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October 28, 2008

Carl Holm, Assistant Director of Planning
Planning Department
Resource Management Agency
County of Monterey
168 W. Alisal Street, Second Floor
Salinas, CA 93901

Monterey County
Planning and Building
Inspection Administration

OCT 29 2008

RECEIVED

Subject: Draft EIR for County GPU-5; SCH Number 2007121001

Dear Mr. Holm:

Under CEQA, the County was required to provide the environmental impact report to the State for review. (Pub. Resources Code, § 21082.1, subd. (c)(4).) On September 5, 2008, the State Clearinghouse received the Draft EIR. The 45-day review period was to expire on October 28, 2008.

Some time after September 5, the County was informed that the Draft EIR it had distributed was missing an appendix. The County provided the appendix to some individuals and agencies, and re-started the public review period to run until November 18.

However, it appears from the State Clearinghouse CEQAnet database that the State did not receive the corrected version of the Draft EIR, and is operating under the assumption that comments on the old, incorrect EIR are due on October 28. (See attached Notice of Completion from the County website, showing a due date of October 20 [sic], and printouts from the State Clearinghouse CEQAnet database showing a due date of October 28.)

The State should have the complete Draft EIR, including all missing appendices, and should have at least 45 days to review the complete Draft EIR. The law is very clear: to comply with CEQA, the complete environmental document must be released for public review, and the review period cannot begin to run until the complete document is released. (*Ultramar, Inc. v. South Coast Air Quality Management Dist.* (1993) 17 Cal.App.4th 689.)

Additionally, the County's Notice of Completion shows that the Draft EIR was not sent to the State Water Resources Control Board Division of Water Rights. It is a serious omission not to send the Draft EIR to the Division of Water Rights, in light of (1) the serious overdraft issues on the Monterey Peninsula, North County, Pajaro Valley, and the Salinas Valley aquifer, (2) SWRCB Order 95-10, and (3) the Draft EIR's findings that GPU-5 will have significant unavoidable impacts on the County's water supplies.

1

2

Carl Holm, Assistant Director of Planning
October 28, 2008
Page 2

Please respond to these comments at your earliest opportunity. Thank you.

Very truly yours,


Molly Erickson

Attachments as stated

cc: Mike Novo, Planning Director
Charles McKee, County Counsel
Leslie Girard, Assistant County Counsel
Clerk to the Board of Supervisors
Monterey Peninsula Water Management District
Pajaro Valley Water Management District

Notice of Completion

See NOTE below

Mail to: State Clearinghouse, 1400 Tenth Street Sacramento, CA 95814 916/445-0613

SCH 2007121001

Project Title: 2007 Monterey County General Plan

Lead Agency: County of Monterey, Resource Management Agency

Street Address: 168 West Alisal Street, 2nd Floor

City: Salinas, CA Zip: 93901-2680

Contact Person: Carl Holm

Phone: (831) 755-5103

County: Monterey

Project Location

County: Monterey

City/Nearest Community: Non-Coastal Unincorporated County

Cross Streets:

Zip Code:

Total Acres:

Assessor's Parcel No.

Latitude: 121.024.239

Longitude: 36.346971

Within 2 Miles: State Hwy #: multiple

Waterways: multiple

Airports: multiple

Railways: multiple

Schools: multiple

Document Type

CEQA: NOP

Supplement/Subsequent

NEPA: NOI

Joint

Document

Early Cons

EIR-Final

EA

Final Document

PROPOSED

Neg. Dec

Other: Program EIR

Draft EIS

Other

Draft EIR

FONSI

Local Action Type

General Plan Update

Specific Plan

Rezone

Annexation

General Plan Amendment

Master Plan

Prezone

Redevelopment

General Plan Element

Planned Unit Development

Use Permit

Coastal Permit

Community Plan

Site Plan

Land Division (Subdivision,

Other: AWCP

Parcel Map, Tract Map, etc.)

Development Type

Residential: Units:

Acres

Water Facilities:

Type:

Office: Sq.ft.

Acres

Employees

Transportation/FC:

Type:

Commercial: Sq.ft.

Acres

Employees

Mining:

Mineral

Industrial: Sq.ft.

Acres

Employees

Power:

Type Watts

Educational

Waste Treatment

Type:

Recreational

Hazardous Waste:

Type

Other.

Project Issues Discussed In Document

Aesthetic/Visual

Flood Plain/Flooding

Schools/Universities

Water Quality

Agricultural Land

Forest Land/Fire Hazard

Septic Systems

Water Supply/Groundwater

Air Quality

Geologic/Seismic

Sewer Capacity

Wetland/Riparian

Archeological/Historical

Minerals

Soil Erosion/Compaction/Grading

Wildlife

Coastal Zone

Noise

Solid Waste

Growth Inducing

Drainage/Absorption

Population/Housing Balance

Toxic/Hazardous

Land Use

Economic/Jobs

Public Services/Facilities

Traffic/Circulation

Cumulative Effects

Fiscal

Recreation/Parks

Vegetation

Other:

Present Land Use/Zoning/General Plan Use

Not applicable

Project Description:

The proposed project consists of a comprehensive update of the Monterey County General Plan (2007 General Plan). This update includes changes to land use designations and the goals and policies within the General Plan and Area Plans that guide future growth and land use activities. The 2007 General Plan includes an Agricultural Winery Corridor Plan (AWCP) that would facilitate the development of wine-related facilities on three corridors in the Salinas Valley and South County. Note that the planning boundaries of the 2007 General Plan or the AWCP do not include the Coastal Zone.

1

Project Sent to the following State Agencies

Resources Agency

- Boating & Waterways
- Coastal Commission
- Coastal Conservancy
- Colorado River Board
- Conservation
- Fish & Game # 3
- Forestry
- Office of Historic Preservation
- Parks & Recreation
- Reclamation
- S.F. Bay Conservation & Development Commission
- Water Resources (DWR)

Business, Transportation & Housing

- Aeronautics
- California Highway Patrol
- CALTRANS District # 5
- Department of Transportation Planning
- Housing & Community Development

Food & Agriculture

Health & Welfare

- Health Services

State & Consumer Services

- General Services
- OLA (Schools)

Cal-EPA

- Air Resources Board
- APCD/AQMD
- California Waste Management Board
- SWRCB: Clean Water Grants
- SWRCB: Delta Unit
- SWRCB: Water Quality
- SWRCB: Water Rights

Regional WQCB #3

Youth & Adult Corrections

- Corrections

Independent Commissions & Offices

- Energy Commission
- Native American Heritage Commission
- Public Utilities Commission
- Santa Monica Mountains Conservancy
- State Lands Commission
- Tahoe Regional Planning Agency

Other Mines & Geology, Conservation

Public Review Period (to be filled in by lead agency)

Starting Date: September 5, 2008

Ending Date: October 20, 2008

Signature: Carl Holm

Date: September 3, 2008

Lead Agency: Monterey County
 Consulting Firm: Jones & Stokes
 Address: 2600 "V" Street
 City/State/Zip: Sacramento, CA 95818
 Contact: Terry Rivesplata
 Phone: (916) 737-3000 x3004

Applicant: Monterey County
 Address: 168 West Alisal Street, 2nd Floor
 City/State/Zip: Monterey, CA 93901-2680
 Phone: (831) 755-5025

For SCH Use Only:

Date Received at SCH _____

Date Review Starts _____

Date to Agencies _____

Date to SCH _____

Clearance Date _____

Notes:



OPR Home > CEQAnet Home > CEQAnet Query > Search Results > Project Description

2007 Monterey County General Plan

City	Cross Street	Document Type	Description	Date Received
Carmel-by-the-Sea		<u>Draft EIR</u>	<p>Note: Supplement/Subsequent, Program EIR The General Plan serves as the blueprint for growth in unincorporated inland areas of Monterey County by designating land for various urban and non-urban uses including agricultural, commercial, industrial, residential, and public/quasi-public. GP 2007 carries over most of the policies and land use designations that composed GP 2006, with a number of key revisions. The following describes GP 2007, with items that represent a change from GP 2006 marked with an asterisk or listed under "Other GP 2007 Provisions.</p>	9/5/2008
		<u>Notice of Preparation</u>	<p>The General Plan serves as the blueprint for growth in unincorporated inland areas of Monterey County by designating land for various urban and non-urban uses including agricultural, commercial, industrial, residential, and public/quasi-public. GP 2007 carries over most of the policies and land use designations that composed GP 2006, with a number of key revisions. The following describes GP 2007, with items that represent a change from GP 2006 marked with an asterisk or listed under "Other GP 2007 Provisions.</p>	12/3/2007

[CEQAnet HOME](#) | [NEW SEARCH](#)

3

O-21f

California Home

Tuesday, October 28, 2008

[CEQA Home](#) > [CEQAnet Home](#) > [CEQAnet Query](#) > [Search Results](#) > [Document Description](#)

2007 Monterey County General Plan

SCH Number: 2007121001**Type:** EIR - Draft EIR**Project Description**

Note: Supplement/Subsequent, Program EIR The General Plan serves as the blueprint for growth in unincorporated inland areas of Monterey County by designating land for various urban and non-urban uses including agricultural, commercial, industrial, residential, and public/quasi-public. GP 2007 carries over most of the policies and land use designations that composed GP 2006, with a number of key revisions. The following describes GP 2007, with items that represent a change from GP 2006 marked with an asterisk or listed under "Other GP 2007 Provisions."

Project Lead Agency

Monterey County

Contact Information**Primary Contact:**

Carl Holm
Monterey County
(916) 755-5103
168 W. Alisal Street, 2nd Floor
Salinas, CA 93901-2680

Project Location

County: Monterey
City: Carmel-by-the-Sea
Region:
Cross Streets:
Parcel No:
Township:
Range:
Section:
Base:
Other Location Info: Non-Coastal Unincorporated County

Proximity To

Highways: multiple
Airports: multiple
Railways: multiple
Waterways: multiple
Schools: multiple
Land Use: This is an update to the 1982 General Plan effective county-wide. Various zoning and land use designations

Development Type**Local Action**

General Plan Update, Other Action

Project Issues

Aesthetic/Visual, Agricultural Land, Air Quality, Archaeologic-Historic, Cumulative Effects, Drainage/Absorption, Economics/Jobs, Flood Plain/Flooding, Forest Land/Fire Hazard, Geologic/Seismic, Growth Inducing, Landuse, Minerals, Noise, Population/Housing Balance, Public Services, Recreation/Parks, Schools/Universities, Septic System, Sewer Capacity, Soil Erosion/Compaction/Grading, Solid Waste, Toxic/Hazardous, Traffic/Circulation, Vegetation, Water Quality, Water Supply, Wetland/Riparian, Wildlife

(4)

O-21f

Reviewing Agencies (Agencies in **Bold Type** submitted comment letters to the State Clearinghouse)

Resources Agency; Department of Conservation; Department of Fish and Game, Region 4; Department of Forestry and Fire Protection; Department of Parks and Recreation; Office of Emergency Services; Caltrans, Division of Aeronautics; California Highway Patrol; Caltrans, District 5; Department of Housing and Community Development; Air Resources Board, Transportation Projects; Regional Water Quality Control Board, Region 3; **Native American Heritage Commission**; Public Utilities Commission

Date Received: 9/5/2008 **Start of Review:** 9/5/2008 **End of Review:** 10/28/2008

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5