



# Torrey Pines Community Planning Board

PO Box 603, Del Mar, CA 92014

[www.torreypinescommunity.org](http://www.torreypinescommunity.org)

**BOARD MEMBERS:** Morton Printz, Chair, [tpcpb1@hotmail.com](mailto:tpcpb1@hotmail.com), [mprintz@ucsd.edu](mailto:mprintz@ucsd.edu); Cliff Hanna, Vice-Chair, [cshanna@sbcglobal.net](mailto:cshanna@sbcglobal.net); Diana Scheffler, Secretary, [DScheffler@san.rr.com](mailto:DScheffler@san.rr.com); Carole Larson, Treasurer; Faye Detsky-Weil, Past Chair; Michael Belch; Barbara Cerny; Michael Foster; Greg Heinzinger; Kenneth Jenkins; Janie Killermann, DPRC Chair, [jkillermann@gmail.com](mailto:jkillermann@gmail.com); Dennis Ridz; Pat Whitt

MARCH 12, 2009

## MINUTES

**Present:** Michael Belch, Faye Detsky-Weil, Michael Foster, Cliff Hanna, Greg Heinzinger, Kenneth Jenkins, Janie Killermann, Carole Larson, Diana Scheffler, Dennis Ridz, Pat Whitt

**Absent:** Barbara Cerny, Morton Printz

**CALL TO ORDER / INTRODUCTIONS** – Vice-Chair Hanna called the meeting to order at 7:05 pm.

### A. NON-AGENDA PUBLIC COMMENT

Paige Jacobs of 12973 Caminito Bodega wished to make sure that a motion was on the agenda regarding the taking of no property for the I-5 / SR 56 connectors. Additionally she asked how to have Chair Mort Printz removed from the Board. The Vice Chair recommended she call the City for information on that point. Scott Tillson of 3990 Del Mar Meadows indicated that violation of Board or City policies is grounds for removal.

Karen Grant of 2746 Caminito Cedros noted that a subcommittee on the connectors issue had prepared a petition for the Board to consider tonight. She expressed disappointment that the item had not been placed on the agenda, postponing consideration of the issue. The Vice Chair asked Dennis Ridz, as the only Board Connectors Subcommittee member present at the time, to explain. Dennis read an e-mail from Chair Mort Printz indicating his decision to refer the petition (entitled “Think Before You Build”) to the Project Review Committee for vetting as it seemed principally concerned with sustainability issues. Discussion followed noting the prerogative of the Chair to determine the agenda, the purpose of subcommittees being to vet ideas for Board consideration, the lack of any response from the Caltrans Steering Committee and consequent frustration felt by residents and the formation of their own committee of private citizens. Dennis Ridz noted that the Board Subcommittee had not met in the month since the last Board meeting but did support the terms of the petition as indicated in the unpublished minutes of the January meeting.

Carla LaPorte of 2746 Caminito Cedros referred to minutes of the Community Planners Committee indicating that Chair Mort Printz had formed the Board Connectors Subcommittee. She observed that the leadership is apparently not there to ensure follow-through. While it may be true that the Planning Board exists only as an advisory group, the City has advised residents that they will have a bigger voice if they go through their planning group. Ms La Porte would like the Board to use its influence with the Steering Committee and asked that consideration of the petition not be postponed.

Noel Spaid of 2758 Caminito Cedros echoed Ms LaPorte’s thoughts that although they do not need Board approval for the petition, they could be more effective with that approval. She further noted that the Caltrans Steering Committee has postponed its next meeting until after the draft EIR is published. In her opinion, this delay favors those who want the flyover.

Chris Cooper of 13795 Durango Drive reported receiving a notice of application for a Verizon cell phone tower in front of his property. Janie Killermann, Chair of the Board's Project Review Committee, indicated she had just received the assessment letter from the City for this project. The Project Review Committee will be reviewing it and will notice all neighbors within a 300 foot radius of the location. She offered to take the names of any interested residents who would like to be notified of the Subcommittee's meeting on the cell tower.

Adam Gevanthor of 2583 Via Merano announced that City staff would like to come to the next Board meeting to notify the community of their plans for the 2010 budget for the Del Mar Terrace MAD.

**B. GENERAL ANNOUNCEMENTS BY VICE-CHAIR** None

**C. MODIFICATIONS TO THE AGENDA**

*Motion* Carole Larson moved and Janie Killermann seconded approval of the agenda without modification. The motion passed unanimously (9, 0, 0 one member having not yet arrived, and the Vice Chair not voting).

**D. REVIEW AND ACTION TO APPROVE PAST MEETING MINUTES**

*Motion* Diana Scheffler moved and Faye Detsky-Weil seconded adoption of the minutes for the February meeting, as amended. The motion passed (7, 2, 0, Greg Heinzinger and Michael Belch abstaining as they were absent from the February meeting).

*Motion* Diana Scheffler moved and Greg Heinzinger seconded approval of the minutes for the June, 2008 meeting, for which there was no record of adoption. The motion passed (7, 2, 0, Faye Detsky-Weil and Michael Belch abstaining as they were absent from the June meeting).

Secretary Scheffler distributed the Roster and Committee membership as of March 12, 2009 for historical purposes later in the evening.

**E. REPORT BY TREASURER** – Treasurer Carole Larson reported no change.

**F. CONSENT AGENDA ITEMS** - None

**G. INFORMATION UPDATES**

**San Diego Police Department** – Officer Gaylon Sells was not present.

**City Planning and Community Investment Department** - Lesley Henegar was not present.

**City Council District 1, Council Member Lightner Representative** - Kyle Haverback made announcements regarding a hold harmless agreement over trash moving at the Sea Village Development, and reported on the flooded culvert on Flintkote. He noted that the Council Office had heard from constituents concerned about the new cell tower and about issues with park rangers. He encouraged people with such concerns to call the Council office. He noted that the City of Del Mar was granted the ability to clear brush on the west side of Crest Canyon, and indicated he will update the Board when more information is available about the new utility poles on Carmel Valley Road. He has received approval to submit a request to the City Council for a banner district for Del Mar Heights Road, but without a funding source. He noted the recent rash of home invasions in the City and asked residents to exercise caution when entering through their garage, to keep doors locked, and to indicate to solicitors that there is someone home.

**Mayor Sanders' Office** - Stephen Lew was not present.

**County Supervisor Pam Slater-Price's Office** - Aaron Byzak expressed relief that the County budget did pass with no interruption of health and human services, or public safety services. There will be a business forum in April on the effect of the economic crisis on small business; there is a new nature center and walking trails off Manchester

Avenue; the CPR training of 9<sup>th</sup> graders, who in turn train others, has been a great success; a task force has been established in response to the alarming incidence of prescription drug abuse by teenagers in this area.

**State Senator Kehoe's 39<sup>th</sup> Senate District Office** - Andrew Kennerly was not present.

**Congress member Brian Bilbray's District Office** - Marc Schaefer was not present.

#### H. LISTING AND ORDER OF AGENDA ITEMS FOR MARCH.

**ITEM #1 Resignation of Board Member Patrick Stewart:** Vice Chair, Cliff Hanna, read Board member Patrick Stewart's letter to Chair Printz dated March 2, 2009:

*With some regret I hereby resign from the TPCPB and will not stand for re-election.*

*I am dismayed and personally affronted by the behind the scenes maneuvering of certain board members to "impeach" the current chairman as a means of furthering their own personal agenda. Absent any organized opposition they will undoubtedly succeed. I believe they serve their community poorly.*

*I guess what has happened at Torrey Pines is the norm for voter elected groups. Rather than spirited out in the open discussion of honest differences of opinion we have backstabbing, covert alliances and misinformation as a way of life. Not me. Not my cup of tea.*

*For my friends on the board, I wish you well. For the others, I am sorry for you.*

*Regards, Pat Stewart*

**ITEM #2 Stop signs at Mango Drive and Vantage Way**

*Motion* Faye Detsky-Weil moved and Dennis Ridz seconded that the petition for stop signs at Mango and Vantage Way, signed by 54 community residents and presented by Jeff Harasha at the February Board meeting, be presented to the City for action. A friendly amendment was presented by Scott Tillson, and accepted, that if the request is found by the Traffic Division to be unwarranted, that it be treated under the "alternate process". The motion passed, as amended, (8, 0, 0, Pat Whitt being temporarily absent from the room).

**ITEM #3 Garage sale**

*Motion* Janie Killermann moved and Michael Belch seconded approval of the flyer advertising the community garage sale on April 4, 2009. There were questions and suggestions as to how the proceeds would be split among the two elementary school PTA's and the TPCPB. It was agreed that it would be left up to each seller to designate a voluntary amount to the agency of his or her choice. The motion passed unanimously (10, 0, 0).

**ITEM #4 Proposal that Board meet on third Thursday of every month at the Carmel Valley Library.**

Discussion focused on the difficulty of finding a regular location to meet, the availability of the Carmel Valley Library consistently but on the third rather than second Thursday, and the advantage of it being City property with insurance coverage. Drawbacks were that the Library is not within the Torrey Pines Community, and that Board members who are expected to attend consistently may have cleared their calendars for the second but not the third Thursday. Kenneth Jenkins offered Denny's Restaurant as a possibility, with space for 45. Dennis Ridz indicated he had made arrangements with the custodian at Del Mar Heights School to open up the current meeting room for the April meeting in spite of the school administration having denied permission.

*Motion* Kenneth Jenkins moved and Janie Killermann seconded that the Board meet on the second Thursday of the month at Denny's Restaurant if the Del Mar Heights School Multi Use Room is not available. The motion passed unanimously (10, 0, 0).

**ITEM #5 Three motions concerning I-5 SR 56 connectors:** Cliff Hanna read the three motions submitted by Dennis Ridz.

1. The TPCPB opposes the taking of any property either by eminent domain or inverse condemnation on the westside of Interstate 5 within the planned I-5/SR-56 Caltrans interchange project or the I-5 expanded lane project;
2. The TPCPB opposes the removal of the sound wall currently in place along Portofino Circle or the placing of a new sound wall west of the existing wall;
3. The TPCPB opposes the placement of tieback anchors within the I-5/SR-56 Caltrans interchange project and any Right of Way taking of property.

*Motion* Dennis Ridz moved and Pat Witt seconded the first motion.

Vice Chair Hana reviewed the positions previously taken by the Board: no taking of "homes" approved December 13, 2009; no widening of I-5 approved March 3, 2008, and no flyover approved April 3, 2008. Questions were asked about the meaning of several of the terms in the proposed motions. A question about whether the Board's Connectors Subcommittee had vetted and approved the motions was answered affirmatively by Dennis Ridz.

Scott Tillson made the argument that the Board would risk making itself irrelevant and losing its power to influence the outcome, by approving these motions. He observed that the measures reflect the emotional reaction of individuals and that the Board does not yet have the information to make such detailed recommendations. He suggested the Board would be better off organizing committees to respond to the EIR.

Noel Spaid rejected Mr. Tillson's arguments by pointing out that passionate opposition by community groups has been successful on other issues. She was joined by Charles Richmond who argued the importance of political pressure to change the EIR before it is complete.

Diana Scheffler asked for confirmation that the Board's Connectors Subcommittee had approved these specific motions. Michael Foster, member of the Board Subcommittee, pointed out that the Subcommittee's failure to do so would not preclude the Board's making the motions and that the City and SANDAG need to be aware of the level of opposition in the community.

Greg Heinzinger offered a friendly amendment that the word "private" be added after the word "any" in the first motion. The amendment was not accepted.

The motion passed (9, 1, 0, with Greg Heinzinger in opposition)

*Motion* Dennis Ridz moved the second motion. There was no second and the motion died.

*Motion* Dennis Ridz moved the third motion. There was no second and the motion died.

**ITEM #6 Historic site designation in the Torrey Pines Community:** Diana Scheffler reported that this Community will not be surveyed for potentially historic structures as other older communities will be in preparation for updating their community plans. Meanwhile, a structure at 3344 Industrial Court in Sorrento Valley, the site of a development request by the 24-Hour Fitness Center, has been voted by the City's Historical Resources Board as worthy of historical designation. The decision has been appealed however by the applicant, and it will likely be some time before the issue is resolved.

**ITEM #7 Dennis Ridz' request for approval of the following Resolution:**

*The TPCPB opposes the Caltrans alternative known as the Direct Connector Flyover project from the I-5 South to the SR-56 East for the following reasons:*

- 1. The scenic and visual qualities of the Los Penasquitos Marsh Natural Preserve and other coastal resources within the Torrey Pines Planning Area shall be protected as a resource of public importance consistent with the Torrey Pines Community Plan. These world renowned resources are the single defining element of our Torrey Pines Planning Area and add to our area's uniqueness. Additional adverse visual, noise, and environmental impacts of the Flyover project should not be allowed.*
- 2. These coastal resources extend both economic and quality of life benefits far beyond our local Torrey Pine planning area and into the San Diego County at large, providing quiet nature viewing, recreational activities, and tourism revenue for the entire region.*
- 3. If this Caltran Direct Connector Flyover project is chosen as the 'preferred alternative' there will be increases in noise levels, airborne pollutants, and man-made encroachments into the protected natural resource area of both the Los Penasquitos Marsh Natural Preserve and the Torrey Pines Reserve. Adverse visual impacts caused by the flyover and losses of biological habitat will affect this area forever. The quality of the Torrey Pines State Reserve, as a natural resource area, will be severely degraded. The experience of visitors to the Torrey Pines Reserve and our coastal areas will be negatively affected forever.*

*Motion:* Dennis Ridz moved and Faye Detsky-Weil seconded that the resolution be adopted. Dennis introduced the resolution saying that it was a companion piece to the petition which had not been placed on the agenda.

Audience members and Board members participated in a discussion covering various issues. A major point was that the resolution takes the connectors issue away from being a very local issue affecting Torrey Pines Community residents, and expands it to an issue of stewardship for the natural environment which benefits the general public and visitors to the area.

Some changes in wording were suggested: change "the single" to "a", "our" to "the".

Suggestions that we wait a month to allow time for a more thoughtful approach, considering the resolution along with the petition it was intended to be associated with, were not accepted.

The motion passed (9, 1, 0 with Diana Scheffler opposed).

**ITEM #8 Election results:** Cliff Hanna announced the winners of the election, balloting having closed:

Area 1 (north)	Norman Ratner
Area 2	Noel Spaid
Area 3 (south)	Adam Gevanthor
	Priscilla Marquiss
	Charles Richmond
Business seat	Kenneth Jenkins

**A. INFORMATION REPORTS**

Carole Larson reported that the speed limit signs associated with the V-Calm signs have been corrected, and that sidewalks along Del Mar Heights Road have been cleared of sand. The City is still looking into possible encroachments into the right of way of overgrown brush. Diana Scheffler commended Carole on taking the initiative required to improve the aesthetics of Del Mar Heights Road.

Barbara Cerny: County Service Agency 17 Representative was not present.

Faye Detsky-Weil: Parks & Recreation; Pedestrian & School Safety – No report

Cliff Hanna: Transportation Committee. The undergrounding of telephone wires along Carmel Valley Road is progressing. Cliff asked Kyle Haverback to keep up the pressure on AT&T.

Faye Detsky-Weil congratulated Cliff Hanna for his valuable service to the community.

Greg Heinzinger: Telecommunications in an Urban Setting – No report

Carole Larson: Web Site – No report

Morton Printz: COMPACT, Railroads & Mass Transit Chair Printz was not present.

**B. NON-AGENDA ITEMS CONSTITUTING NEW OR FUTURE BUSINESS - None**

*Motion* Michael Foster moved and Carole Larson seconded that the meeting be adjourned. The motion passed unanimously (10, 0, 0) and the meeting adjourned at 9:25 pm.