



Agenda Date: 5/2/2006
Agenda Placement: 8G
Set Time: 2:30 PM PUBLIC HEARING
Estimated Report Time: 15 Minutes

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Susan Ingalls for Robert Westmeyer - County Counsel
County Counsel
REPORT BY: Laura Anderson, Attorney IV , 259-8252
SUBJECT: Public Hearing - Adoption of a Resolution Approving a Category 5 Temporary Event for the Auction Napa Valley 2006

RECOMMENDATION

County Counsel requests the following actions regarding Auction Napa Valley 2006:

1. Open the Public Hearing to consider approval of a Category 5 Temporary Event application submitted by the Auction Napa Valley for Auction Napa Valley 2006; and
2. Close the Public Hearing and adopt a resolution approving the application.

EXECUTIVE SUMMARY

Pursuant to Chapter 5.36 of the County Code, upon receipt of an application for a Category 5 temporary event, the Clerk of the Board shall set a public hearing by the Board to consider adoption of a resolution approving the Category 5 event. Today's public hearing and the accompanying proposed resolution involve an application submitted by the Auction Napa Valley for the Auction Napa Valley 2006.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed project is categorically exempt from CEQA pursuant to a Class 4 exemption for minor alterations to land which includes minor temporary use of land having negligible or no permanent effects on the environment including carnivals, sales of Christmas trees, etc. (See State CEQA Guidelines Section 15304 (d).)

BACKGROUND AND DISCUSSION

On March 24, 2006, Auction Napa Valley applied to the County for a Category 5 temporary event for Auction Napa Valley 2006 occurring between June 1 and June 4, 2006. Pursuant to Chapter 5.36 of the County Code, upon receipt of an application for a Category 5 temporary event, the Clerk of the Board must schedule a public hearing before the Board to consider adoption of a resolution approving the Category 5 event.

Section 5.36.015(H) defines a Category 5 Temporary Event as an event and any related ancillary activities that:

1. Will occur no more frequently than once per year;
2. Is sponsored by a non-profit corporation in existence for a period of at least two decades during which it has furthered the general welfare of the residents of the county by providing over fifty million dollars to other non-profit groups or entities to fund health care, educational, housing or other charitable services to the needy within the County;
3. Whose sponsor has, during the period of its existence, regularly conducted similar annual events in the County for the purpose of raising funds for the charitable purposes previously described; and
4. Will be conducted for the purpose of continuing to raise funds for the charitable purposes previously described.

Auction Napa Valley, the entity sponsoring the events being applied for, is a non-profit corporation in existence for a period of at least two decades during which it has furthered the general welfare of the residents of the County by providing over fifty million dollars to other non-profit groups or entities to fund health care, educational, housing or other charitable services to the needy within the County. Auction Napa Valley has, during the period of its existence, regularly conducted similar annual events in the County for the purpose of raising funds for the charitable purposes previously described. Auction Napa Valley 2006 will be conducted for the purpose of continuing to raise funds for the charitable purposes previously described.

The proposed resolution (if adopted) would approve a Category 5 temporary event for Auction Napa Valley 2006 to occur on June 1 through June 4, 2006, at Meadowood, Trinchero Family Estates and COPIA and related ancillary events and activities as described in the application. Pursuant to the County's Temporary Events Ordinance (County Code Chapter 5.36), subsequent Auction Napa Valley events that are of the same nature, substantially the same size and conducted in accordance with the time, place and manner restrictions imposed by the Board under the proposed resolution would require prior written notice to the County of the event but would not require further review by the Board. However, if subsequent Auction Napa Valley events were to change substantially in size or nature, a new Category 5 application and review by the Board would be required.

SUPPORTING DOCUMENTS

- A . Resolution Approving Auction Napa Valley 2006
- B . Auction Napa Valley Application Letter
- C . Attachment to Auction Napa Valley Application Letter (list of events)

CEO Recommendation: Approve

Reviewed By: Maiko Klieman