

AGENDA

TRI-COUNTY TECHNICAL ADVISORY COMMITTEE

Friday, December 10, 2021

10:00 A.M.

Join Zoom Meeting:

<https://zoom.us/j/97829904437?pwd=cmpBb21VbWg0VlBVdjZra0RQdzBWZz09>

Dial by phone: 669 900 9128

Meeting ID: 978 2990 4437

Passcode: 925748

For further information on any of the agenda items, please contact El Dorado County Planning and Building Department at (530) 573-7905. Off-agenda items must be approved by the Tri-County Technical Advisory Committee pursuant to Section 5496.5 of the Government Code.

- A. Call to Order
- B. Approve Agenda
- C. Correspondence
- D. Minutes: November 12, 2021
- E. Public Matters: Informational items and persons wishing to address the Committee regarding non-agenda items
- F. Agenda Items:

ITEM 1: Review and possible approval of a hazard tree removal permit; 33991 Danburg Dr., Kirkwood, CA; APN 026-163-001; Applicant: Grgas.

ITEM 2: Review and possible approval of a hazard tree removal permit; East Meadows Subdivision, Kirkwood, CA; Applicant: Wehan.

ITEM 3: Review and discussion of Kirkwood Tree Ordinance for alignment with Firewise Community goals.

- G. Adjourn

MINUTES
TRI-COUNTY TECHNICAL ADVISORY COMMITTEE
Friday, November 12, 2021
10:00 A.M.
VIRTUAL MEETING

Meeting link: <https://zoom.us/j/94171617000>

Meeting ID: 941 7161 7000

Call in phone number: +1 669 900 9128

A. Call to Order:

The meeting was called to order by Brendan Ferry at 10:03 am. Members present were: El Dorado County, Brendan Ferry; Alpine County, Larry Shoemaker; Amador County, Chuck Beatty.

B. Approval of Agenda:

On a motion by Chuck Beatty and second by Larry Shoemaker the agenda was approved as published.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

C. Correspondence: None.

D. Minutes: October 8, 2021 and February 14, 2020

On a motion by Chuck Beatty and a second by Larry Shoemaker, the minutes from October 8, 2021 and February 14, 2020 were approved.

Roll call vote: Brendan Ferry: Aye; Chuck Beatty: Aye; Larry Shoemaker: Aye.

E. Public Matters not on the Agenda: None.

F. Agenda Items:

ITEM 1: Review and possible approval of Mitigation 4.2v (COA 50): Conduct street sweeping twice a year - spring street sweeping was conducted on May 31 – June 2, 2021 - and request to waive second street sweeping due to a delayed scheduling due to the Caldor Fire evacuation and fire crews using Kirkwood as an operations base; Applicant: Kirkwood Mountain Resort.

Brendan Ferry introduced the item and Caroline Miller of Kirkwood Mountain Resort presented on the item. Brendan clarified that Tri-TAC's waiver of the second sweeping did not alleviate any Water Board or other agency requirements. Larry and Chuck had no issues with the request and felt it was reasonable given the circumstances. Tri-TAC members agreed that the project was approvable as presented.

On a motion by Larry Shoemaker and a second by Chuck Beatty, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 2: Review and possible approval of a hazard tree removal permit; 540 Olympic Court, Kirkwood, CA; APN 026-290-003; Applicant: Flynn.

Brendan Ferry introduced the item and after the discussion, Tri-TAC members agreed that the project was approvable as presented.

On a motion by Larry Shoemaker and a second by Chuck Beatty, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 3: Review and possible approval of a hazard tree removal permit; 34101 Yarrow Place, Kirkwood, CA; APN 026-181-012; Applicant: Hoffman.

Brendan Ferry introduced the item and after the discussion, Tri-TAC members agreed that the project was approvable for the requested trees on the owner's property, but not for trees on the neighboring property.

On a motion by Larry Shoemaker and a second by Chuck Beatty, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 4: Review and possible approval of a hazard tree removal permit; 540 Olympic Court, Kirkwood, CA; APN 026-290-003; Applicant: Flynn.

This item is a duplicate of item 2.

ITEM 5: Review and possible approval of a hazard tree removal permit; 895 Columbine Circle, Kirkwood, CA; APN 006-015-001; Applicant: Chanin.

Brendan Ferry introduced the item and after the discussion, Tri-TAC members agreed that the project was approvable as presented.

On a motion by Brendan Ferry and a second by Chuck Beatty, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 6: Review and possible approval of a hazard tree removal permit; 885 Columbine Circle, Kirkwood, CA; APN 006-015-002; Applicant: Caldwell.

Brendan Ferry introduced the item and after the discussion, Tri-TAC members agreed that the project was approvable as presented.

On a motion by Chuck Beatty and a second by Larry Shoemaker, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 7: Review and possible approval of a hazard tree removal permit; Timber Ridge Condominiums, Kirkwood, CA; Applicant: Hutchinson.

Brendan Ferry introduced the item and after the discussion, Tri-TAC members agreed that the project was approvable as presented.

On a motion by Larry Shoemaker and a second by Chuck Beatty, the Committee recommended approval of the project.

Roll call vote: Brendan Ferry: Aye; Larry Shoemaker: Aye; Chuck Beatty: Aye.

ITEM 8: Information and discussion on Kirkwood becoming a Firewise Community.

Brendan Ferry introduced the item and Beth McAllister and Sandy Goldberg presented a detailed PowerPoint presentation. Beth and Sandy requested that Tri-TAC review the current Tree Ordinance to resolve any existing or perceived conflicts with defensible space. They also requested that Tri-TAC provide clear written guidance on whether Public Resources Code 4291 overrides the Kirkwood Tree Ordinance and whether tree removal permits are required to comply with defensible space requirements. Finally, they requested Tri-TAC's review and approval of a simplified tree removal flow chart for HOAs to use.

Beth and Sandy plan to submit an application to Firewise USA in early 2022 and hope to receive approval by spring of 2022. They then hope to initiate the education process and to begin the first defensible space improvements in summer 2022 and then apply for grants in August of 2022.

Candace Stowell of Alpine County suggested that Tri-TAC review the Tree Ordinance at the December meeting. Chuck Beatty agreed that a further discussion was warranted to ensure the process is clear for the community. Brendan mentioned that Tri-TAC desires to be a partner with the community on the initiative.

Peter chimed in from the public and wanted to ensure that we would consider vacant lots and not just lots with structures. And Rick Ansel chimed in and said that he agreed that the Tree Ordinance needed to be reviewed.

After the discussion, Tri-TAC members agreed to agendaize the item for December.

G. Adjournment: The meeting was adjourned at 10:52. The next regularly scheduled meeting is December 10, 2021, at 10:00 am.

Foothill Resource Management

Steve Q. Cannon, RPF #2316
P.O. Box 818, Pine Grove, CA 95665
quayle@volcano.net

<http://www.foothillresource.com>

RECEIVED

(209)419-1569

NOV 18 2021

AMADOR COUNTY
PLANNING DEPARTMENT

13 November 2021

Mr. Chuck Beatty, Director of Planning
County of Amador
810 Court Street
Jackson, CA 95642

Dear Mr. Beatty,

On November 11 of this year, I visited the property of Mr. Jeff Grgas's family at 33991 Danburg Rd. in Kirkwood. Their APN is 026-163-001 and the property is located in the KMA subdivision.

The purpose of this letter to you is to comply with the Kirkwood Specific Plan to advise your office of my professional opinion regarding the situation on the Grgas property.

There are two trees near the front corner of the Grgas residence, within 15 feet of the cabin that are dead and should be removed. I marked these two trees with yellow paint as #1 and #2. #1 tree is a 10" diameter Red fir and #2 is a 14" Red fir. They both constitute a danger to the residence. There are two other trees that I marked as #s 3 & 4. These trees are still alive, but their foliage is tinted red, indicating that they are likely to die soon. The landowners could wait to see if the trees continue their decline in vigor or they could preemptively remove them at the same time as trees #1 and #2. Tree# 3 is a 22" diameter Red fir and tree #4 is a 24" diameter Red fir. They are located within 20 feet of the cabin and Tree #4 has a distinct lean toward the adjacent structure (Lot 47, Konner/Noble).

If you have any questions, please feel free to call me.

Sincerely,



Steve Q. Cannon, RPF #2316

Attachment

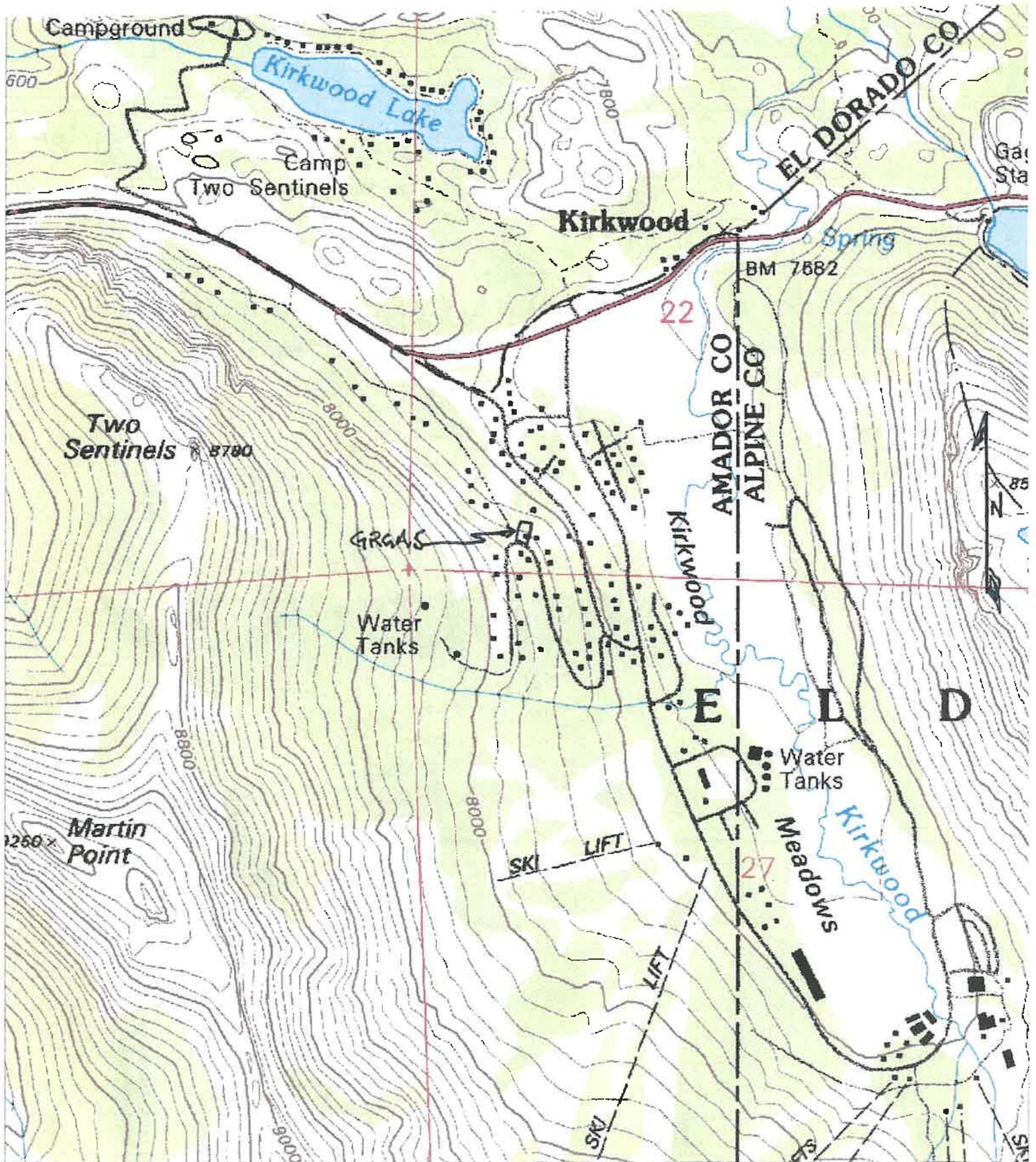
Cc: J.Grgas

Grgas Hazard Tree Removal Project

Township 10 North, Range 17 East, Section 22, MDB&M

Caples Lake 7.5' Quadrangle

Amador County



Grgas Hazard Tree Removal Project
 Township 10 North, Range 17 East, Section 22, MDB&M
 Caples Lake 7.5' Quadrangle
 Amador County

K 03, Sub. Pg. 30 Kirkwood Measure Unit No. 1
 K 46, Pg. 18 (01/15/02)



POR. SEC'S 22 & 27, T.10N., R.17E., M.D.B. & M.

26-16
 FROM: 26-01

 Location of Grgas property

Locations of Hazard Trees 

NOTE—Assessor's Block Numbers Shown in Ellipses.
 Assessor's Parcel Numbers Shown in Circles.

Assessor's Map Bk. 26, Pg. 16
 County of Amador, Calif.

1"=100'
 03/08/2009

August 12, 2019

Jon Wehan
Pyramid Peak Properties
Kirkwood, CA. 95646

RE: Report of Findings: 2019 East Meadows Hazard Tree Assessment

Dear Mr. Wehan,

On August 1, 2019, I conducted a site inspection of potential hazard trees within the East Meadows residential subdivision at Kirkwood. The hazard tree assessment was limited to trees that were dead, dying, or had other significant physical condition(s) that posed an imminent risk to human health and safety. The vetted criteria of the International Society of Arboriculture were used to assess trees within the subdivision. Each tree was inventoried using Urban Forest Metrix software, and formally documented through georeferenced photograph and GPS location. This hazard tree assessment system utilizes information regarding site condition, tree defect(s), and target(s) to make hazard determinations. Trees assessed at each location are itemized in the following table, and a map referencing each site location has been attached. Each tree assessed and suggested for removal has been identified with a blue dot at the tree base, near ground level.

Tree#	Species	DBH	Status/Condition	Mitigation
1	Lodgepole Pine	28	Significant bole deformity at base, tall enough to strike home and East Meadows Drive.	Removal.
4	Lodgepole Pine	20	Lean and limb heavy towards residence	Removal.
6	Lodgepole Pine	28	Limb heavy to home; greater than 15 degrees from vertical at 25' height.	Removal.
7	Lodgepole Pine	11	3 prior bole breakages, codominant top	Removal.
8	Lodgepole Pine	16	Significant bole deformity, dead	Removal.
9	Red Fir	24	Unsound basal scar 5' length, codominant stem	Removal.
10	Red Fir	26	Unsound basal scar extending through base of tree; total tree failure possible	Removal.
11	Red Fir	26	Limb heavy to house	Removal.

12	Lodgepole Pine	20	Dead, tall enough to strike deck	Removal.
13	Lodgepole Pine	16	Pitch streaming, heavy irregular branching	Prune heavy branches.
14	Lodgepole Pine	22	Dead/Dying	Removal.
15	Lodgepole Pine	26	Dead	Removal.
16	Lodgepole Pine	26	Bole deformity present through cross section of bole due to prior breakage	Removal.
17	Red Fir	16	Dead/dying	Removal.
18	Lodgepole Pine	20	Excessive lean towards residence	Removal.
19	Red Fir	38	Dead/Dying	Removal.
20	Lodgepole Pine	22	Codominant tops (three split tops), prune off branch overhanging road	Prune branch overhanging road.
21	Red Fir	14	Dead/Dying	Removal.
22	Red Fir	30	3 dead trees at this location that could strike road.	Removal.
23	Red Fir	24	Significant lean over road, ant activity in unsound basal scar	Removal.
24	Red Fir	40	Dead/Dying	Removal.

All hazard trees suggested for removal are located in upland and improved settings, outside of the standard watercourse protection zones required by the California Forest Practice Rules 14 CCR,

Should any of the identified hazard trees be traded, bartered, or sold, an approved Cal Fire harvest document will have to precede any such activity. However, if such commercialization of the hazard trees does not occur, and the land therein not converted from timberland, a Cal Fire harvest document is not necessary for their removal.

Should you have any questions regarding the information contained in this assessment, please contact me at (530) 927-7095.

Respectfully,

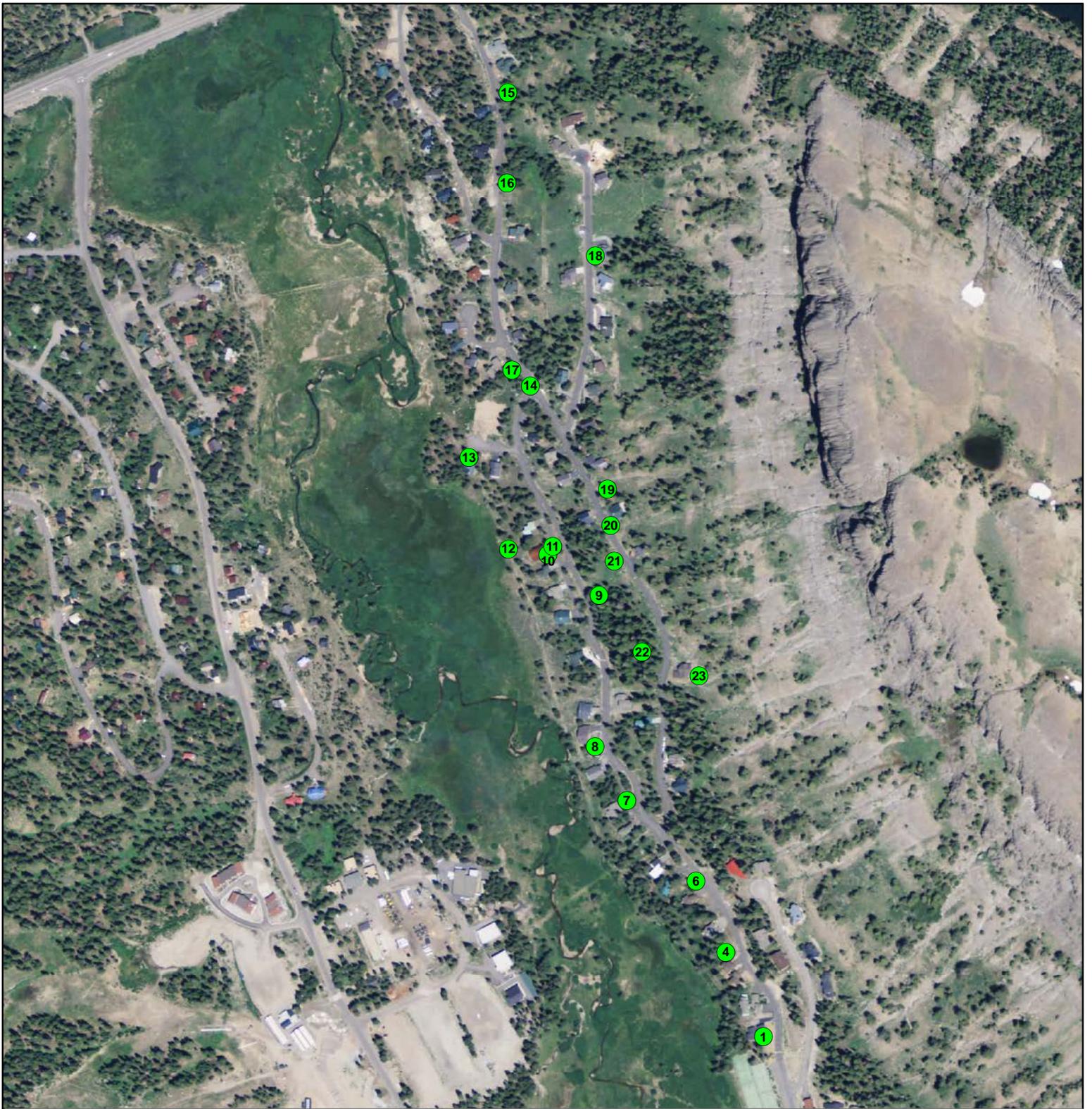


Danielle E. Bradfield
RPF #2808
North Valley Resource Management



P.O. BOX 1411
QUINCY, CA. 95971

(530)927-7095 cell
dbanchio@gmail.com



**East Meadows Hazard Tree Assessment
Assessment Map 1 of 1**

● East Meadows Hazard Tree

0 350 700 1,400
Feet

1:7,000
1 inch = 583 feet



North Valley Resource Management
P.O. Box 1411
Quincy, CA. 95971
(530) 927-7095

2003 KIRKWOOD SPECIFIC PLAN

APPENDIX 2

TREE ORDINANCE

This ordinance has been established to provide procedures for tree removal and trimming for all trees within the Plan boundary. Trees on national forest lands are excluded from these guidelines; however, they are subject to USFS guidelines. These guidelines recognize the need to establish a permitting process and standards for the removal/trimming of trees at Kirkwood. It is not the intent of this ordinance to hinder development, but instead to promote harmony between land improvements and their surroundings.

This Ordinance in no way relieves the property owner and/or Licensed Timber Operator from adhering to the requirements of the California Department of Forestry and Fire Protection (CDF) for tree harvesting activities on private lands within the State of California.

A. DEFINITIONS

1. **Approving Body:** The approving body shall be the Tri-County Technical Advisory Committee.
2. **DBH:** Diameter at breast height; diameter of tree measured at four and one-half feet (4 ½ ‘) above the ground on the high side of a tree.

B. PERMIT PROCEDURE

1. No person, firm, corporation, public agency or utility provider shall destroy, remove, cut down, kill, damage, trim, top or prune any tree on any private property without a tree permit and authorization by the approving body.
2. The following are exempted from the above:
 - A) Trees that have been identified for removal as part of a conditional use permit, special use permit, building permit or other land use/development permits.
 - B) Trees that have been identified by a licensed arborist or forester as dead, dying or diseased. Trees that are in a hazardous condition presenting an immediate danger to health or property; trees cut in emergencies involving the lives of people and the public safety. In the event that a tree is removed without prior approval or verification from the licensed arborist or forester, a permit shall be applied for after the fact.

C) Trees that have been permitted by the California Department of Forestry and Fire Protection, either through exemption, conversion or an approved Timber Harvest Plan.

3. Any entity desiring to cut down, remove or trim/prune one or more trees shall apply for a tree permit through the approving body. The application shall be submitted by the lot owner and shall include the following:

A) Name, address and phone number of applicant and owner of record of the land on which the activity is to occur.

B) Written consent of the owner of record of the land, if other than the applicant.

C) The location of the land on which the removal/trimming is to occur.

D) Method of removal of the material and identification of measures to protect residual trees, vegetation and soils within the site

E) A plot plan drawn to scale showing accurate location, number, species, size (DBH) and approximate age of the trees to be removed/trimmed. The plan should also show the general location, characteristics and densities of the trees to be left on the site and any improvements on the property, and, all areas that are part of the active work area, including access routes, staging areas, log decks, and skidding or dragging routes.

F) A brief statement of the reasons for the activity.

G) An application fee of \$50.

H) Any additional information that may be requested by the approving body.

4. Notification of the proposed tree removal shall be provided to owners of all property within 300 feet of the parcel from which the tree(s) is proposed to be removed. Notice shall be in accordance with the standard notification procedure of the jurisdiction in which the action is proposed.

5. Prior to the issuance of a tree permit, the approving body shall ascertain whether the tree can be removed. The determination of the approving body in granting or denying a permit shall be based upon, but not limited to, the following:

A) Whether or not the preservation of the tree would unreasonably compromise the owner's development of the land.

- B) The condition of the tree with respect to disease, general health, danger of falling, etc.
 - C) The approximate age of the tree compared to its life span;
 - D) The number of existing trees in the area and the effect of the removal upon public health, safety, visual beauty and general welfare of the area;
 - E) The effect of the removal on soil erosion and stability, particularly near streams or steep slopes.
 - F) The potential for the tree to be a public nuisance or interfere with utility service;
 - G) Present and future visual screening potential;
 - H) Any other information the approving body finds pertinent to the decision including, if necessary, information obtained at a previous Tri-TAC meeting.
6. If a permit is denied, written notification shall be provided to the applicant including the reasons for denial.
7. A permit that is granted is valid for a period of 90 days unless otherwise specified. An extension of the permit time may be granted upon written request prior to the permit's expiration.
8. The approving body shall have discretion to require that a cash bond of up to \$500 be provided to the applicable county. The purpose of the bond is to insure compliance with the requirements of the approved permit. The decision of the TC-TAC in on whether or not to require a bond shall be based on the scope of the activities authorized under the permit and the potential for adverse environmental impacts if the terms of the permit are not followed.
9. The approving body may revoke the permit whenever there has been a false statement or misrepresentation in the application upon which the permit was based.

C. TREE REMOVAL PROVISIONS

1. It shall be the responsibility of the person removing or trimming any tree to maintain a copy of the approved tree permit, building permit, or other permit of which the tree removal is a part, at the tree removal site.
2. Existing healthy trees, soils and native vegetation on the site shall be preserved

and protected by adequate means during any construction or felling of adjacent trees.

3. Damage to residual trees and vegetation shall be avoided. Damaged trees shall be repaired in accordance with Item #2 under the Penalties section of this Ordinance.

4. No tree shall be intentionally felled into a perennial or seasonal stream.

5. Any stump left in the ground shall be treated with approved chemicals or methods to prevent the spread of forest tree diseases. In addition, all stumps left in the ground shall be left at a height not more than 12 inches on the high side (uphill) of the stump.

6. Slash, debris and non-merchantable timber generated by the removal shall be disposed of in a manner approved by the approving body. Where material will be transported off site for disposal, documentation of disposal may be required.

7. All tree removal sites shall be winterized before the end of the construction season to prevent erosion and loss of soil from the site.

8. Activities permitted under this ordinance shall comply with all other applicable ordinances and regulations with particular attention to grading, soil erosion and sediment control requirements.

D. DAMAGED OR HAZARDOUS TREES

1. The approving body may determine, on the advice of a competent authority, that a tree is diseased, insect infested or hazardous to the public, and may declare the tree to constitute a public nuisance. Upon making such a determination, the approving body shall, by written notice, notify the owner of the land on which the tree or trees are located of the condition and his duty to remove it within a specified period. If the owner refuses or fails to do so, the approving body shall take the necessary steps to remove the nuisance and charge the owner the cost, which shall be a lien on the property.

2. All diseased and bug-infested trees shall be treated prior to removal by approved methods to prevent the spread of such disease or infestation.

3. For each damaged or hazardous tree removed, it may be required that five seedlings of the same or similar species be planted on the property. These seedlings shall be planted in locations specified by the licensed arborist or forester who determined the trees to be damaged or hazardous. The arborist or forester shall be particularly aware of the visual impact the removed trees will have on the

property and surrounding properties, and shall locate the seedlings accordingly. A minimum of sixty percent of the required seedlings shall be successfully established and thriving following two growing seasons after planting.

E. APPEAL PROCEDURES

To appeal conditions or denial of a permit, the lot owner may appeal to the Planning Commission of the appropriate county (Alpine, Amador, or El Dorado). The county shall levy appropriate fees.

F. PENALTIES

1. Any party that is in violation of the provisions of this ordinance shall be subject to conditions of restoration of the site or monetary penalties as follows:

A) For each tree removed without authorization, the replacement of the tree shall be based on a replacement value of \$30.00/inch at DBH for each illegally removed tree. The replacement shall consist of trees of the same or similar species. The approving body will determine the actual replacement size.

B) If a project site is not capable of supporting all the replacement trees, the violator shall pay the sum equivalent to \$30.00/inch at DBH for each illegally removed tree. All funds collected for violations shall be put into a Kirkwood Reforestation Fund. The Tri-County Technical Advisory Committee shall approve distribution of the funds.

2. Any damage to surrounding trees during the removal process shall be repaired with tree sealer and any necessary tree surgery.

Note: This Ordinance does not address the requirements for Timber Harvest Plans. THP's are required to comply with the Forest Practices Act (FPA) and California Board of Forestry rules. In most instances, THP's are required to be prepared by a Registered Professional Forester.