



Napa County

Board Agenda Letter

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Board of Supervisors

Agenda Date: 12/3/2024

File ID #: 24-2032

TO: Board of Supervisors
FROM: Brian D. Bordona, Director of Planning, Building and Environmental Services
REPORT BY: Kelli Cahill, Planner III
SUBJECT: Sentinel LLC/Inglenook Residence Appeal

RECOMMENDATION

PUBLIC HEARING - Sentinel LLC/Inglenook Residence Appeal

Move to continue the public hearing for an appeal filed by Water Audit California (Appellant) to the Napa County Planning Commission's decision on November 15, 2023, to approve a Use Permit Exception to the Conservation Regulations (No. P22-00404-UP) filed by Adobe Associates, Inc. on behalf of Niebaum-Coppola Estate Winery LP (Applicant) to allow a private access road to encroach into the creek setback in order to serve existing agricultural structures and a potential future residence. (No Fiscal Impact)

(CONTINUED FROM NOVEMBER 12, 2024. APPELLANT, APPLICANT, AND STAFF REQUEST A CONTINUANCE TO DECEMBER 17, 2024, AT 9:00 AM.)

BACKGROUND

The matter before the Board involves an appeal filed by the Appellant to decisions made by the Napa County Planning Commission on November 15, 2023, to: (1) adopt a Mitigated Negative Declaration; and (2) Approve Use Permit Exception to the Conservation Regulations No. P22-00404, to allow improvements to a private access road serving existing agricultural structures and a future residence to encroach into the minimum required 45- to 55-foot creek setback from the top of bank of Bear Creek.

The project is along an existing private driveway to a parcel used for agricultural storage that includes several existing barns where a future residence is proposed (027-200-017). The proposed driveway improvements involving road widening is proposed along the existing driveway where portions are located within the setback

of Bear Creek.

On November 27, 2023, a timely Notice of Intent to Appeal was filed by the Appellant, and on December 11, 2023, the Appellant submitted a timely Appeal Packet. The public hearing was opened on February 27th and continued to March 12th, June 11th, August 20th, November 12th, and December 3rd to allow the parties the opportunity to resolve the appeal. The Appellant and Applicant have reached a tentative settlement but request a continuance to allow the settlement to be formally memorialized and the salient terms provided to staff to incorporate into revised conditions of approval for adoption by the Board. All parties request that the hearing be continued to December 17, 2024, at 9A.M.

Staff, Appellant and Applicant presentations and public testimony will not occur at the December 3, 2024 hearing. Documents associated with No. P22-00404-UP and this appeal record (No. P23- 00356 -APL) are available for review in the Napa County Department of Planning, Building and Environmental Services, and at https://experience.arcgis.com/experience/e689ed72576041f2ad40b3e8c0f25206/#data_s=id%3AdataSource_1-Current_PBES_Projects_Public_8744%3A1175.

Requested Actions:

1. Chair introduces the item and opens the public hearing;
2. Motion by a Board member, second by another Board member, and a vote by the Board to continue the hearing to December 17, 2024, at 9:00 a.m.

FISCAL & STRATEGIC PLAN IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Consideration and possible adoption of a Mitigated Negative Declaration. According to the proposed Mitigated Negative Declaration, the proposed project would not have any potentially significant environmental impacts after implementation of mitigation measures. Mitigation measures are proposed for the following area: Biological Resources. The project site is not included on a list of hazardous materials sites enumerated under Government Code Section 65962.5.