



**COUNTY OF NEVADA**  
**COMMUNITY DEVELOPMENT AGENCY**  
**DEPARTMENT OF PUBLIC WORKS**  
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**File: 600.33 006**

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

**MEETING DATE:** December 15, 2020

**TO:** Board of Supervisors

**FROM:** Trisha Tillotson, Director of Public Works

**SUBJECT:** **Resolution Authorizing Environmental Clearance for Amendments to Chapter XVII of the Land Use and Development Code, Road Standards and Authorizing Amendments to Ordinance Sections L-XVII 1.1, L-XVII 1.3, L-XVII 3.4 and L-XVII 3.12 of Chapter XVII of the Land Use and Development Code, Road Standards – All Districts**

**RECOMMENDATIONS:**

- 1) Receive report.
- 2) Approve the attached Resolution authorizing environmental clearance for amendments to the Nevada County Department of Public Works Chapters XVII of the Land Use and Development Code, Road Standards.
- 3) Introduce and waive further reading of the attached Ordinance amending Sections L-XVII 1.1, L-XVII 1.3, L-XVII 3.4 and L-XVII 3.12 of Chapter XVII of the Land Use and Development Code, Road Standards

**FUNDING:** There is no impact to the General Fund, and no budget amendment is needed.

**BACKGROUND:** The Board of Supervisors adopted Resolution 18-324 on June 26, 2018, to support and promote local broadband expansion, access and usage in Nevada County. On February 11, 2020, the Board of Supervisors adopted its 2020 Board Objectives via Resolution 20-041 that included the following objective: “Proactively support job-enhancing economic development by implementing business friendly data-driven policies, investing in broadband and infrastructure projects that enhance the quality of life for all Nevada County residents, and partner with private sector, non-profit, Grass Valley, Nevada City and Truckee leaders to collaboratively support local businesses and promote tourism.”

In order to support the Board Objective described above and the construction of telecommunication infrastructure in Nevada County, Road Standards are proposed to be amended to provide standards for construction of telecommunication infrastructure and outline the process to include such construction in capital improvement projects and in construction related to any road work (public and private roads, not driveways) in Nevada County. These changes include the ability for an exception to the proposed

standards if funding is not available for the improvements and/or trenching is not advisable at a specific location.

A redlined version of the revised Land Use and Development Code with whole sections to be changed is attached as Attachment A and a clean version is attached as Ordinance Exhibit B.

As part of the process of updating the Land Use and Development Code, the Department of Public Works reached out to the Nevada County Contractors Association, Contractor's Association of Truckee Tahoe and the Engineer's Association of Nevada County and met earlier this year. Several comments and suggestions were received and have been incorporated into the proposed changes. The propose changes were subsequently distributed in September 2020, and no additional comments were received.

Amendments to Chapter XVII of the Land Use and Development Code are exempt from California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines Section 15307 and 15308, which exempt actions taken by regulatory agencies for protection of natural resources and the environment.

Staff recommends that the Board of Supervisors authorize environmental clearance for the project and approve the Ordinance amendments to the Land Use and Development Code.

**Item Initiated and Approved by:** Trisha Tillotson, Director of Public Works

**Submitted:** November 2, 2020

**Revised:**