

Monterey County
Planning and Building
Inspection Authority

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From: jacqui@messengerlawfirm.com
Sent: Monday, February 02, 2009 3:38 PM
To: cegacomments
Cc: Knaster, Alana x5322; HolmC@co.monterey.ca.us; Novo, Mike x5192
Subject: Comments to General Plan and General Plan EIR

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Comments 2/2/09
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Dear Mr. Holm:

The language of proposed Policy CV-2.18 is confusing and therefore may be subject to interpretation challenges. We interpret Policy CV-2.18 as essentially providing that the Board maintains its discretion to adopt a statement of overriding considerations in the event an EIR is prepared for a project but traffic impacts resulting from a project cannot be fully mitigated to a level of insignificance. Also, for projects that exceed certain thresholds (which are defined in CV-2.18), the County will defer approval of that project until an EIR is prepared.

We request that the General Plan EIR confirm the meaning and intent behind Policy CV-2.18, and that the language of Policy CV-2.18 be revised for clarification purposes. For example, the sentence in Policy CV-2.18 that reads "as for those road segments which are at LOS C, D and E, this would, at a minimum, occur when the LOS F, this would occur when it would cause" does not make sense.

Our understanding is that the County will work on fee ordinances to address future infrastructure needs so that any future development can contribute its fair share towards those future improvements.

Thank you for your consideration.

Jacqueline Zischke

cc: Mike Novo (via email novom@co.monterey.ca.us)
Alana Knaster (via email knastera@co.monterey.ca.us)
Carl Holm (via email holmc@co.monterey.ca.us)

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