



RESOLUTION No. 14-418

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION EXTENDING THE SUSPENSION OF PUBLIC ACCESS TO THE PUBLIC TRAIL EASEMENTS THROUGH THE GOLDEN OAKS, LODESTAR UNIT II, AND SUNSHINE VALLEY SUBDIVISIONS TO AUGUST 31, 2016 AND DIRECTING STAFF TO CONTINUE THE PROCESS OF PLANNING AND DEVELOPING A PUBLIC HIKING TRAIL IN ALL THREE SUBDIVISIONS

WHEREAS, on June 1, 1993, at the request of the Nevada County Historical Landmarks Commission, the Board of Supervisors accepted for public use offers of dedication for pedestrian, equestrian, and public fishing access from Golden Oaks Final Map No. 75-1, a recreational easement 40 feet in width from Lodestar Unit II Final Map No. 76-12.1, and a pedestrian trail from Sunshine Valley Final Map 77-29.1 for purposes of preserving the "Emigrant Trail" or "Donner Trail" as an important historical landmark per Resolution 93252; and

WHEREAS, on April 19, 2000, the Nevada County Transportation Commission approved five regional projects for funding under the 1999 Federal Transportation Enhancement Activity (TEA) funding program, including \$137,256 to the Overland Emigrant Trail project by the Bear River Recreation and Park District; and

WHEREAS, on August 10, 2005, the Nevada County Transportation Commission approved reallocating 1999 TEA funding from the Overland Emigrant Trail project to the Combie/Magnolia Roads Multi-Purpose Path Project per Resolution 05-36; and

WHEREAS, right-of-way has been dedicated and accepted for a public trail, but the trail easements are primarily in a natural or unimproved condition, trail development is currently constrained by the lack of an established recreation provider and funding source for trail development and management and identified physical restrictions to trail development, and there is the presence of sensitive resources that may be exposed to significant impacts without appropriate trail development; and

WHEREAS, on December 7, 2010, the Board of Supervisors authorized temporary suspension of public access to the public trail easements through the Golden Oaks, Lodestar Unit II, and Sunshine Valley subdivisions, per Resolution 10-590, for a period of one year in the interest of maintaining public health and safety, to provide for environmental protection, and to allow staff time to address practical issues concerning the right-of-way including inconsistent allowable use types between subdivisions, connectivity gaps due to abandoned public road offers of dedication, and limited opportunities to provide ingress/egress from a public road; and

WHEREAS, on November 8, 2011, the Board of Supervisors authorized a second temporary suspension of public access to the public trail easements through the Golden Oaks, Lodestar Unit II, and Sunshine Valley subdivisions, per Resolution 11-521, for an additional eighteen months to more thoroughly evaluate other issues involved in this complex matter, collect information to address those issues, assemble well thought out solutions, and build neighborhood consensus prior to returning to the Board for further consideration; and