



**COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
PLANNING DEPARTMENT**

950 MAIDU AVENUE, SUITE 170, NEVADA CITY, CA 95959-8617
(530) 265-1222 FAX (530) 265-9851 <http://mynevadacounty.com>

Sean Powers
Community Development Agency Director

Brian Foss
Planning Director

**NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo**

MEETING DATE: June 11, 2019

TO: Board of Supervisors

FROM: **Brian Foss, Planning Director**

SUBJECT: A Resolution upholding the appeal filed by Jens Larson, Rod Corvington, Kurt Anderson, Charles McCollough, George Basso, and Scott Kastning and overturning the Zoning Administrator's March 27, 2019 approval of the Conditional Use Permit (CUP17-0016) and the Petition for Exception to driveway standards (MIS18-0012) and the adoption of the Mitigated Negative Declaration (EIS17-0023), for the construction and operation of a 110-foot tall telecommunications tower and 1,500 square-foot equipment facility at 13083 Wild Life Lane in Grass Valley (APN 012-720-045).

RECOMMENDATION: Approve the Resolution to uphold the appeal and deny the Conditional Use Permit (CUP17-0016), Petition for Exceptions (MIS18-0012) and Mitigated Negative Declaration (EIS17-0023).

FUNDING: The Planning Department General Fund balance will be used for the processing of the appeal.

ATTACHMENT:

1. Draft Resolution for Upholding the appeal and denying the Conditional Use Permit, Petition for Exceptions and Mitigated Negative Declaration.

BACKGROUND: On May 28, 2019, the Board of Supervisors held a public hearing to consider the appeal of a cell tower project that was approved by the Zoning Administrator on March 27, 2019. After taking public testimony and deliberating the Board made a

motion of intent to uphold the appeal and deny the land use entitlements for the proposed project. The Board directed staff to draft a Resolution and findings that supported the motion of intent. A Resolution is attached that reflects the Board direction to grant the appeal and make findings that the project, as proposed, is incompatible with the neighborhood resulting in a denial of the Conditional Use Permit, Petition for Exceptions and Mitigated Negative Declaration. Staff recommends that the Board adopt the Resolution.

Approved by: Brian Foss, Planning Director