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Minutes of the regular San Anselmo City Council meeting of November 13, 1973.
All members were present.

OPEN TIME FOR PUBLIC DISCUSSION

Mr. Herman Hein of San Anselmo stated he lives in a wooded area and asked for assistance from the City Council to help citizens in the County to obtain permission to burn debris two or three days a year. Mr. Paul Brand, who is employed by the Bay Area Pollution Board and Mayor Stewart suggested that he present the request before that body.

BUSINESS:

b. PUBLIC HEARING: (Z-137 & Z-139, Sunny Hills) A/P 6-061-24, A/P 6-061-33 and 177-190-05. (1 and 2.) (#3 noted below)

M/S Capurro, Perry to put these items over for 30 days. No vote.

M/ Capurro to have the Public Hearing on November 27, 1973. Motion withdrawn.

M/S Perry, Blinder to have the Public Hearing on January 8, 1974. Passed unanimously. Dr. Blinder asked the staff to suggest how the City could help alleviate the energy shortage.

Mr. Raepfel reported that the Chamber of Commerce is discussing the matter of signs being left on at night by the merchants in San Anselmo and how this matter could be handled due to the energy crisis.

There will be a decision regarding the downtown Christmas decorations in two weeks.

a. REVIEW OF VAR. 555, CONSTRUCTION OF IMPROVEMENTS ON SUBSTANDARD LOT AT A/P 7-092-17 (between 124 and 126 Allyn Avenue (M. Bitz))

Mr. Leitzell presented this item-working from a wall map-and reported that this involves a sub-standard lot which would need a variance if approved as requested. He suggested the re-arrangement of the deck. Mr. Joseph Rash, representing Mr. Bitz, stated that because of finances, the plan must remain as is. Councilman Perry stated that an arrangement as shown on the map is always a problem. The sub-standard lot and the street creates overcrowding on lots of this type and he thinks the drawing should be re-worked if the engineer feels the drawing is not workable. He also suggested that the property owners on the same street be encouraged to build decks for parking in order to get their cars off the street and the city should give them encroachment permits. Councilman Anderson stated it is not to the city's interest to grant variances on a sub-standard lot.

M/S Perry, Capurro that there be no alterations on the recommendations of the Planning Commission which are as follows:

1. That the City Council review this particular variance, since it is a sub-standard lot;

2. That sufficient distance is provided for entry and exit to the parking deck; and that provision is definitely made to avoid having the occupants pull off the deck and drive down to the dead-end to get away from their house;

3. That a confirming survey will be provided by the applicant to locate property corners for checking variance compliance; and

4. That the deck design be submitted to Design Review Committee and City Engineer for their approval. (Underlined portion added by City Council).

Further moved that the 1'4" side yard chimney line variance be denied.

Ayes: Councilmen Perry, Stewart, Capurro

Noes: Councilmen Blinder, Anderson

Councilmen Blinder, Anderson stated they would not approve any variances at all.

b. PUBLIC HEARING: Z-140 S.A. Elem. School District, rezone A/P 6-061-14; R-1 to PPD (#3) (#1 and #2 reported above)

M/S Perry, Anderson to rezone A/P 6-061-14 from R-1, Single Family Residential to P-PD/R-1, Preliminary Planned Development District, for the following reasons:

1. The parcel is of sufficient size and otherwise suitable for Planned Development.

2. The parcel can best be developed, or further developed, by a specific integrated plan, approved by the City in advance of development or further development;

3. Planned Development of the parcel would promote the purpose specified in Section 10-3.1302 of the Municipal Code which relates to the necessity and intention of planned development.

After discussion, the following motion was made:

M/S Perry, Blinder to put this over with the other two items (Z-137 and Z-139, Sunny Hills) until January 8, 1973. Passed unanimously.

c. REQUEST FOR BUSINESS LICENSE EXEMPTION, THE SHASTA SCHOOL

The City Attorney stated that the exemption would be allowed under Sec. 6-1.07 of the Municipal Code which would require the applicant to file a claim. He advised the City Council to grant the exemption if a proper claim is presented.

M/S Blinder, Capurro to grant the exemption for Business License without fee at the time Mr. Dratman, the Director, files a proper claim of exemption. Passed unanimously.

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f. ORDINANCE REGULATING THE KEEPING OF LARGE ANIMALS

Mr. Kaepfel reminded the City Council and the audience that this is only a workshop meeting and a Public Hearing will be held on November 27th. There were many complaints about the problems caused from the erosion on properties above Scenic and Canyon Avenues. Mr. Leitzell showed slides of the area which showed the degree of erosion in both San Anselmo and Fairfax. After lengthy discussion, Mayor Stewart announced there would be a Public Hearing on this matter on November 27, 1973 and then the item would be turned over to the Planning Commission for Public Hearing.

e. STATE PARK BOND ISSUE OF 1974

M/S Perry, Blinder to approve the following recommendations regarding the State Park Bond Issue of 1974 at the request of the Parks & Recreation Commission:

1. That the City Council support the State Beach, Park Recreational and Historical Facilities Bond Act of 1974.
 2. That the City Council and Commission will contribute to the success of the measure through information collecting and disseminating.
 3. That the City Council not support the formula of 50% of the monies to the county and 50% to the cities; rather the formula be that 75% of the monies be allocated to the cities and 25% to the county. The commission feels that San Anselmo has already burdened themselves with community taxes, plus an additional \$.10 County Open Space tax. They feel that the people will want to see recreation in their own back yard.
 4. The Parks & Recreation Commission are currently working on a park master plan, and will be presenting this to the City Council in the Spring. If the bond issue passes, a list of priorities and budget figures could be prepared by the commission and council, and forwarded to the state.
- Passed unanimously.

g-1 and g-2. PROPOSED WAIVER BY GARBAGE COMPANY TO PERMIT AGREEMENT WITH SURVIVAL, INC. PROPOSED AGREEMENT WITH SURVIVAL, INC.

M/S Blinder, Anderson to authorize the Mayor to execute the waiver and the agreement as modified.

Ayes: Councilmen Anderson, Capurro, Blinder, Stewart
Abstain: Councilman Perry

h. LETTER FROM ATTORNEY FOR SAN ANSELMO GARBAGE COMPANY

A meeting regarding the renewal of the franchise was set for January 8, 1974. Councilman Blinder wants those involved with the garbage franchise to be present and also wants a plan presented to show more sensitivity to recycling.

o. AMENDMENT TO CCPC JOINT POWERS AGREEMENT

M/S Capurro, Blinder to instruct the Mayor to sign the amendment to the agreement that CCPC provide an Advisory Review Agency from among its members. Passed unanimously.

d. DEVELOPMENT OF UPPER FLOOR, ROBSON HOUSE (Capurro)

M/S Capurro, Blinder that the City Engineer be authorized to hire a part-time architect to draw up a sketch drawing of the total area available of the Robson House with fire escapes to be shown, expenditures not to exceed \$500.00. Passed unanimously.

i. OPERATION MAINSTREAM PROJECT (Providing jobs for chronically unemployed, poor and disadvantaged Marin County residents.)

j. PAYMENT FOR MICROFILMING

M/S Anderson, Blinder to transfer \$336.49 from the General Reserve to Account 418-20 for planning division microfilm services. Passed unanimously.

k. REQUEST FOR REPLACEMENT OF CHAIN SAW

M/S Anderson, Capurro to transfer Three Hundred Dollars (\$300.00) from the General Reserve to Account 442-43 for the purchase of a new chain saw. Passed unanimously.

1. FEDERAL COMMUNITY DEVELOPMENT LEGISLATION

According to Louis N. Garcia, Staff Assistant, League of California Cities, it appears that funds which should go to cities will be diverted to counties under the Federal Community Development Legislation.

M/S Blinder, Perry that a letter be sent to Senator Cranston and Senator Tunney expressing the City Council's dismay at the proposed legislation. Passed unanimously.

M. ORDINANCE AMENDING ORDINANCE 659, SALES AND USE TAX (1st. reading)n. APPROVAL OF PUBLIC WORKS PROGRESS PAYMENTS:

1. Gas Tax Project #66 (Payment #1) Traffic Signals
2. Gas Tax Project #77 (Payment #1) Overlays
3. Tennis Courts, Red Hill School (Payment #1)

Item #3: M/S Capurro, Anderson to approve payment of \$12,084.29 for the Tennis Courts, Red Hill School, Payment #1. Passed unanimously.

Item #2: M/S Perry, Anderson to approve the payment of \$7,243.20 on the overlays-W. R. Forde. Passed unanimously.

Item #1: M/S Perry, Blinder to approve payment of \$1,990.44 for this project to L. H. Leonardi Electric. Passed unanimously.

p. CONSENT AGENDA

1. Approval of minutes of October 23, 1973
 2. Approval of Claims & Demands (#1484 for October)
 3. Approval of resolution accepting deed from County of Marin for purchase of property under Chapter 8 of the Revenue and Taxation Code (Resolution 1486 - Ptn. of Loma Robles)
 4. Approval of resolution and application for state aid for flood relief (Res. No. 1485)
 5. Approval of appointment of Fire Lieutenant (Robert M. Paulist, commencing November 16, 1973 at a monthly salary of \$1,079.00)
 6. Approval of appointment of Probationary Fireman (Eleazar H. Magdaleno) Commencing November 16, 1973 at a monthly salary of \$845.00 Step A.
- M/S Anderson, Blinder to approve Consent Agenda. Passed unanimously.

Councilman Anderson wants the matter of permission to connect utilities for a new structure be in writing on an authorized form. He had talked to Mr. Irwin (P.G. & E) and he suggested that the City Council might also want to consider requiring all new services be underground.

Councilman Perry questioned the lot lines on the Kentucky Fried Chicken property on Red Hill. Now there will be another building erected and the parking area seems very crowded. Councilman Anderson thinks the plans showing the lot lines are not the ones the City Council approved. Mr. Leitzell will re-check.

Meeting adjourned 12:00 midnight.

Helen Ragan
City Clerk