

Planning Commission

Dave McCullough, District I
Heath Krug, District 2, Chair
Gerry Nall, District 3, Vice- Chair
Kirk Pendleton, District 4
Elizabeth Yerxa, District 5,



Community Development Department

Xzandrea Fowler,
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COLUSA COUNTY Planning Commission

Minutes

February 5, 2025

Board Chambers
546 Jay Street, Suite 108
Colusa, CA 95932

The Colusa County Planning Commission meets in Regular Session this 5th day of February 2025 at the hour of 9:00 a.m. Commissioners Present: Dave McCullough, Heath Krug, Gerry Nall, Kirk Pendleton, and Elizabeth Yerxa. Absent: None.

Pledge of Allegiance

I. PUBLIC COMMENT

None.

II. APPROVAL OF MINUTES

1. Minutes Approval

Planning Commission – Regular Meetings – January 8, 2025

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Krug
SECONDER:	Pendleton
AYES:	McCullough, Krug, Nall, Pendleton, Yerxa

III. ADMINISTRATION

Clerk calls for nominations of the 2025 Planning Commission Chair.

Commissioner Pendleton nominates Commissioner Krug.

Clerk calls for any further nominations, hearing none, the Clerk closes the nominations.

PLANNING COMMISSION

1. Elect Commissioner Krug as Chair of the 2025 Planning Commission.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Pendleton
SECONDER:	Yerxa
AYES:	McCullough, Krug, Nall, Pendleton, Yerxa

Clerk calls for nominations of the 2025 Planning Commission Vice-Chair.

Commissioner Pendleton nominates Commissioner Nall.

Clerk calls for any further nominations, hearing none, the Clerk closes the nominations.

2. Elect Commissioner Nall as Vice-Chair of the 2025 Planning Commission.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Pendleton
SECONDER:	McCullough
AYES:	McCullough, Krug, Nall, Pendleton, Yerxa

PLANNING COMMISSION

3. Approve the Colusa County Planning Commission meeting schedule for Calendar Year 2025.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Yerxa
SECONDER:	McCullough
AYES:	McCullough, Krug, Nall, Pendleton, Yerxa

Chair Krug declares a recess at 9:05 a.m. and reconvenes at 9:30 a.m. to give the Clerk time to make copies of comment letters and presentations received after the posting of the Agenda for the Planning Commissioners, Clerk, Counsel and the public.

Clerk distributes Stephen & Karan Marsh presentation, letter from RWE addressing the recent Moss Landing Battery Storage Fire in Monterey County, proposed Draft Condition W to the CUP (Exhibit A of Use Permit PD#24-24) from Janus Solar, and a letter requesting Planning Commission to deny the project from Grace Holbrook, Attorneys for Carpenters Local #46. **(Comment letters and presentations on file in the Clerk's Office)**

Counsel states let the record reflect Commissioners McCullough and Yerxa have recused themselves and left the room.

IV. PUBLIC HEARING

9:32 a.m. Chair Krug makes time for a Public Hearing and adoption of a Resolution for the Janus Solar and Battery Storage project (#PD-24-24) which would recommend that the Board of Supervisors; (1) certify the Final Environmental Impact Report including the CEQA Findings and Mitigation Monitoring and Reporting Program (SCH #2024061043); (2) approve Use Permit # PD-24-24 with Findings and Conditions of approval; (3) adopt an Ordinance approving a Development Agreement; (4) adopt an Ordinance approving a Franchise Agreement; and (5) find that the project is compatible with the County's Williamson Act program.

Ms. Fowler, Community Development Director, goes over her presentation.

Mr. Salas, Ms. Jain, Messer Raines, and Cohn, from RWE goes over Janus Solar presentation.

10:52 a.m. Chair Krug opens the Public Hearing and calls for public comment.

Comments in opposition of the project received by Attorney Nelson, of Clark and Nelson.

Comments in support of the project received by Messrs. Radford, Cunningham, Tull, Willis, BrayFindley, and Mora.

Comments in opposition of the project received by Mr. Ferrini, Mses. A. Ferrini, J. Terkildsen, and A. Marsh.

Chair Krug declares a recess at 11:52 a.m. and reconvenes at 11:59 a.m. with Commissioners present except for Commissioners Yerxa and McCullough present.

Comments in opposition of the project received by Mr. Marsh, Ms. K. Marsh and Mr. LaGrande.

Comments in support of the project received by Messrs. BrayFindley, Webber, Davis and Ash.

12:51 p.m. Chair Krug calls for any further public comment. Hearing none, Chair Krug closes the Public Hearing.

Ms. Jain speaks to the layers of protection within the batteries.

Commissioner Nall questions as to why the undergrounding was not presented before.

Discussion is held regarding undergrounding of the lines, lighting, decommissioning bonds, building permits, conditions being met, if power would be sold to PG&E and if there would be any cost savings to citizens pertaining to the cost of electricity.

COMMUNITY DEVELOPMENT DEPARTMENT/JANUS SOLAR PV, LLC

1. Commissioner Pendleton moves to Recommend the Board of Supervisors Deny Use Permit #PD-24-24, Reject the Development Agreement between the County of Colusa and Janus Solar PV, LLC and deny the Franchise for the Janus Solar and Battery Storage Project.

Chair Krug calls for a second.

Hearing no second, Counsel states the motion dies due to lack of a second.

Commissioner Nall moves to Recommend that the Board of Supervisors approve Use Permit #PD-24-24, approve the Development Agreement between the County of Colusa and Janus Solar PV, LLC, adopt the Williamson Act findings, Certify the Final Environmental Impact Report, Adopt the Mitigation Monitoring and Reporting Program, and approve the Franchise for the Janus Solar and Battery Storage Project with added condition for undergrounding the entire gen-tie and lighting on the power poles.

Chair Krug calls for a second.

Counsel states the vote will have to be unanimous (3/0) vote to pass.

Chair Krug calls again for a second.

Hearing no second, Counsel states the motion dies due to lack of a second.

V. PLANNING DIRECTOR COMMENTS/REPORTS

Ms. Fowler states the Maxwell Community Plan will be holding their 3rd community meeting Thursday, February 13, 2025 at 6:00 p.m. located at the American Legion Building, 250 Oak Street in Maxwell. She further states the purpose of the Community meeting is to allow the community the opportunity to review the final draft version of the plan and to receive any additional comments before the adoption by the Board. The plan will also be available on the County website this afternoon. She further states the Colusa County Drought Task Force had its first meeting of the year on January 22, 2025, noting they are currently working on the development of a Drought Resilience Plan in accordance with SB 552, noting the purpose of the plan is to improve drought and water shortage preparedness for state small water systems and domestic wells within the county's jurisdiction. Ms. Fowler updates the Commissioners present on upcoming agenda items stating the annual general plan and progress report will be presented to the Planning Commission as an information item only and then to the Board of Supervisors for approval. She further updates the Planning Commissioners on items approved by the Board of Supervisors that may affect the Commission.

VI. PLANNING COMMISSIONER'S COMMENTS/REPORTS

Chair Krug states he and Commissioner Yerxa met with Ms. Fowler.

Chair Krug adjourned the meeting at 1:29 p.m. to reconvene in Regular Session on March 5, 2025 at the hour of 9:00 a.m.

Respectfully submitted,
Xzandrea Fowler, Secretary to the
Planning Commission

Heath Krug, Chair

Ann Nordyke, Chief Deputy Clerk