

COUNTY OF MENDOCINO IGNACIO

860 North Bush Street · Ukiah · California · 95482 120 West Fir Street · Ft. Bragg · California · 95437

Assessor

Cloverdale Rancheria

Redwood Valley Rancheria

Department of Forestry/ CalFire

IGNACIO GONZALEZ, INTERIM DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org/pbs

July 10, 2018

Planning – FB Department of Transportation Environmental Health - Fort Bragg Building Inspection - Fort Bragg

CASE#: V_2018-0003 DATE FILED: 5/11/2018 OWNER: WILLIS TEX & LYNNE SUZA SAWYER APPLICANT: STEVEN WOOD Sherwood Valley Band of Pomo Indians Fire District Anderson Valley

REQUEST: Variance to allow a 466 sq. ft. single story accessory building consisting of a workout room, a bathroom and a garage to be built within the required front yard setback. The required setback from the center of the existing private road (Whipple Ridge Road) is 45 ft., while the applicant requests a setback of 30 ft. from the center of Whipple Ridge Road. Existing on the site is a 1,480 sq. ft. single family residence. A variance is requested due to the rear half of the lot sloping steeply downhill towards Indian Creek.

LOCATION: 0.4± miles, southeast of the town of Philo, 700 ft. east of Hwy. 128, located at 8821 Whipple Ridge Rd., Philo (APN:046-080-21).

STAFF PLANNER: Keith Gronendyke **RESPONSE DUE DATE:** July 24, 2018

PROJECT INFORMATION CAN BE FOUND AT:

https://www.mendocinocounty.org/government/planning-building-services/public-agency-referrals

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <u>pbs@mendocinocounty.org</u>. Please note the case number and name of the project coordinator with all correspondence to this department.

We have reviewed the above application and recommend the following (please check one):

No comment at this time.

Recommend conditional approval (attached).

Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)

Recommend denial (Attach reasons for recommending denial).

Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).

Other comments (attach as necessary).

REVIEWED BY:

Signature _____

Department _____

Date _____

REPORT FOR: VARIANCE

REQUEST: V rd fi R LOCATION: .4 1 ACREAGE: 0.6± a GENERAL PLAN:	equired setback from the ce ve feet, while the applicant tidge Road. Existing on the requested due to the rear 40± miles, southeast of the 28 The property address is	are foot single story accessory building rage to be built within the required from enter of the existing private road (Whi requests a setback of thirty feet from a site is a 1,480 square foot single fam half of the lot sloping steeply downhil town of Philo, more specifically 700 fe 8821 Whipple Ridge Road, Philo (AF ZONING: Rural Residential (RR5) SUPERVISORIA	ht yard setback. The pple Ridge Road) is forty- the center of Whipple hily residence. A variance I towards Indian Creek. eet east of State Highway PN:046-080-21). COASTAL ZONE: NO
REQUEST: V rd fi R is LOCATION: .4 1 ACREAGE: 0.6± a	bom, a bathroom and a gara equired setback from the ce ve feet, while the applicant kidge Road. Existing on the requested due to the rear $40\pm$ miles, southeast of the 28 The property address is acre	rage to be built within the required from enter of the existing private road (Whi requests a setback of thirty feet from site is a 1,480 square foot single fam half of the lot sloping steeply downhil town of Philo, more specifically 700 fe s 8821 Whipple Ridge Road, Philo (AF	nt yard setback. The pple Ridge Road) is forty- the center of Whipple nily residence. A variance I towards Indian Creek. eet east of State Highway PN:046-080-21).
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AGENT:			a consisting of a workout
	STEVE WOOD, ARCHITEC	СТ	
APPLICANT: S	AME AS OWNER		
OWNER:	TEX and LYNNE SAWYER		

RELATED CASES ON SITE: Administrative Permit AP47-90 to permit the temporary use of a travel trailer while residence was constructed. BU_2017-1066 for a foundation for the above noted accessory structure. Application is on hold pending outcome of this Variance application. **RELATED CASES IN VICINITY:**

	ADJACENT GENERAL PLAN	ADJACENT ZONING	ADJACENT LOT SIZES	ADJACENT USES
NORTH:	AG40	RL	340±Acres	Vineyard, SFD
EAST:	RR5	RR5	3±Acres	SFD
SOUTH:	RR5	RR5	3.08±Acres	SFD
WEST:	RC	I1 and RC	1.5± and 4± Acres	PG&E and Lumber Yard

REFERRAL AGENCIES:		
⊠Planning (FB)	Trails Advisory Council	
Department of Transportation	Native Plant Society	
Environmental Health (FB)	State Clearinghouse	County Addresser
Building Inspection (FB)	Caltrans	
Emergency Services	🖂 CalFire	☐Gualala MAC
⊠Assessor	Department of Fish & Wildlife	Laytonville MAC
□Farm Advisor	Coastal Commission	Westport MAC
Agriculture Commissioner		🗌 Sierra Club
⊠Cloverdale Rancheria	Division of Mines & Geology	School District
Air Quality Management District	Department of Health Services	Sewer District
	Department of Parks & Recreation	Water District
County Water Agency	Department of Conservation	🛛 Fire District Anderson Valley
Soil Conservation Service	Community Svcs	
Sonoma State University	Army Corps of Engineers	City Planning
US Fish & Wildlife Service	Sherwood Valley Band of Pomo Indians	
🖾 Redwood Valley Rancheria		
Russian River Flood Control/Water Cons	ervation Improvement District	
ADDITIONAL INFORMATION:		

ASSESSOR'S PARCEL #: 046-080-21

STAFF PLANNER: KEITH GRONENDYKE

DATE: 06/07/2018

ENVIRONMENTAL DATA (To be completed by Planner)

				COUNTY WIDE
Yes	NO	No	1.	Alquist-Priolo Earthquake Fault Zone – Geotechnical Report #GS
	NO		2.	Floodplain/Floodway Map –Flood Hazard Development Permit #FP
N	0 / N	0	3.	Within/Adjacent to Agriculture Preserve / Timberland Production
	NO		4.	Within/Near Hazardous Waste Site
	NO		5.	Natural Diversity Data Base
	NO		6.	Airport CLUP Planning Area – ALUC#
		\square	7.	Adjacent to State Forest/Park/Recreation Area.
		\square	8.	Adjacent to Equestrian/Hiking Trail.
		\square	9.	Hazard/Landslides Map
		\square	10.	Require Water Efficient Landscape Plan.
		\square	11.	Biological Resources/Natural Area Map.
\boxtimes			12.	Fire Hazard Severity Classification: 🛛 LRA 🛛 SRA-CDF#
		\square	13.	Soil Type(s)Western Soils.
		\boxtimes	14.	Wild and Scenic River.
		\square	15.	Specific Plan Area.
		\square	16.	State Permitting Required/State Clearinghouse Review
		\square	17.	Oak Woodland Area
				COASTAL ZONE
Yes	NO	Νο	16.	Exclusion Map.
	NO		17.	Coastal Groundwater Study Zone.
	NO		18.	Highly Scenic Area/Special Communities.
			19.	Land Capabilities/Natural Hazards Map.
			20.	Habitats/ESHA/Resources Map.
			21.	Appealable Area/Original Jurisdiction Map.
			22.	Blayney-Dyett Map.
			23.	Ocean Front Parcel (Blufftop Geology).
			24.	Adjacent to beach/tidelands/submerged land/Public Trust Land.
			25.	Noyo Harbor/Albion Harbor.

 501 LOW UKIAH, C Telephone: FAX: 707-4 pbs@co.me 	OF PLANNI / GAP ROAD, R A 95482 707:463-4281 (63-5709 mdocino.ca.us ndocino.ca.us/plann	OOM 1440	BUILDING	SERVICES	Case No(s) CDF No(s) Date Filed Fee Receipt No. Received by	V-2018- 5/11/2018 2,235-0 020873 KG Office Use Only	0003 3 370
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SITE AND PROJECT DESCRIPTION QUESTIONNAIRE

The purpose of this questionnaire is to relate information concerning your application to the Department of Planning and Building Services and other agencies who will be reviewing your project proposal. Please remember that the clearer picture that you give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions. Those questions which do not pertain to your project, please indicate "Not applicable" or "N/A".

THE PROJECT

A RESIDEN	CE, WELL SEPTIC SYSTEM EXUST ON THIS PA
WE PROPOSE	TO ADD A WORKOUT ROOM, CONVENIENCE POAT
ANN AGAN	AGE UMER A SINGLE ROOF AS AN ACCESSION
	. NO GRADING OF VEGETATION REMOVAL IS
REQUIRED.	THE PROPOSED STRUCTURE IS 466 SQ. FT.
<u>.</u>	
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2 Sturraturne / A at Commence	Numbe	r of Units	1	quare Footag	ze
2. Structures/Lot Coverage		· Proposed	Existing	Proposed	Tota
Single Family	1	ø	1480	ø	148
Duplex Multifamily					
XOther: WORKOVT, BATH, GARA	ere Ø		Ø	466	466
Other: Other:					

Total Structures Paved Area Ø				, 	
Landscaped Area Unimproved Area				**************************************	
Unimproved Area					41.614
 GRAND TOTAL (Equial to gross ar 3. If the project is commercial Estimated employees per sh Estimated shifts per day: Type of loading facilities pr 4. Will the proposed project b 	l, industrial or instit nift: roposed:	utional, compl		νε: Ν.Α.	·····
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	Will vegetation be removed on areas other than the building sites and roads? Yes XNO
	Explain:
	······································
6.	Will the project involve the use or disposal of potentially hazardous materials such as toxic substances,
	flammables, or explosives? 🔲 Yes 🙀 No If yes, explain:
	How much off more a line will be a line of the
•	How much off-street parking will be provided? Number Size
	Number of covered spaces 12' x 24' IN GARAGE
	Number of uncovered spaces 2 24' x 24' for Ac
	Number of handicapped spaces
	Existing Number of Spaces 2 Proposed Additional Spaces 1
	Total 3
•	Is any road construction or grading planned? 🗌 Yes 🛛 🕅 No If yes, grading and drainage
	plans may be required. Also, describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.).
	· · · · · · · · · · · · · · · · · · ·

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	For grading or road construction, complete the following:
	A. Amount of cut
	D.Maximum height of cut slope20"feetE.Amount of import or exportØcubic yards
	F. Location of borrow or disposal site $\mathbf{N} \cdot \mathbf{A}$.
10.	Does the project involve sand removal, mining or gravel extraction? If yes, detailed extraction, reclamation and monitoring plans may be required?
1.	Will the proposed development convert land currently or previously used for agriculture to another use? Yes No
	If yes, how many acres will be converted? acres. An agricultural economic feasibility study may be required.
2.	Will the development provide public or private recreational opportunities? Yes X No If yes, explain below:
3.	Is the proposed development visible from 14. Is the proposed development visible from a
-	State Highway 1 or other scenic route? park, beach or other recreational area?
	TYes XNo
5.	Does the development involve diking, filling, dredging or placing structures in open coastal water, wetlands, estuaries or lakes?
	Diking: Yes 🛛 No
	Filling: Yes X No
	Dredging: Yes X No
	Placement of structures in:
	open coastal waters
	T wetlands
	estuaries
	🗌 lakes
	If so, amount of material to be dredged or filled? <u>N.A</u> cubic yards.
	$\mathbf{N} = \mathbf{N} \cdot \mathbf{A}$
	Location of dredged material disposal site? N.A ·
	Has a U.S. Army Corps of Engineers permit been applied for? Yes No

17.	Utilities will be supplied to the site as follows:	
	A. Electricity:	
177 ⁷ .	Utility Company (service exists to the parcel) Utility Company (requires extension of service to site:feetmiles) On Site Generation - Specify:	
	B. Gas: PROPANE	
	Utility Company/Tank On Site Generation - Specify:	
	C. Telephone: 🔀 Yes 🗌 No	
18.	What will be the method of sewage disposal?	
	 Community sewage system - Specify supplier Septic Tank Other - Specify: 	
19.	What will be the domestic water source:	
	☐ Community water system - Specify supplier ▼ Well ☐ Spring ☐ Other - Specify:	
20.	Are there any associated projects and/or adjacent properties under your ownership? Yes No If yes, explain (e.g., Assessor's Parcel Number, address, etc.):	
	·	
21.	List and describe any other related permits and other public approval required for this project, including those required by other County departments, city, regional, state and federal agencies:	
	BUILDING PERMIT: BU 2017-1066	

	THE STE
22.	Describe the location of the site in terms of readily identifiable landmarks (e.g., mailboxes, mile posts, street intersections, etc.):
	WHIPPLE RIDGE ROAD, 1/4 MILE +/- FROM JUNCTION W/ HIMMY 128, APPROX 100 YDS FROM PGZE SUBSTATION ON RIGHT.
	APPROX 100 YDS FROM PGEESUBSTATION ON RIGHT.
23.	Are there existing structures on the property? X Yes No If yes, describe below, and identify the use of each structure on the plot plan or tentative map if the proposal is for a subdivision.
	EXISTING RESIDENCE
24.	Will any existing structures be demolished? 🗌 Yes 🛛 No
	Will any existing structures be removed? Yes No If yes to either question, describe the type of development to be demolished or removed, including the relocation site, if applicable?
25.	Project Height. Maximum height of existing structures 24 feet. Maximum height of proposed structures 12 feet.
	Gross floor area of existing structures 1480 square feet (including covered parking and accessory
26.	buildings). Gross floor area of proposed structures <u>466</u> square feet (including covered parking and accessory buildings).

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28.	Briefly describe the project site as it exists bef structures and their uses, slopes, soil stability, aspects. Attach any photographs of the site th	plants and animals,	and any cultural, h	on existing istorical or scenic
	EXISTING RESIDENCE IS BUILT	ON RELATIVE	PLIAT ADJACE	INT. TO
	ROAD SEPTICEYSTEM & WEL	n occupy par	4 OF REMAIN	mit
	FLAT. SOUS ANE SAMOY LOAM	W/ SCATTER	so chesic co	Postes.
	BALANCE OF SITE IS EXTREM	NELY STEEP	BUFF TO IN	DUAN
	CREEK. PARTY WOMEN W	BAY GAK	TRIEEG.	
29.		aluding information	1 on plants, animals	and any
29.	Briefly describe the surrounding properties, in cultural, historic or scenic aspects. Indicate th intensity. Attach any photographs of the vicin	e type of land use (u	ise chart below) and	l its general
29.	cultural, historic or scenic aspects. Indicate th	he type of land use (i nity that you feel w	use chart below) and ould be helpful.	l its general
29.	cultural, historic or scenic aspects. Indicate th intensity. Attach any photographs of the vicin	nity that you feel w	nse chart below) and ould be helpful. <u>, PUBLIC UTIU</u>	UTTES (
29.	cultural, historic or scenic aspects. Indicate th intensity. Attach any photographs of the vicin ADJACENT PROPERTIES SIMILA	nity that you feel we we . INDUSTRIA AND , AG MO	nse chart below) and ould be helpful. <u>, PUBLIC UTIU</u>	UTTES (
29.	cultural, historic or scenic aspects. Indicate th intensity. Attach any photographs of the vicin ADJACENT PROPERTIES SIMILA CHURCH, RESIDENTIA, VINEY	nity that you feel we we . INDUSTRIA AND , AG MO	nse chart below) and ould be helpful. <u>, PUBLIC UTIU</u>	UTTES (
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29.	Indicate the surrounding land uses:	nity that you feel we we . INDUSTRIA AND , AG MO	nse chart below) and ould be helpful. <u>L, PUBLIC UTIU</u> NICER 1715VSU South	UTTES (
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	Indicate the surrounding land uses:	East	nse chart below) and ould be helpful. <u>L, PUBLIC UTIU</u> NICER 1715VSU South	West
	cultural, historic or scenic aspects. Indicate the intensity. Attach any photographs of the vicin ADJACENT PROPERTIES SIMULA CHURCH, RESIDENTIA, VINEY BARNS & EQUIP MENT STONA Indicate the surrounding land uses: North Vacant Residential	East	nse chart below) and ould be helpful. <u>L, PUBLIC UTIU</u> NICER 1715VSU South	Its general UTTES (Mathematical West X
	cultural, historic or scenic aspects. Indicate the intensity. Attach any photographs of the vicin ADJACENT PROPERTIES SIMULA CHURCH, RESIDENTIAL, VINEY BARNS & EQUIP MENT STONA Indicate the surrounding land uses: North Vacant Residential Agricultural	East	nse chart below) and ould be helpful. <u>L, PUBLIC UTIU</u> NICER 1715VSU South	West
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FINDINGS FOR VARIANCES OUTSIDE THE COASTAL ZONE MENDOCINO COUNTY CODE SECTION 20.200.020(A) THROUGH (E)

Please provide information to substantiate the required findings. All of the five findings must be substantiated by adequate and accurate information. Attach additional information if necessary.

(A) That there are special circumstances applicable to the property involved, including size, shape, topography, location, or surrounding;
A SMALL PARCEL W/ STEEPTOPOCRAPHY TO SOUTH, A BUFF DROPPING TO

INDIAN CREEK. APPROXIMATELY 2/3 OF SITE CANNOT BE BUILTUPON DUE TO SLOPE AND NECESSARY PROTECTION OF CREEK.

- (B) That such special circumstances or conditions are not due to any action of the applicant subsequent to the application of the zoning regulations contained in the Division; THE LIMMATIONS ARE INHERENT IN THE CHARACTERUTICS OF THE SITE, AND HAVE NOT PIECH CREATED PYANY ACTION OF THE APPLICANT
- (C) That such variance is necessary for the preservation and enjoyment of a substantial property right possessed by other property in the same vicinity and zone and denied to the property in question;

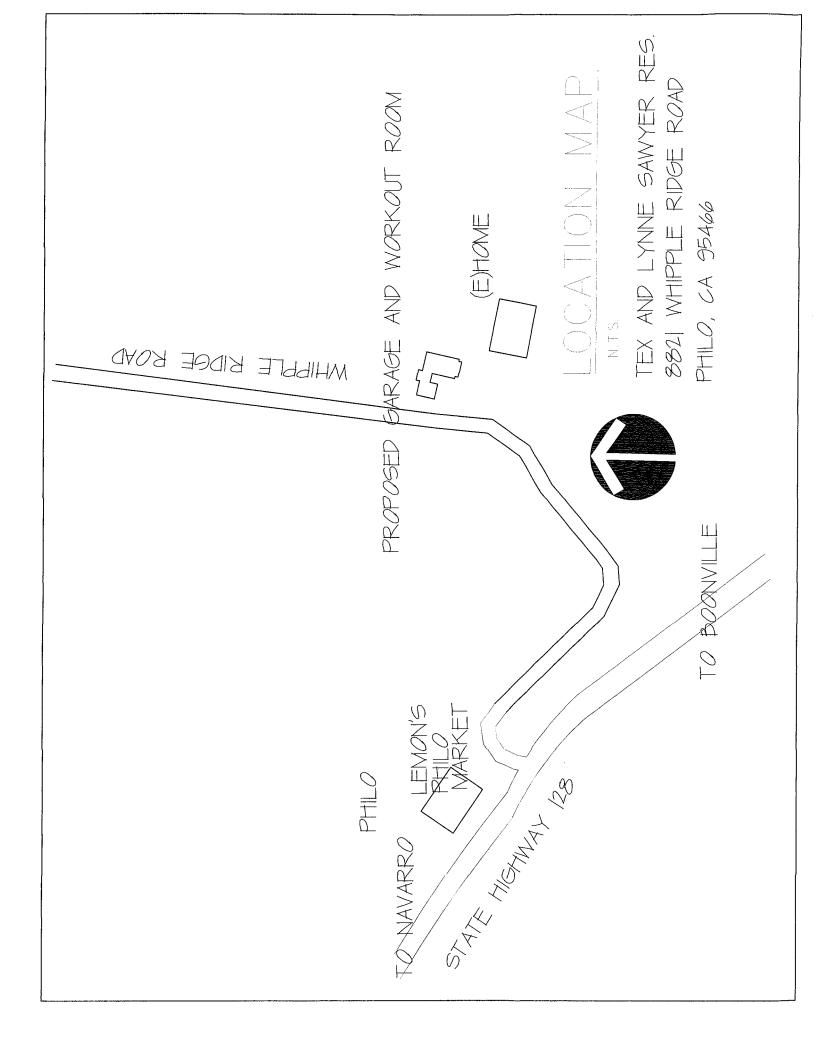
OTHER PROPERTIES ON WHIPPLE RIDGE ROMO HAVE BUILT STRUCTURES WITHIN "CORPLAN PRESERVADON" SETBACKS, WITH OR WITHOUT VARIANDES. SPECIFICANY, SCHARFFEN BERGER CELLANG HAS ANAMARKE FOR WORKER HOUSING.

(D) That the granting of such variance will not be materially detrimental to the public welfare or injurious to the property or improvements in such vicinity and zone in which the property is located;

A VARIANCE FOR THIS PROJECT WILL BE IN NO WAY HAMMEN TO FUBLIC WELFARE, OR PROPERTY OR IMPROVEMENT IN THE VICINITY AND ZONG IN WHILL THE PROPERTY IS LOCATED

(E) That the granting of such variance will not adversely affect the General Plan.

THE VARIANCE WILL NOT ADVERSELY AFFELT THE GENERAL PLON





Mendocino County Planning and Building Services

860 North Bush Street Ukiah, CA 95482 (707) 234-6650

Paid By: STEVEN WOOD P.O. BOX 166

BOONVILLE CA 95415

Project Number: V_2018-0003 Project Description: Sawyer, front yard setback Site Address: 8821 WHIPPLE RIDGE RD 120 West Fir Street Fort Bragg, CA 95437 (707) 964-5379

V 2018-0003

Receipt: PRJ_020873 Date: 5/11/2018 Pay Method: CHECK 3887 Received By: KEITH GRONENDYKE`

Fee Description	Account Number	Qty	Fee Amount
BASE FEES	1100-2851-822605		\$1,848.00
V BASE			\$1,848.00
DOT FEES	1100-1910-826182		\$160.00
V DOT DOT2G			\$160.00
GENERAL PLAN	1100-2851-826188		\$116.00
			\$116.00
RECORDS MANAGEMENT	1222-2852-826260		\$111.00
			\$111.00

Total Fees Paid:

\$2,235.00

STEVEN WOOD ARCHITECT

May 10, 2018

Keith Gronendyke, Planner III County of Mendocino Department of Planning Re: BU 2017-1066 8821 Whipple Ridge Road Philo, CA 95466 AP 46-08-21, Zoned RR5

Mr. Gronendyke-

Thank you for meeting with me and Mr. Sawyer yesterday. I will summarize our conversation to help us each remember the information that was exchanged. Mr. and Mrs. Sawyer would like to build a workout room, convenience rest room and garage. Whipple Ridge Road is considered a Local Road-Rural under Mendocino County Department of Transportation standards.

I said that we are concerned with two issues:

- That Mr. Sawyer's property, with its existing residence, has very limited area for additional construction. The house is sited on relatively flat ground adjacent to Whipple Ridge Road; the bulk of the property is an extremely steep bluff sloping down to Indian Creek. The setbacks dictated by the zoning are 20' from property lines. Their planned construction falls outside of those limits. It does, however, fall <u>within</u> the additional 25 feet of "Corridor Preservation" associated with Whipple Ridge Road.
- 2) That numerous other properties along Whipple Ridge Road have structures built within the 25' corridor preservation limit, as I demonstrated with a Google Earth image overlaid with the setback lines. You helped us research one property, owned by Scharffenberger Cellars, which was granted a variance to build within the setbacks.

You said that you felt we had a good case for the variance, given the obvious limitations of Sawyer's lot, and the several buildings on other lots along Whipple Ridge Road that were either built before the Corridor Preservation rule existed or was enforced, or for whom a variance was issued.

Thank you for your time and advice. We would appreciate your help in shepherding our application through the process of achieving a Variance.

Sincerely,

KWood

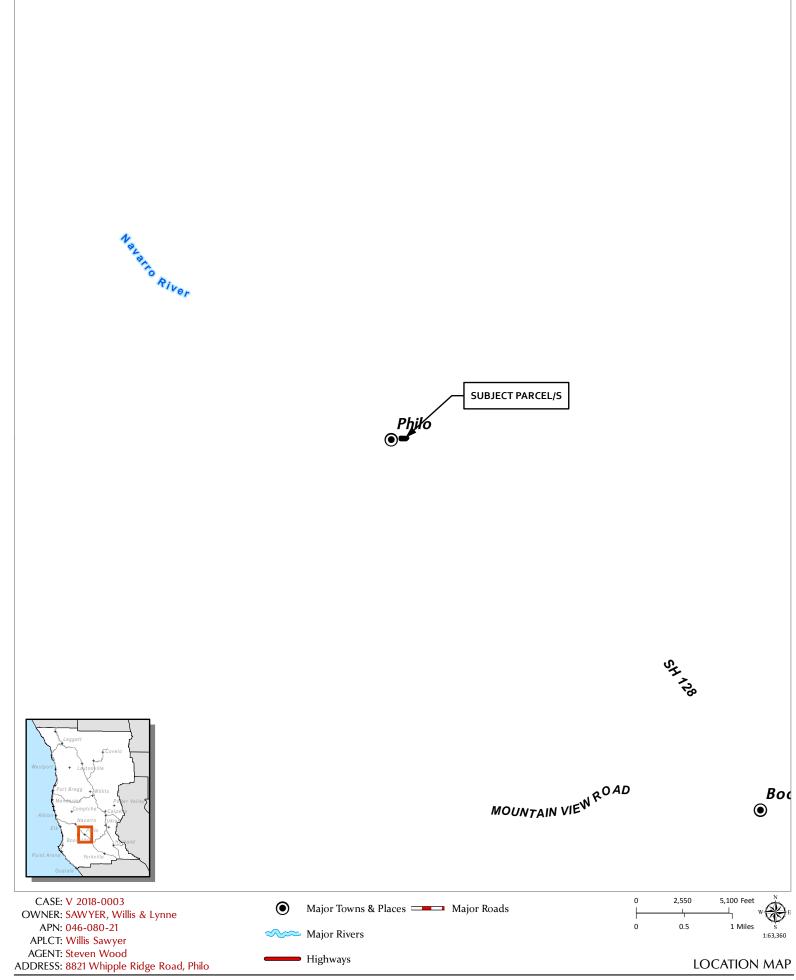
Steven Wood, AIA on behalf of Tex and Lynne Sawyer

PO BOX 166 BOONVILLE, CA 95415 OFFICE: 14265 HIGHWAY 128, BOONVILLE 707-895-2500 stevenkwood1945@gmail.com Cal Lic C32893

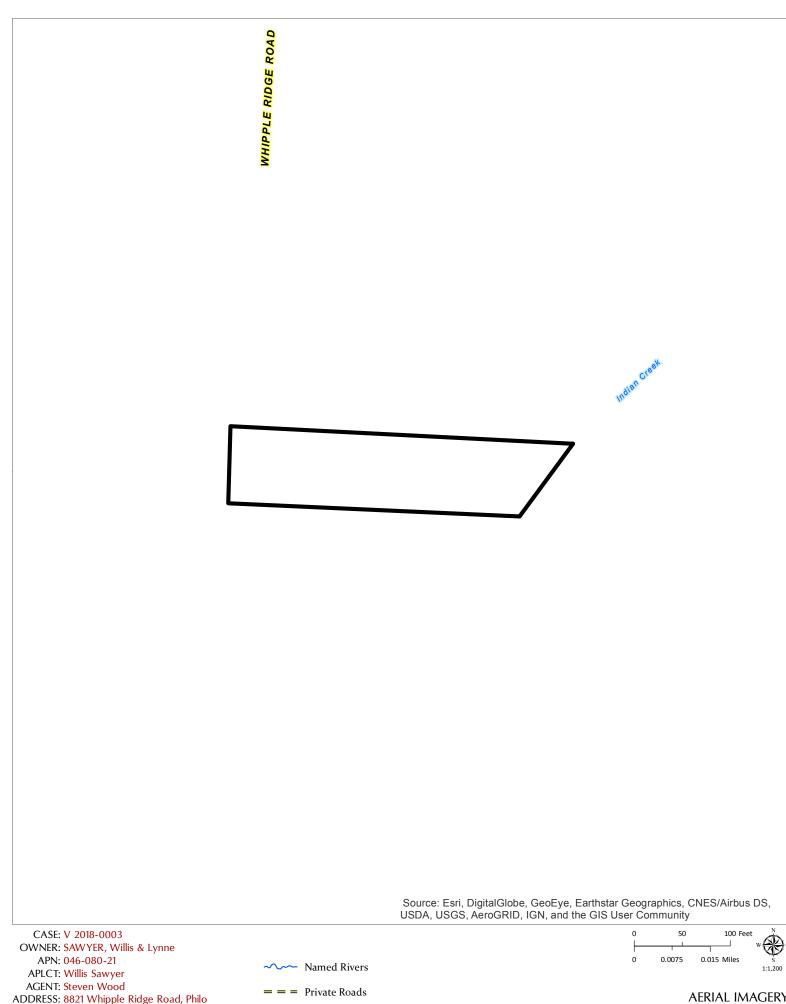
CASE: V 2018-0003 OWNER: SAWYER, Willis & Lynne APN: 046-080-21 APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo

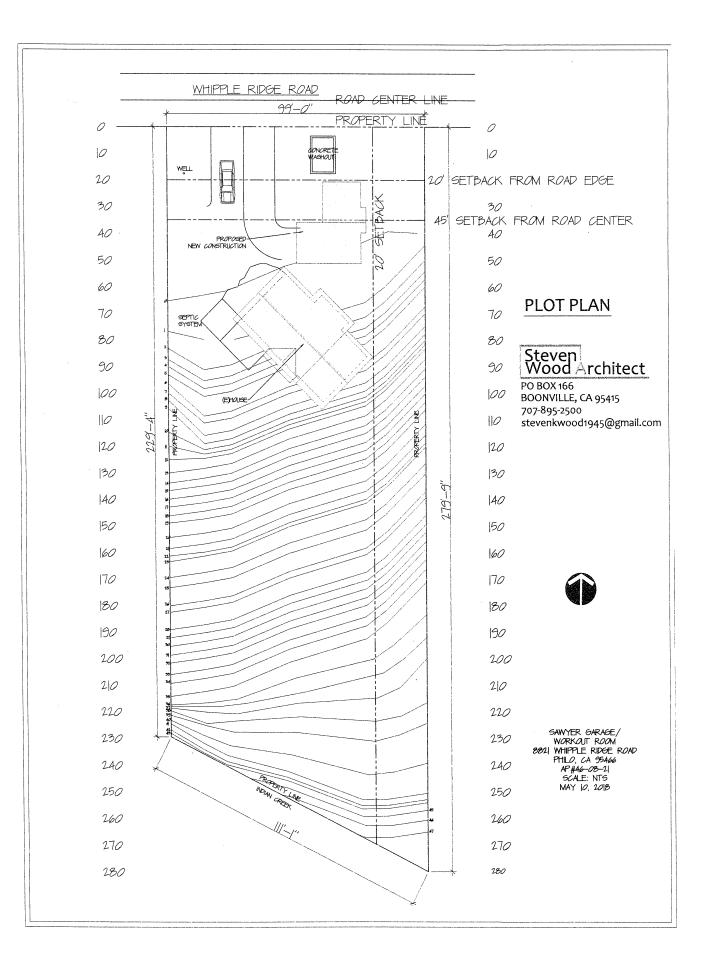
LOCATION MAP

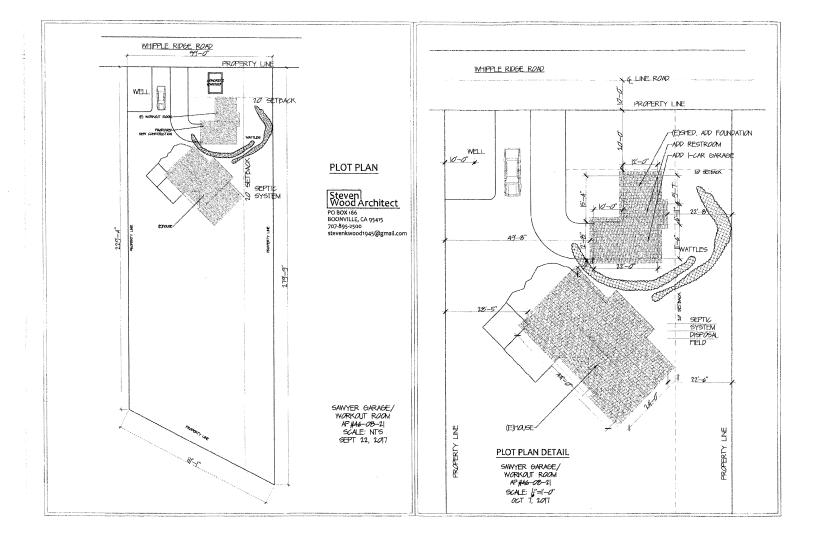
CASE: V 2018-0003 OWNER: SAWYER, Willis & Lynne APN: 046-080-21 APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo

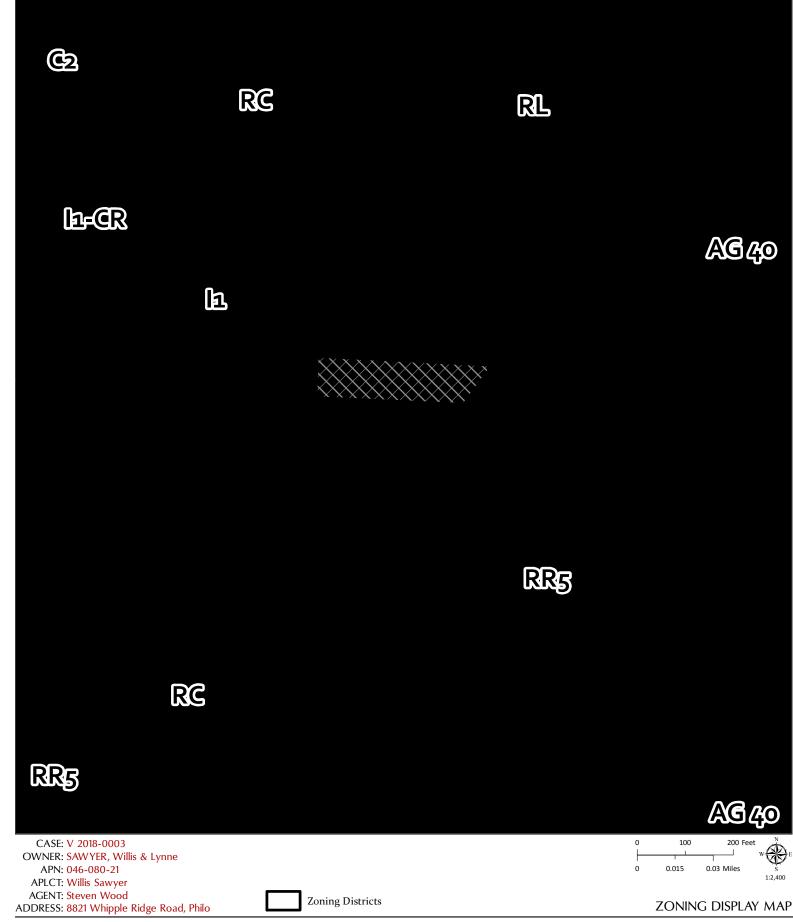


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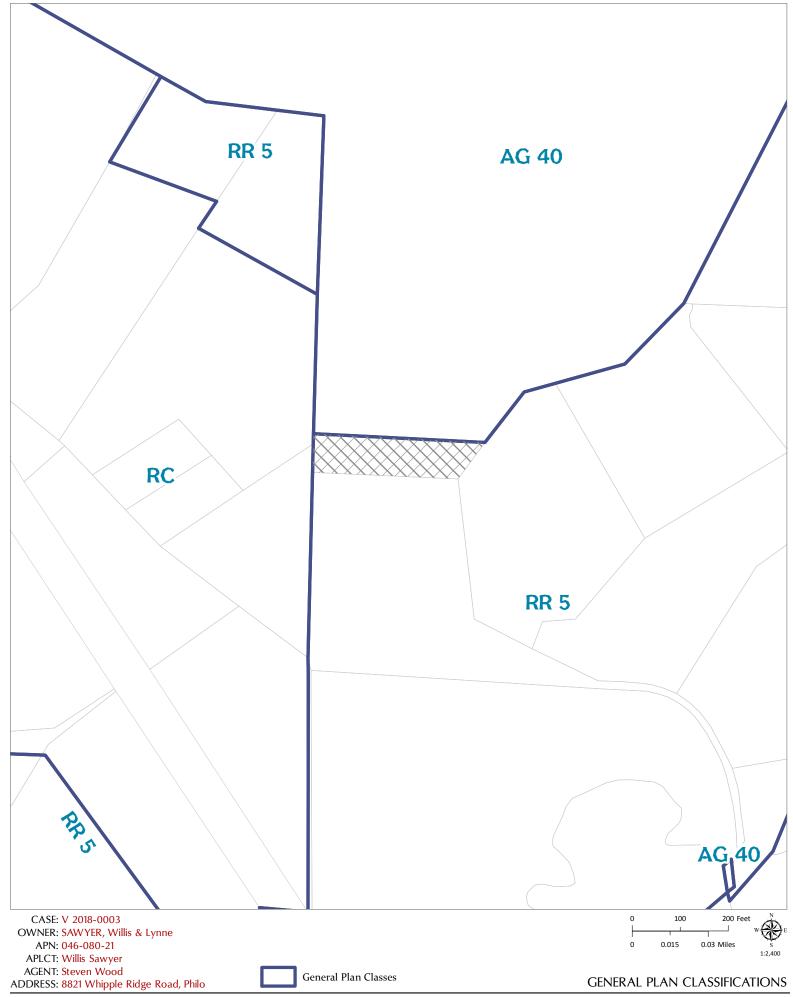




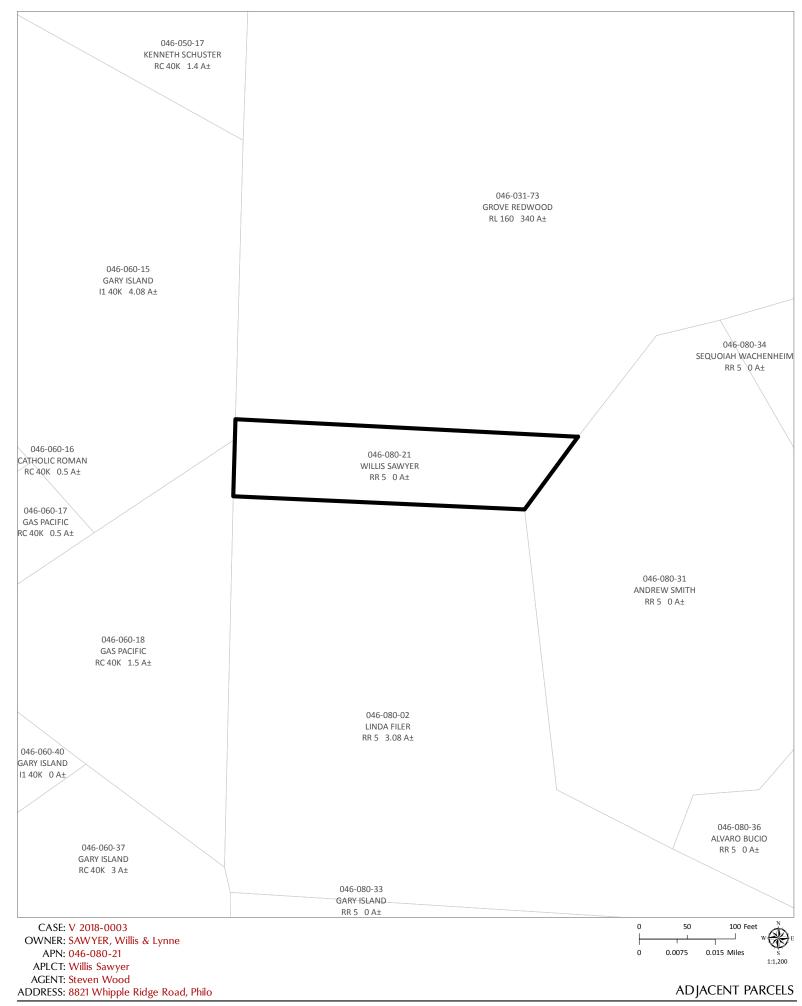




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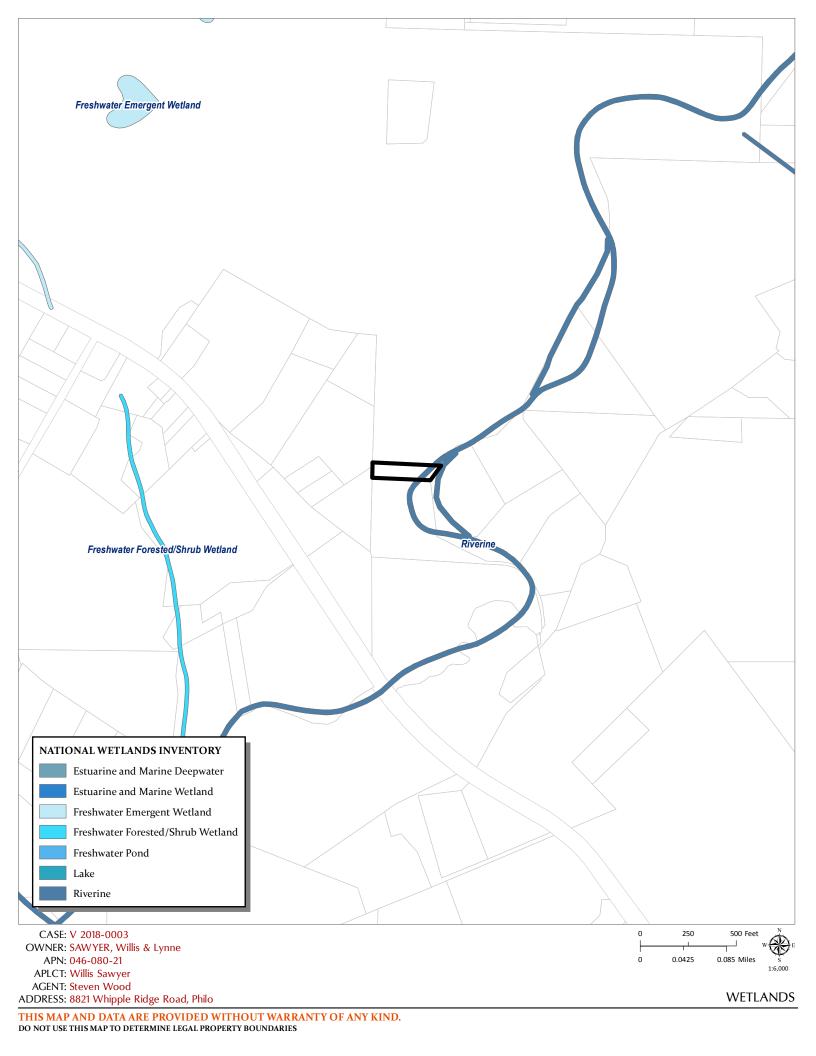
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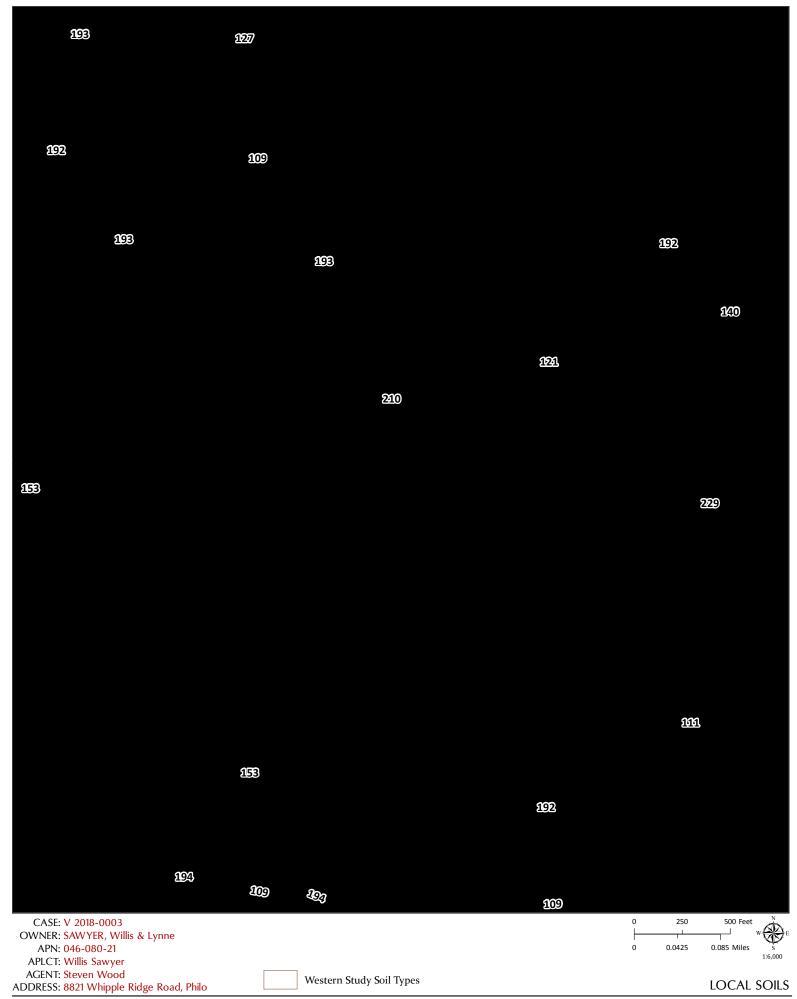


CASE: V 2018-0003 OWNER: SAWYER, Willis & Lynne APN: 046-080-21 APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo

WILDLAND-URBAN INTERFACE ZONES

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AREA OF MINIMAL FLOOD HAZARD Zone X

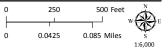
ZoneA

FLOOD HAZARD AREAS

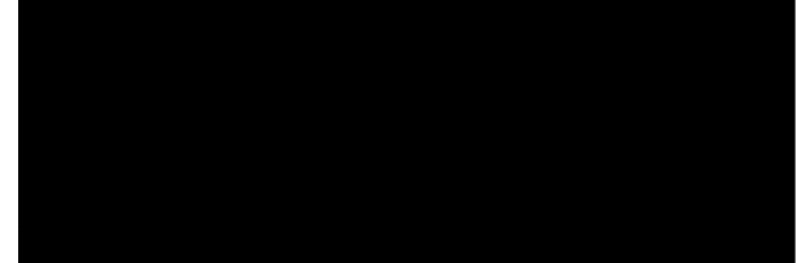
1% Annual Chance Flood Hazard

CASE: V 2018-0003 OWNER: SAWYER, Willis & Lynne APN: 046-080-21 APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo





FEMA FLOOD ZONE NFIP MAPS, JULY 18th, 2017



CASE: V 2018-0003 DWNER: SAWYER, Willis & Lynne	County Fire Districts
APN: 046-080-21 API CT: Willis Sawyer	High Fire Hazard

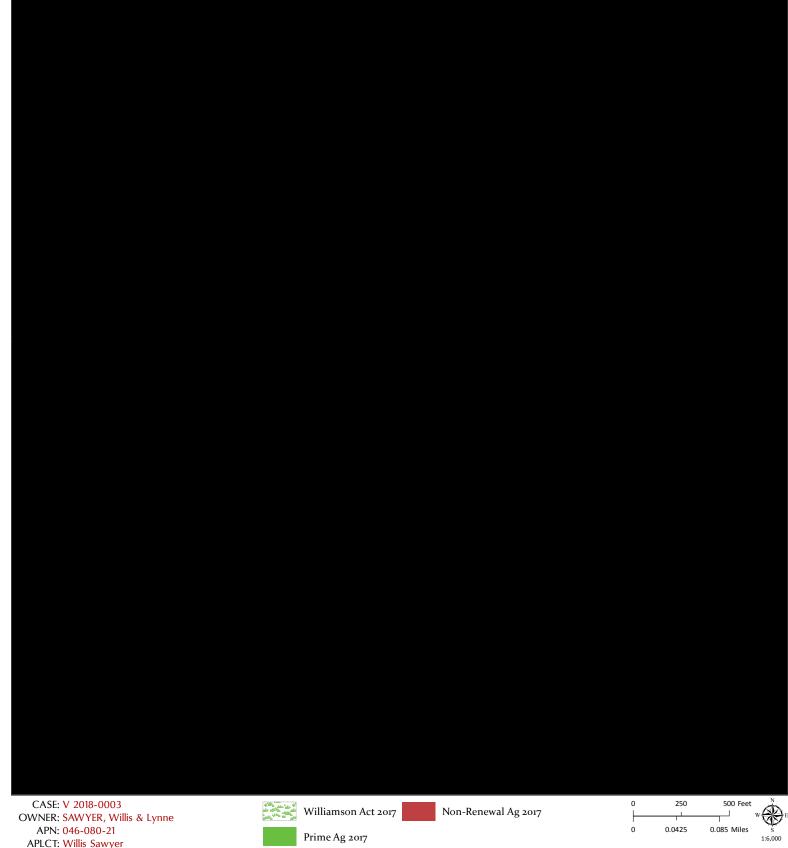
250 0 500 Feet ----' w 🏵 ł -0 0.0425 0.085 Miles 1:6,000

(APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo

Moderate Fire Hazard

FIRE HAZARD ZONES & RESPONSIBILITY AREAS STATE RESPONSIBILITY AREA

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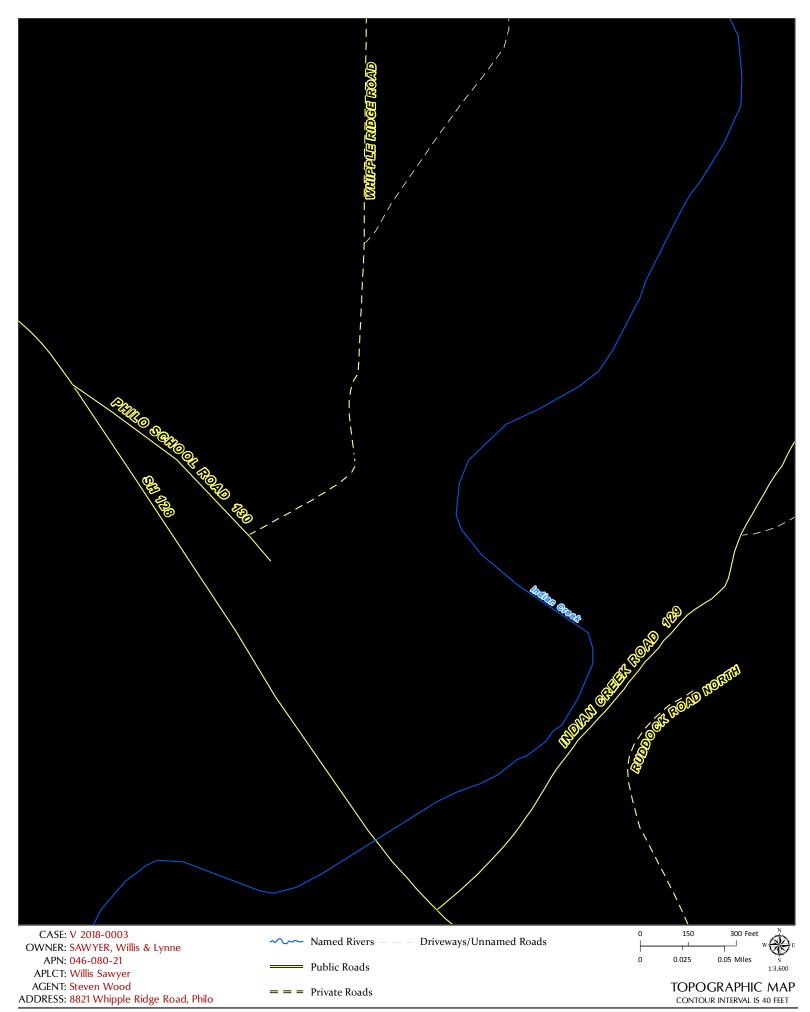
APLCT: Willis Sawyer AGENT: Steven Wood ADDRESS: 8821 Whipple Ridge Road, Philo

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Non-Prime Ag 2017

LANDS IN WILLIAMSON ACT CONTRACTS

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