

Minutes of Regular Council Meeting - November 9, 1982

Mayor Buckle convened the meeting with Councilmembers Toal, Capurro, Ollinger and Wooliever present.

2. OPEN TIME FOR PUBLIC DISCUSSION

Robert Stack of the local American Legion Post sought a monetary contribution from San Anselmo to defray expenses of two Viet Nam Veteran representatives to attend ceremonies in Washington, D. C., departing November 10th.

M/S Capurro, Wooliever to authorize a contribution in the sum of \$75.00, and authorize transfer from Reserve for Contingencies to Acct. 421-10. Motion passed on a 4 - 1 vote, with Toal voting No.

3. APPOINTMENTS

a. Marin/Sonoma Mosquito Abatement District Board of Trustees

M/S Capurro, Toal to reappoint Paul Brand to a two-year term to December, 1984. Motion passed by unanimous vote.

b. Historical Commission

Toal nominated Richard Best and W. M. Vanderbilt for reappointment to four year terms.

M/S Toal, Capurro to close nominations. Motion passed by unanimous vote.

Richard Best and W. M. Vanderbilt reappointed to four year terms running to September, 1986.

4. PUBLIC HEARING: GARBAGE COLLECTION RATES 1983-85

Public hearing was opened and public input received with some objection to a rate increase, suggestions on promotion of the recycling program and urging that the proposed lifeline rate for biweekly pickup be extended to other classes than senior citizens.

Richard Nagley, 40 Butterfield Road, requested that the CPA audit of the Garbage Company and a report on the extent of participation in the recycling program be made available to the public. The Town Attorney's opinion will be sought as to the availability of the CPA audit to the public.

Council discussion of the proposed rate schedule developed a consensus that the proposed lifeline biweekly pickup should not be limited to senior citizen households consisting of only one person and that consideration should be given to extending to households other than senior citizens which meet the criteria on the amount of garbage produced.

M/S Capurro, Wooliever to approve the Administrator's recommendations for garbage collection rates for the succeeding three years as follows:

	<u>Monthly Charge</u>		
	<u>1983</u>	<u>1984</u>	<u>1985</u>
Regular Service:			
One can weekly*	7.45	8.15	8.75
Two cans weekly	12.75	13.90	15.00
Three cans weekly	17.00	18.55	20.25
Each additional can	4.25	4.65	5.10
Lifeline**	4.25	4.65	5.10
Compaction surcharge	100%	100%	100%

*Applicable to single-family resident, each unit in multi-residence, and minimum rate for each business.

**Biweekly pickup - one can only. Available only to persons age 65 or older living in single-family residence and producing only small amounts of putrescible garbage.

<u>EXTRAS AS ORDERED</u>	<u>One-Time Charge</u>		
	<u>1983</u>	<u>1984</u>	<u>1985</u>
Extra can charge			
regular service time	2.00	2.25	2.50
other times	8.50	9.50	10.25
Debris box rental			
4 days	19.50	21.00	22.75
Ea. extra day	4.50	4.85	5.25
Extra dump	11.40	12.30	13.25

Motion passed by unanimous vote.

M/S Wooliever, Ollinger to approve in principle the Administrator's ancillary recommendations 1 - 8 in October 28, 1982 memorandum as to franchise and ordinance amendments with the exception that the requirement for the triennial CPA audit not be eliminated, but left in to be required at Council option. Motion passed by unanimous vote.

Documentation for changes to be brought back at a future Council meeting.

5. PUBLIC HEARING: APPEALS FROM PLANNING COMMISSION ACTIONS ON SYMPOSION RESTAURANT

a. David Faw appealing variance for flashing sign

David Faw presented his appeal and Council received the Town Attorney's opinion that there is no legal bar to granting a variance from this prohibition contained in a San Anselmo zoning ordinance. Council review on the merits developed a consensus that to permit blinking lights in the instant case would establish an undesirable precedent.

M/S Toal, Ollinger to grant the appeal. Motion passed by unanimous vote.

b. Lorraine and David Hood appealing use permit for live music without restriction as to late hours.

Appellants and George Martinis, owner of Symposion Restaurant, present. The appellants admitted that they have been disturbed by loud noise emitting from the restaurant only in warm weather when windows and doors are opened in the restaurant and their residence, suggesting that the use permit limit the hours for live music to 10 pm weeknights and midnight Friday and Saturday nights. Mr. Martinis objected to the limitation, stating that from a practical standpoint the hours of operation would seldom exceed the suggested time limitation. Council discussion developed a consensus that this neighboring resident has built-in protection via enforcement of San Anselmo's noise ordinance, noting that their option to come back and renew a request for conditions to be placed on the use permit remains open and that the existing use permit is not transferrable to a subsequent operation at this location.

M/M Hood withdrew their appeal.

6. PUBLIC HEARING: APPEAL OF KAREN GLIKMAN AND JERENE DELANEY FROM PLANNING COMMISSION GRANT OF VARIANCE REQUIRING ONE ON-SITE PARKING SLOT, 947 SAN ANSELMO AVE.

Appellants present requesting relief from the requirement for an on-site parking slot in the variance granted by the Planning Commission to permit enlarging an upstairs bedroom on the basis of special circumstances in that with the purchase of this property they had acquired sufficient off-site, nearby off-street parking and that to create this parking space on-site would eliminate expensive landscaping recently installed.

M/S Wooliever, Capurro to grant the appeal. Motion passed on a 4 - 1 vote, with Buckle voting No.

7. (CONT.) PUBLIC HEARING - NUISANCE ABATEMENT, HAZARDOUS INCOMPLETE SITE WORK, 306 GREENFIELD

Director of Public Works reported that although progress is not proceeding as rapidly as he would like to see, work on retaining walls has been commenced and provisions made to control silt and mud slides - suggested continue to next meeting for further progress report.

8. (CONT.) PUBLIC HEARING - NUISANCE ABATEMENT, HAZARDOUS DWELLING - 20 ALLYN AVE.

Director of Public Works reported that work has progressed to the point where he believes the danger of further sliding has been eliminated. Continued to November 23rd for further and probably final progress report.

9. MICHAEL DAVIES REQUESTING APPROVAL AND FEE WAIVERS, DOWNTOWN SAN ANSELMO HOLIDAY DECORATIONS

M/S Toal, Wooliever to approve proposal of plan for decoration of downtown San Anselmo during the holiday season as outlined in Michael Davies letter of November 3, 1982 and waive all fees for the project. Motion passed by unanimous vote.

10. ORDINANCE AMENDMENT REZONING LANDS OFF CORDONE DR. & MT. VIEW AVE. TO R-1 FOR FOUR SINGLE-FAMILY DWELLINGS

M/S Toal, Ollinger to adopt Ordinance No. 831 amending ordinance No. 485 of the Town of San Anselmo by changing the classification of lands off Cordone Drive and Mountain View Avenue, A/P Nos. 5-212-05, 5-212-06, 5-212-07, 5-222-25, 5-222-26, 5-222-32 and 5-222-36 from PPD R-1 to R-1. Motion passed by unanimous vote.

11. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF

Ollinger brought up question of a site for San Anselmo hosting the February, 1983 MCCMC meeting. Council directed the Administrator to contact the owner of Symposion Restaurant and report on what arrangements could be made there. Second choice would be Robson House.

Toal requested an item on the November 23 agenda to consider removing Fred Peterson from the Planning Commission.

Toal requested appearance by Jonathan Braun of the Open Space Committee at November 23rd meeting for an update on the Committee's activities.

Buckle questioned status of Finance Committee appointment. The Administrator reported that seven applications have been received and more are expected. A special meeting was set for Tuesday, November 30th at 8 P.M. for the purpose of interviewing applicants and making appointments.

12. CONSENT AGENDA

M/S Toal, Capurro to pass consent agenda. Motion passed by unanimous vote.

- a. Approved minutes of meeting of October 26, 1982.
- b. Approved warrant register for 10/16-31/82.
- c. Authorized notice of completion, library roof repairs.
- d. Authorized notice of completion, Sir Francis Drake Blvd. retaining wall.
- e. Authorized call for bids, Memorial Park Minor League backstop and fencing.
- f. Authorized advising LAFCO draft policy revision satisfactory as far as it goes.

ADJOURNED at 11:35 P.M. to regular meeting November 23, 1982 and special meeting November 30, 1982.

LIBBY HANSON, Secretary