

Airport Land Use Commission

Action Summary

Date: Monday, April 6, 2015

Time: 2:00 PM

**Place: COG Sequoia Conference Room
2035 Tulare St., Suite 201, Fresno, CA**

CALL TO ORDER

A meeting of the Fresno County Airport Land Use Commission (ALUC) was called to order by Chairman Magsig at 2:00 p.m. Commissioner Mason was asked by Chairman Magsig to lead everyone in the flag salute.

ROLL CALL

PRESENT: Commissioners: Magsig, Mason, Gregory
Proxies: Kidd

ABSENT: Commissioners: Card, Borgeas, Perea, Rapada
Proxies: Estep, Kroll, Richey, Remy

OTHERS ATTENDING: Jane Smith, County Counsel
Laural Fawcett, Fresno COG Staff
Marla Day, Fresno COG Staff
Marlana Brown, NAS Lemoore Community Plant Liaison Officer
CAPT Monty Ashliman, Commanding Officer, NAS Lemoore
Laura Brunn, Ricondo & Assoc.
Lydia Zabrycki, Quad Knopf

1. [Consent Items](#)

Approve Action Summary for regular Meeting on February 2, 2015

A request was made to correct spelling of Ms. Brown's name. A motion was made by Commissioner Mason and seconded by Mr. Kidd to approve the Action Summary for February 2, 2015 with corrections. A vote was called for and the motion carried.

New Member Nomination - Woody Gregory

Ms. Fawcett explained that Commissioner Feasel had resigned and Mr. Woody Gregory had been nominated to replace Commissioner Feasel. A motion was made by Commissioner Mason and seconded by Mr. Kidd to approve Mr. Gregory's nomination. A vote was called for and the motion carried. Ms. Fawcett introduced Commissioner Gregory and he briefly commented on his background.

2. [Presentations](#)

[NAS Lemoore Land Use Planning Update](#)

A presentation by NAS Lemoore staff and the Commanding Officer of the Air Base Captain Ashliman was made.

The presentation by Captain Ashliman was a discussion of the Master Planning Process and Implementation at NAS Lemoore. This is important for the ALUC to understand in more depth and consider as part of the process to prepare and adopt an ALUCP for the portion of the NAS Lemoore environs within Fresno County, which is required

by state and federal law. Under state law, the ALUCP for a military installation must be consistent with the Air Installation Compatible Use Zones (AICUZ) study for the installation. The JLUS update provided recommendations for use by governing bodies with local land use authority, and although the ALUC has no direct land use authority, they are charged with the responsibility to prepare and adopt ALUCPs that follow state and federal policies and guidelines. After the ALUC approves the ALUCP, local governments with land use planning and regulatory authority in the AIA must amend their General Plans, Specific Plans, and land use regulatory ordinances to be consistent with the ALUCP. Alternatively, the governing bodies may choose to override the consistency requirement if they make specific findings that their current plans and regulations fulfill the objectives of the State ALUC statute and approve the override resolution with a 3/5 majority vote.

A copy of the powerpoint presentation was distributed.

There was a brief discussion.

3. Action/Discussion Items

A. NAS Lemoore Land Use Policy Plan

Ms. Fawcett explained that during the February 13, 2015 TTC and Pac Meeting, a consent item was provided in the Agenda for approval of an Airport Land Use Planning effort to implement the recommendations of the NAS Lemoore Joint Land Use Study (JLUS). The JLUS process is a cooperative effort between the Military and jurisdictions surrounding installations, ranges and/or military training corridors intended to promote open, continuous dialogue between the surrounding jurisdictions, and states. Fresno County, Kings County, the City of Lemoore and Fresno COG were involved in the JLUS process which was coordinated by KCAG, the MPO for the Kings County Region. The implementation effort is intended to benefit the entire region that NAS Lemoore is impacting and be a multi-jurisdictional process.

The item was pulled for discussion by Fresno County Staff in order to clarify the intent of the request for Fresno COG to act as a lead agency in securing funding to conduct an Airport Land Use Policy Plan (ALUCP) for NAS Lemoore.

One of the major concerns that Fresno County Staff expressed, was the fact the some of the recommendations in the JLUS were perceived by the Fresno County Board of Supervisors to be unfunded mandates. The reality is that the JLUS is not enforceable, nor does it override local land use authority. However, it is intended to increase awareness of both the military mission at the airbase and the land use safety and noise issues for the surrounding communities that are within the Military Influence Area of NAS Lemoore.

Therefore the most crucial task is to establish a formal ALUCP as required by state law, and the ALUCP for a military installation must be consistent with the Air Installation Compatible Use Zones (AICUZ). During the JLUS, AICUZ were developed to define safety zones and provide noise exposure maps that can be used in preparing an ALUCP. The NAS Lemoore JLUS recommendations, including the AICUZ are intended to prevent incompatible civilian development that could impair the operational utility of military missions or impact available resources, i.e. air, land, water, and electromagnetic spectrum.

The ALUC is empowered by state law to provide for orderly development in the area surrounding all public use airports in Fresno County, including the portion of NAS Lemoore within the County, to promote land use measures that protect the public health, welfare and safety. The ALUC is also required to prepare and adopt an ALUCP for each public use airport and military installation within the environs of its review area, which in this case is Fresno County. Each ALUCP must include policies and standards relating to four airport land use compatibility factors:

1. Noise compatibility
2. Safety of persons on the ground
3. Airspace protection and flight safety

4. Overflight notification

Moving forward, the Military has offered technical assistance and funding to work closely with Fresno COG as the lead agency, the ALUC and Fresno County to conduct the necessary activities to develop the Airport Land Use Compatibility Plan (ALUCP) for NAS Lemoore including:

- Establishing Military Influence Area or Overlay District
- Providing recommendations for amending land use, zoning, subdivision, site plan and/or building code regulations (sound attenuation)
- Providing recommendations for real estate disclosure
- Providing recommendations for transfer/purchase of development rights

Providing recommendations for purchase of aviation/conservation buffer easements

Following a brief discussion a motion was made by Commissioner Gregory and seconded by Mr. Kidd to approve moving forward with identifying funding for a Military Airport Land Use Plan.

4. [Administrative Action/Discussion Items](#)

Ms. Fawcett informed the Commissioners of an upcoming viewing of the F-35 at Lemoore NAS. The commissioners should be receiving invitations.

5. [Public Presentations](#)

This portion of the meeting is reserved for persons wishing to address the ALUC on items within its jurisdiction but not on this agenda.

No presentations

6. [Other Business](#)

A. [Items from Staff](#)

Ms. Fawcett reminded the Commissioners that Form 700s were due April 1st.

B. [Items from Members](#)

None

7. [ADJOURN](#)

A motion was made by Commissioner Mason and seconded by Commissioner Gregory to adjourn. A vote was called for and the motion carried.