

HOMESTEAD VALLEY COMMUNITY COUNCIL

“One voice for the people of Homestead Valley”

Agenda for the August 17, 2009 Homestead Valley Community Council Meeting at the Johnson Valley Community Center, 3:00 P.M.

Flag Salute

Roll Call / Delegate List

Approve Agenda

Approve Minutes of Previous Meeting

Treasurer's Report:

1. Community Comments

2. Committee Reports:

Audit

Bylaws / Standing rules

Sphere of Influence

Public Outreach

Fund Raising / Events

Community Services / Improvements

3. Hauled water ordinance

4. Industrial scale solar and wind ROW's (rights of way) and the “Mother Road Monument” proposal.

5. President's Report

6. Items for Next Agenda – meeting Monday September 21 in Flamingo Heights

HVCC DELEGATES

Maryan BARKLEY . . .FHCA364-2737 . . .maryanmeetoo@thegrid.net
Phyllis BURNSFHCA364-4391 . . .pburns979@verizon.net
Cliff CARLSONYMIA228-0031 . . .mrcjc1999@yahoo.com
Jim HANLEYJVIA364-4829 . . .jhaflame@aol.com
Jim HARVEYJVIA401-1015 . . .johnsonvalley@gmail.com
Elizabeth KARMAN . . .FHCA219-7924 . . .elizabeth.karman@gmail.com
Judy KEMPLanders364-3842 . . .judykemp1846@juno.com
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Carl SCHMITTYMIA (alternate) .222-3184 . . .carlandy@peoplepc.com
Ken STERMETZLANDERS364-2754 . . .patriciajcarey.1@netzero.com
Joyce WHEELERJVIA364-3392 . . .shipitshop@peoplepc.com
Linda WILLGUESLanders364-9203 . . .

Alan RASMUSSEN228-5400arasmussen@sbccounty.gov

**HOMESTEAD VALLEY COMMUNITY COUNCIL
MINUTES OF MEETING JULY 20, 2009**

PRESENT: Maryan Barkley, Phyllis Burns, Jim Hanley, Jim Harvey, Elizabeth Karman, Earlene McCloskey, Mike McGrath, Betty Munson, Barbara Renton, Nancy Sammons, Carl Schmitt, Linda Willgues, and Alan Rasmussen. Guests: Terry & John Burkhart, Jim Clabaugh, Cindy Joyce, Rebecca Unger, Marina West, Joyce Wheeler

Meeting called to order at 3:10 pm at Yucca Mesa. Flag Salute.

MINUTES OF LAST MEETING approved as corrected.

TREASURERS REPORT Beginning balance \$6,090.03 (all now in in checking.)

Expenses.....\$150.07.

Ending Balance. . \$5,939.96. Report approved.

Signatories now on checking account: Jim Harvey, Earlene McCloskey, Betty Munson

AGENDA ITEMS

1. No comments from communities.

2. COMMITTEE REPORTS:

AUDIT: Report will be due in September.

BY-LAWS: Material moved from By-Laws into Standing Rules. Delegates to review for approval.

SPHERE OF INFLUENCE: Elizabeth Karman said the committee had finished the Resolution opposing the expansion of the Sphere of Influence of the Town of Yucca Valley to include Yucca Mesa. The Resolution was approved with an addition to say it was an unanimous decision of this Council.

-The SOI committee has also almost finished the letter to LAFCO commenting on the Municipal Service Review of the Town of Yucca Valley. It will be e-mailed to the delegates for approval ASAP.

-The LAFCO hearing on these matters is tentatively announced for September 16. Chartering a bus in addition to carpooling was discussed. The board voted to approve a \$500 donation toward the cost, with Elizabeth Karman abstaining.

PUBLIC OUTREACH: A notice of our election of officers appeared in the Hi-Desert Star. There was a radio announcement of this meeting.

-The HVCC Newsletter appeared in the Flamingo Heights and Johnson Valley newsletters, as well as on the website. Discussion with Linda Willgues about including it in the Landers newsletter, also having Linda added to the Outreach Committee to report on Landers events. Jim Harvey requested that Landers and Yucca Mesa supply him photos and descriptive copy of their communities for the website.

-The HVCC brochure was discussed. Mike Mc Grath will send Betty Munson an e-mail with the copy.

FUNDRAISING/EVENTS: Earlene McCloskey presented a list of 6 ideas, with the thought that different people should run each function we decide to hold.

- a 1.00 contribution from each delegate at each meeting
- another Wine and Cheese Party in the fall of 2010
- a Poker Run in the Spring of 2010
- a plant sale at the YMIA Country Fair this September 19 with plants donated by delegates (approved)
- a breakfast if it does not conflict with Landers or Johnson Valley

- a Christmas hors d'oeuvres and drinks party with White Elephant exchange (Alan Rasmussen wanted the date ASAP; it might be possible for Neil Derry to sing at the event).

-A suggestion was made that each association donate \$10 a month or \$100 a year to the Council for operating funds. Delegates will get a vote from their organizations on this.

COMMUNITY SERVICES/IMPROVEMENTS: Betty Munson reported that she is assembling files of the materials she has collected about the Historic/Scenic designation for Hwy 247 for the committee. She will also send notes on history to the website.

-Alan Rasmussen placed a call to the person in charge of the Scenic Highway program in Region 8. The highway is already listed as eligible for Scenic Highway status.

3. The HVCC delegates are invited to have a Dutch Treat lunch with Supervisor Neil Derry and Field Representative Alan Rasmussen on Wednesday, July 29, at 11:30 a.m. at the Roadhouse in Yucca Valley. Betty will get RSVP's as soon as possible.
4. Several logo designs were discussed. They will be e-mailed to the delegates to vote on.
5. Alan Rasmussen reported on the ordinance that supposedly bans building permits to be issued when the homeowner relies on hauled water. It seems to be a interpretation that was applied after the fires in Big Bear several years ago. He will continue researching this.
6. The Council approved a letter to the San Bernardino County Board of Supervisors urging they support Supervisor Neil Derry's proposed Ethics Commission and Sunshine ordinance. Alan commented that this was an issue on which Derry campaigned, and they were eager to have it approved.

Relative to this, Jim Harvey proposed that HVCC sponsor a CalAware Brown Act forum covering 10 points for open government, inviting the public and any governmental official to attend. It would tie in with our support of the Ethics Commission proposal, help publicize HVCC, and be a real service to the community. The cost for the one-day presentation is \$500 plus the speaker's expenses. CalAware will waive the fee if 20 new members sign up at the meeting. The Council approved pursuing this idea.

7. Presidents Report: Jim Harvey stated most of his comments had been made during the previous discussions, and added that he had purchased mailing labels and blank business card forms; a master can be printed to allow each delegate to print their own info, or he can also print it for them.
8. Communications: Jim requested delegates send agenda items and any materials for the agenda packet in a timely manner. They can be posted on the website on the Friday before the Monday meeting. The goal is to save time by having everyone familiar with each item before the meeting.
-All agendas and minutes will be on the website: they can also be e-mailed to any non-delegate requesting them. There is no postal mailing list.
9. Items for the next agenda: follow-up on water hauling ordinance first.

Cindy Joyce thanked the Council for their support of the Homestead Valley Park July 3rd Event. She described the activities of the Sportsman's Club in Joshua Tree and asked our support of their 35th Gem & Mineral Show, a 5-day event starting September 30. Each association may have a space if they wish.

Meeting adjourned at 5:10 pm

-Betty Munson, secretary

[Next meeting at Johnson Valley, Monday, August 17, at 3 pm.]

**HOMESTEAD VALLEY COMMUNITY COUNCIL
TREASURERS REPORT**

JULY 31, 2009

BEGINNING BALANCE.....	\$5,939.96	
INCOME	0.00	
TOTAL I NCOME.....	0.	
00		EXPENSES
OFFICE.....	31.80	TOTAL
EXPENSES.....	31.80	TOTAL
BALANCE	BANK.....	\$5,908.16

RESPECTFULLY SUBMITTED

HVCC COMMITTEES

AD HOC COMMITTEES

SPHERE OF INFLUENCE: Chairperson Elizabeth Karman
Betty Munson
Rick Sayers

NOMINATING: called in April for May nominations and June elections

AUDITING: Mike McGrath, Jim Hanley

BY-LAWS AND STANDING RULES: Maryan Barkley, Phyllis Burns

STANDING COMMITTEES

PUBLIC OUTREACH: Chairperson Betty Munson
Maryan Barkley
Mike McGrath
Linda Willgues

FUNDRAISING / EVENTS: Chairperson Earlene McCloskey
Phyllis Burns
Nancy Sammons

COMMUNITY SERVICES / IMPROVEMENTS: Chairperson Rick Sayers
Jim Hanley
Betty Munson

BY-LAWS

HOMESTEAD VALLEY COMMUNITY COUNCIL

ARTICLE I

NAME

The Organization heretofore known as the Tri-Community Council Inc. shall from this time be known as the Homestead Valley Community Council, Inc., and will hereinafter be referred to as the Council.

ARTICLE II

PURPOSE

Sec. 1 The purpose of the Council is to support and promote projects of benefit to the collective interests, safety and security of all residents in the areas that are represented by its member organizations.

Sec. 2 The Council will function as the Homestead Valley communities' representative to the office of the County Supervisor and to any other County, State or Federal administrative body on matters affecting and benefiting the well-being of the communities

Sec. 3 This is a non-profit organization and does not contemplate pecuniary gain or profit to its members.

ARTICLE III

MEMBERSHIP

Sec. 1 Member organizations to this Council will be the Flamingo Heights Community Association, the Johnson Valley Improvement Association, the Landers Association and the Yucca Mesa Improvement Association.

Sec. 2 Members of this Council will consist of a group of delegates from each organization.

ARTICLE IV

OFFICERS

Sec. 1 The executive officers of the Council shall include a President, Vice-President, Secretary, and Treasurer.

Sec. 2 Officers shall serve a term of one year or until their successors are elected and take office.

ARTICLE V

FISCAL YEAR

The Fiscal Year of the Council shall be from July 1 to June 30 of the following year.

ARTICLE VI

ELECTIONS AND TERMS OF OFFICE

Sec. 1 Officers of the Council will be elected for a term of one (1) year, with re-election possible for an indefinite number of times.

Sec. 2 The slate of Officer candidates will be presented by the Nominating Committee at the Council's May meeting.

Sec. 3 Any person on the Nominating Committee may be eligible to be considered for office.

Sec. 4 Officers of the Council will be elected by a majority vote of the Delegates in attendance at the Council's June meeting, at which time nominations will be accepted from the floor. Upon a vote by the Council, installation of newly elected officers will be immediate.

ARTICLE VII

MEETINGS

Sec. 1 Regular Council meetings will be held each month on a day and time determined by the Council.

Sec. 2 All meetings of the Council will be publicized and open to the public.

Sec. 3 Special meetings of the Council may be called by the President, by two (2) officers, or at the request of a majority of the delegates to the Council.

Sec. 4 The chain of command within the Council will be:

- A. The Vice-President will preside in the absence of the President
- B. The Treasurer will preside in the absence of the President and the Vice-President.

The Secretary will appoint a President Pro-Tem in order for a meeting to proceed when the President, Vice President and Treasurer are absent and when a quorum is present.

ARTICLE VIII

AMENDMENTS TO THE BY-LAWS

Sec. 1 These By-Laws may be altered or amended by a majority vote of the Delegates in attendance at any regular or special meeting.

Sec. 2 Any member may present the proposed addition or change in written form to the Delegates at any regular meeting of the Council

Sec. 3 The written change will be read to the Council by the Secretary at the next regular meeting, at which time the vote will be taken to either accept or reject the addition or change.

ARTICLE IX

PARLIAMENTARY AUTHORITY

Any business not covered by these By-laws will be conducted in accordance with Roberts Rules of Order.

STANDING RULES

HOMESTEAD VALLEY COMMUNITY COUNCIL

DUTIES OF OFFICERS

A. President.

1. Serve as administrative officer of the Council, and preside at all meetings.
2. Prepare meeting agendas.
3. Serve on all committees except the nominating committee.
4. Appoint all committee chairpersons.
5. Function as the Council representative to any and all other organizations that need to coordinate with the Council.
6. Arrange for the Vice-President to preside in the event of President's absence.
7. Be one of the signatories on the bank accounts.

B. Vice-President.

1. Conduct meetings of the Council in the absence of the President.
2. Collect delegates' attendance records

C. Secretary.

1. Keep an accurate record of proceedings of all meetings.
2. Take care of all correspondence at the direction of the President.
3. Be one of the signatories on the bank accounts.

D. Treasurer.

1. Be the chief financial officer of the Council and keep accurate records of all the Council's financial affairs.
2. Collect, record and deposit all monies received.
3. Ensure checks are signed by two authorized signatories.
4. Prepare any required government forms/filings and issue payment as necessary.
5. Keep records of all receipts and expenses.
6. Deliver all records to audit committee at end of fiscal year.
7. Arrange for a substitute Treasurer in the event of his/her absence.

FINANCIAL INSTITUTIONS

1. Checking and CD accounts shall be maintained at a U.S. Bank
2. Two signatures shall be required on all checks
3. Any check payable to an officer of the Council may not be signed by that person.

DELEGATE MEMBERSHIP

1. Each Organization shall select up to four (4) of its paid-up, active, interested members in good standing to be their Delegates to the Council. Two (2) additional Delegates may also be appointed to serve as Stand-by Alternates.

2. Each Delegate may serve on the Council indefinitely or until such time as said Delegate tenders his/her letter of resignation.

DELEGATE ATTENDANCE

1. To remain a Delegate in good standing, each must personally attend no fewer than seven (7) of the Council's regular monthly meetings in any twelve month period.

2. Delegate's status of good standing will be subject to Council review upon said Delegate's accumulation of three (3) consecutive unexcused absences.

3. Any action to dismiss must be by a quorum of the Council, or by the member organization.

5. Delegate replacement will be by action of member organization.

QUORUM

1. All member organizations are entitled to four (4) votes, one per appointed delegate.
2. Alternate delegates permitted to vote only in absence of regular delegate.
3. A quorum is the majority of delegates. A majority will be any number greater than one half the number of Delegates as established by the most current delegate's list.
4. Quorum of Delegates will be required to approve a motion.
5. The President will abstain from voting unless a tie-breaking vote is required
6. "Unanimous" will be all the delegates present.

SCOPE OF COUNCIL INTERESTS

1. The Council and its Delegates will function in a manner that is subservient to and respectful of the autonomy of its member Organizations.
2. Any Council-initiated project affecting the interests of its member organizations must meet with the approval of the organizations. Approval or disapproval will be obtained from the Council's member organizations by their Delegates to the Council.

CODE OF CONDUCT

1. Each delegate shall be free to question and discuss any item on the agenda during the Council meetings.
2. The dignity, values, and opinions of every delegate shall be respected. Delegates shall at all times conduct themselves with courtesy to each other, and to members of the public.
3. Delegates shall conduct themselves professionally and respectfully when acting as a Council representative handling external Council affairs.

COMMITTEES

1. Committee appointments shall begin after elections in June.
2. STANDING COMMITTEES:
 - A. Public Outreach – duties include promotional material and distribution, regular newsletter, website, press communications, and all public relations.
 - B. Fund Raising and Events – duties include developing events for the purpose of raising funds to offset expenses, and to initiate new public activities for the communities.
 - C. Community Services and Improvements – duties include emergency preparedness, roads and highway issues, parks, and programs established to assist residents.
3. AD HOC COMMITTEES
 - A. Nominating - Two or more members appointed by the Council in April, to present slate in May, to be voted on in June
 - B. Audit - At the end of the fiscal year, June 30th, committee will insure that each monthly statement is in file, that every check is signed by two of the designated signatories, and are in proper



HOMESTEAD VALLEY COMMUNITY COUNCIL

One Voice for the People of Homestead Valley

Next Meetings:
Mon Sep 19 in Flamingo Hts.
Mon Oct 23 in Landers

The Homestead Valley Community Council is a union of four historic homestead communities: Yucca Mesa, Flamingo Heights, Landers, and Johnson Valley.

It acts as our voice to the county on issues that affect us all.

HVCC meets on the 3rd Monday of every month. The meeting place rotates among the four community centers.

If you have any question or problem that should be brought before the county, you are welcome to come to a meeting and tell about it.

Or you can contact an HVCC delegate from your community and have them bring your issue up before the council.

HVCC Opposes Yucca Valley Sphere of Influence Expansion into Yucca Mesa

HVCC weighed in against the expansion of the Sphere of Influence of the Town of Yucca Valley into Yucca Mesa with 3 Actions:

- A strongly-worded Resolution detailing the many drawbacks; see [Resolution Opposing Sphere of Influence](#)
- A letter to LAFCO critical of points in the Yucca Valley Municipal Service Review; see [Comments to Yucca Valley MSR](#)
- A pledge of \$500 toward a charter bus to take residents to the LAFCO hearing on this SOI issue, not scheduled as yet.

At this point the Town has put off discussion of withdrawing the SOI application until early September.

Delegates Invited to Lunch Meeting with Supervisor Neil Derry



Photos by Rebecca Unger

At the July 29 meeting, the discussions covered Supervisor Derry's proposed Ethics Commission, and issues on which HVCC has requested county action.

Supervisor Derry was asked about progress on the designation of Hwy. 247 as a Scenic Highway. Time is running out as the BLM reviews requests for permits for Solar Rights-of-Way. These potentially could fill most of our public lands along the highway with solar panels, and turn the road into a transmission corridor.

Supervisor Derry reported on the obstacles to putting AB811 low-cost energy improvement loans in place for unincorporated communities; so solar could go on rooftops instead of destroying the desert. HVCC continues to urge action on AB811.

www.hvccsite.org

HOMESTEAD VALLEY COMMUNITY COUNCIL

One Voice for the People of Homestead Valley



Name Goes Here
760-364-0000

Delegate from Flamingo Heights



CURRENT HVCC PROJECTS

The Homestead Valley Community Council is a union of four historic homestead communities:

- Yucca Mesa
- Landers
- Flamingo Heights
- Johnson Valley

It acts as our voice to county, state and federal agencies on issues that affect us all.

HVCC meets on the 3rd Monday of every month.

The meeting place rotates among the four community centers.

Everyone is invited to attend and observe Council meetings. There is time allotted to hear comments from the communities.

Check with one of your delegates to be sure your issue is one the Council can address effectively...has your own community association been unable to resolve it? Will any action taken be in the best interests of all the member communities?

The designation of Highway 247 as a Scenic Highway

- The Designation of Old Woman Springs Road as a Historic Road

- Opposition to the Expansion of the Sphere of Influence of the Town of Yucca Valley into Yucca Mesa

- Support for County AB811

- Low-Cost Energy Efficiency Loans at No Taxpayer Expense

- Opposition to the Big Energy Companies Building Solar Fields, Wind Turbines and Transmission Towers on Desert Lands

- Opposition to the Proposed Expansion of the USMC Air-Ground Combat Center at Twentynine Palms into the Johnson Valley Open Riding Area

- Resolving County Permit Problems in our Rural Communities

Flamingo Heights

Community Association
www.flamingohs.com

55977 Perris St. behind Hero Catering
Maryan Barkley 760-364-2737
General Meeting: 3rd Tuesday of each month after Potluck or Dinner at 6 pm
Board Meeting: 2nd Tuesday of each month, 6 pm

Johnson Valley

Improvement Association
50567A Quailbush Rd. at Larrea Rd.
Betty Munson 760-364-2646

General Meeting: 1st Saturday of each month after Potluck or Dinner at 6 pm
Board Meeting: 1st Saturday of each month, 11 am

Landers Association

58380 Reche Rd.
Ken Sternmetz 760-364-2676
General Meeting: 2nd Saturday of each month after Potluck at 5 pm

Yucca Mesa

Improvement Association
www.yuccamesa.org

3133 Balsa Ave.
Nancy Sammons 760-365-8507
Meeting: 4th Friday of each month after Potluck at 6 pm
(no meetings July & August)

4

settlements strung like beads along a dirt trail first traveled by the native populations, then surveyors, then cowboys...

Settlements that started after World War II when enterprising folks from all over the country decided to take advantage of the Small Homestead Act, and have a piece of land of their own. Five acres of desert seemed

very good to these last pioneers of California. Heat and howling winds may have discouraged a few, but most loved the endless vistas of sky and hills and mountains. The stories of these intrepid homesteaders, their isolated cabins, their adjustments to the wild land and its wildlife, are preserved today in old newspapers, journals and tall and short tales.

Wild as the life was, they still determined that a few 20th century amenities were necessary.

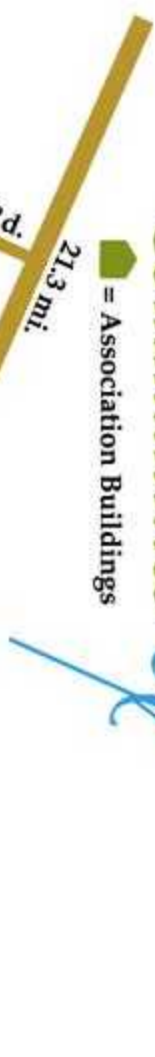
These four communities grew, and raised the funds, broke the grounds and established their community centers. They worked with the county to install road signs; they brought in water, electric, telephone and postal service.

Today they work together under the banner of the HVCC to insure that county and state officials are aware of their rural needs in the sprawling clamor of 21st century California.

One Voice for the People of Homestead Valley

The Homestead Valley Communities

 = Association Buildings



Homestead Valley Community Council

www.hvccsite.org

Meeting: 3rd Monday of each month, 3:00 pm

Rotating location among the four community centers

HOMESTEAD VALLEY COMMUNITY COUNCIL

One Voice for the People of Homestead Valley



4

high desert settlements on a historic trail...

Top 10 Workshops

These workshops are the designed for open government law beginners. They offer brief, but informative, introductions to what you need to know about the Brown Act, California Public Records Act, Free Speech Laws, and even an explanation of Proposition 59. This series is particularly good for citizens interested in becoming more involved in civic affairs, newly elected public officials, and journalists who need a refresher course. The topics for these Top 10 workshops are:

- *Top 10 Points to Remember about Access to Local Government Meetings under the Ralph M. Brown Act*
- *Top 10 Points to Remember about Making a California Public Records Act Request; Top 10 Points to Remember about Exemptions from the California Public Records Act*
- *Top 10 Points to Remember about Censorship and Speech Regulation under the First Amendment; Top 10 Points to Remember about Proposition 59 (California Constitution Article I, Section 3, subdivision b)*

These workshops are all 90 minutes each, and we require a minimum of two be scheduled at a time. We charge a fully refundable \$250 for a three hour presentation (add a third workshop for only \$75 more), plus travel expenses. To receive a full refund, a minimum of ten individuals must sign up for CalAware membership on the day of the workshop.

If your group would like to sign-up for one of these workshops, please fill out the form below and return it to us no later than three weeks prior to the dates requested.

first

last

title

organization/company

city/county

phone

ext.

first date choice

second date choice

third date choice

Advanced Workshops

These workshops are the advanced versions of our “Top 10” workshop series. They offer twice the time for detailed explanations, examples and Q&A. This includes more thorough discussion of A.G. opinions and leading case law. For public agencies, the presentation highlights preventive action to avoid liability, and for public groups, the presenter addresses those specific points the public should watch for. The topics for these advanced workshops are:

- The Ralph M. Brown Act
- The Bagley-Keene Act
- The California Public Records Act
- Constitutional Speech Protections

These workshops are scheduled in half-day segments—four hours each. We charge a fully refundable \$250 for each half-day, plus travel expenses. To receive a full refund, a minimum of ten individuals must sign up for CalAware membership on the day of the workshop.

If your group would like to sign-up for one of these workshops, please fill out the form below and return it to us no later than three weeks prior to the dates requested.

first	last	title
organization/company		city/county
phone	ext.	
first date choice	second date choice	third date choice
Pay by:	<input type="checkbox"/> Check (make payable to Californians Aware)	
	<input type="checkbox"/> Credit Card # _____	
	Expires _____	
	Name on card _____	

- (i) **Certification tag or label required.** A permit from the Building and Safety Division for the installation of a manufactured home not within an approved and properly licensed mobile home park shall not be issued, if more than ten years have elapsed between the date of manufacture and the date of the application for the issuance of the permit to install such manufactured home. Also, the manufacturer shall permanently affixed a label or tag to the manufactured home certifying that the manufactured home complies with Federal construction and safety standards applicable to the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. Section 5401, et. Seq., Section 5415).
- (j) **Infrastructure requirements.** A building permit shall not be issued for the construction of single-family residential dwelling unless all of the following infrastructure requirements are satisfied for an existing lot of record:
- (1) Proof of legal and physical access.
 - (2) Infrastructure as determined by the Land Development Engineering Section of the Public Works Department depending on the location of the parcel to be developed. This may include, but not limited to, any of the following: paved access, curbs and gutters, sidewalk, streetlights, and/or appropriate drainage improvements.
 - (3) Water.
 - (A) Water purveyor. Required when in the service area of a water purveyor and the purveyor can supply the water.
 - (B) Substantiated well water. If the subject parcel is not within the service area of a water purveyor, well water may be allowed if all required setbacks are met.
 - (C) Hauled water. No hauled water will be allowed without approval from the Division of Environmental Health Services.
 - (4) Sanitation.
 - (A) Sewer. Required when in the service area of a sewer provider and the subject parcel is within 200 feet of the sewer line.
 - (B) Septic systems/holding tanks: Allowed in compliance with the local Regional Water Quality Control Board regulations.
 - (5) Fireflow. Adequate fireflow in compliance the Uniform Fire Code and with Section 23.018 (Amendments to the Uniform Fire Code) of the County Code.

Adopted Ordinance 4011 (2007); Amended Ordinance 4043 (2008)

INTEROFFICE MEMO

County of San Bernardino

DATE July 6, 2009**PHONE:** 909 387-4666**FROM** Michael Farrell, REHS
Supervisor, EHS**TO** Mike Cameron,
Supervisor, B&S

SUBJECT Use of Hauled Water as a Potable Water Source

Environmental Health Services' (EHS) approval for the use of hauled water as a residential potable water source is not required for a structure remodel or upgrade of the water system provided:

The residence is occupied, has a functioning plumbing system with a proper wastewater disposal system, and is currently served by hauled water.

The residence has recently been vacated, has a functioning plumbing system with a proper wastewater disposal system, and is currently served by hauled water.

Building and Safety may approve the remodel or system upgrade upon determining the residence meets the listed criteria.

The owner of any residence that does not meet the listed criteria must obtain EHS approval for the use of hauled water as a potable water source.

don't know that you can only clear up to an acre and it's very common to see a lot more acres cleared, then, we have the dust issue.

FIRE DEPARTMENT CONDITIONS:

A. Commercial vs. Residential Requirements:

When filing a use permit of any type, the Fire Department has a review fee to pay on top of the planning deposit and the health department fee.

Discussion:

When Mr. Squire attended the June LVEDA meeting and the topic was brought up, he admitted to being surprised that upwards of a \$2100 additional fee would have to be paid to the Fire Department to review a Minor Use Permit application. He thought that the planning deposit was supposed to cover this. It may be that the Fire Department has to cover their own costs this way but it doesn't seem that the fees charged by them is proportionally fair to the work they put into reviewing the project. The resulting conditions always seem to be boiler-plate in nature and not very specific to the type of project, especially in Lucerne Valley. We believe that the fire agency should be taking a closer look at the project, the community, the infrastructure (or lack of) and give the applicant a better feel for what he/she is in for to meet Fire Code requirements.

ENVIRONMENTAL HEALTH SERVICES:

A. Conditions of Approval:

EHS gets to input into all projects conditions as like other agencies but in many instances the conditions don't seem to fit the use.

Discussion:

Again, we see boiler-plate conditions established that may not apply to the project and take up a lot of extra time by the applicant to prove that a certain condition doesn't apply to his/her project. Also, timing of when something is needed is important, like when do you really need a percolation test. Some locations shouldn't need this at all if previous tests have been made in the past and an engineer can qualify a parcel with the previous established testing and /or systems that exist in the area. Again, rural standards could adopt this type of policy.

B. Hauled Water:

It appears that EHS doesn't want people living on hauled water anymore.

Discussion:

We hear that people can't get a building permit because their property is in an area where they need hauled water. Some areas of the desert are not compatible to drill water wells (bad water or no supply) so they are denied the use of their property because hauled water is not allowed. A citizen of this country shouldn't be refused the right to occupy his land just because water isn't present or it's too bad to utilize. This seems to border a constitutional issue of property rights. There are plenty of qualified potable water haulers available in most rural communities to fill the need for water.

Jim Harvey

From: "Jim Harvey" <johnsonvalley@gmail.com>
Date: Thursday, August 06, 2009 2:37 PM
To: <Chris_Carrillo@feinstein.senate.gov>; "James Peterson" <James_Peterson@feinstein.senate.gov>
Cc: "Betty Munson" <ranchotaj@gmail.com>
Subject: Johnson Valley Land Use

Hi Mr. Carillo

Thank you for speaking with me Tuesday on the proposed bill and Johnson Valley.

Afterwards, I spoke with Betty Munson, President of the **Johnson Valley Improvement Association** (JVIA), and advised her of our conversation. Betty's phone number is 760-364-3920. I have CC'd her on this email, as well as Mr. James Peterson.

To recap, the JVIA is an elected body of board members who represent the residents of Johnson Valley. As a resident of Johnson, I feel it is vital they be included in all meetings pertaining to Johnson Valley, the Marine Base Expansion Proposal, the numerous industrial scale solar and wind projects slated for this area, and the JV OHV riding area. The JVIA and the residents of Johnson Valley are certainly major stakeholders in any land use amendments being proposed for this area. Furthermore I would like to reiterate that off-road vehicle organizations like CORVA and AMA **DO NOT** represent the residents of Johnson Valley, nor have they ever. They have never consulted with JVIA or any of the residents of Johnson Valley to the best of my knowledge. In fact, several JV residents have personally expressed their concerns to me regarding statements made by CORVA and AMA at the Marine Base Expansion meetings. The only off-road group that has addressed the residents of Johnson Valley and communicated consistently with us has been Partnership For Johnson Valley (PFJV).

As President of the **Homestead Valley Community Council** (HVCC), I feel the HVCC should also be included in meetings involving Johnson Valley land use. The HVCC is the recognized representative body to our regional, state, and federal legislators, for issues pertaining to the four communities of Johnson Valley, Landers, Flamingo Heights, and Yucca Mesa. Consequently, we are also stakeholders in any proposed Johnson Valley land use amendments. We are currently working on issues that will be of interest to you both, especially the HWY 247 historic/scenic designation projects. You may view some of those issues on our website www.hvccsite.org

HVCC alternates our monthly meetings between the four member communities, and fortunately our upcoming August 17th meeting will be held at the Johnson Valley Community Center at 3:00 P.M. This presents an excellent opportunity for you, and Mr. Peterson to meet with JVIA and HVCC representatives. Please let me know if it is possible for you and/or Mr. Peterson to attend.

I look forward to hearing from you both.

Thank you,

Jim Harvey
President, Homestead Valley Community Council
760-401-1015