



# Town of Paradise Town Engineer Meeting Agenda 9:00 AM – August 03, 2023

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## Town of Paradise Council Chamber – 5555 Skyway, Paradise, CA

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Town Clerk's Dept., at 872-6291 at least 48 hours in advance of the meeting. Hearing assistance devices for the hearing impaired are available from the Town Clerk. Members of the public may address the Town Engineer on any agenda item, including closed session. If you wish to address the Town Engineer on any matter on the Agenda, it is requested that you complete a "Request to Address Council" card and give it to the Town Clerk prior to the beginning of the Town Engineer Meeting. All writings or documents which are related to any item on an open session agenda and which are distributed to the Town Engineer within 72 hours of a Regular Meeting will be available for public inspection at the Town Hall in the Town Clerk Department located at 5555 Skyway, Paradise, CA at the time the subject writing or document is distributed to a majority of the subject body. Regular business hours are Monday through Thursday from 8:00 a.m. to 5:00 p.m.

### CALL TO ORDER

#### 1. APPROVAL OF MINUTES

- 1a. Approve minutes from the August 8, 2022 Town Engineer meeting.

#### 2. PUBLIC COMMUNICATION (Public Presentation of Non-Agenda Items)

Comments are limited to a maximum of five minutes duration. If more time is needed, please request staff to place the subject on an agenda for a future Town Engineer meeting.

#### 3. CONTINUED PUBLIC HEARING - None

#### 4. PUBLIC HEARING

##### PUBLIC HEARING PROCEDURE

- A. Staff comments
- B. Open the hearing to the public
- C. Close hearing to the public
- D. Project decision

- 4a. **BREED - BARBARA WAY CERTIFICATE OF CORRECTION** - Application to remove 35' Building Setback Line (BSL) of the previously recorded Parcel Map and Boundary Line Adjustment for Glenn C. Russell Jr., Etal (as filed in Book 68 of maps at Pages 35 and 36) on property located at 528 Barbara Way, Paradise and identified as AP No. 052-211-017, correcting the setback to a 20' BSL from the property line, for a standard 30' right of way typically associated with private roadways in Paradise (60' total right of way is offset in original map).

## 5. ADJOURNMENT

STATE OF CALIFORNIA ) COUNTY OF BUTTE )	SS.
I declare under penalty of perjury that I am employed by the Town of Paradise in the Town Clerk's Department and that I posted this Agenda on the bulletin Board both inside and outside of Town Hall on the following date:	
_____	
TOWN/ASSISTANT TOWN CLERK SIGNATURE	



## TOWN ENGINEER Meeting Minutes

10:00 AM – August 08, 2022

### 1. OPENING

The Town Engineer hearing was called to order by Town Engineer Marc Mattox at 10:00 a.m. in the Town Council Chamber located at 5555 Skyway, Paradise, California.

**STAFF PRESENT:** Public Works Director/Town Engineer Marc Mattox, Principal Engineer Ashley Stanley and Town Clerk/Elections Official Dina Volenski

### 1. APPROVAL OF MINUTES

- a. Town Engineer Marc Mattox approved minutes from the January 20, 2022 Town Engineer meeting.

### 2. PUBLIC COMMUNICATION\_- None

### 3. CONTINUED PUBLIC HEARING - None.

### 4. PUBLIC HEARING

- 4a. **CORNERS – SUNSET DRIVE CERTIFICATE OF CORRECTION –**  
Application to remove 50' Building Setback Line of the previously recorded Parcel Map for Kendall Bud Hall (37PM63) on property located at 663 Sunset Drive, Paradise and identified as APN 052-011-081, correcting the setback to a standard 30' typically associated with private roadways in Paradise.

Town Engineer Mattox explained that private roadways are not subject to the same 50" setbacks which are required for public roadways.

Town Engineer Mattox opened the public hearing at 10:05 a.m.

There were no public comments.

Town Engineer Mattox closed the public hearing at 10:05 a.m.

Project Decision: Town Engineer Mattox approved the Certificate of Correction for the project located at 663 Sunset Drive, Paradise, CA, APN 052-011-081, correcting the setback to a standard 30' setback associated with private roadways in the Town of Paradise subject to the required finding for approval:

### REQUIRED FINDING FOR APPROVAL

- a. Find that the project is categorically exempt from the requirements of CEQA, pursuant to Section 15369.

- b. Find that the project is consistent with the goals and land use development policies of the current Paradise General Plan.
- c. Find that Section 66472.1 of the Subdivision Map Act allows this type of correction.
- d. Find that Section 16.14 of the Town of Paradise Municipal Code authorized the Town Engineer or the Planning Commission to correct or amend a final map after it has been recorded with the Butte County Recorder.
- e. Find that the Town's Contract Land Surveyor has reviewed this Certificate of Correction and has approved the Certificate as Submitted

Town Engineer Mattox announced that there is a ten (10) day appeal period.

## **5. ADJOURNMENT**

Town Engineer Mattox adjourned the meeting at 10:06 a.m.

Approved:

By: \_\_\_\_\_  
Marc Mattox, Public Works Director/Town Engineer

Attest:

\_\_\_\_\_  
Dina Volenski, CMC, Town Clerk

## MEMORANDUM

AGENDA NO. 4(a)

**TO:** File

**FROM:** Marc Mattox, Public Works Director/Town Engineer

**SUBJECT:** Breed, Barbara Way Certificate of Correction APN 052-211-017

**DATE:** July 20, 2023

**BACKGROUND:** Application to remove 35' Building Setback Line (BSL) of the previously recorded Parcel Map and Boundary Line Adjustment for Glenn C. Russell Jr., Etal (as filed in Book 68 of maps at Pages 35 and 36) on property located at 528 Barbara Way, Paradise and identified as AP No. 052-211-017, correcting the setback to a 20' BSL from the property line, for a standard 30' right of way typically associated with private roadways in Paradise (60' total right of way is offset in original map).

**ANALYSIS:** Legal advice obtained from the Town Attorney indicate that the request to amend a final map is allowed under Section 66472.1 of the Subdivision Map Act. This proposed modification is consistent with current zoning standards.

**ANALYSIS CONCLUSION:** Based upon Section 66472.1 of the Subdivision Map Act and Section 17.20.400 of the Town of Paradise Municipal Code, staff is recommending approval of the certificate of correction.

### REQUIRED FINDINGS FOR APPROVAL

- a. Find that the project is categorically exempt from the requirements of CEQA, pursuant to Section 15369.
- b. Find that the project is consistent with the goals and land use development policies of the current Paradise General Plan.
- c. Find that Section 66472.1 of the Subdivision Map Act allows this type of correction.
- d. Find that Section 16.14 of the Town of Paradise Municipal Code authorizes the Town Engineer or the Planning Commission to correct or amend a final map after it has been recorded with the Butte County Recorder.
- e. Find that the Town's Contract Land Surveyor has reviewed this Certificate of Correction and has approved the Certificate as submitted.

**RECOMMENDED ACTION:** Adopt the findings for approval as provided by staff and approve the Certificate of Correction for recording.

RECORDING REQUESTED BY:

Herbert L. Votaw  
(Engineer or Surveyor)

**AFTER RECORDING RETURN TO:**  
Town of Paradise, Public Works Dept.  
5555 Skyway  
Paradise, CA 95969

**WHEN RECORDED  
FILE WITH EXHIBIT "A" LISTED BELOW**

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**CERTIFICATE OF CORRECTION**

I Herbert L. Votaw, hereby state that the following corrections or amendments to the map entitled Parcel Map and Boundary Line Adjustment for Glenn C. Russell Jr., Etal, as filed in Book 68 of Maps at Pages 35 and 36, in the office of the Recorder of the County of Butte, State of California, are made by me in accordance with Section 66472.1 of the Subdivision Map Act:

The building setback line on Lot 10 shall be changed from 20-feet to 5-feet, per the attached Exhibit "A" plat.

Herbert L. Votaw  
Herbert L. Votaw  
R.C.E or P.L.S. No. 8043

04-06-23  
Date



**Certificate of Town Engineer**

This is to certify the above Certificate of Correction has been examined for compliance with Title 16 of the Town of Paradise Municipal Code.

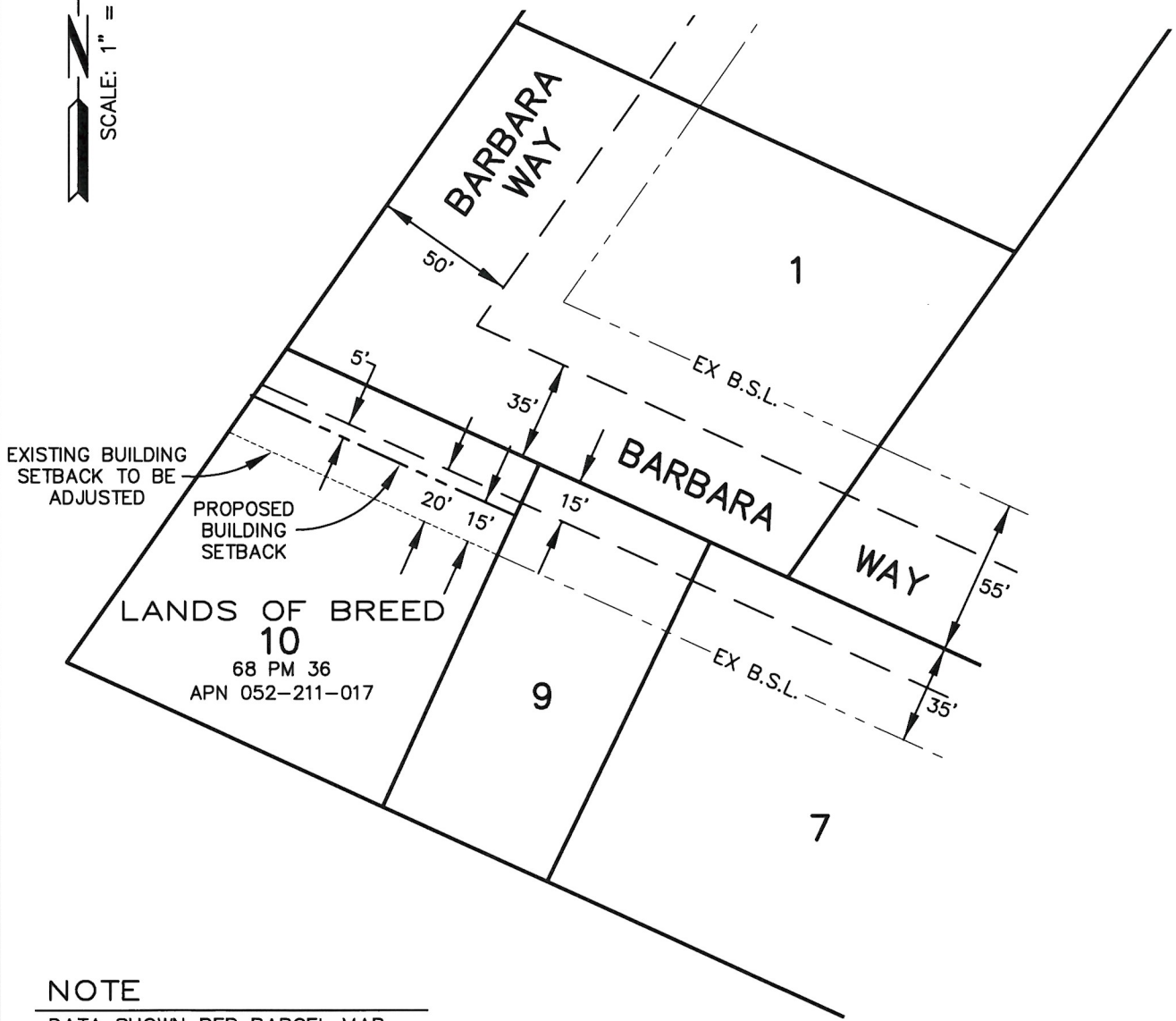
Marc A. Mattox, Town Engineer  
RCE 79885

I, Michael L. Mays, PLS 6967, do certify that I have examined this Certificate of Correction on behalf of the Town of Paradise and I am satisfied that it is in compliance with Sections 66470 and 66472.1 of the Subdivision Map Act.

Michael L. Mays, PLS 6967

Listed below are the fee owners of the real property affected by the correction or omission on the date of filing or recording of the original recorded map.

Barbara A. Livernois  
Glenn C. Russell Jr.  
Burnell M. Russell



**NOTE**

DATA SHOWN PER PARCEL MAP  
AND BOUNDARY LINE MODIFICATION  
RECORDED IN BOOK 68 OF MAPS,  
PAGES 35 AND 36



04-06-23

**EXHIBIT "A"**  
**CERTIFICATE OF CORRECTION**

FOR  
**DAVID BREED**

**RAR**  
**ROLLS ANDERSON & ROLLS**  
CIVIL ENGINEERS  
115 YELLOWSTONE DRIVE • CHICO, CALIFORNIA 95973-5811  
TELEPHONE 530-895-1422

## **NOTICE OF PUBLIC HEARING PARADISE TOWN ENGINEER**

**NOTICE IS HEREBY GIVEN** by the Paradise Town Engineer that a public hearing will be held on **Thursday August 3, 2023**, at 9:00 a.m. regarding the following matter. The meeting will be held in the Town Hall Council Chambers, 5555 Skyway, Paradise, California. The meeting's agenda packet can be found here: <https://www.townofparadise.com/meetings>.

- 1. BREED – BARBARA WAY CERTIFICATE OF CORRECTION** – Application to remove 35' Building Setback Line (BSL) of the previously recorded Parcel Map and Boundary Line Adjustment for Glenn C. Russell Jr., Etal (as filed in Book 68 of maps at Pages 35 and 36) on property located at 528 Barbara Way, Paradise and identified as AP No. 052-211-017, correcting the setback to a 20' BSL from the property line, for a standard 30' right of way typically associated with private roadways in Paradise (60' total right of way is offset in original map).

These items are proposed to remove building setback lines along private roadways and are determined categorically exempt from environmental review.

The project files are available by request via email and can be obtained by using contact information provided below. This public hearing will be accepting comments via email prior to the meeting and in person during the public hearing meeting date and time noted. Comments can be emailed to [mmattox@townofparadise.com](mailto:mmattox@townofparadise.com). If you challenge this project in court, you may be limited to raising only those issues you or someone else raised in written correspondence delivered to the Town Engineer prior to the public hearing. For further information contact the Engineering Division at (530) 872-6291, extension 125.

MARC MATTOX  
Town Engineer



# Town of Paradise Parcel Notification

## 528 Barbara Way Vicinity Map

