

TOWN OF SAN ANSELMO  
Minutes of the Town Council meeting of October 12, 1993

7:30 p.m.

Interviews with applicants to the Open Space Committee.

8:00 p.m.

1. CALL TO ORDER.

Mayor Chignell convened the regular meeting, with Council Members Breen, Kanis, Yarish, and Zaharoff present.

2. OPEN TIME FOR PUBLIC EXPRESSION:

Dennis Adams, 111 Barber Avenue, submitted a petition with signatures of 35 homeowners in reference to speeding on Barber Avenue, requesting six speed control measures.

Robert Makohin, 141 Barber, expressed concern regarding the condition of elm trees, and submitted a petition with 33 signatures asking for a design and implement plan for spraying trees, and pruning hazardous deadwood to prevent the spread of disease.

Mike Rupers, 219 Laurel, expressed concern about traffic speeding at Laurel and Myrtle, and said two more stop signs were needed.

3. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF; STAFF MISCELLANEOUS ITEMS.

Overgrown bridge - Yarish reported a bridge that is heavily overgrown with scotch broom growing into the roadway; if the neighbors cut it down, he asked if the Town could haul it off.

Council photograph - Council requested arrangements be made for a photograph of this Council.

Tennis courts - Breen asked that this issue of locking the tennis courts and access have public discussion.

Broadmoor Avenue - Breen reported that the project to slow down traffic needed \$300 to \$400.

Forbes Avenue - Chignell inquired about when the issue of the closure of Jordan would be reviewed by Council.

14 Oak Knoll - Chignell asked that Council be apprised of a timeline on any nuisance abatement.

4. INTRODUCE NEW POLICE OFFICERS: JOHN DEADMAN, MARC LAPLANTE, JOE MEESEY, AND PAIGE PITTMAN.

Chief Del Santo introduced the new officers.

vandalism on the courts. Recreation Director Schweiger reported that the key set-up was a measure to avoid vandalism, that other courts in town were not locked, and persons could borrow the key with no charge from the Police Department.

Sophia Spencer, representing the Tennis Club, reported that it was due to the efforts of the club that the courts are in use and have been repaved, and expressed concern that in two years, there would be no funds for repairs or repaving. The funds from the sale of the key will be earmarked for repairs and improvements to the courts.

M/S, Zaharoff/Kanis, to approve the consent agenda as submitted. Motion passed unanimously.

5. RECOGNIZE JEROME DRAPER FOR HIS SERVICE ON THE OPEN SPACE COMMITTEE.

Jerry Draper was presented with a proclamation honoring his service on the Open Space Committee.

6. ORAL REPORT FROM THE TRAFFIC SAFETY COMMITTEE ON THE STATUS OF VARIOUS TRAFFIC SAFETY REQUESTS AND PETITIONS.

Bonander reported that several neighborhoods had contacted the Town with their concerns about traffic safety, and that Town staff was looking at taking a comprehensive approach to addressing the issues.

Public Works Director Bush reported that the neighborhoods of Barber & Prospect, Barber & Entrada, Laurel & Myrtle, Madrone & Nokomis, and Forbes Avenue had raised traffic safety issues. He said there may be grounds for posting of additional warning signs on Madrone & Nokomis, and that more field investigation was needed. He express caution about the placement of "slow children at play" signs in the right-of-way, but not on private property.

Paul Colardo, 15 Nokomis, said the "slow children at play" signs have been semi-effective in slowing down drivers and their attempts to prevent a tragedy from happening. He recommended considering a cul-de-sac at the end of Nokomis, and would be willing to donate some of his property for this purpose. Secondly, he suggested putting in speed humps, such as in Berkeley, and third, putting stop signs at various points along Nokomis.

Tia Maerz, 31 Madrone, distributed a copy of letter sent to Mayor Chignell. She said their neighborhood has some unique problems that need immediate attention. What has been happening for several years is that commuters coming in toward the Hub intersection cut in the opposite direction on Madrone, and there is an inordinately high volume of traffic and speeding traffic that is changing the residential quality of the neighborhood. There has been property damage from cars running into fences and the bridge. Some suggested actions were one-way traffic, bot dots, painting "slow" on the pavement, and "no left turns."

Alan Cascio, 53 Grove Lane, said he lived on the corner of Nokomis and Madrone, and felt the stop sign does not have such effect on traffic, but a regular show of police enforcement makes a difference.

Richard Wheeler, 44 Madrone, told a story of a speeding car careening into a fence. He said the signs the neighbors have put up are effective, something more than stop sign was needed on Nokomis.

Kurt Scheidt, 32 Nokomis, said people speed down Madrone, and maybe the Town needed to test the boundaries of what is legal to control the traffic, and suggested trying speed bumps.

Pam Martin, Nokomis Avenue, noted that most of their streets did not have sidewalks, making it more dangerous for children and pedestrians.

Mike Heffernan, Nokomis Avenue, said there was no need for Nokomis to be a thoroughfare.

Robert Maerz, 31 Madrone, said the Town was allowed to place 15 mile per hour speed limit for streets less than 25 feet wide, and he urged the Council to consider speed bumps as an available remedy.

Sarah Nome, 77 Alder Avenue, said there was no left turn off of Sir Francis Drake Boulevard into her neighborhood, which forces her to go up Nokomis. She suggested a left-turn holding lane onto Tamal.

Rick Marchetti, 29 Sais, expressed concern about the amount of traffic coming up Sais, and said the streets needed to be made "speeder unfriendly" so that they are not used as a shortcut.

Letha Marchetti, 29 Sais, wanted to see San Anselmo be able to say it is the community for children, and for safe things, such as through news articles, a community effort, and increased fines for speeding. Some ideas to get the community involve might include the public getting the license plate numbers of speeding cars, so that a notice can be sent to the registered owner of the vehicle. She said they needed to lower the speed limit throughout town, adding that people taking shortcuts are not going to slow down.

Jack Spears, 22 Nokomis, said shared the feelings of his neighbors.

It was the consensus of the Council to place this item on the next regular meeting agenda, and ask staff to prepare a set of recommendations to address the traffic safety issues raised this evening.

7. ADOPT ORDINANCE PROHIBITING TOBACCO SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, EXCEPT BARS AND TOBACCO STORES, AND PROHIBITING THE SALE OF TOBACCO PRODUCTS BY VENDING MACHINES.

M/s, Kanis/Yarish, to adopt the ordinance. Motion passed unanimously.

8. CONSIDERATION OF FRASER LAND PURCHASE/TRADE AGREEMENT:

- (a) Adopt resolution of intent and approve agreement as amended.
- (b) Authorize staff to enter into a contract for services with CSW/Stuber-Stroeh Engineering Group, Inc. to assist with the land purchase/trade agreement.
- (c) Form a subcommittee of the Councilmembers and Planning Commissioners to guide the process of completing the land purchase/trade agreement.

M/s, Yarish/Kanis, to continue (a) and (c) to the next regular meeting, and authorize staff to enter into a contract for services with CSW/Stuber-Stroeh Engineering Group, Inc., to assist with the land purchase/trade agreement, and authorize an appraisal, and staff to pursue a dialogue towards a contract with the adjacent property owners. Motion passed unanimously.

9. INTRODUCE ORDINANCE AMENDING CHAPTER 3 OF TITLE 10, ARTICLE 4 (DEVELOPMENT STANDARDS), AND ARTICLE 7 (PROCEDURES), OF THE ZONING ORDINANCE RELATIVE TO THE MAXIMUM SIZE OF DWELLINGS ON RESIDENTIAL PROPERTIES LOCATED ABOVE 150 MEAN SEA LEVEL ELEVATION.

Planning Director Chaney reviewed the changes incorporated into the ordinance in response to the direction of the Council at the meeting of September 28, 1993.

Jonathan Braun, Scenic Avenue, said he could not support the ordinance in its present form, and felt there should be a maximum size limit. He expressed concern that without a limit the door would be open to inappropriate development, and the felt the discretionary nature of no limit and the constant screening will be a burden.

Kathy Sanders, Redwood Road, asked how the elasticity would be brought to the table. She felt the ordinance opens up a can of worms, that it compromises the integrity of the hillsides, would place a burden on staff, and it did not seem fair that someone down the road does not have to comply with the table .

Val Schaaf, Crest Road, felt the ordinance was unfair, and there should be a maximum size limit.

Sarah Nome, 77 Alder Avenue, said she agreed with Mr. Schaaf.

M/s, Kanis/introduce of ordinance, to be amended to include maximum of 10 percent of dwelling size, appropriate language to be inserted. (9b)

M/Yarish/introduce the attached ordinance, per the draft presented tonight.  
Breen

incorporating into the ordinance

for guidance purposes, it is recommended that this addition be no more than 10 percent above the amount in the table.

M/s, Yarish/Breen, to introduce the ordinance, with additional guideline language added to section 9 b that additions not be larger than 10 percent of the dwelling size. Motion passed by the following vote:

AYES: Breen, Kanis, Yarish, Chignell

NOES: Zaharoff

10. REPORT FROM COUNCIL REPRESENTATIVES TO THE ROSS VALLEY FIRE SERVICE BOARD OF DIRECTORS REGARDING PENDING ADOPTION OF THE 1993-94 BUDGET.

Staff reported that the longer the delay in adopting the budget, the less the annual carryover reserve, and also reported on the cost of funding the administrative assistant and firefighter positions through the end of the fiscal year.

Council Members discussed the impasse with the Fairfax representatives to the Ross Valley Fire Service Board regarding San Anselmo's desire to retain the two positions.

Council asked Bonander to meet with the Fairfax Town Administrator on creative solutions to the impasse.

11. REPORT ON REQUEST FROM RAY FORREST, OWNER OF SAN ANSELMO GARBAGE DISPOSAL, INC. TO ASSIGN THE GARBAGE/RECYCLING AGREEMENT TO JAMES RATTO.

Bonander reported on the request to transfer the garbage franchise agreement

Barbara Thornton, Solid Waste & Recycling Advisory Committee, asked Council to consider establishing a subcommittee to review aspects of the proposal. She said that San Anselmo Garbage should be current on requests and requirements as part of transfer; that the rate base review should be completed prior to transfer; and that as a public franchisee, it should make full public disclosure on transfer.

Alan Cascio, Committee member, said he would be talking to town managers and council members, for references on James Ratto.

Peter Lacques, Committee member, said that anyone who steps into the shoes of current contractor, that Town should take good look at them, their environmental record, fines and violations, track record, and make sure whomever that person is they could do a good job.

Richard Nagley suggested consideration of toxic waste issues regarding disposition of any physical property.

Sarah Nome, 77 Alder Avenue, wanted to know the transfer price, expressed concern that the garbage rates would double, and objected to the guarantee payment of garbage bills to the franchise holder.

It was the consensus of the Council to determine what issues can be raised in this process, and to appoint a subcommittee of the Council and Solid Waste Committee and staff to review the issues.

12. REPORT FROM JO JULIN ON THE MARIN COUNTY ECONOMIC SUMMIT, AND CONSIDERATION OF A RESOLUTION RECOMMENDING FORMATION OF AN INFRASTRUCTURE AND FINANCE SUBCOMMITTEE TO THE COUNTYWIDE PLANNING/CONGESTION MANAGEMENT AGENCY.

Jo Julin reported on the summit regarding the County's economic future.

M/s, Kanis/Breen, to support the Resolution No. 3246 requesting that the Countywide Planning/Congestion Management Agency establish a finance and infrastructure subcommittee, and direct its representative on that agency to introduce the item on the next available agenda of the agency. Motion passed unanimously. Motion passed unanimously.

13. ADOPT HAZARDOUS AND SOLID WASTE JOINT POWERS AGREEMENT, COUNTY OF MARIN.

Barbara Thornton, Solid Waste and Recycling Advisory Committee, said that the JPA does not seem to address solid waste issues.

The matter was continued to the next regular meeting to allow the Solid Waste and Recycling Advisory Committee to review the agreement.

14. ADOPT ORDINANCE AMENDING PROCEDURES FOR PRESENTING CLAIMS AGAINST THE TOWN.

M/s, Yarish/Zaharoff, to adopt the ordinance. Motion passed unanimously.

15. ADJOURN.

The meeting was adjourned at 11:30 p.m.

Beth Pollard