

CITY OF SAN ANSELMO

ORDINANCE NO. 543

AN ORDINANCE ADDING CHAPTER 13 TO TITLE 4 OF THE SAN ANSELMO MUNICIPAL CODE BEING AN ORDINANCE REGULATING THE REMOVAL OR DESTRUCTION OF TREES ON UNDEVELOPED PRIVATE PROPERTY WITHIN THE CITY OF SAN ANSELMO, PROVIDING FOR A SYSTEM OF GRANTING PERMITS AND STATING THE REASON AND PURPOSE FOR SAID REGULATIONS

THE CITY COUNCIL OF THE CITY OF SAN ANSELMO DO ORDAIN AS FOLLOWS:

Section 1, Title 4 of the San Anselmo Municipal Code is hereby amended by adding thereto a new Chapter 13 and sections as follows:

Chapter 13. Private Trees.

Sec. 4-13.01. Purpose. Many sections of the City of San Anselmo are covered by oak, madrone and other trees which contribute greatly to the scenic beauty of the city. A large proportion of residential property within the City of San Anselmo is on hillside and sloping terrain. The uncontrolled removal or destruction of trees destroys the scenic beauty, contributes to erosion, increases flood hazards, reduces property values, increases the cost of construction and maintenance of drainage systems through the increased flow and diversion of surface waters and adversely affects the local economy by reducing the attractiveness and desirability of the area as a place to live, work and visit.

Therefore, the Council of the City of San Anselmo finds it necessary as a matter of public health, safety and welfare to enact the following regulations to control the removal or destruction of trees within the City.

Sec. 4-13.02. Tree Defined. A "tree", within the purview of this ordinance, shall mean any woody perennial plant characterized by having one or more trunks any one of which has a circumference of fourteen (14") inches, or more, measured at twenty-four (24") inches above ground level.

Sec. 4-13.03. Definitions. (a) City Administrator. As used in this ordinance, shall mean the city administrator of the City of San Anselmo or his designated representative. (b) Undeveloped Parcel: As used in this Ordinance, an undeveloped parcel shall be any lot or parcel, or portion of a lot or parcel, which can be further subdivided or further developed under the Subdivision Ordinance, the Zoning Ordinance or any other regulation or ordinance of the City of San Anselmo. All lots not legally capable of further subdivision or further development upon which a single family home or a duplex structure exists are thus excluded from this ordinance.

Sec. 4-13.04. Removal or Destruction of Trees Prohibited Without a Permit. It shall be unlawful for any person, or entity whatever, to remove or destroy any tree from any undeveloped parcel of property without a permit as provided for herein.

Sec. 4-13.05. (a) Permits Required. Any person, or entity whatever, or agent, servant or employee of any such person, desiring to remove one or more trees on any undeveloped parcel in the City of San Anselmo must apply in writing to the City Administrator for permission to remove the particular tree or trees. The application shall contain the number and location of the trees to be cut or removed and a brief statement of the reason for removal, as well as such other pertinent information the City Administrator may require. On receipt of such application, the City Administrator shall inspect the premises and determine which trees, if any, may be removed. In the case of subdivisions, this information shall be part of the subdivision filing as per (e) hereof.

The decision of the City Administrator shall be based upon the following considerations:

- (1) The condition of the trees with respect to disease, danger of falling, proximity to existing or proposed structures and interference with utility services.
- (2) Necessity of tree removal in order to allow construction

of proposed improvements and to allow economic enjoyment of the property.

(3) Topography of land and the effect of tree removal on erosion, soil retention and the diversion or increased flow of surface water.

(4) The City Administrator shall be guided by the numbers and standards established in the neighborhood and the general effect of tree removal upon property values in the area.

(5) Good forestry practices.

(b) The City Administrator shall give priority of inspection to those requests based on hazard, danger or disease, and he may refer any request to any department, agency, board, commission, the City Council of San Anselmo or any committee for report or recommendation before acting thereon.

(c) The permit shall be issued unless the Administrator finds, after inspection and investigation, that the trees affected are of a size, type, condition and location and in such surroundings and such conditions that their removal would significantly frustrate the purposes of this ordinance. He may issue a permit subject to such conditions as he shall, in his discretion impose, as are reasonably necessary to accomplish the objectives of this ordinance.

(d) In case of an emergency caused by a particular tree causing a hazardous or dangerous condition, such tree may be removed by permission of the City Administrator, any officer of the Police or Fire Department, the Director of Public Works or the Street Superintendent.

(e) Subdivisions. All subdivision maps filed hereafter shall designate clearly the size and type of any trees upon the property which are to be removed. Approval of the map as required by the Subdivision Ordinance shall constitute a permit to remove any trees so particularly designated. Any other changes in the trees to be removed as designated on the subdivision map, as filed and approved, shall be permitted under the provisions and procedures of Subsections (a), (b) or (c) of this Section.

Sec. 4-13.06. Appeal. Any decision made by the City Administrator may be appealed to the City Council by any interested party. Such appeal must be submitted in writing within ten (10) days of the decision, briefly stating the facts and grounds of appeal. The Administrator shall set the matter on the Council's agenda at the earliest opportunity, but in all events not later than twenty-one (21) days from the date of filing and shall notify the appellant in writing of such setting. After public hearing, the City Council may affirm, modify, or reverse the Administrator's decision.

Sec. 4-13.07. Any permit issued under this ordinance, except those under Sec. 14-13.05 (e), shall not become effective until fifteen (15) days after the date of the permit, provided no appeal has been filed and if appeal has been filed then the permit and its effective date shall pend the decision of the City Council on the appeal.

Section 2. Effective Date. This ordinance shall be published once in the Independent-Journal, a newspaper of general circulation, circulated in the City of San Anselmo, within fifteen (15) days after its passage and adoption and shall go into effect thirty (30) days after the date of its passage and adoption.

Section 3. The foregoing ordinance was duly and regularly introduced at a Regulator meeting of the City Council of the City of San Anselmo, held in said City on the 13th day of December, 1966, and was thereafter at a Regular meeting of said City Council, held in said City on the 10th day of January, 1967, duly passed and adopted by the following vote:

AYES: COUNCILMEN: Scott, Capurro, Ragan, Smith, Reichmuth
NOES: COUNCILMEN: None
ABSENT: COUNCILMEN: None

Signed and approved this 10th day of January, 1967.

ATTEST:

CITY CLERK ANITA GANNON

MAYOR JOHN M. REICHMUTH

Councilman Capurro stated he went there, music was toned down, but cars were noisy, if given permission to continue music, Mr. MacArthur would be responsible to keep same toned down.

Councilman Scott said he went there also and asked if back street could be posted to keep cars out, was told this street also serves about 5 homes. Councilman Capurro asked Chief of Police if same was a city street or private. Chief stated same is an alley actually maintained by city.

Councilman Scott asked if we have any legal right to pass on this, if any more disturbances we will act accordingly. City Attorney said MacArthur has a striving business and up to him to keep order.

Hal Matteucci spoke in favor of MacArthur running an orderly place and council should give all consideration possible.

Councilman Scott moves to recind all previous action with reference to abating a nuisance which literally wipes the slate clean, with the admonition Mr. MacArthur keep up his best efforts to keep the noise at a minimum. Councilman Smith seconds same. Motion passed on following vote:

Ayes Councilmen: Scott, Smith, Reichmuth

Abstaining Councilman: Capurro

Absent Councilman: Ragan

Meeting adjourned at 8:00 p.m.

Anita Gannon, City Clerk

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Minutes of the regular meeting of the San Anselmo City Council held on December 13, 1966,

Present Councilmen: Scott, Capurro, Ragan, Smith, Reichmuth
Mayor Reichmuth, presiding

Councilman Scott moves approval to minutes of Nov. 8, 22 and special meeting of December 1, 1966. Councilman Smith seconds same. Passed unanimously

Memo from Parks & Recreation Commission stating they had interviewed five consultants who had submitted proposals for the initial planning of Sorich Ranch. The Commission stated following three firms as qualified to do this plan.

Ribera & Sue

Wm. Kapranos

Signey M. Lewin

and recommends to council that Ribera & Sue be employed.

Councilman Ragan asked Paul Brand what criteria was used in selecting this company. Paul read memo on procedure used.

Councilman Smith would like to interview all three, hold a meeting with commission. Councilman Scott would like to see Greek Theatre included, also more playing areas, consider selling off portion of ranch. Needs a good topographical survey, City Engineer stated Division of Highways maps are accurate enough. Paul Brand stated thought has been given to a theatre. Councilman Capurro would like to see Memorial Park finished first, asked how far can we go on \$1000.00. Paul said this is for preliminary plan, feels this will be a general outline.

Councilman Ragan said to interview three firms would be just doing work all over, Commission has come up with recommendation.

Councilman Scott said have used Kapranos for free and when we have a fee we ignore him, don't feel this is fair, would like some answers as to why he was'nt picked and would go far as to proposed him. Councilman Smith satisfied with Kapranos work and that is why he would like to interview all three.

Mayor Reichmuth stated there are three things for council to decide on (1) hire now (2) hold meeting and interview (3) put over until next meeting.

Councilman Ragan asked Kapranos if he was familiar with obtaining any funds. He stated he was, also he has donated his services at times and has been paid for some things, feels embarrassed.

Councilman Capurro feels same as Councilman Scott, only preliminary plan and would like to see Mr. Kapranos do same and moves with due respect to Commission preliminary plan for Sorich Ranch be given to Mr. Kapranos, fee \$1000.00. Councilman Scott seconds same. Passed unanimously

Preliminary plan for construction of Sir Francis Drake from Tunstead to Ross - presented, Mr. Hoffman spoke on same, Mr. Kapranos presented landscape plan, stating some trees (19) would have to be removed but will be replaced by other trees.

Mr. Hoffman stated he believes only (13) trees will have to be removed. Councilman Capurro disturbed about removal of trees. Mr. Kapranos said some are on the border-line of curb and should be removed.

John West asked about bus shelter and need for same. Mr. Kapranos said he would be happy to explore same.

Councilman

Councilman Capurro would like to meet with Ross, also have a representative from Bus Company meet, revamp landscape plan to save some trees, would like to do this before approving plan.

City Engineer said we have to meet with Ross on control of signals also on left hand turn. Mr. Hoffman said Ross has had a meeting and will have a final meeting sometime in January. Councilman Ragan moves to authorize Whitlow to proceed with final plans and specs for construction of Sir Francis Drake. Councilman Scott seconds same. Passed unanimously

Mr. Johnson, PG & E representative spoke on utilities, they would like some indication of what methods council would like PG & E to proceed with. City Engineer to check on Gas Tax money being used on underground wiring. John West said city spending great deal of money on downtown area, going a long way to improve same. so far no levy on taxpayers, feels city would not be a bit unfair in asking property owners to share, council should go full underground. Matter will be put on agenda for next meeting.

Petition read requesting the abatement of a Nursery School at 24 Myrtle Lane. Diane McSweeney stated school under College of Marin who pay for two faculty members, mothers staff school, 7 adults there and no more than 25 children. Councilman Smith said this has come up before and same resolved, has school enlarged so much as to cause this problem. Mary Donnelly asked if this was permitted without permit. City Engineer stated this is a non-conforming use. David Faw, member of school board spoke. Mayor Reichmuth asked if neighbors could get together with school board and work something out-he would like to look into this further.

City Attorney said lots of details, someone should investigate facts -minutes of Planning Commission around 1952 should be checked. City Administrator to check same. Councilman Scott said maybe Mr. Faw could help out, same put on agenda for next meeting.

James Reed spoke on Architectural Control ordinance. Planning Commission recommends same, would like to have City Attorney's opinion on same. Mr. Buresh stated he went over this, everything contained can be handled in zoning ordinance, that leaves design of building, no objection to ordinance, don't know how good it will be. Councilman Scott asked City Attorney if there was anything improper in same. Attorney said in effect it is censorship - literally a board of censor - he would recommend that five be on board - it would take a majority of the board to pass. Mrs. West read memo from How Owners, Mary Donnelly stated same would be wonderful addition to city, council should appoint responsible people, same could prove successful.

Councilman Ragan moves City Attorney be directed to prepare Design Review Ordinance. Councilman Scott seconds same. Motion passed on following vote:

Ayes Councilmen: Scott, Capurro, Smith, Ragan
Noes Councilman: Reichmuth

Renewal of taxicab agreement for 1967.

Councilman Smith moves agreement be renewed. Councilman Ragan seconds. Passed unanimously

Councilman Capurro moves parking at Lot "A" be limited to 2 hour parking. Councilman Ragan seconds same. Passed unanimously

Councilman Ragan moves parking in new parking lot at Pine/San Anselmo Ave. be limited to 2 hours. Councilman Scott seconds same. Passed unanimously

Memo from City Engineer restricting parking on Sir Francis Drake between Loma Robles Drive & El Cerrito Ave. for westbound traffic during evening commute hours, stating ordinance should provide for tow-away zone between the hours of 4 and 6 PM. Councilman Scott stated he is not in favor of tow-away zone. Councilman Ragan moves to authorize City Attorney to prepare tow-away ordinance for area - motion withdrawn. City Attorney to check code, same can be done by resolution.

Matter of approving sale of property to Mrs. Sohner, same sold for \$25.00. Councilman Ragan moves approval of sale and authorize Mayor and City Clerk to sign deed. Councilman Scott seconds same. Unanimously passed.

Matter of appointment to Mosquito Abatement District. Term of Warren Landon expires on December 31, 1966. Mayor stated he would like to talk to Mr. Landon. Councilman Ragan moves approval to his appointment subject to his willingness to accept. Councilman Scott seconds. Passed unanimously

Following is the eligible list of successful candidates for the position of Street Sweeper Operator.

John McCarthy	82.574%
D. McDowell	78.948
F. Chelgren	76.716
Arlen Alley	76.668
Wm. Stokely	73.748
E. Kuibusauskas	73.718
Ed Ray	70.400

Councilman Ragan moves to promulgate list. Councilman Scott seconds. Passed unanimously

Councilman Ragan moves approval to the appointment of John McCarthy, effective Jan. 3rd, starting salary \$505.00. Councilman Scott seconds same. Passed unanimously

Request from Mrs. Moreau asking council to reconsider agreement with County Library. Mrs. Moreau present spoke to council on advantages of joining same. Mr. Yates, member of Library Board stated council voted 4-1 against joining about one year ago, if San Anselmo joins they will have to serve free other cities who have no libraries. No indication from Board that any sufficient number of the Board favor this agreement. Councilman Capurro wishes San Anselmo Library to remain for San Anselmo people. Councilman Ragan feels same way. Mr. Seidmann spoke in favor of joining. Councilman Scott moves San Anselmo not join County Library. Councilman Ragan seconds same. Unanimously passed.

Report from City Engineer: Bids were received from the following for trimming trees on Butterfield Road.

Sohner -	985.00	Bettini -	1219.00
Morrison	1525.00	Howell	445.00
Davie	1520.00		

Council spoke on low bid of Howell and instructed City Engineer to go over specifications thoroughly, go out with him and check trees to be sure he understands work to be done.

Matter of water problem on Los Angeles Blvd. City Attorney consulted with City Engineer, owner of property Reggie Wing to be notified he is permitting a nuisance and ask him to put in curb and gutter and if he does city will take care of paving - if he declines matter will be referred to Attorney.

Matter of tree in creek on Park Drive -Mr. Siedman asked council to delay action as Mr. Kapranos is working on landscape plans for them - if Mr. Kapranos recommends cutting tree down Mr. Siedman will do at own expense. Mrs. Irwin said this tree is unsafe and dangerous to her property. Mr. Siedman willing to cooperate just asking for more time - this matter be put on agenda for next meeting.

On matter of proposed agreement for zoning ordinance between Cities and County - Mr. Goodall present spoke on same - total cost 120,000.00 - each city will receive a zoning ordinance, map of city showing area that would be zoned under new ordinance - no cost to city except work of three hours per month by city staff worker. Councilman Scott stated County ignores city on many occasions, does not give one bit and he would be against same. City Attorney feels city can write own ordinance.

Warren Perry stated he understands study is going on whether San Anselmo is interested - feels great advantage to have same ordinance, having nothing to lose, if ordinance does not meet with our approval would be no loss to city. City Engineer feels important to keep abreast of what is going on in county - Mr. Heinecke also spoke on same.

Councilman Capurro Moves to enter into agreement with county on zoning contract. Councilman Ragan seconds same. Motion failed on following vote:

- Ayes Councilmen: Capurro, Ragan
- Noes Councilmen: Scott, Smith, Reichmuth

Matter of slide on Timothy Avenue, City Engineer reported owner will have to install a sub-drain, it would be to city's advantage to continue drain down street and recommends city cooperate with Mr. Tessandori and continue 125 lin.ft., city cost approx \$1200.00 (@ \$8.55 per lin.ft.)

Councilman Ragan moves to go along with recommendation of City Engineer and proceed with plan. Councilman Smith seconds. Passed unanimously

On matter of Pine Street parking lot - considerable amount of sidewalk was hallow underneath, Mr. Flautt authorized sidewalk be taken care of in the amount of \$400.00, area is muddy, mud will have to be removed and bring in some material, there will be an additional cost, would like authorization to proceed. Councilman Capurro feels matter of mud is under contract and should be absorbed by contractor. Councilman Ragan moves to authorize payment of \$400.00 for sidewalk. Councilman Smith seconds same. Motion passed on following vote:

Ayes Councilmen: Capurro, Ragan, Smith, Reichmuth
Noes Councilman: Scott

Councilman Capurro moves to grant 5 days extension for work on parking lot at Pine/ San Anselmo Ave, per recommendation of City Engineer. Councilman Ragan seconds same. Passed unanimously

Transfer of funds as presented by Controller in the amount of \$73,150.00. Councilman Ragan moves approval of transfer. Councilman Scott seconds same. Passed unanimously

Request from Sunnyhills Shopping Center for permission for free standing sign. Councilman Ragan moves approval. Councilman Smith seconds same. Passed unanimously

Ordinance No. 543 Regulating the removing and destruction of trees. Read in full.

Ordinance No. 542 Rezoning of 25 Ancha Vista Ave. Read by title.

Leavitt
all
Resolution No. 1127 ~~Claims and Demands for the month of November. Councilman Ragan moves adoption. Councilman Scott seconds same. Passed unanimously.~~

Councilman Capurro brought up the matter of compensation for Councilmen and would like same put on agenda for next meeting.

Mr. Leoncini addressed City Council on general city matters.

Meeting adjourned at 1:00 A.M. until January 5, 1967 when City Council will meet with Department Heads.

Anita Gannon, City Clerk

Minutes of the regular meeting of the San Anselmo City Council held on
January 10, 1967.

Present Councilmen: Scott, Capurro, Ragan, Smith, Reichmuth
Mayor Reichmuth, presiding

Councilman Ragan moves approval of minutes of December 13, 1966. Councilman Smith seconds same. Passed unanimously.

BIDS: Were opened from the following for purchasing of new street sweeper:

Western Traction Co.	13,402.56	26,705.12	combined with Fairfax
Nixon Egli	12,558.00	25,116.00	" " "

City Engineer recommends council hold for analysis until next meeting, he will meet with Fairfax. Same agreeable with council.

John Musser, Marin County Election Department. present at meeting on invitation from Council to explain matters concerning elections, selection of polling places, etc. Mr. Musser discussed selection of polling places, answered questions from council on same, stated could use help in finding adequate polling places. Council felt they could look into matter of helping election board on finding polling places. Mayor Reichmuth thank Mr. Musser for coming to meeting and presentation made. No action necessary.

APPEAL by Stephen & Hamilton Dean for lot split at 115 Tamalpais Avenue. This lot split was denied by the Planning Commission. Mr. Schweitzer, Attorney representing property owners presented list of 10 property owners in area who are in favor of this lot split.

Warren Perry stated large house on property, feeling of Planning Commission if they allow two substandard lots they would be bearing from standards set forth in ordinance, not a hardship, property can be improved even if not subdivided.

Councilman Ragan stated have zoning ordinance and this is the law and council is here to uphold same, 6 to 1 vote of Planning Commission to deny, council should not ignore this vote, this is a beautiful lot and could be developed and feels council should uphold Planning Commission decision.

Mrs. Del Tredici and Mrs. Brier living in area feel it would enhance neighborhood. Anne West opposes lot split, most lots in neighborhood are large and would not like to see any sub-standard lots in this area.

Councilman Ragan moves appeal be denied. Councilman Scott seconds motion. Motion passed on following votes:

Ayes Councilmen: Scott, Ragan, Reichmuth

Noes Councilmen: Capurro, Smith

Report on Project 53:

City Engineer presented plan of landscaping of Sir Francis Drake, explained amount of trees to be removed, areas where lawn will be planted and general layout, stated some of these trees to be replaced by others, recommended council examine these trees, see if they want to save some, remove others.

Councilman Scott stated they were told as many trees as possible would be saved, but hears different amount every time.

Mr. Bettini and Mr. Leoncini stated trees should be preserved, forget about planting a lawn as same will not grow under elm trees.

Councilman Capurro moves to go along with City Engineers recommendation that (8) elm trees be removed, forget lawn and instruct engineer to do any deciding to save trees.

Councilman Scott seconds same. Passed unanimously

City

City Engineer read memo regarding signals at Bolinas Avenue, sharing of cost with Town of Ross. Councilman Ragan moves approval on recommendation of City Engineer. Councilman Smith seconds same. Passed unanimously

Councilman Ragan moves approval of City Engineers recommendation there be no right turn from San Anselmo Avenue to Bolinas Avenue between 7 and 9 a.m. and no left turn from Bolinas Avenue to San Anselmo Avenue between 4 to 6 p.m. Monday thru Friday.

Councilman Smith seconds same. Passed unanimously

Matter of undergrounding utilities reported on and discussed by council, City Engineer hopes to have further information for next meeting.

Councilman Scott feels people in area should be contacted and made aware of this.

Property owners present at meeting spoke against cost to them, not in favor of same.

Councilman Scott stated feels people here don't want to spend the money, looks like we will have to go to poles. After further discussion

Councilman Smith moves to go to overhead wiring (modernized wood pole). Councilman Scott seconds same. Unanimously passed.

Councilman Ragan stated on matter of trees people will not be assessed for removal of any trees per rumor,

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Approval of agreement between City and Whitlow, Hofmann & Albritton for engineering service - project 53.

Councilman Ragan moves to authorize Mayor and City Clerk to sign same. Councilman Scott seconds same. Passed unanimously

Matter of tree on Seiderman property, City Engineer reported he talked to Mr. Seiderman today and Mr. Kapranos examined tree and was to give report to Mr. Seiderman but he had not received same and would like another two weeks time. Councilman Capurro moves to hold over for two weeks, must be resolved by then or action will be taken, no more delay. Councilman Ragan seconds same. Passed unanimously

Progress payments:

Pine/San Anselmo Avenue parking lot amount \$9,106.30. Councilman Ragan moves approval of payment. Councilman Smith seconds same. Motion passed on following vote:

Ayes Councilmen: Capurro, Ragan, Smith, Reichmuth

Abstaining Councilman: Scott

Progress payment: Creekside parking area in the amount of \$11,177.97. Councilman Ragan moves approval. Councilman Smith seconds same. Passed unanimously

Claim by Ruth M. Mau, 59 Brookside Drive

Councilman Capurro moves to deny claim and refer to Insurance Carrier. Councilman Ragan seconds same. Motion passed on following vote:

Ayes Councilmen: Capurro, Ragan, Smith, Reichmuth

Abstaining Councilman: Scott

Resignation of David Banfield from Police Dept. Councilman Ragan moves to accept resignation. Councilman Smith seconds same. Passed unanimously

Request from Chief of Police for appointment of David Oliva, R60, Step A, \$556.00 effective January 16, 1967. Councilman Scott moves approval to above appointment. Councilman Ragan seconds same. Passed unanimously

Report made by City Engineer on slide at 90 Woodside Drive.

Mr. Salza owner of property made formal complaint against city people forcing their way into his home, his contention city knew about springs under this house before it was built, feels city is at fault, house on fill and same not compact at that time. Mayor asked City Attorney his opinion - City Attorney stated city has no liability. Mr. Chas. Best, 64 Woodside Drive stated have had mud slides, water comes down there, he paid \$125.00 to keep water from jumping onto his property, could get a storm sewer put in which might help.

City Engineer said he went out there last year also several times since, did fill with liquid tar, cracks opened up this year, went up there with street crew to see what they could do - Paul stated they went up and filled cracks.

Mayor stated council feels for Mr. Salza, but can't spend city money for private help. Councilman Capurro and Paul Pyles publicly apologized to Mr. Salza for any inconvenience caused him. Dr. Carter, 88 Woodside Drive stated if get more rain feels he is going to have as much trouble as Mr. Salza and disagrees with City Attorney that city has no liability, should be some recompense by city at this time. Mayor stated only recourse file claim. City Engineer feels may help situation by additional basin on Woodside. Mayor asked City Engineer to investigate suggestion of Mr. Best.

City Engineer read letter from Division of Highways regarding use of gas tax money on Project 53, no action necessary.

Request from resident's of Sir Francis Drake between Suffeld & Butterfield regarding trimming trees. City Engineer said money not in budget, maybe city crew could trim low branches - Mr. Bettini spoke on trimming of trees on Butterfield Roads, stated same not trimmed according to specs. City Engineer said he got Mr. Howell back two times - Paul Pyles assured him today trees are now balanced. Mayor suggests Mr. Bettini take a look and if anything not done according to specs. To contract City Engineer.

Request to install a retaining wall at Drake High School.

Councilman Ragan moves request be granted. Councilman Scott seconds. Passed unanimously

Resolution No. //32 Establishing no-parking zones on the south side on Sir Francis Drake Blvd. opposite the Red Hill Shopping Center at all times, and on the north side of Sir Francis Drake Blvd. from Loma Roblesto El Cerrito between the hours of 4 to 6 PM. Councilman Ragan moves adoption. Councilman Smith seconds. Passed unanimously

Resolution No. //30 Accepting deed to real property from Douglas Anawalt, etc. Councilman Ragan moves adoption. Councilman Scott seconds. Passed unanimously

Resolution No. //33 Adopting and submitting budget for Engineers Fund Amount. \$3000.00. Councilman Capurro moves adoption. Councilman Ragan seconds same. Passed unanimously

Resolution No. //31 Claims and Demands for the month of December. Councilman Scott moves adoption. Councilman Ragan seconds same. Passed unanimously

Ordinance No. 543 Regulating the removal or destruction of trees on undeveloped property within the City. Councilman Ragan moves to dispense with further reading and adoption. Councilman Scott seconds same. Passed unanimously

Ordinance No. 542 Changing the property classification from C-3 to R-3, property located at 25 Ancha Vista. Councilman Ragan moves approval. Councilman Scott seconds same. Passed unanimously

Ordinance No. 544 Repealing R-4 zoning. Read in full

Ordinance No. 541 An ordinance amending Articles 9,10,11 and 12 of Chapter 3, Title 10 of the San Anselmo Municipal Code by requiring use permits for certain uses in C-1, C-2, C-3 and CM Districts. Read in full as urgent ordinance. Councilman Ragan moves adoption. Councilman Scott seconds same. Passed unanimously

City Attorney reported NWP RR suit coming up and recommends appraisers go over their appraisals and update them for trial, approximate cost \$500.00. Councilman Scott moves allocate \$500.00 trial expense to be expended as necessary. Councilman Ragan seconds same. Passed unanimously. Councilman Scott City Attorney if he could give an estimate of any additional costs.

Matter of compensation for Councilmen discussed. City Attorney said 36516, Government Code states council may enact ordinance for compensation, amount \$150.00 per month - this amount may be increased or decreased by vote of people.

Mayor stated this has been discussed before he feels \$150 per month is high.

Councilman Scott stated he is going to oppose this - no money in budget, don't know where money is coming from.

Councilman Smith stated he always felt council should receive some pay, \$150. high, but it's law. Councilman Ragan feels should be paid.

Councilman Capurro moves council adopt ordinance for compensation amount \$150.00 per month. Councilman Ragan seconds same. Motion passed on following vote:

Ayes Councilmen: Capurro, Ragan, Smith

Noes Councilmen: Scott, Reichmuth

Mr. Kaepfel Asked council's approval to continue with extra help in office when necessary. Councilman Capurro moves approval. Councilman Ragan seconds. Passed unanimously

Mr. Cordone present asked council's approval to have utilities turned on at his property on Sir Francis Drake - City Engineer reported interior painted, outside painting is incomplete - minor items to be done, suggests if council allows utilities to be turned on, require outside painting to be completed in a couple of weeks. Mr. Cordone said place is rented and furniture stored there and therefore needs heat turned on. Councilman Scott moves no operation of business until painting is completed. Councilman Capurro seconds same. Motion passed on following vote:

Ayes Councilmen: Scott, Capurro, Smith, Reichmuth

Noes Councilman: Ragan

Matter of going over applications for position of Administrator, Mayor stated he would like San Rafael City Manager to assist council with applications, same agreeable to council. Councilman Scott asked about getting credit rating on these people, some people in city who could do some checking.

Meeting adjourned 12:00 until January 12, 1967 when council will meet to go over applications for Administrator.

Anita Gannon, City Clerk