

# COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES

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JULIA KROG, ASSISTANT DIRECTOR

IGNACIO GONZALEZ, INTERIM DIRECTOR

December 1, 2021

Department of Transportation Environmental Health - Fort Bragg Building Inspection - Fort Bragg Forestry Advisor Department of Forestry/ CalFire - Land Use Coastal Commission Sherwood Valley Rancheria Cloverdale Rancheria Redwood Valley Rancheria Fort Bragg Fire District

**CASE#**: B\_2021-0033 **DATE FILED**: 6/15/2021

OWNER: JASON VALLINA AND MICHELLE NOE & RICHARD ESTABROOK

**APPLICANT: MICHELLE NOE** 

**REQUEST:** Coastal Development Boundary Line Adjustment to Merge Lot number 1 0.33± acres (APN 118-100-02) with Lot number 2 0.12± acres (APN 118-100-03), and reconfigure boundary lines between Lot number 1 and Lot number 3 1.60 acres (APN 118-100-04) to transfer 0.13± acres from Lot number 3 to Lot number 1, resulting in a final acreage of Lot number 1 at 0.58± acres and Lot number 3 at 1.47± acres; reconfigure boundary lines between Lot number 3 and Lot number 4 133.09± acres (APNs 118-100-36 and 118-090-16, specifically) to transfer 2.3± acres from Lot number 4 to Lot number 3, resulting in a final acreage of Lot number 3 at 3.77± acres and Lot number 4 at 130.79± acres.

**LOCATION:** In the Coastal Zone, approximately 0.81± miles from Caspar town center on the south side of Caspar Orchard Rd. (CR410) 0.28± miles from its intersection with Fern Creek Rd. (CR411A); located at 44501 Caspar Rd. and 4451 Caspar Rd., Caspar; APNs 118-100-02, 118-100-03, 118-100-04, 118-100-36, and 118-090-36.

**SUPERVISORIAL DISTRICT**: 4 **STAFF PLANNER**: MATT GOINES

RESPONSE DUE DATE: December 15, 2021

#### PROJECT INFORMATION CAN BE FOUND AT:

www.mendocinocounty.org

Select "Government" from the drop-down; then locate Planning and Building Services/Public Agency Referrals.

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <a href="mailto:pbs@mendocinocounty.org">pbs@mendocinocounty.org</a>. Please note the case number and name of the project coordinator with all correspondence to this department.

We have reviewed the above application and recommend the following (please check one):				
☐ No comment at this time.	☐ No comment at this time.			
Recommend conditional approval (attached).				
Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)				
Recommend denial (Attach reasons for recommending denial).				
Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).				
☐ Other comments (attach as necessary).				
REVIEWED BY:				
Signature	Department	Date		

CASE: B\_2021\_0033

OWNERS: Michelle Noe, David Vallina, and Richard Estabrook

APPLICANT: Michelle Noe

AGENT: N/A

**REQUEST:** Coastal Development Boundary Line Adjustment to Merge Lot number 1 0.33± acres (APN 118-100-02) with Lot

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from its intersection with Fern Creek Rd. (CR411A); located at 44501 Caspar Rd. and 4451 Caspar Rd., Caspar; APNs

118-100-02, 118-100-03, 118-100-04, 118-100-36, and 118-090-36.

**APN/S:** 118-100-02, 118-100-03, 118-100-04, 118-100-36, and 118-090-36

PARCEL SIZE: Lot#1 - 0.33± acres, Lot#2 - 0.12± acres, Lot#3 - 1.6± acres, Lot#4 - 113.09± acres

**GENERAL PLAN:** Rural Residential [RR:10] and Forest Land [FL:160] **ZONING:** Rural Residential [RR:10] and Timber Production [TP:160]

**EXISTING USES:** Residential and timber harvesting

**DISTRICT:** 4 (Gjerde)

**RELATED CASES:** None

**ADJACENT GENERAL PLAN ADJACENT ZONING ADJACENT LOT SIZES ADJACENT USES** NORTH: Rural Residential [RR:10] Rural Residential [RR] Vacant, Residential 19.1±,2.8± Acres Rural Residential [RR:10] Rural Residential [RR] 30.00± Acres Residential EAST: **SOUTH:** Forest Land [FL:160] Timber Production [TP] 117.41± Acres Vacant, Residential WEST: Rural Residential [RR:10] Rural Residential [RR] 5.50± Acres Vacant

### **REFERRAL AGENCIES**

#### LOCAL

☑ Building Division Fort BRagg

☑ Department of Transportation (DOT)

☑ Environmental Health (EH)

☑ Forestry Advisor

☑ Fort Bragg Rural Fire District

<u>STATE</u>

□ CALFIRE (Land Use)

☐ California Coastal Commission

#### **TRIBAL**

☑ Cloverdale Rancheria☑ Redwood Valley Rancheria

☑ Sherwood Valley Band of Pomo Indians

## ADDITIONAL INFORMATION:

STAFF PLANNER: Matt Goines DATE: 11/30/2021

## **ENVIRONMENTAL DATA**

1. MAC: 13. AIRPORT LAND USE PLANNING AREA: None None 2. FIRE HAZARD SEVERITY ZONE: 14. SUPERFUND/BROWNFIELD/HAZMAT SITE: High No 3. FIRE RESPONSIBILITY AREA: 15. NATURAL DIVERSITY DATABASE: State Responsibility Area Yes 4. FARMLAND CLASSIFICATION: 16. STATE FOREST/PARK/RECREATION AREA ADJACENT: Grazing Land (G) No 5. FLOOD ZONE CLASSIFICATION: **17. LANDSLIDE HAZARD:** None No 6. COASTAL GROUNDWATER RESOURCE AREA: 18. WATER EFFICIENT LANDSCAPE REQUIRED: Marginal Water Resources No 7. SOIL CLASSIFICATION: 19. WILD AND SCENIC RIVER: Ferncreek sandy loam, 141 No 8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL: 20. SPECIFIC PLAN/SPECIAL PLAN AREA: None No 9. WILLIAMSON ACT CONTRACT: 21. STATE CLEARINGHOUSE REQUIRED: No No **10. TIMBER PRODUCTION ZONE:** 22. OAK WOODLAND AREA: Yes No 11. WETLANDS CLASSIFICATION: 23. HARBOR DISTRICT:

## FOR PROJECTS WITHIN THE COASTAL ZONE ONLY

No

24. LCP LAND USE CLASSIFICATION: 27. COASTAL COMMISSION APPEALABLE AREA: LCP map 15: Caspar No 28. CDP EXCLUSION ZONE: 25. LCP LAND CAPABILITIES & NATURAL HAZARDS: No -high productivity. -moderate productivity. 29. HIGHLY SCENIC AREA: -Beach deposit and stream alluvium and terraces (zone 3) intermediate shaking No **30. BIOLOGICAL RESOURCES & NATURAL AREAS: 26. LCP HABITATS & RESOURCES:** N/A None

None

No

12. EARTHQUAKE FAULT ZONE:

31. BLUFFTOP GEOLOGY:

N/A

# Revised



# PLANNING & BUILDING SERVICES

CASE NO:	B-2021-0033
DATE FILED:	9/23/21
FEE:	\$ 500.00
RECEIPT NO:	PRJ-045302
RECEIVED BY:	Matt Go: NES
	Office Use Only

# **BOUNDARY LINE ADJUSTMENT APPLICATION FORM**

APPL	ICANT				
Name:	Name: Michelle Noe Phone: 707-964-0528				
Mailin	g Address: 44501 Caspar O	rchard Rd			
City:_C	Caspar State/Zip:	CA 95420 Email: no	oedesigns@gma	ail.com	
PROF	PERTY OWNER				
Name:	Michelle Noe & Richard Estab	rook Phone: 70	07-964-0528		
	g Address: 44501 Caspar O			d Rd	
			pedesigns@gma		
,					
AGE	<b>"</b>				
Name:		Phone:			
Mailin	g Address:				
City:	State/Zip:	Email:			
LOT NO.	ASSESSOR'S PARCEL NUMBERS	PARCEL OWNER/S	STREET ADDRESS	LOT AC BEFORE	
1	118-100-02	Vallina/Noe	44501 Caspar Orchard Rd.	.33	.58
2	118-100-03	Vallina/Noe	44501 Caspar Orchard Rd.	.12	-
3	118-100-04	Estabrook	44521 Caspar Orchard Rd.	1.60	3.77
4	118-100-36, 118-090-16, 15, 118-120-36, 118-130-07, 118-150-51	Red Riding Hood Cabin, LLC	44551 Caspar Orchard Rd.	133.09	130.79
BRIE	LY DESCRIBE THE PROPOSED PARCEL ADJU	STMENTS: (ACREAGE TO BE ADJUSTED PARCEL NUMBER, ETC.)	FROM ASSESSOR'S PARCEL N	IUMBER INTO	ASSESSOR'S
Merge Lots 1 and 2; transfer 0.13 ± acres from Lot 3 to Lot 1;					
transfer 2.3± acres from Lot 4 to Lot 3					
l certifi	that the information submitted with this a	oplication is true and accurate.	1 /	~	
, ceruj)	Additional of the Contract of	1/12/21 Applic	unt d. Owner a	and the same of th	
Signatur	e of Applicant/Agent Date	Signature of C	Owner L	Date	,

## **Indemnification And Hold Harmless**

ORDINANCE NO. 3780, adopted by the Board of Supervisors on June 4, 1991, requires applicants for discretionary land use approvals, to sign the following Indemnification Agreement. Failure to sign this agreement will result in the application being considered incomplete and withheld from further processing.

## **Indemnification Agreement**

As part of this application, applicant agrees to defend, indemnify, release and hold harmless the County of Mendocino, its agents, officers, attorneys, employees, boards and commissions, as more particularly set forth in Mendocino County Code Section 1.04.120, from any claim, action or proceeding brought against any of the foregoing individuals or entities, the purpose of which is to attack, set aside, void or annul the approval of this application or adoption of the environmental document which accompanies it. The indemnification shall include, but not be limited to, damages, costs, expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, whether or not there is concurrent, passive or active negligence on the part of the County, its agents, officers, attorneys, employees, boards and commissions.

5/24/21	Miller 12
Date	Applicant

## Project Description Questionnaire For Boundary Line Adjustments Located In the Coastal Zone

The purpose of this questionnaire is to provide additional information related to the Coastal Zone concerning your application to the Department of Planning and Building Services and other agencies who will be reviewing your project proposal. Please remember that the clearer the picture that you give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions.

	Present Use Of Property			
1.	Are there existing structures on the property?  Yes  No If yes, describe below, and identify the use of each structure on the map to be submitted with your application.			
-				
2.	Will any existing structures be	demolished?   Y	es 🗾 No	
	Will any existing structures be	removed?  Yes	☑ No	
	If yes to either question, describe the type of development to be demolished or removed, including the relocation site, if applicable?			
3.	Lot area (within property lines):	2100	☑ square feet ☐ acres.	
	Lot Coverage:			
4.	-			
	<u>LOT 1</u> Building Coverage	Existing	Proposed after Adjustment 12/U sq ft	
	Paved Area	sq ft 485 sq ft	485 sq ft	
	Landscaped Area	sq ft	sq ft	
	Unimproved Area	sq ft	sq ft	
	TOTAL:	14375 sq ft	16475 sq ft	
	LOT 2	Existing	Proposed after Adjustment	
	Building Coverage	sq ft	sq ft	
	Paved Area	sq ft	sq ft	
	Landscaped Area	sq ft	sq ft	
	Unimproved Area TOTAL:	sq ft sq ft	sq ft sq ft	
,,,			<del></del>	
(II 5.		sted, submit the abo	ve information for each additional lot on an attached sheet.)	
٥.	· ·			
	LOT 1 Existing Sp	paces o Prop	osed Spaces o	
	LOT 2 Existing Sp	oaces o Prop	osed Spaces o	
(lf r	nore than two lots are being adjus	ited, submit the abo	ve information for each additional lot on an attached sheet).	

6.	6. Is any grading or road construction planned? ☐ Yes ☐ No If yes, grading and drainage plans may be required. Also, describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.):			
	For a	ading or road construction, comple	ete the following:	
	(A)	Amount of cut:	cubic yards	
	(B)	Amount of fill:	cubic yards	
1	(C)	Maximum height of fill slope:	feet	
	(D)	Maximum height of cut slope:	feet	
	(E)	Amount of import or export:	cubic yards	
	(F)	Location of borrow or disposal s	ite:	
7.	7. Will the proposed development convert land currently or previously used for agriculture to another use? ☐ Yes ☑ No			
	If yes, how many acres will be converted? acres. (An agricultural economic feasibility study may be required.)			
8.	3. Will the alteration of parcel boundaries create any new building sites which are visible from State Highway 1 or other scenic route? ☐ Yes ☑ No			
9.		teration of parcel boundaries creat al area? ☐ Yes     ☑ No	e any new building sites which are visible from a park, beach or other	

If you need more room to answer any question, please attach additional sheets.

COMPLETE FOR PROJECTS LOCATED IN THE COASTAL ZONE ONLY

# Notice of Pending Permit

A coastal permit application for development on this site is pending before the county of Mendocino.

Proposed Development: Boundary line adjustment of the following:
1) Combining 2 existing parcels into one parcel at 44501 Caspar Orchard Rd
2) Combining 3 existing parcels into one parcel at 44521 Caspar Orchard Rd
3) Boundary line adjustment of .0126acres between 44521 and 44521 Caspar Orchard Rd
Location: 44501 Caspar Orchard Rd & 44521 Caspar Orchard Rd
Applicant: Michelle Noe & Richard Estabrook
Assessor's Parcel Number: 11810002, 11810003, 11810004, 11810036, 11809016
Date Noticed Posed: 5/25/2021

For Further Information, Please Contact the Planning and Building Department:

COUNTY OF MENDOCINO PLANNING & BUILDING SERVICES 860 N. Bush St UKIAH, CA 95482 707-234-6650 HOURS: 8:00 - 5:00 COMPLETE FOR PROJECTS LOCATED IN THE COASTAL ZONE ONLY

#### **Declaration of posting**

At the time the application is submitted for filing, the applicant must **Post**, at a conspicuous place, easily read by the public and as close as possible to the site of the proposed development, notice that an application for the proposed development has been submitted. Such notice shall contain a general description of the nature of the proposed development and shall be on the standard form provided in the application packet. If the applicant fails to post the completed notice form and sign the **Declaration of Posting**, the Department of Planning and Building Services cannot process the application.

As **Proof of Posting**, please sign and date this Declaration of Posting form when the site is posted; it serves as proof of posting. It should be returned to the Department of Planning and Building Services with the application.

Pursuant to the requirements of Section 20.532.025(H) of the Mendocino County Code, I hereby certify that on 5/25/2021 (date of posting), I or my authorized representative posted the "NOTICE OF PENDING PERMIT" for application to obtain a Coastal Development Permit for the development of:

(Description of development)

1) Combining 2 existing parcels into one parcel at 44501 Caspar Orchard Rd; 2) Combining 3 existing parcels into one parcel at 44521 Caspar Orchard Rd adjustment of .0126 acres between 44521 and 44521 Caspar Orchard Rd

Located at: 44501 Caspar Orchard Rd & 44521 Caspar Orchard Rd

11810002, 11810003, 11810004, 11810036, 11809016

(Address of development and Assessor's Parcel Number)

The public notice was posted at: 44501 Caspar Orchard Rd - Parcel #11810002

(A conspicuous place, easily seen by the public and as close as possible to the site of proposed development)

Owner/Authorized Representative

Iller

5/25/2021

Date

(A copy of the notice which was posted shall be attached to this form).

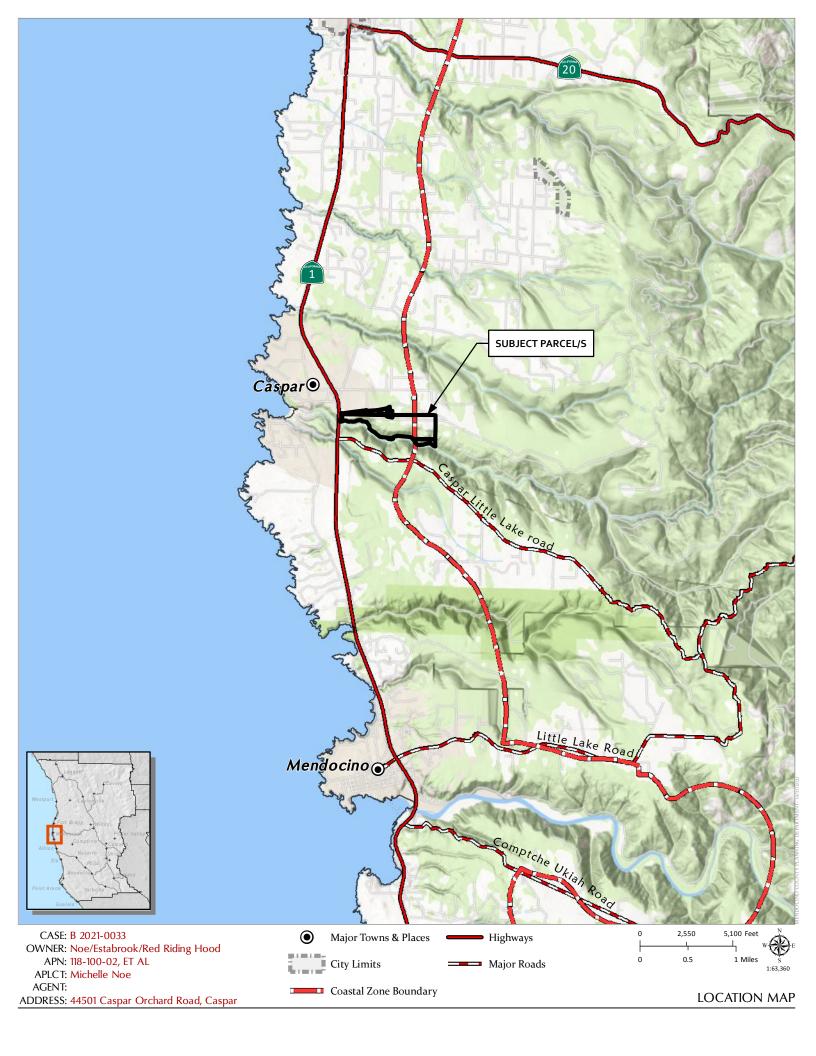
NOTE: YOUR APPLICATION CANNOT BE PROCESSED UNTIL THIS "DECLARATION OF POSTING" IS SIGNED A

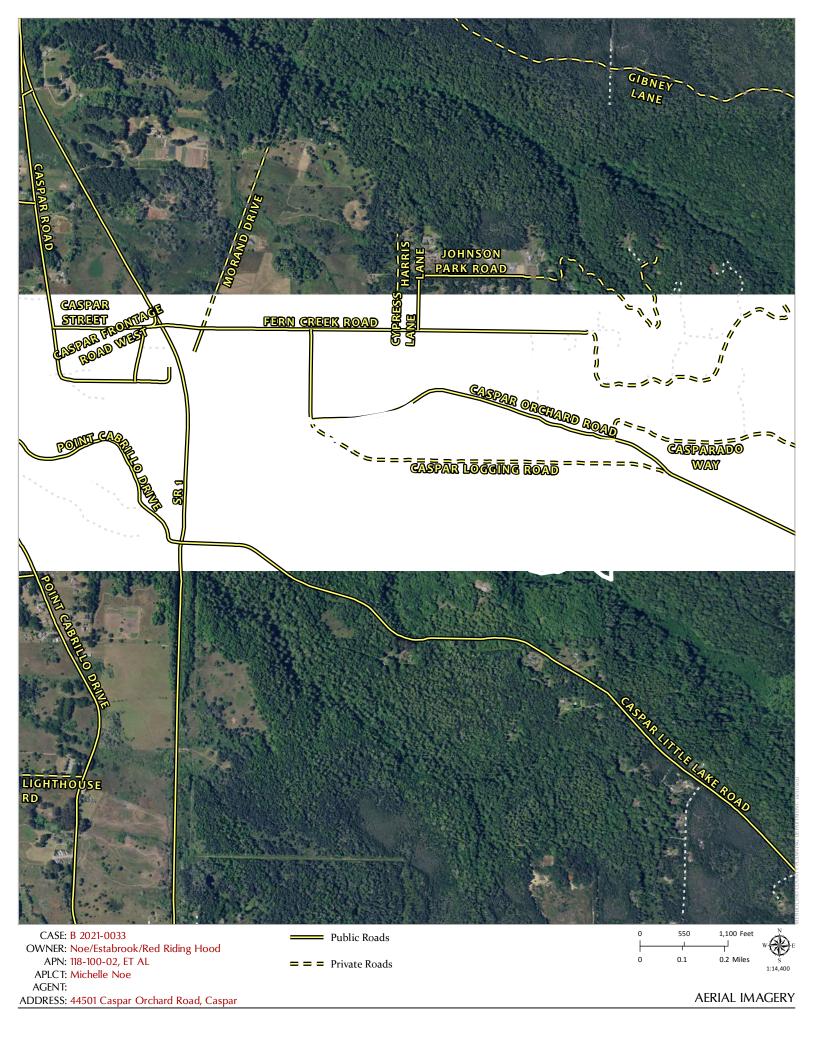
### **Coastal Zone Development**

Complete for projects located in the coastal zone only

List all property owners within 300 feet and occupants within 100 feet along with the corresponding Assessor's Parcel Number for each owner/occupant. **This form must be typed.** 

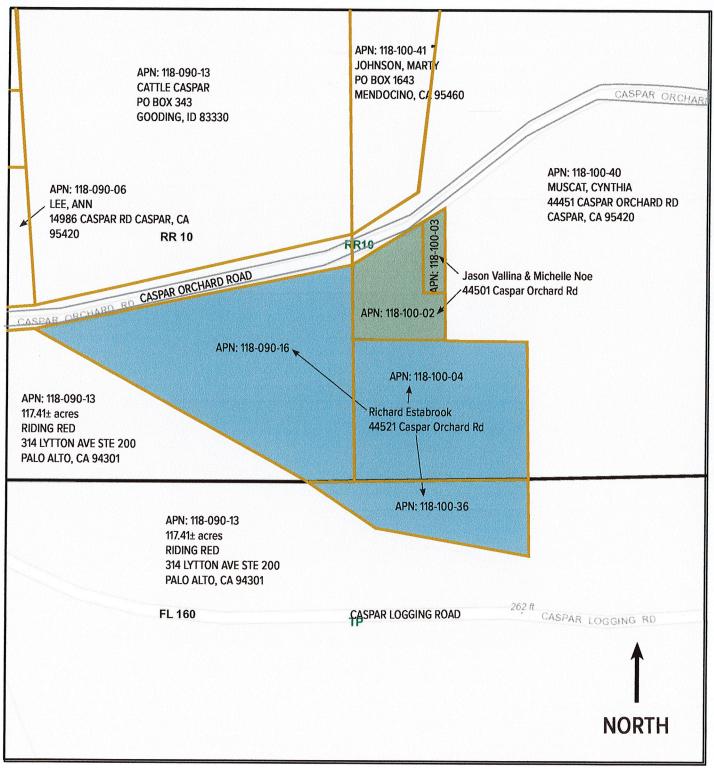
The state of the s	T	
AP# 000-000-00		
Last name, First name		1
Street address		
City, state zip		1
APN: 118-090-06		
LEE, ANN		
14986 CASPAR RD CASPAR, CA		
95420		
APN: 118-100-40		
MUSCAT, CYNTHIA		
44451 CASPAR ORCHARD RD		
CASPAR, CA 95420		
APN: 118-090-13		
CATTLE CASPAR	!	
PO BOX 343	!	
GOODING, ID 83330	1	
.,	!	
10101000		
APN: 118-130-07		
RIDING RED	1	
314 LYTTON AVE STE	1	
200 PALO ALTO, CA 94301	1	
APN: 118-100-41	i	
JOHNSON, MARTY	i l	
PO BOX 1643	i	
MENDOCINO, CA 95460	ı	
WILIADOUIAO, OA SO-TOO		İ

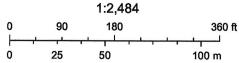




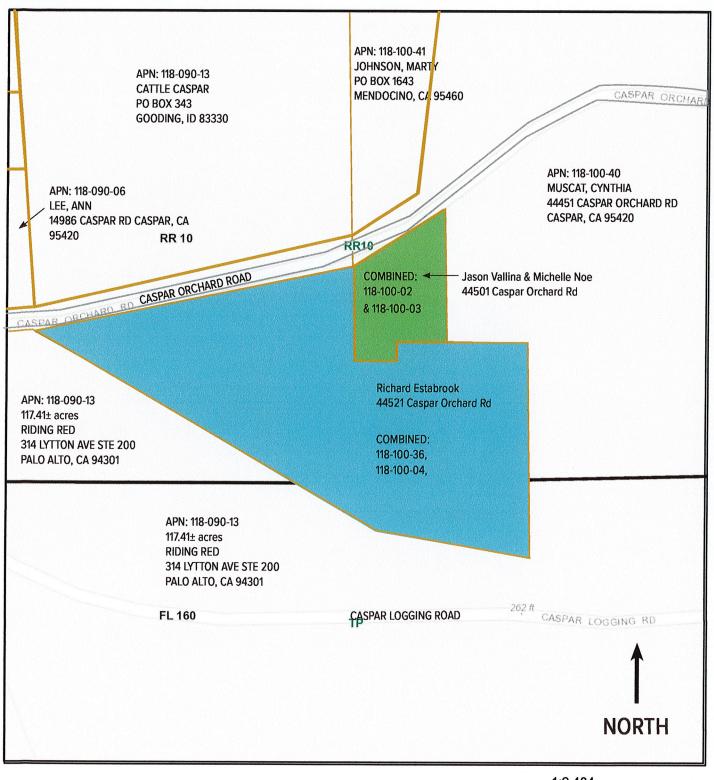


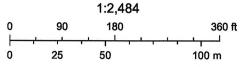
# **Existing Property Lines**





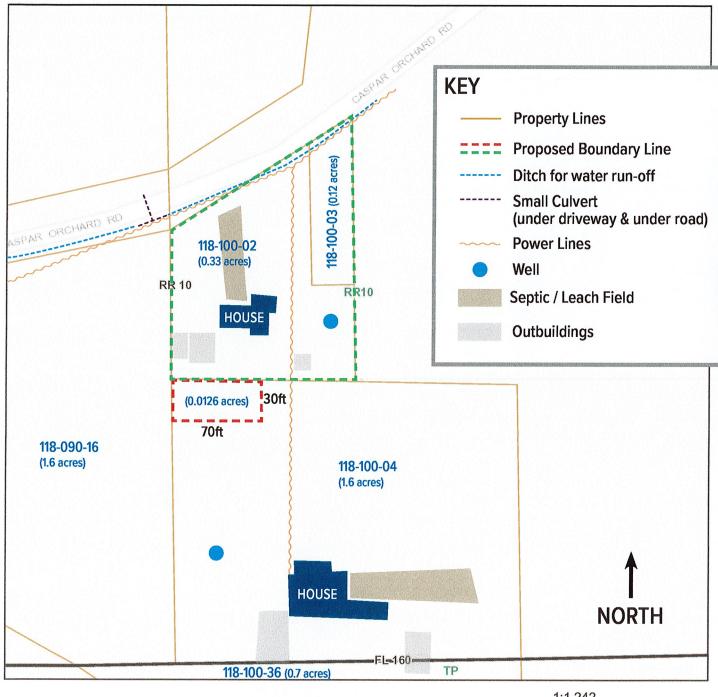
# **Proposed Property Lines**





# Detail of boundary line adjustment map for Projects 1 & 2

- 1) BLA of red dotted line from 118-100-04 (Rich Estabrook) to 118-100-02 (Jason Vallina/Michelle Noe)
- 2) Combine parcels 118-100-02 and 118-100-03 into one parcel ----

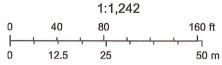


Michelle Noe / Jason Vallina 44501 Caspar Orchard Rd, Caspar, CA 95420 707-964-0528 noedesigns@gmail.com

Own property containing APNs 118-100-02 & 118-100-03

Richard Estabrook 44521 Caspar Orchard Rd, Caspar, CA 95420 707-272-0160 restabro62@gmail.com

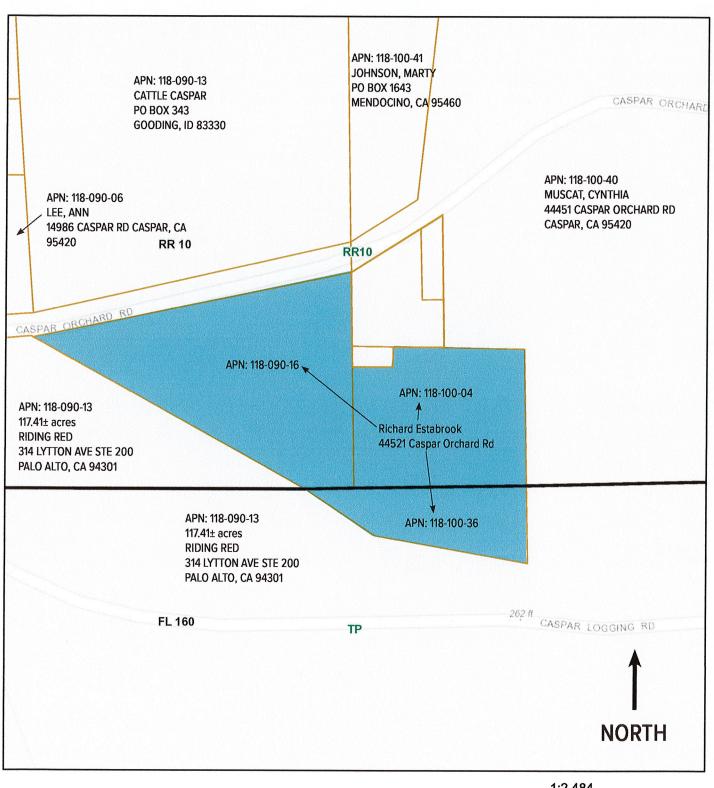
Owns property containing APNs 118-100-04, 118-090-16, & 118-100-36

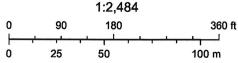


Map prepared by Michelle Noe on 3/3/2021

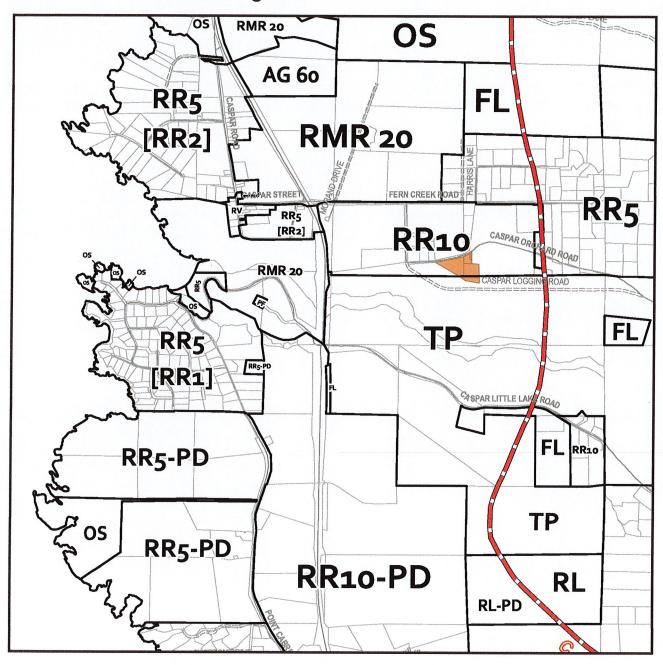
# Detail of boundary line adjustment map for Project 3

3) Combine parcels 118-090-16, 118-100-36, and 118-100-04 into one parcel

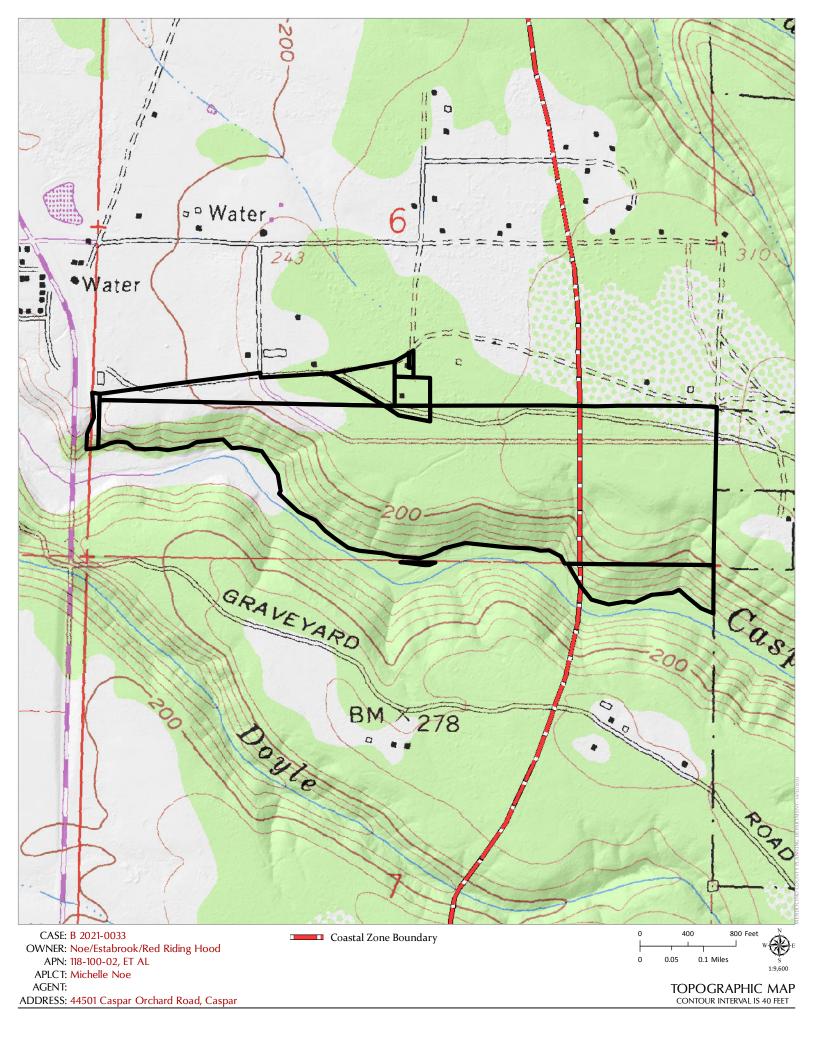


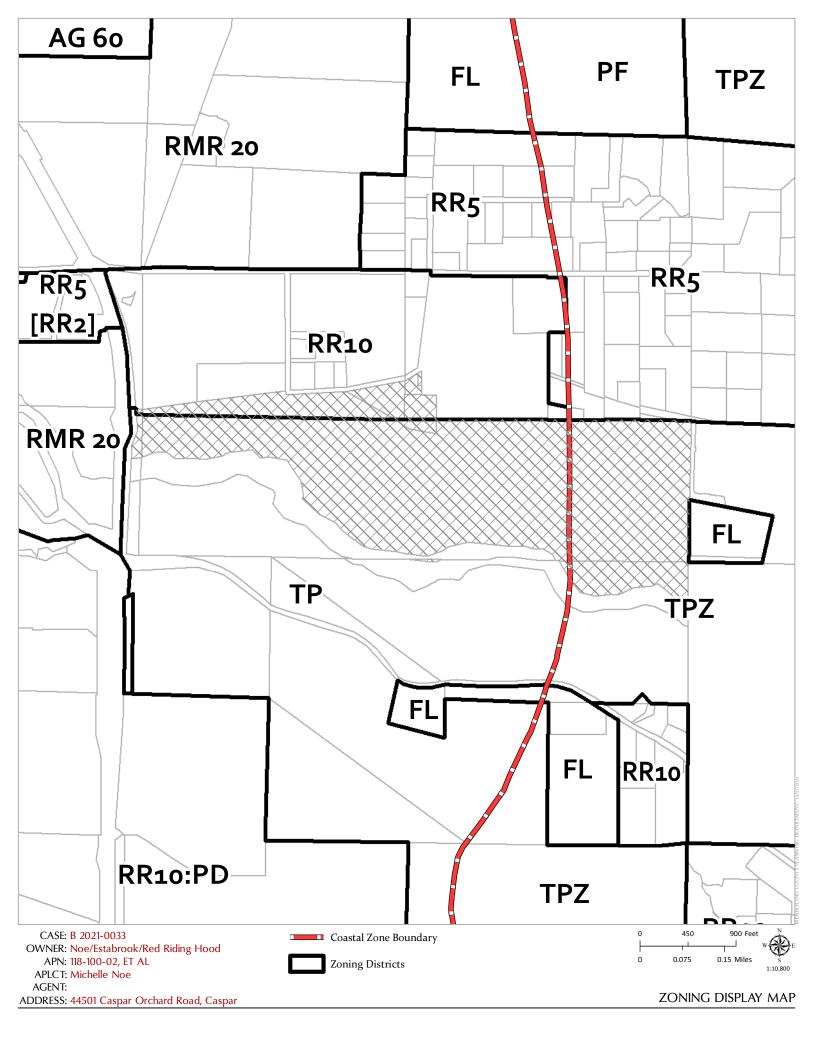


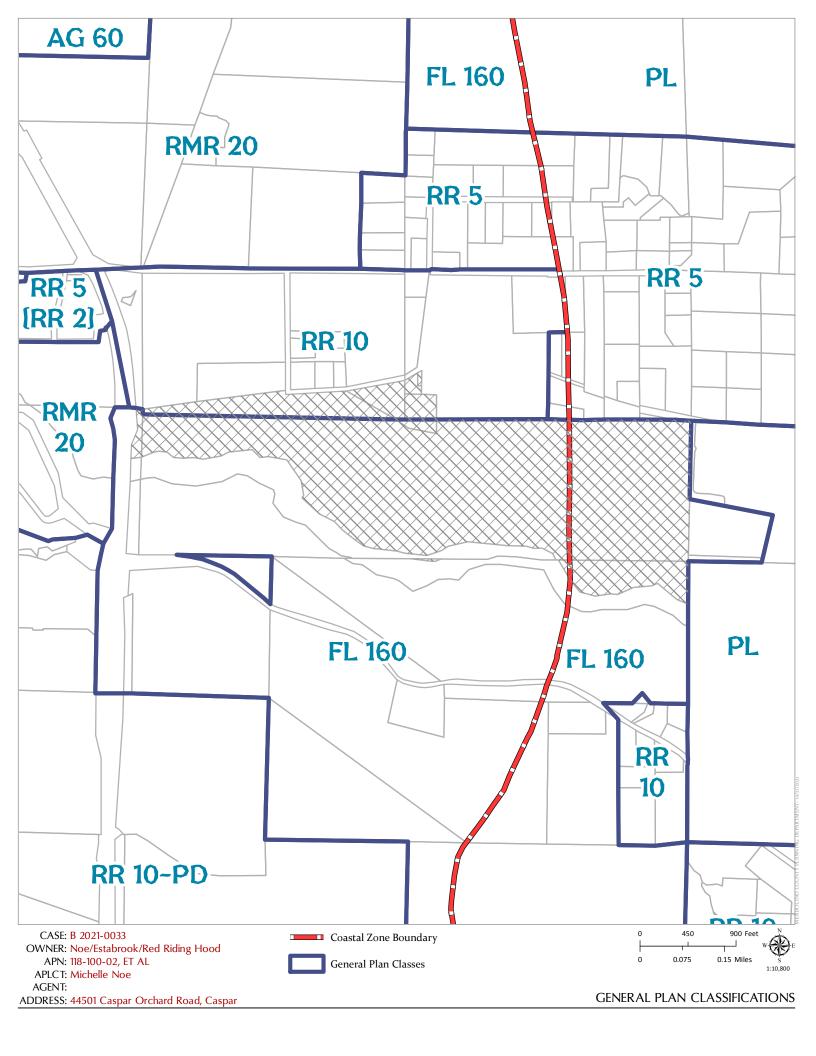
# Overview of surrounding area

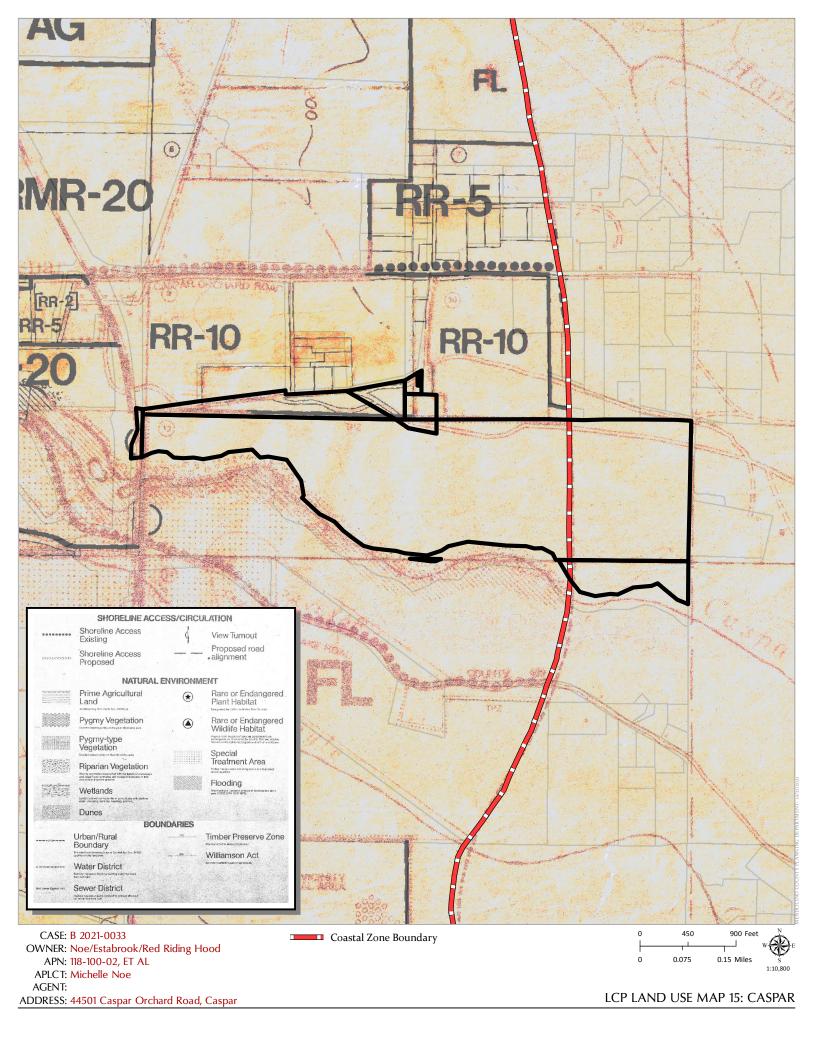


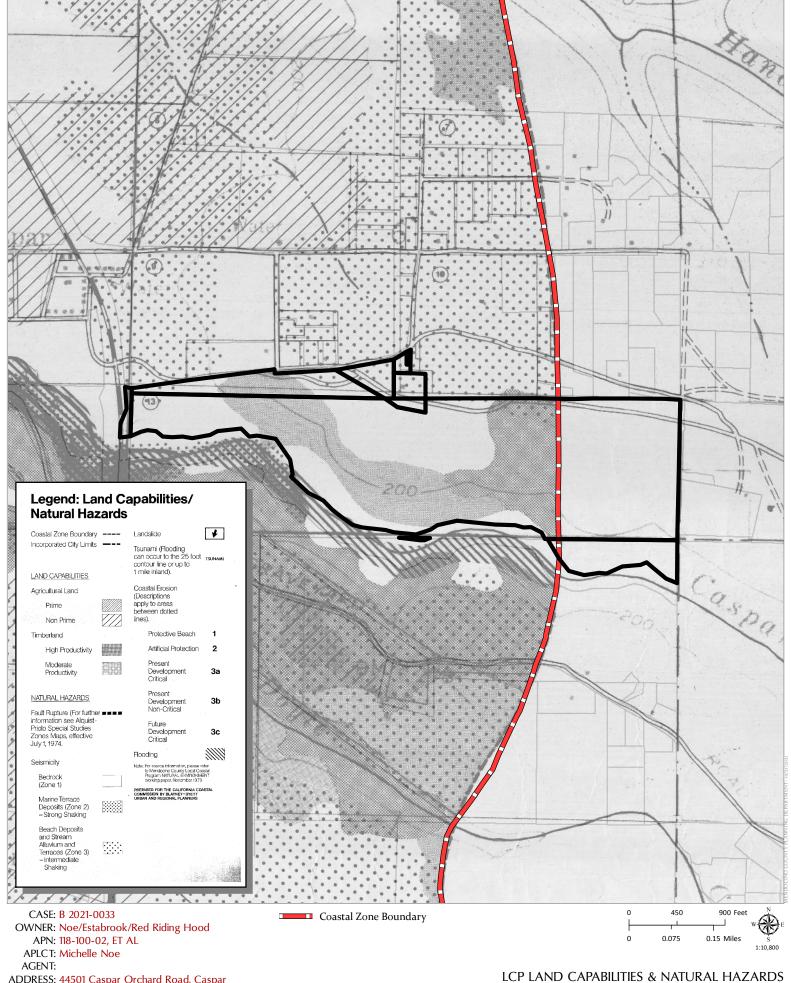
Proposed Boundary Line Adjustment properties

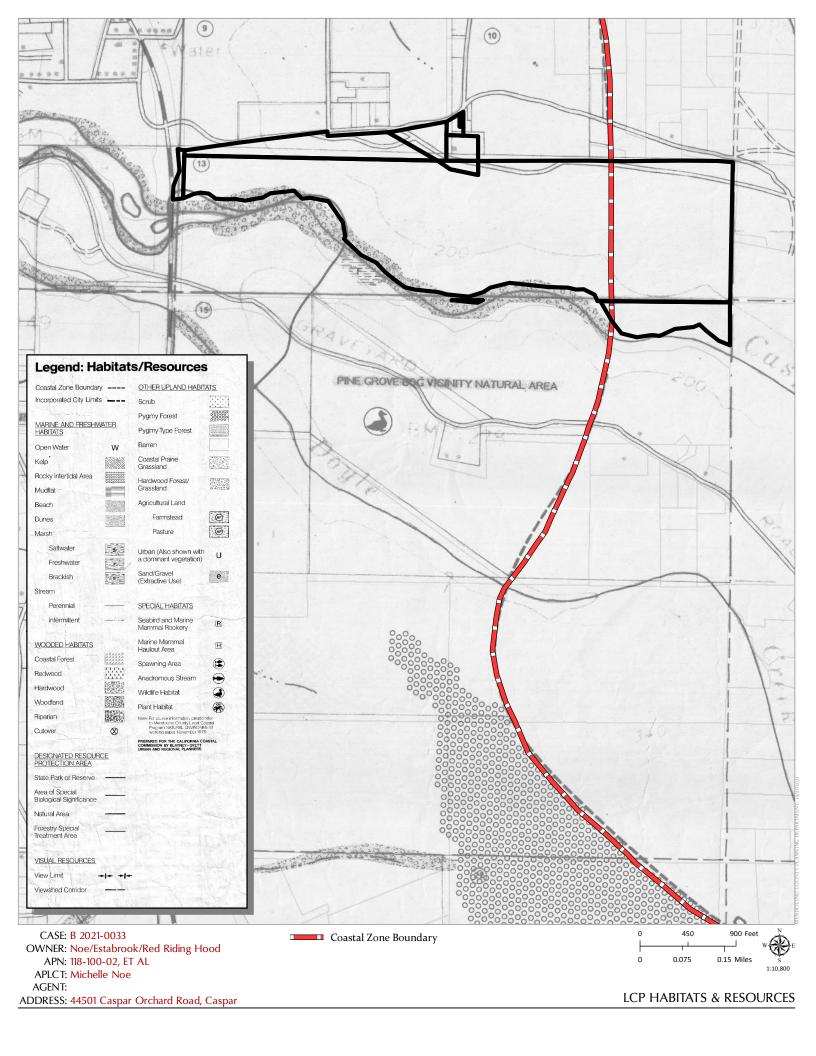


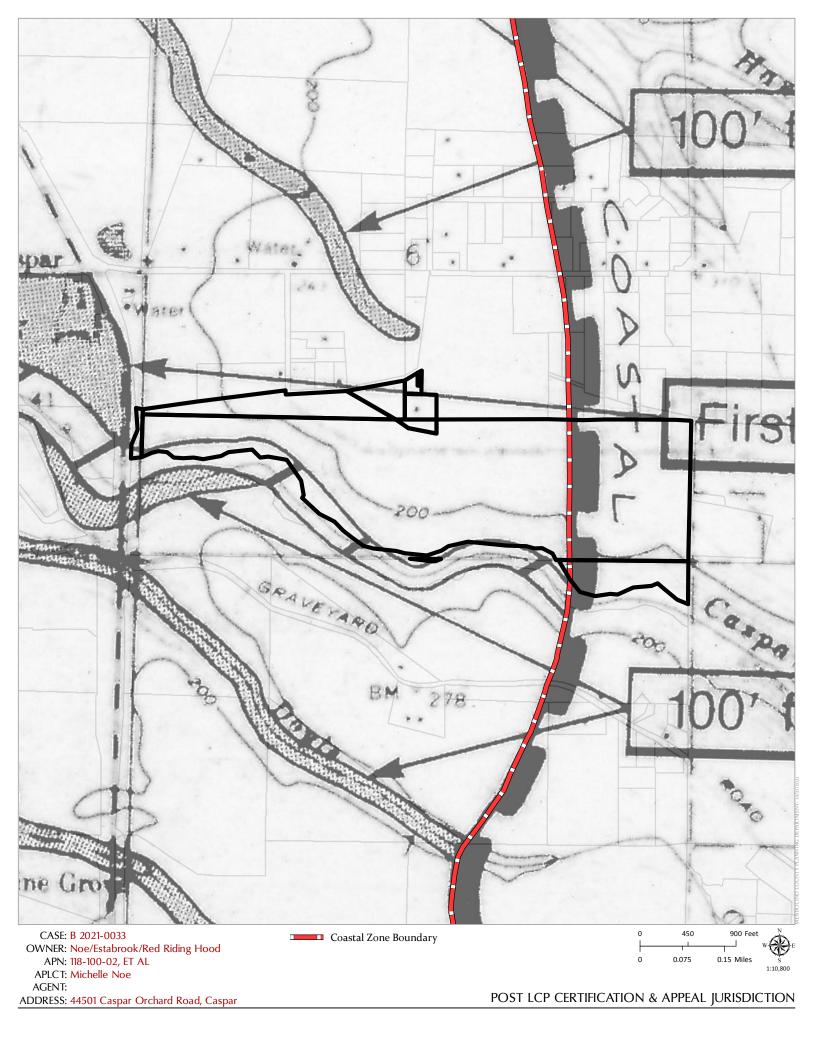


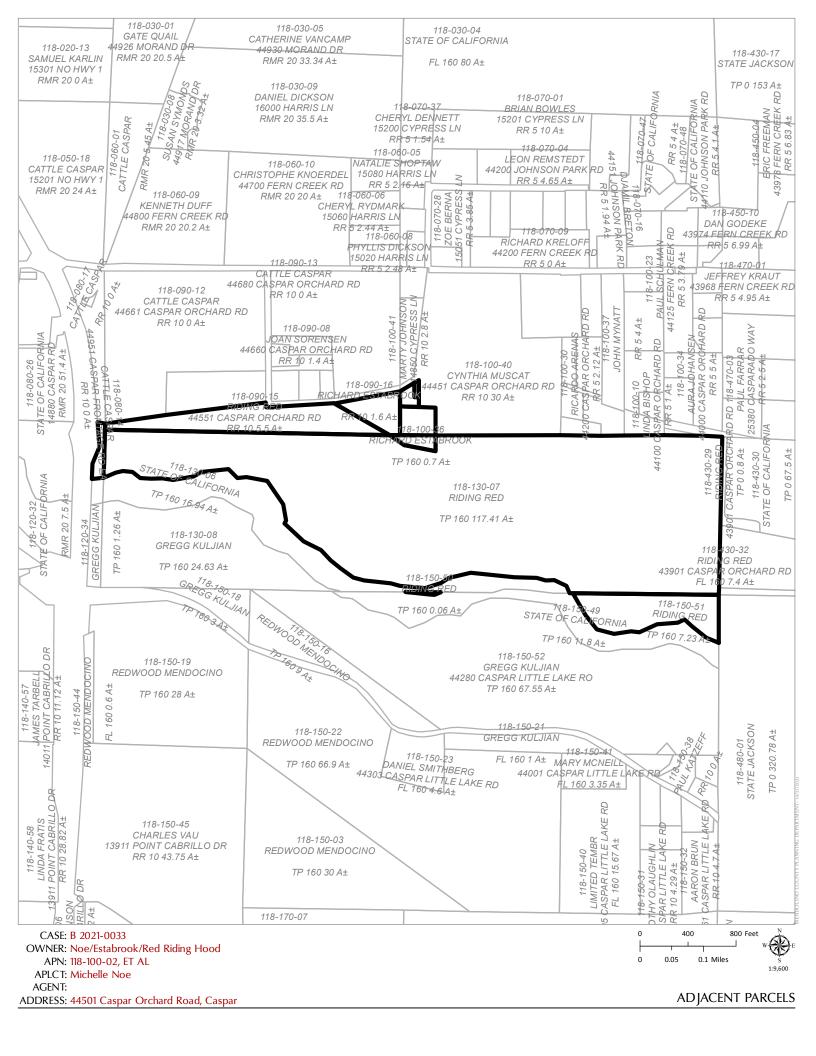


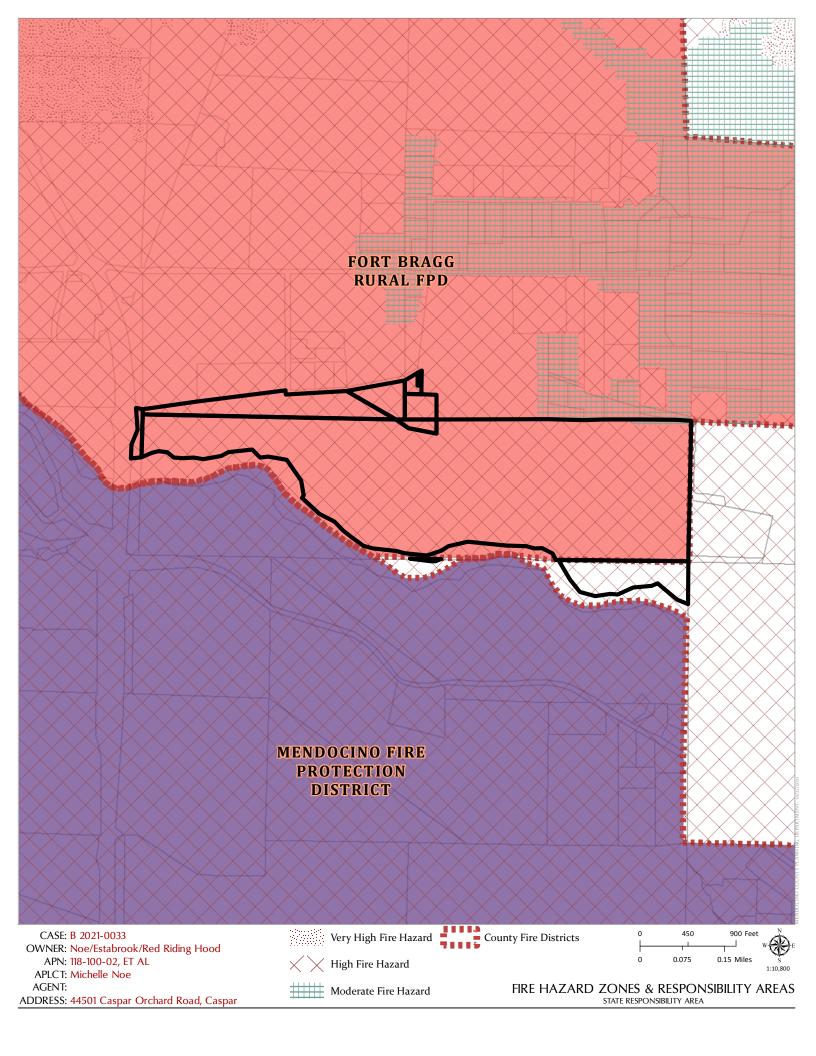


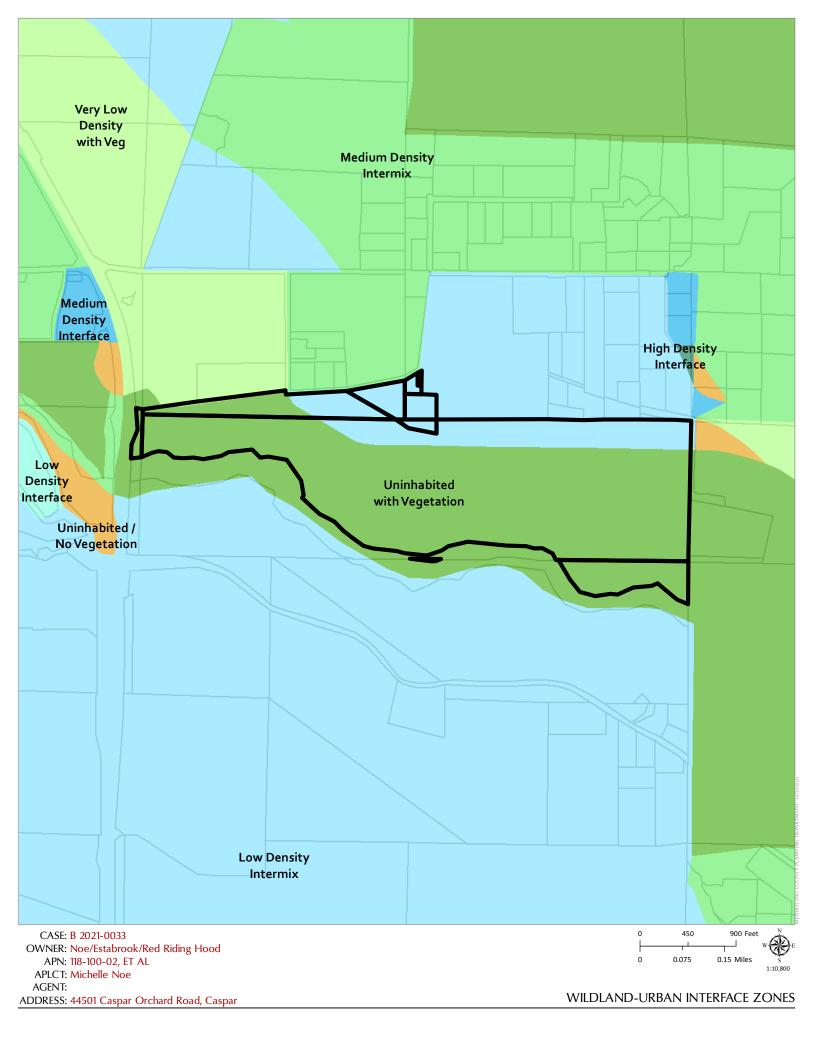


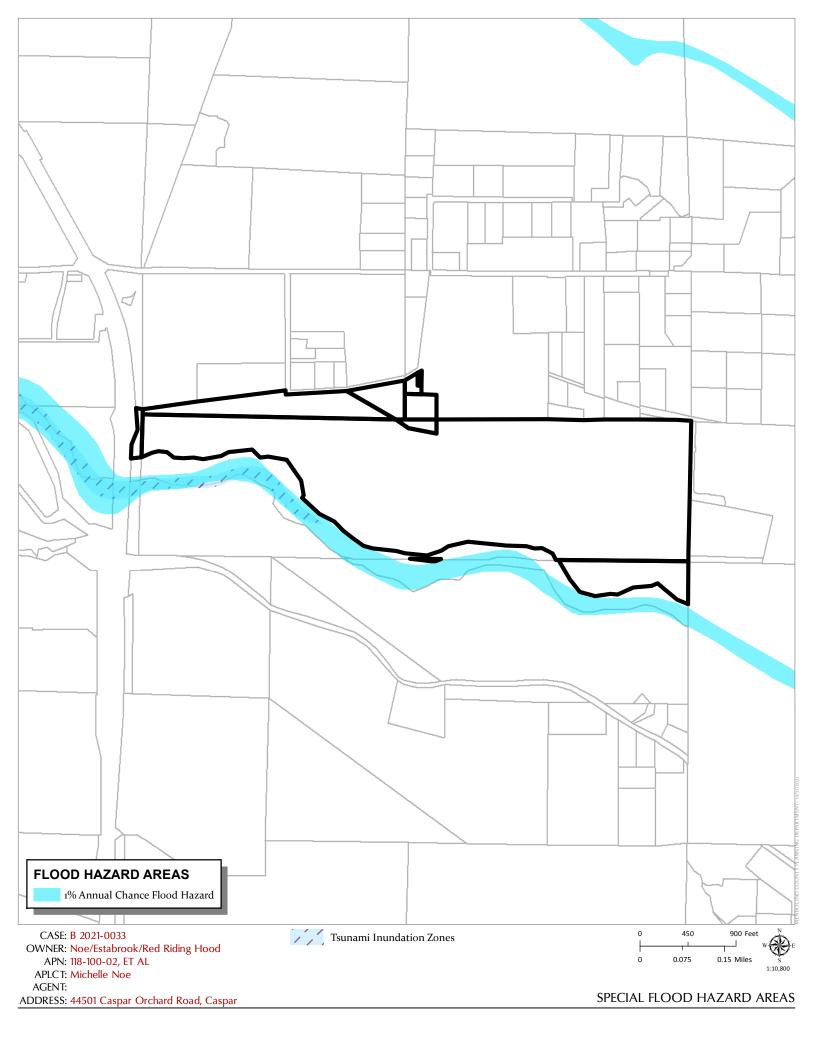


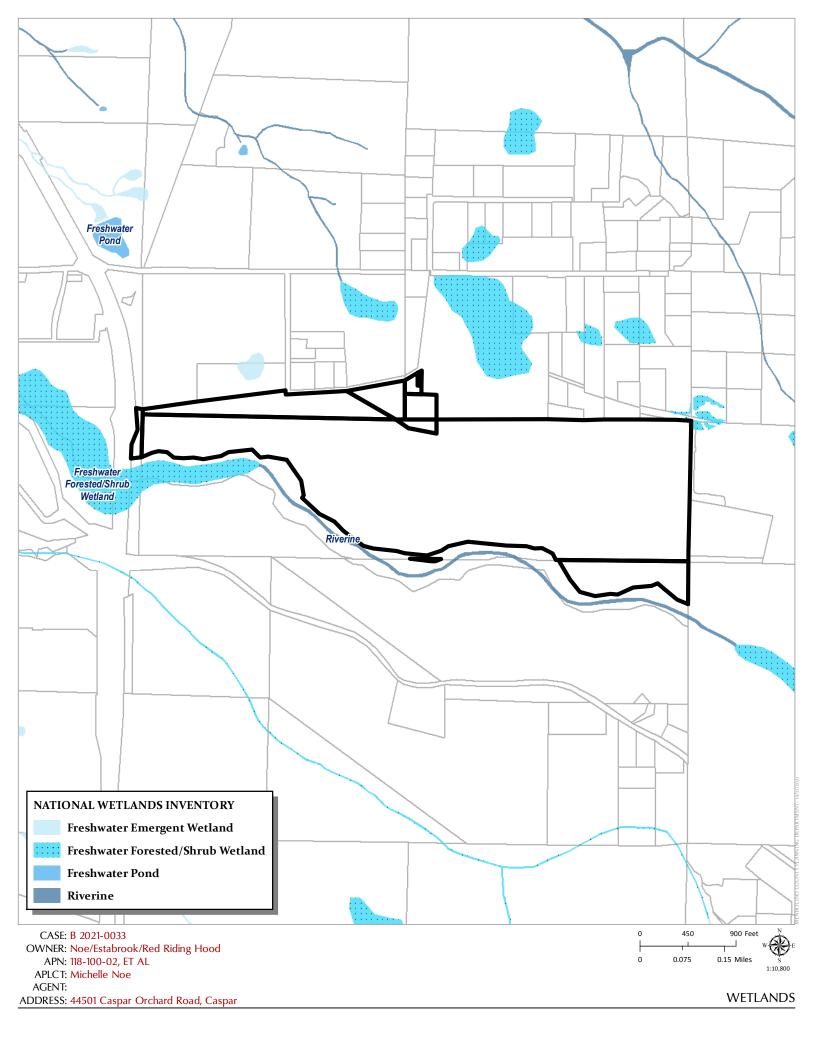


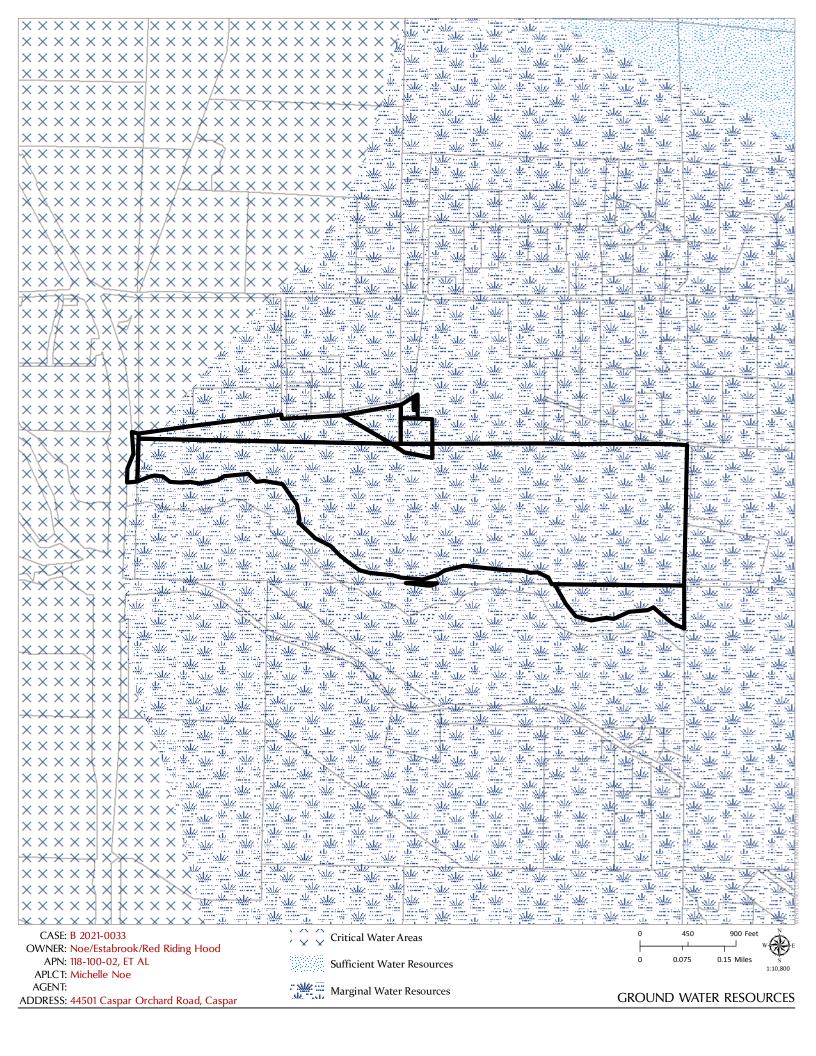


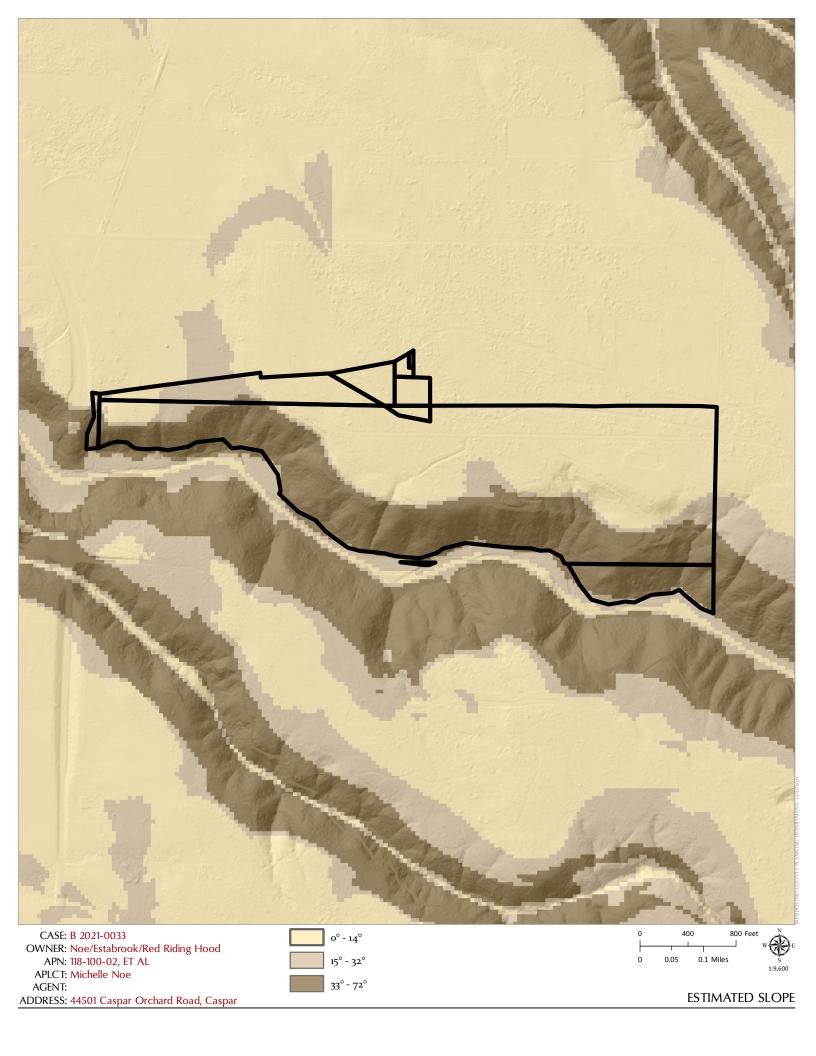


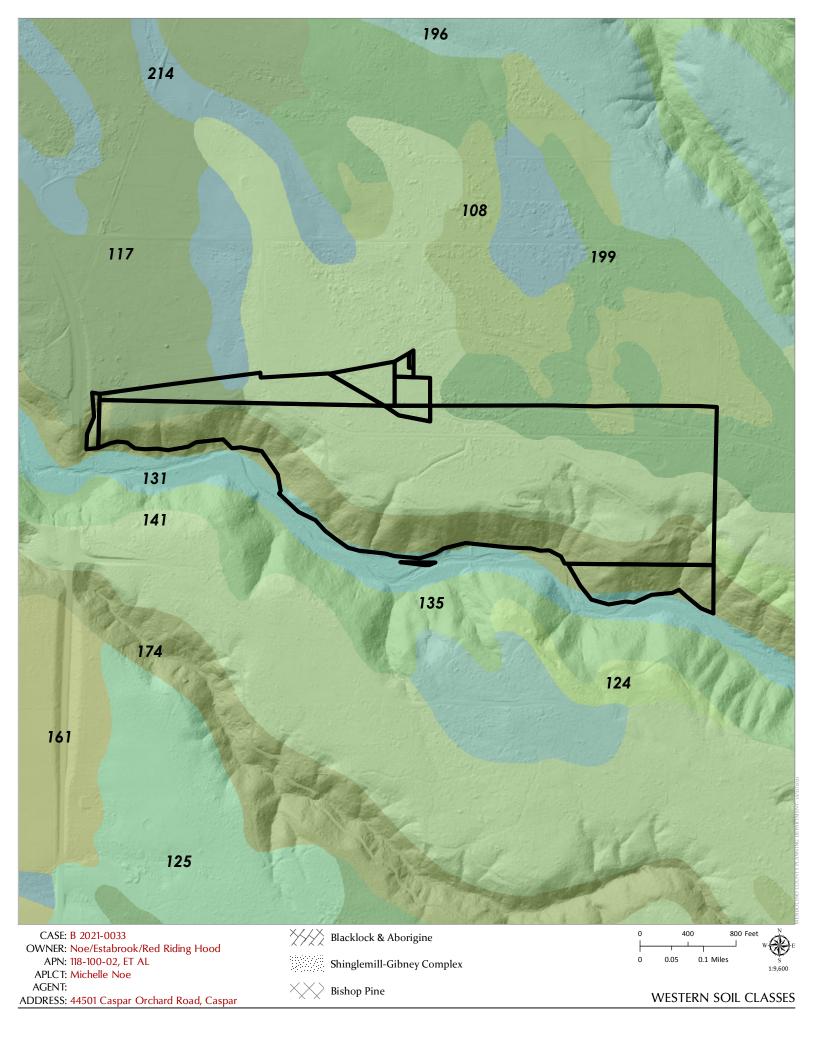


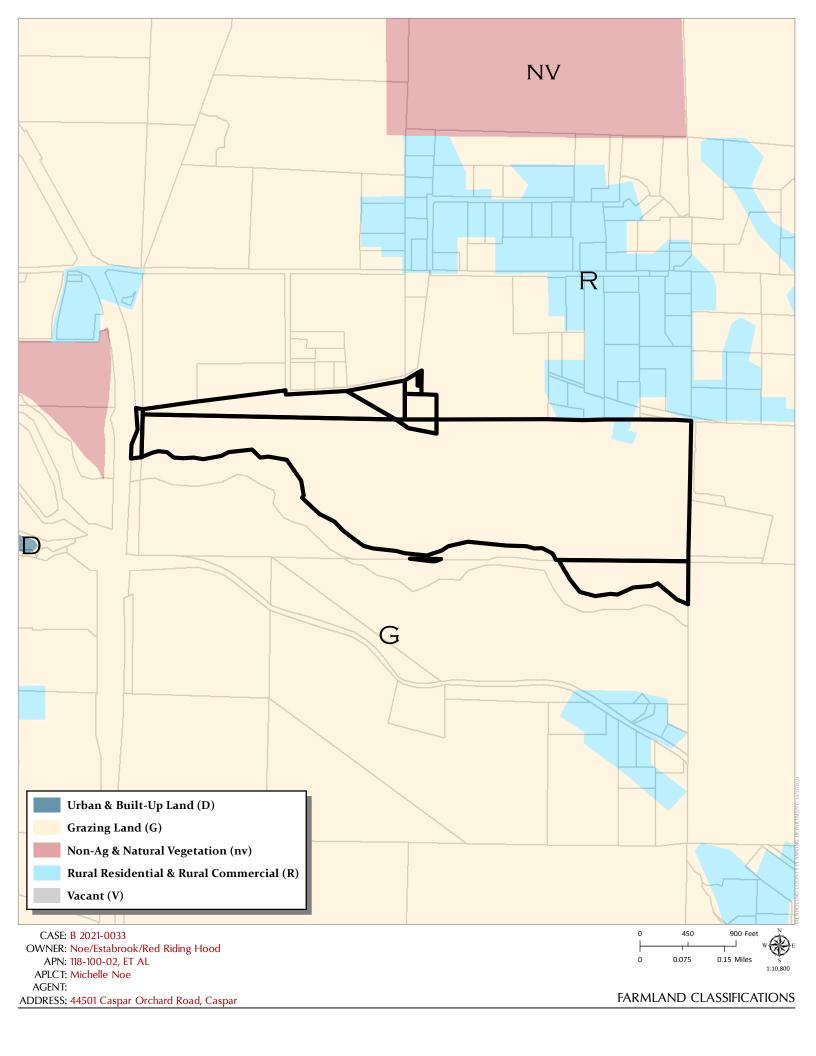


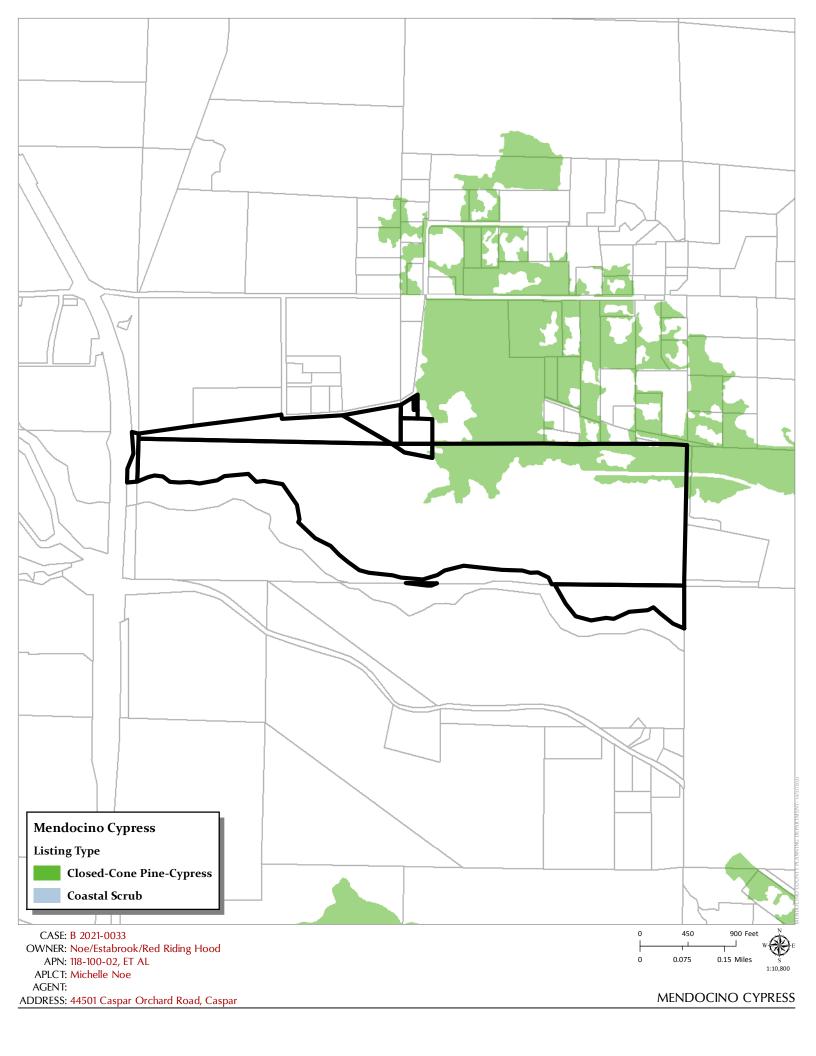


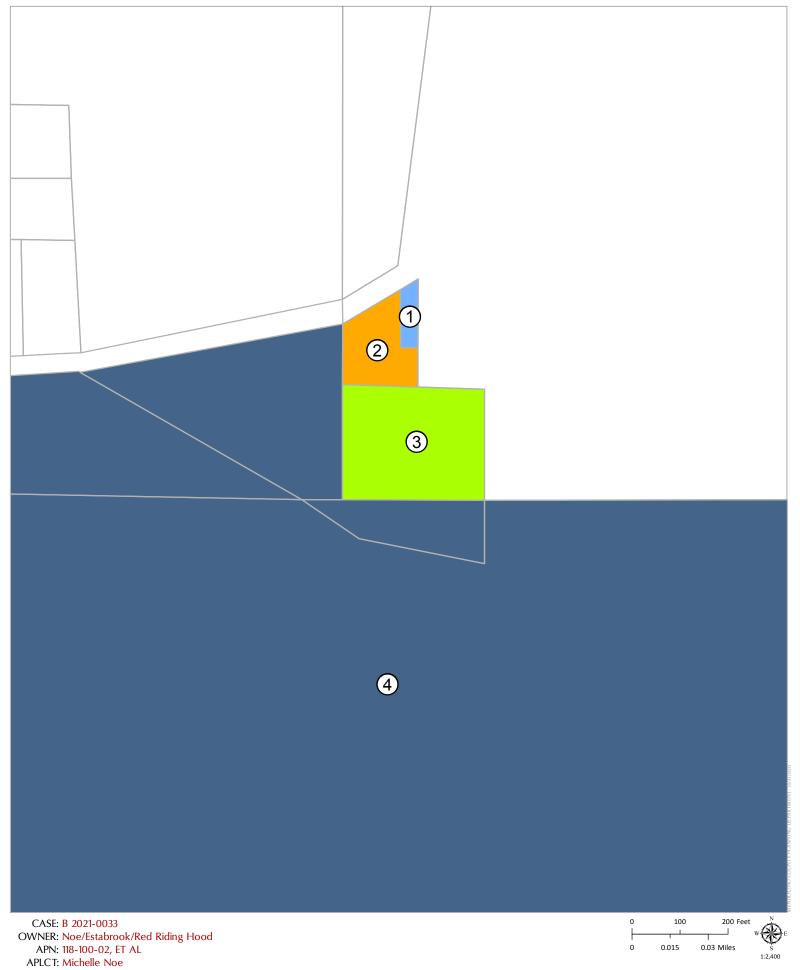






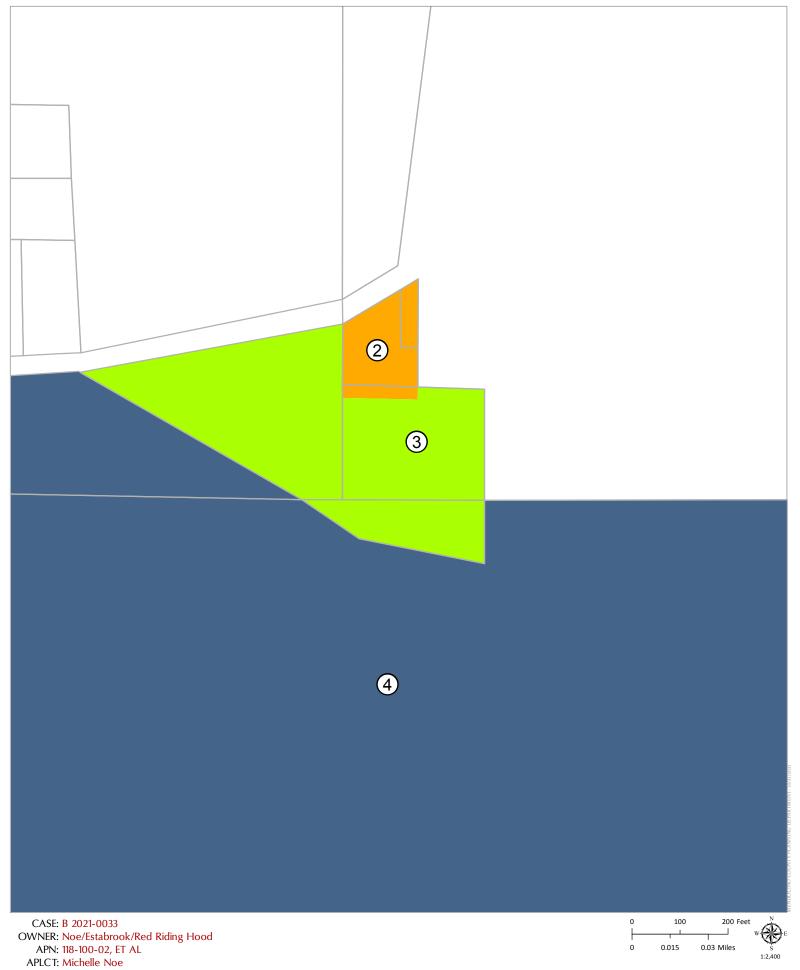






AGENT:

ADDRESS: 44501 Caspar Orchard Road, Caspar



AGENT:

ADDRESS: 44501 Caspar Orchard Road, Caspar