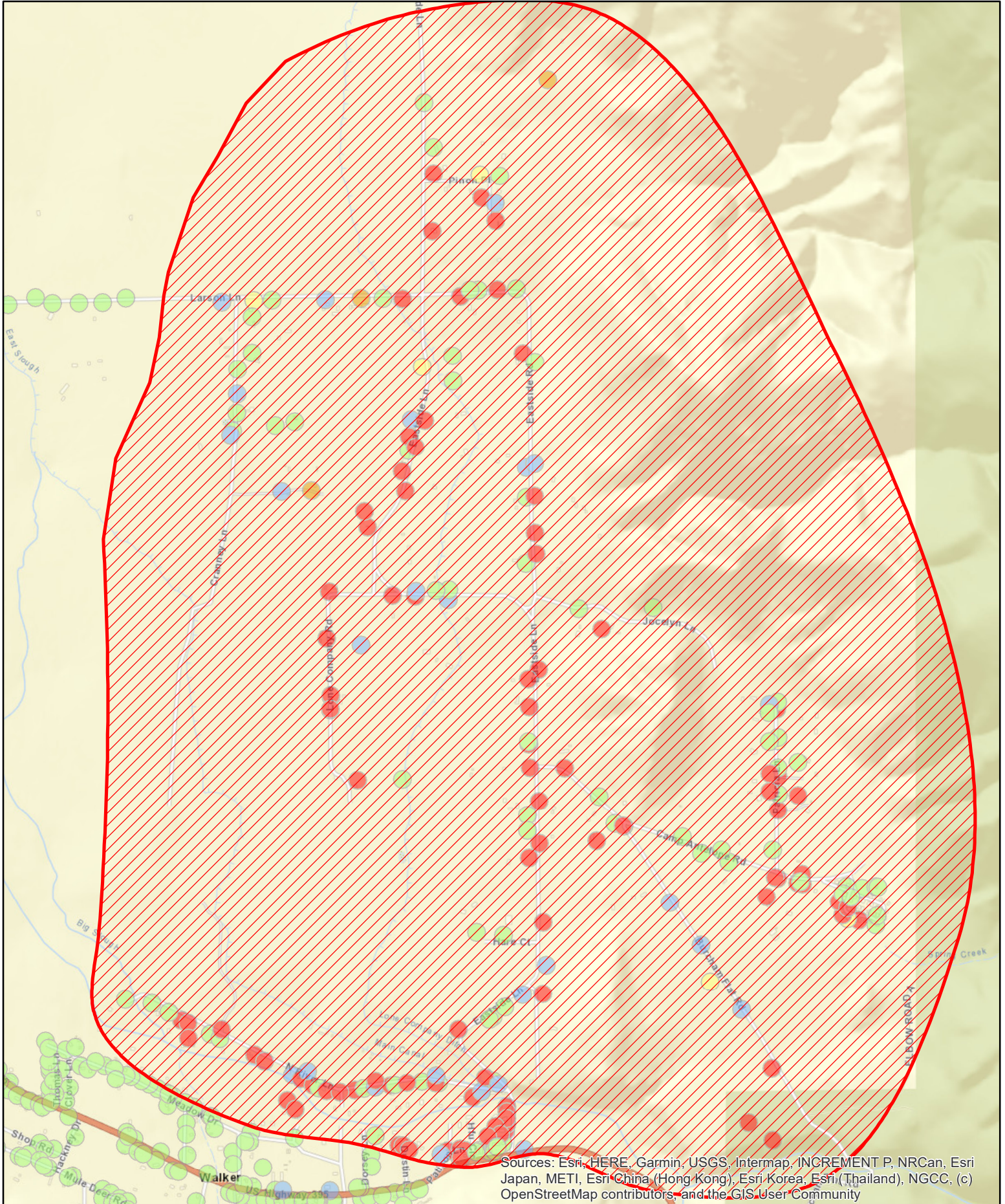


CURRENT EVACUATION AREA

As of 11/19/2020 - 10:45a

For updates visit

<https://on.mono.ca.gov/mountainviewfire>



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



R20-102

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
RATIFYING PROCLAMATION OF LOCAL HEALTH
DUE TO THE PRESENCE OF TOXIC AND HAZARDOUS DEBRIS
RESULTING FROM THE MOUNTAIN VIEW FIRE IN WALKER**

WHEREAS, the Local Health Officer did, on the 19th day of November, 2020, declare a local public health emergency in the County of Mono as a result of the Mountain View Fire, a fast-moving and devastating blaze which began on November 17, 2020, and burned more than 140 structures, including 74 homes which were completely destroyed and an additional 2 homes which were damaged, in the community of Walker, California; and

WHEREAS, the Health Officer declaration, which is hereby incorporated by this reference, included a restriction on re-entry into areas affected by the fire in order to protect the public from toxic and hazardous materials typically present following a fire that burns residential or commercial structures. The order also included guidance and restrictions for safe debris removal, transport and disposal; and

WHEREAS, the Mono County Building and Environmental Health Departments, with support, expertise and resources provided by the California Office of Emergency Services (CalOES), thereafter assessed the fire-damaged areas and a plan was made to allow residents to commence safely re-entering the area on November 22, 2020. The Health Officer therefore issued a revised order on that date allowing for controlled re-entry, but continuing the prior restrictions on debris removal, transport and disposal; and

WHEREAS, the continuation of these restrictions, as well as the continued assistance and resources of CalOES and others with expertise in remediating fire damage, remain necessary in order to protect public health, safety and the environment and are required for a safe and effective response to the conditions of disaster and extreme peril resulting from the Mountain View Fire, which is beyond the control of the normal protective services, personnel, equipment, and facilities within the County of Mono;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Mono, State of California, adopts the above findings and does hereby ratify the aforementioned proclamation of local health emergency and declares a continued state of local health emergency in the County which is beyond the control of the normal protective services, personnel, equipment and facilities within the County, as a result of the Mountain View Fire.

1 **BE IT FURTHER RESOLVED THAT** consideration for a U.S. Small Business
2 Administration Disaster Declaration for Individual Assistance and funding through the California
3 Disaster Assistance Act, in addition to any and all recovery assistance the State of California can
4 provide, are requested to respond to the emergency herein described, including as necessary to
5 respond to such eligible damages resulting from the emergency which may later be discovered.

6 **PASSED, APPROVED and ADOPTED** this 24th day of November, 2020, by the
7 following vote, to wit:

8 **AYES:** Supervisors Corless, Gardner, Kreitz, Peters, and Stump.

9 **NOES:** None.

10 **ABSENT:** None.

11 **ABSTAIN:** None.

12 


13 _____
14 Stacy Corless, Chair
15 Mono County Board of Supervisors

16 **ATTEST:**

17 
18 _____
19 Queenie Barnard (Nov 24, 2020 12:57 PST)

20 Clerk of the Board

21 **APPROVED AS TO FORM:**

22 
23 _____
24 Stacey Simon (Nov 24, 2020 13:14 PST)

25 County Counsel



**OFFICE OF THE CLERK
OF THE BOARD OF SUPERVISORS**

REGULAR AGENDA REQUEST

Print

MEETING DATE May 4, 2021

Departments: Public Works - Solid Waste

TIME REQUIRED 15 minutes

**PERSONS
APPEARING
BEFORE THE
BOARD**

Justin Nalder, Solid Waste
Superintendent

SUBJECT Solid Waste Parcel Fee Program,
FY21-22; Solid Waste Fee
Agreement with the Town of
Mammoth Lakes

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Extension, without increase, of Mono County Solid Waste Fee Program for Fiscal Year 2021-2022 and accompanying agreement with the Town of Mammoth Lakes to continue to implement the fee within the Town for one or two years (depending on a determination to be made by the Town).

RECOMMENDED ACTION:

- 1) Approve and authorize the Chair's signature on Resolution R21-____, Authorizing Implementation of a Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through December 31, 2022 [or 2023]
- 2) Approve and authorize the Chair's signature on Resolution R21-____, Extending and Re-Establishing the Mono County Solid Waste Fee Program for Fiscal Year 2021-2022.

FISCAL IMPACT:

Countywide, continued receipt of approximately \$800,000 in revenue to support solid waste operations and future landfill closure costs.

CONTACT NAME: Justin Nalder

PHONE/EMAIL: 760-932-5453 / jnalder@gmail.com

SEND COPIES TO:

MINUTE ORDER REQUESTED:

YES NO

ATTACHMENTS:

Click to download
SW Parcel Fee - TOML Staff Report
SW Parcel Fee Resolution

[Schedule A - Ex 1](#)

[SW Parcel Fee Agr TOML - Ex 2](#)

[SW Parcel fee Agr TOML - Ex 3](#)

History

Time	Who	Approval
4/23/2021 2:13 PM	County Counsel	Yes
4/29/2021 4:47 PM	Finance	Yes
4/30/2021 9:53 AM	County Administrative Office	Yes



MONO COUNTY DEPARTMENT OF PUBLIC WORKS SOLID WASTE DIVISION

POST OFFICE BOX 457 • 74 NORTH SCHOOL STREET • BRIDGEPORT, CALIFORNIA 93517
760.932.5440 • FAX 760.932.5441 • monopw@mono.ca.gov • www.monocounty.ca.gov

Date: May 4, 2021
To: Honorable Chair and Members of the Board of Supervisors
From: Justin Nalder, Solid Waste Superintendent
Subject: Solid Waste Parcel Fee Program, FY21-22; Solid Waste Fee Agreement with the Town of Mammoth Lakes

Recommended Action:

1. Approve and authorize the Chair's signature on Resolution No. R21-____ "A Resolution of the Mono County Board of Supervisors Authorizing Implementation of a one or two year Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through June 30, 2022 [[OR 2023]]."
2. Approve and authorize the Chair's signature on Resolution No. R21-____ "A Resolution of the Mono County Board of Supervisors Extending and Re-Establishing the Mono County Solid Waste Fee Program for Fiscal Year 2021-2022."

Fiscal Impact:

Countywide, approximately \$800,000 in revenue from fees and interest per year.

Discussion:

Consistent with applicable provisions of the Government Code, the Board of Supervisors must annually renew the Solid Waste Fee to continue the County's assessment of fees on developed land within the unincorporated areas of Mono County and, under agreement with the Town Council, on lands within the Town of Mammoth Lakes.

Adoption of the proposed resolution will provide for a status quo program with no increase to the existing \$60 base fee. Therefore, these are not considered new or increased fees, and as such, the program does not require additional consideration under Proposition 218.

Approval of the proposed resolutions (attached to this report as Exhibits 1 and 2) will authorize the continuation of the Solid Waste Fee program in unincorporated Mono County, as well as within the Town of Mammoth Lakes, pursuant to the Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through June 30, 2022 [[OR 2023]]. Pending approval of the Town Council, the term may be set to end on June 30, 2023, which is the preferred term. There are no proposed changes to the fee schedule for FY 21-22.

The resolution authorizing the Solid Waste Fee Program (see Exhibit 1) will provide for a continuation of the same fee that has been collected by Mono County since 1991, which is based on a \$60 Residential Equivalency Factor (REF). The Solid Waste Fees (as collected on the tax bill) are utilized to satisfy environmental monitoring requirements and closure, post-closure, and corrective action financial assurance requirements for the County's landfills. Remaining fees are used by the Solid Waste Enterprise Fund to offset expenses related to the countywide solid waste program such as recycling programs, HHW management, and operation of the County's disposal sites.

If you have any questions regarding this item, please contact me at (760) 932-5453.

Respectfully submitted,



Justin Nalder
Solid Waste Superintendent / Environmental Director

- Attachments:
- Exhibit 1 – Draft Resolution Extending and Re-Establishing the Mono County Solid Waste Fee Program for Fiscal Year 2021-2022
 - Attachment 1 - Schedule A
 - Exhibit 2 - Draft Resolution Authorizing Implementation of a Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through June 30, 2022 [[OR 2023]].
 - Exhibit 3 - Solid Waste Fee Agreement with the Town of Mammoth Lakes for the Period of July 1, 2021 through June 30, 2022 [[OR 2023]].



R21 – _____

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
EXTENDING AND RE-ESTABLISHING THE MONO COUNTY
SOLID WASTE FEE PROGRAM FOR FISCAL YEAR 2021-2022**

WHEREAS, pursuant to Section 25830 of the Government Code, on or before the first day of July of each year, the Board of Supervisors may by resolution or ordinance establish a schedule of fees to be imposed upon lands within the County in order to pay for County waste disposal and related services; and

WHEREAS, in past years, Mono County has imposed and collected a schedule of fees consistent with the requirements of Section 25830 of the Government Code, against both unincorporated land in the County and, with the agreement and consent of the Town Council of the Town of Mammoth Lakes, against land in the Town of Mammoth Lakes; and

WHEREAS, the Board of Supervisors intends by this resolution to simply extend such existing fees and not to impose any new or increased fees that would be subject to Proposition 218.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND FOUND by the Mono County Board of Supervisors as follows:

SECTION ONE: The program and schedule of solid waste fees imposed by Resolution No. R20-63 is hereby re-established and extended, effective July 1, 2021, against land within the County of Mono, including land within the Town of Mammoth Lakes, pursuant to the **SOLID WASTE FEE AGREEMENT WITH THE TOWN OF MAMMOTH LAKES**.

SECTION TWO: Each parcel of land and each of the various waste-generating uses on each parcel in the County of Mono shall be identified.

SECTION THREE: The “residential equivalent” for determination of the fee on lands containing a single-family dwelling is hereby established as one (1.00). Each parcel or each waste-generating use on each parcel, or both (as identified herein), shall be accorded the appropriate “residential equivalent” on the basis of “Schedule A,” attached hereto and entitled “Solid Waste Generation Factors for Selected Land Uses.” “Schedule A” is incorporated

1 herein by this reference as if fully set forth and is made a part of the program established by
2 this Resolution.

3 **SECTION FOUR:** Annual fees shall be charged to the identified lands or uses based
4 on Sixty and NO/100 Dollars (\$60.00) for each “residential equivalent.”

5 **SECTION FIVE:** The Mono County “Solid Waste Fee Program” shall be
6 administered and operated in accordance with the following policies:

7
8 A. General Provisions.

- 9 (1) There shall be only one fee for each waste-generating use on a parcel of
10 property. For example, if the landowner is assessed for all uses on his
11 parcel, the individual waste generating persons or entities using that
12 parcel shall not be assessed.
13 (2) Unless the Public Works Director determines that it is fair and equitable
14 to impose a fee on individual persons or entities generating waste on a
15 parcel, the landowner shall be charged the full amount due as a result of
16 such waste generation.

17 B. Residential Uses.

- 18 (1) Each owner of a single-family residence shall pay a fee calculated at the
19 rate of “one residential unit” or sixty dollars (\$60.00) per year.
20 (2) If it is established that the residence is used fewer than 90 days each
21 year, the owner shall be charged a fee at the rate of one-fourth (0.25) of
22 a “residential unit,” or fifteen dollars (\$15.00) per year. If it is
23 established that the residence is used six months or less, but more than
24 three months, the owner shall be charged a fee at the rate of one-half
25 (0.5) of a “residential unit,” or thirty dollars (\$30.00) per year.
26 (3) Mobile homes and individual units in apartments and condominiums
27 shall be charged a fee in accordance with “Schedule A” and Section
28 5.B.2 of this Resolution.
29 (4) The minimum fee for residential use shall not be less than one-fourth
30 the yearly rate for a “residential unit,” or fifteen dollars (\$15.00) per
31 year.

32 C. Other Uses.

- (1) Motels, Hotels, Lodges, and Campgrounds shall be charged a fee in
accordance with a factor established by the “residential equivalent”

1 assigned in "Schedule A." Occupancy rate and months open for
2 business may be taken into consideration.

- 3 (2) Ranches and/or farms that dispose their waste on-site, in accordance
4 with Mono County Health Department approvals, shall not be charged a
5 fee.
- 6 (3) Except as specified or clarified in Section 5.D, all other uses shall be
7 charged a fee on the basis of the "residential equivalent factor" as set
8 forth in this Resolution and "Schedule A."

9 **D. Multiple or Complex Uses.**

- 10 (1) Except as "Schedule A" may specifically assign a "residential
11 equivalent factor" for the entire use (e.g., ski base lodge), where a single
12 business entity operates or leases more than one type of waste
13 generating business or use in a single building, the owner of the land or
14 business shall be charged a fee on the basis of the use which has the
15 highest "residential equivalent factor" and the assessment shall be the
16 total thereof.
- 17 (2) Except as "Schedule A" may specifically assign a "residential
18 equivalent factor" to the entire use (e.g., shopping center), where
19 individual waste generating entities operate in more than one building
20 on one or more parcels, each waste generating use shall be assigned the
21 highest "residential equivalent factor" and the fee shall be the total
22 thereof.

23 **E.** There shall be no fee on unimproved parcels where waste is not generated.

24 **F.** There shall be no fee for Special Districts of the County that receive less than
25 six-tenths of one percent (0.6%) of the countywide property tax allocation.

26 **G. Billing and Collection.**

- 27 (1) The Public Works Director shall establish the appropriate fee. The
28 billings for fees shall be based on the ownership status and uses of each
29 parcel as of the first day of March preceding the fiscal year for which
30 the fee is charged.
- 31 (2) The Mono County Treasurer-Tax Collector shall collect fee payments
32 through the property tax billing system or, for properties not otherwise
receiving a tax bill, the Public Works Department may bill for and
collect fee payments by invoice.

1 H. Appeals.

- 2 (1) A property or business entity who or which has reason to believe that
3 there should be no fee, that the “residential equivalent factor” has been
4 improperly determined, or that the amount of the fee has been
5 incorrectly calculated, may request the appropriate changes by notifying
6 the Public Works Director in writing of the request no later than 60 days
7 following the date of billing.
- 8 (2) The Public Works Director shall, within 20 days following receipt of the
9 written request, review the facts presented and certified to by the
10 property owner or business entity and grant or deny the request. If the
11 request is granted, the Public Works Director shall prepare an
12 appropriately modified billing, if necessary. Modified billings shall be
13 due and payable no later than 60 days following the billing date.
- 14 (3) A property owner or business entity whose request pursuant to Section
15 5.H.1 is denied by the Public Works Director shall have the right to
16 appeal that decision to the Board of Supervisors. The request for
17 hearing shall be submitted to the Clerk of the Board of Supervisors
18 within 30 days from the date of the denial notice from the Public Works
19 Director.
- 20 (4) The Board of Supervisors shall fix a time, date, and place for the
21 hearing of any such appeal. The Board of Supervisors shall cause notice
22 of the hearing to be mailed to the applicant not less than 10 days prior to
23 the date set for hearing. At the hearing, the Board of Supervisors or its
24 selected member(s) shall hear the applicant and, within five days, order
25 such revision or correction to the fee as the Board deems just, if any.

26 I. Delinquent Fees.

- 27 (1) The Public Works Director shall prepare a list of solid waste fees for
28 each respective parcel which remain unpaid for a period of 60 or more
29 days after the date upon which they were billed. A certified copy of the
30 confirmed list shall be filed with the Mono County Auditor-Controller.
- 31 (2) The delinquent solid waste fees set forth in the list shall constitute
32 special assessments against the respective parcels of land and, upon
recordation in the office of the County Recorder, are a lien on the
property in the amount of the delinquent fees as provided in
Government Code section 25831. The assessments may be collected at
the same time and in the same manner as ordinary county ad valorem
property taxes are collected and shall be subject to the same penalties
and the same procedure and sale in case of delinquency as provided for

1 those taxes. All laws applicable to the levy, collection, and enforcement
2 of county ad valorem property taxes shall be applicable to the
3 assessment, except as provided by subdivision (d) of Government Code
4 section 25831.

5 **SECTION SIX: Severability.** If any section, subsection, sentence, clause, or phrase of
6 this Resolution is for any reason held to be unconstitutional, such decision shall not affect the
7 validity of the remaining portions of this Resolution. The Board of Supervisors hereby
8 declares that it would have passed this Resolution and each section, subsection, sentence,
9 clause, or phrase thereof irrespective of the fact that any one or more sections, subsection,
sentences, clauses, or phrases be declared unconstitutional.

10 **PASSED, APPROVED AND ADOPTED** this 4th day of May, 2021, by the
11 following vote, to wit:

- 12 **AYES :**
- 13 **NOES :**
- 14 **ABSENT :**
- 15 **ABSTAIN :**

16
17 _____
18 Jennifer Kreitz, Chair
19 Mono County Board of Supervisors

20
21 ATTEST:

Approved as to Form:

22
23 _____
24 Clerk of the Board

25
26 _____
27 Mono County Counsel's Office

SCHEDULE A
SOLID WASTE GENERATION FACTORS FOR
SELECTED LAND USES

MONO COUNTY SOLID WASTE FEE PROGRAM

ITEM	LAND USE	RESIDENTIAL EQUIVALENT FACTOR
1	Aircraft Repair	1.00
2	Airports	4.00
3	Apartment, per Unit	1.00
108	Arcade	4.00
99	Auto Body & Paint Shop	2.00
4	Auto Service, Major Repairs	4.00
5	Auto Service, Minor Repairs	2.00
6	Auto Service, No Repairs	1.00
7	Bakery	2.00
8	Bank	4.00
9	Barber Shop	1.00
10	Batch Plant	4.00
11	Beauty Shop	1.00
12	Beer Bar	2.00
13	Boardinghouse	4.00
14	Boat Dock	4.00
15	Boat Repair	1.00
16	Boat Sales	1.00
17	Bunkhouse	2.00
18	Cabin, Rented	0.50
19	Campground, per Space	0.25
20	Cannery	4.00
21	Car Wash	2.00
22	Catering	2.00
23	Cinema	3.00

ITEM	LAND USE	RESIDENTIAL EQUIVALENT FACTOR
24	Church, with Kitchen	1.00
25	Church, without Kitchen	0.50
26	Cleaners	2.00
98	Commercial Ice Manufacturing	1.00
27	Community Center	1.00
28	Condominium, per Unit	0.50
29	Cookhouse	2.00
106	Correction Facility	1.00
107	Daycare Center	4.00
30	Dormitory, per Bed	0.15
31	Duplex	2.00
32	Fast Food Drive-In, No Seats	2.00
33	Fourplex	4.00
34	Government Housing, per Unit	1.00
35	Grocery Store (< 2,000 sq. ft.)	5.00
36	Grocery Store (2,000 - 40,000 sq. ft.)	10.00
37	Grocery Store (> 40,000 sq. ft.)	50.00
38	Guest House	1.00
39	Hangar	0.50
40	Highway Rest Area	10.00
41	Hospital, per Bed	1.00
101	Hotel, per Unit	0.25
42	Laboratory	1.00
43	Laundromat	3.00
105	Library	4.00
44	Light Industry	2.00
45	Lodge	1.00
46	Lounge	3.00
47	Lumber Yard	4.00
48	Machine Shop	1.00
100	Marine Corps Mtn. Warfare Training Center	103.00
49	Mill	4.00

ITEM	LAND USE	RESIDENTIAL EQUIVALENT FACTOR
103	Mini-Mart	2.00
50	Mini-Storage, per Unit	0.10
51	Mobile Home on Residential Parcel	1.00
52	Mobile Home Park, Spaces Rented	1.00
53	Mobile Home (3 per Parcel)	3.00
54	Mobile Home (2 per Parcel)	2.00
55	Motel, with Kitchen, per Unit	0.50
56	Motel, without Kitchen, per Unit	0.25
102	Museum	4.00
57	Newspaper	4.00
58	Office (< 10 employees)	2.00
59	Office (10-19 employees)	4.00
60	Office (20-28 employees)	6.00
61	Office (> 29 employees)	8.00
62	Pack Station	2.00
63	Park	6.00
64	Post Office	4.00
65	Recreational Facility (0 - 2,000 sq. ft.)	2.00
66	Recreational Facility (> 2,000 sq. ft.)	4.00
67	Repair, Tire	4.00
68	Repair, Truck	4.00
69	Residence	1.00
70	Residence (3 per Parcel)	3.00
71	Residence (2 per Parcel)	2.00
72	Restaurant (0 - 20 seats)	2.00
73	Restaurant (21 - 40 seats)	4.00
74	Restaurant (41 - 80 seats)	8.00
75	Restaurant (> 80 seats)	16.00
76	Retail, Auto Parts	2.00
77	Retail, Drug	2.00
78	Retail, Drug and Variety	4.00

ITEM	LAND USE	RESIDENTIAL EQUIVALENT FACTOR
79	Retail, Gifts	2.00
80	Retail, Hardware	4.00
81	Retail, Liquor	4.00
82	Retail, Other (0 - 2,000 sq. ft.)	2.00
83	Retail, Other (> 2,000 sq. ft.)	4.00
84	Retail, Sporting Goods	4.00
85	RV Park, per Space	0.25
86	Schools, with Food Service, per Student	0.20
87	Shopping Center (0 - 10,000 sq. ft.)	4.00
88	Shopping Center (10,001 - 20,000 sq. ft.)	8.00
89	Shopping Center (20,001 - 40,000 sq. ft.)	16.00
90	Shopping Center (40,001 - 80,000 sq. ft.)	32.00
91	Shopping Center (> 80,000 sq. ft.)	50.00
92	Ski - Base Lodge (0 - 4,000 sq. ft.)	4.00
93	Ski - Base Lodge (> 4,000 sq. ft.)	40.00
94	Studio, Photography	2.00
95	Triplex	3.00
104	USFS Building	4.00
96	Veterinary Hospital	2.00
97	Warehouse	2.00



RESOLUTION NO. R21-

**A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS
AUTHORIZING IMPLEMENTATION OF A SOLID WASTE FEE
AGREEMENT WITH THE TOWN OF MAMMOTH LAKES
FOR THE PERIOD OF JULY 1, 2021 THROUGH JUNE 30, 2022 [[OR 2023]]**

WHEREAS, pursuant to Section 25830 of the Government Code, on or before the first day of July of each year, the Board of Supervisors may by resolution or ordinance establish a schedule of fees to be imposed upon lands within the County in order to pay for County waste disposal and related services; and,

WHEREAS, in past years the County has imposed and collected a schedule of fees consistent with the requirements of Section 25830 of the Government Code, against both unincorporated land in the County and, with the agreement/consent of the Town Council of the Town of Mammoth Lakes, against land in the Town; and,

WHEREAS, the Board intends by resolution to re-establish and extend such existing fees and not to impose any new or increased fees that would be subject to Proposition 218; and,

WHEREAS, the County wishes to re-establish a Solid Waste Fee Agreement with the Town of Mammoth Lakes for period of July 1, 2021 through June 30, 2022 [[OR 2023]].

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors, that the County does hereby authorize implementation of a Solid Waste Fee Agreement with the Town of Mammoth Lakes for the for period of July 1, 2021 through June 30, 2022 [[OR 2023]].

BE IT ALSO RESOLVED that the Director of Public Works (in consultation with County Counsel) is hereby authorized to execute such an agreement, said agreement to be in general

1 conformance with the terms and conditions identified in Attachments 1 and 2, "Solid Waste Fee
2 Agreement with the Town of Mammoth Lakes."

3
4 **APPROVED AND ADOPTED** this 4th day of May, 2021, by the following vote of the Board of
5 Supervisors, County of Mono:

6 **AYES :**

7 **NOES :**

8 **ABSENT :**

9 **ABSTAIN :**

10 _____
11 Jennifer Kreitz, Chair
12 Mono County Board of Supervisors

13 ATTEST:

Approved as to Form:

14 _____
15 Clerk of the Board

16 _____
17 County Counsel

1 **NOW THEREFORE, BE IT RESOLVED**, based upon the foregoing recitals, the parties to this
2 Agreement hereto agree to the following:

- 3 1. The County agrees to continue to provide a solid waste disposal site for the use by residents and
4 businesses of the Town and by those persons or entities franchised by the Town to provide
5 disposal services to Town residents and businesses pursuant to Public Resources Code, Section
6 49300.
- 7 2. The County agrees that there shall be no significant decrease in the level of services provided at
8 the solid waste disposal site, except if the County should be unable to continue operations at the
9 site due to the actions or decisions of the site owner.
- 10 3. The County agrees that the solid waste disposal site shall meet all Federal, State, and local
11 requirements, rules, and regulations, and that the County shall comply with the requirements of
12 the California Government Code Section 25830.
- 13 4. The Town consents to the County's re-establishment and extension, by resolution or ordinance,
14 upon its residents and businesses a fee consistent with the schedule of fees adopted by the
15 County in previous years, which may include a reduction of certain fees, pursuant to California
16 Government Code, Section 25830 and in accordance with Public Resources Code, Section
17 49300.
- 18 5. The County agrees to assume primary responsibility for the collection of fees from Town
19 residents and businesses through annual fees to be charged to identified lands within the
20 incorporated limits of the Town, consistent with previous years.
- 21 6. The Town agrees to use its best efforts to cooperate with the County regarding the collection of
22 the above-referenced fees from its residents and businesses.
- 23 7. Both the Town and the County agree that the County shall be responsible for the provision of
24 solid waste disposal services throughout the term of this Agreement, including, but not limited
25 to: environmental monitoring costs, closure and post-closure funding, setting fees, resident
26 appeals of fees, and all site operations.
- 27
28

- 1 8. Except as otherwise provided below, the County agrees to release, defend, hold harmless, and
2 indemnify the Town, its officers, agents, and employees from and against all suits and cause of
3 action, claims, laws, demands, expenses (including reasonable attorneys fees), damages, or
4 liability of any nature whatsoever arising by reason of, or incident to, the adoption and
5 implementation of the solid waste disposal program as defined and outlined in this Agreement,
6 including, but not limited to, any and all claims with respect to Proposition 13 and Proposition
7 62. Notwithstanding the foregoing, the County shall have no obligation to release, defend, hold
8 harmless, and indemnify the Town, its officers, agents, and employees from and against any
9 suits and cause of action, claims, laws, demands, expenses (including reasonable attorneys fees)
10 damages or liability of any nature whatsoever arising by reason of, or incident to, any
11 noncompliance of the solid waste program and its fees with Proposition 218, which was enacted
12 by the voters in November of 1996.
- 13 9. Both parties agree and understand that the County shall annually re-establish and extend the fee
14 schedule previously imposed by Resolution No. R20-63, prior to July 1 of each year, without
15 any increases, and that such fee setting shall be consistent with the requirements of Government
16 Code Section 25830.
- 17 10. Both parties agree that fees may be established, billed, and collected on a monthly or annual
18 basis, and may be billed and collected by the County Tax Collector as part of the regular County
19 property tax billing system.
- 20 11. Both parties agree that this Agreement shall become effective upon execution by both the Town
21 and the County.
- 22 12. The term of this Agreement shall be from July 1, 2021 through June 30, 2022 [[or 2023]].
- 23 13. In the event of a legal challenge to the fees, the Mono County Board of Supervisors agrees to
24 use all legal means available to increase gate fees to reimburse the Town of Mammoth Lakes
25 and/or the County for its legal and reimbursement fees, with the caveat that should the County
26 decide to mount a legal defense in response to a challenge of such fees, that the Town will
27 become a partner in that defense and will be able to influence and terminate its involvement in
28 the defense. In the event of such a legal challenge, the Town of Mammoth Lakes agrees to use
all legal means available to require its franchisee to continue to use the County's solid waste

1 disposal site until such additional gate fees needed to cover the added financial obligation to the
2 Town and/or County are satisfied, not to exceed five years from the date of the challenge(s), or
3 some other mutually agreeable number of years.

4 14. The County agrees to provide the Town with any and all documents, reports, or other materials
5 relative to the calculation of fees and the administration of the program contemplated herein as
6 the Town may reasonably request.

7 15. The County and its officers, agents, and employees are independent contractors for the purposes
8 of this Agreement. As such they shall have the rights and duties of independent contractors in
9 providing services under this Agreement.

10 16. In the event of a dispute over the meaning of this Agreement or its performance, the aggrieved
11 party shall notify County Counsel and the Town Attorney who shall thereupon make reasonable
12 efforts to resolve the dispute. In the event that County Counsel and the Town Attorney do not
13 resolve the dispute within 30 days after the notice specified, the parties shall each appoint two
14 members of their governing bodies who shall attempt to resolve the dispute. Neither party shall
15 file a legal action to enforce its Agreement prior to 60 days from the date the specified notice is
16 mailed.

17 **EXECUTION**

18 This Agreement shall be deemed executed as of the date that it is approved by both the Mono County
19 Board of Supervisors and the Mammoth Lakes Town Council.

20
21 COUNTY OF MONO:

APPROVED AS TO FORM:

22
23 _____
24 Board Chair

County Counsel

25
26 TOWN OF MAMMOTH LAKES:

APPROVED AS TO FORM:

27
28 _____
Mayor

Town Attorney