

Agenda

County of Inyo Planning Commission

Board of Supervisors Room
Inyo County Administrative Center
Independence, California

LANIE SOMERS
CAITLIN (KATE) J. MORLEY
TODD VOGEL
CALLIE PEEK
SCOTT KEMP

FIRST DISTRICT
SECOND DISTRICT (CHAIR)
THIRD DISTRICT (VICE CHAIR)
FOURTH DISTRICT
FIFTH DISTRICT

Inyo County Planning Commission
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CATHREEN RICHARDS
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LESLIE CHAPMAN
GRACE CHUCHLA

PLANNING DIRECTOR
PROJECT COORDINATOR
PUBLIC WORKS DIRECTOR
COUNTY ADMINISTRATOR
DEPUTY COUNTY COUNSEL

NOTICE TO THE PUBLIC: In order to minimize the spread of the COVID-19 virus, Governor Newsom has issued Executive Orders that temporarily suspend certain requirements of the Brown Act. Please be advised that the Planning Commission will be conducting its hearing exclusively via videoconference by which Planning Commission Members and staff will be participating. The videoconference will be accessible to the public by computer, tablet or smartphone at:

<https://us02web.zoom.us/j/87522394563?pwd=TGZadDZaUjU5U2JQeWNnQTMIWkYrQT09>

You can also dial in by phone at 1-669-900-6833 Meeting Id: 875 2239 4563 and then enter Passcode: 928455 . Public Comment may be provided by emailing the comments prior to the meeting. All emailed comments will be read into the record, and the Planning Commission will take that feedback into consideration as it deliberates. Please send comments to: inyoplanning@inyocounty.us

Items will be heard in the order listed on the agenda unless the Planning Commission rearranges the order or the items are continued. Estimated start times are indicated for each item. The times are approximate and no item will be discussed before its listed time.

Lunch Break will be given at the Planning Commission's convenience.

The Planning Commission Chairperson will announce when public testimony can be given for items on the Agenda. The Commission will consider testimony on both the project and related environmental documents.

The applicant or any interested person may appeal all final decisions of the Planning Commission to the Board of Supervisors. Appeals must be filed in writing to the Inyo County Board of Supervisors within 15 calendar days per ICC Chapter 15 [California Environmental Quality Act (CEQA) Procedures] and Chapter 18 (Zoning), and 10 calendar days per ICC Chapter 16 (Subdivisions), of the action by the Planning Commission. If an appeal is filed, there is a fee of \$300.00. Appeals and accompanying fees must be delivered to the Clerk of the Board Office at County Administrative Center Independence, California. If you challenge in court any finding, determination or decision made pursuant to a public hearing on a matter contained in this agenda, you may be limited to raising only those issues you or someone else raised at the public hearing, or in written correspondence delivered to the Inyo County Planning Commission at, or prior to, the public hearing.

Public Notice: In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Planning Department at (760) 878-0263 (28 CFR 35.102-3.104 ADA Title II). Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting. Should you because of a disability require appropriate alternative formatting of this agenda, please notify the Planning Department 2 hours prior to the meeting to enable the County to make the agenda available in a reasonable alternative format (Government Code Section 54954.2).

November 10, 2021

10:00
A.M.

1. **PLEDGE OF ALLEGIANCE.**
2. **ROLL CALL** – Roll Call to be taken by staff.
3. **PUBLIC COMMENT PERIOD** – This is the opportunity for anyone in the audience to address the Planning Commission on any planning subject that is not scheduled on the Agenda.

**Action
Item**

4. **CONSIDERATION OF A RESOLUTION** - The Planning Commission to meet remotely pursuant to AB 361.

COMMISSIONERS' REPORT/COMMENTS

Commissioners to give their report/comments to staff.

PLANNING DIRECTOR'S REPORT

Planning Director, Cathreen Richards, will update the Commission on various topics.

CORRESPONDENCE – INFORMATIONAL



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AGENDA ITEM NO.: 4 (Action Item)

**PLANNING COMMISSION
MEETING DATE:** November 10, 2021

SUBJECT: Consideration of the adoption of a resolution regarding virtual meetings for the protection of public health pursuant to AB 361

BACKGROUND/HISTORY:

Since March 2020, legislative bodies in California have been permitted to meet virtually without following certain requirements of the Brown Act due to an executive order from Governor Newsom. That executive order expired on September 30, 2021, and in its place, the Governor has signed AB 361, which modifies the Brown Act in a manner to permit continued virtual meetings in certain circumstances.

ANALYSIS/DISCUSSION:

In order to meet virtually under AB 361, certain requirements must be met. These requirements are:

1. The Governor has declared a state of emergency;
2. Local officials have recommended social distancing recommendations or the legislative body itself makes a finding that meeting remotely is necessary for health reasons; and,
3. The legislative body makes a finding every 30-days that they have assessed the situation and still determine remote meetings to be necessary.

Currently, Inyo County meets the requirements for the Planning Commission to hold virtual meetings. There is a declared state of emergency at the state level related to COVID-19. Also, the health officer for Inyo County has recommended social distancing. A resolution is being presented today so that the Commission may consider continuing virtual meetings for Planning Commission meetings.

Attachments:

- Draft Resolution
- Memo from Dr. James Richardson

RESOLUTION NO. 2021-__

**A RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF INYO
REGARDING THE NEED FOR CONTINUED VIRTUAL MEETINGS TO
PROTECT PUBLIC HEALTH**

WHEREAS, the COVID-19 pandemic continues to threaten the health and safety of communities within Inyo County's jurisdiction since its inception in March 2020; and

WHEREAS, Governor Newsom has declared a state of emergency related to the COVID-19 pandemic; and

WHEREAS, the Health Officer for Inyo County has recommended social distancing and continued virtual meetings as a means to limit the spread of COVID-19, particularly the highly contagious Delta variant. These recommendations are attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the County of Inyo that:

1. The Commission has considered the circumstances of the state of emergency related to COVID-19 and declared by Governor Newsom.
2. The Commission finds that the above-mentioned state of emergency directly impacts the ability of the Planning Commission to meet safely in person because in person meetings, particularly with the public present, increase the likelihood that COVID-19 will be transmitted throughout the community.
3. Local officials—specifically the Health Officer of Inyo County—continue to recommend measures to promote social distancing.

PASSED AND ADOPTED this 10th day of November, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Kate Morley
Chairperson

ATTEST: _____
Cathreen Richards, Planning Director

Paula Riesen, Secretary



County of Inyo

HEALTH & HUMAN SERVICES DEPARTMENT

*Public Health, Suite 203-C
1360 N. Main Street, Bishop CA 93514
TEL: (760) 873-7868 FAX: (760) 873-7800*

Marilyn Mann, Director
mmann@inyocounty.us

Date: September 23, 2021

To: Inyo County Local Agency Governing Bodies

From: Dr. James Richardson, Inyo County Public Health Officer

Re: Continued Recommendation Re Social Distancing and Remote Meetings

In order to help minimize the spread of COVID-19, I recommend that physical/social distancing measures continue to be practiced throughout our Inyo County communities, including at public meetings of the Board of Supervisors and other public agencies. Individuals continue to contract COVID-19 and spread the infection throughout our communities. Social distancing, masking, and vaccination are crucial mitigation measures to prevent the disease's spread. Remote public agency meetings allow for the participation of the community, agency staff, presenters, and board members in a safe environment, with no risk of contagion. As such, and since this disease negatively and directly impacts the ability of public agencies to conduct public meetings safely in person, it is my recommendation that local public agencies conduct their public meetings remotely.

This recommendation will remain in place until further notice.

Dr. James A. Richardson
Inyo County Health Officer