



Legislation Details (With Text)

File #: 24-456 **Version:** 1 **Name:**

Type: Action Item **Status:** Agenda Ready

File created: 4/17/2024 **In control:** BOARD OF SUPERVISORS

On agenda: 4/23/2024 **Final action:**

Title: Consideration of Rescission of Urgency Ordinance 3106 Requiring Land Use Applicants to Provide Enhanced Water Analysis During a Declared Drought Emergency

Sponsors: Michael Green

Indexes:

Code sections:

Attachments: 1. Ordinance3106

Date	Ver.	Action By	Action	Result
4/23/2024	1	BOARD OF SUPERVISORS		

Memorandum

Date: April 23, 2024

To: The Honorable Lake County Board of Supervisors

From: Michael S. Green, District 4 Supervisor

Subject: Consideration of Rescission of Urgency Ordinance 3106

Executive Summary:

On July 27, 2021, your board enacted Ordinance 3106, titled as “an urgency ordinance requiring land use applicants to provide enhanced water analysis during a declared drought emergency.” The ordinance required hydrology reports to be prepared for all types of land-use applications without consideration of the project type or other site-specific conditions affecting water usage.

The county’s local drought emergency declaration was terminated by your board April 2, 2024. Nonetheless, the Community Development Department retains authority to require hydrological studies, among other studies, as deemed necessary when reviewing land-use applications.

As confirmed by county counsel, Ordinance 3106 contained a sunset clause that rescinded the ordinance in its entirety upon the termination of the local drought emergency declaration. This rescission is not easily documented in MuniCode or Granicus without formal board action. The recommended action would create a formal record that Ordinance 3106 is no longer in effect.

If not budgeted, fill in the blanks below only:

Estimated Cost: _____ Amount Budgeted: _____ Additional Requested: _____ Future Annual Cost: _____

Purchasing Considerations (check all that apply):

Not applicable

Fully Article X. <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeld=COOR_CH2AD_ARTXPU_S2-

- 38EXCOBI>- and/or Consultant Selection Policy <http://lcnet.co.lake.ca.us/Assets/Intranet/Policy/Policies+§126+Procedures+Manual/Ch4_2021v2.pdf>-Compliant (*describe process undertaken in "Executive Summary"*)
- Section 2-38 <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI> Exemption from Competitive Bidding (*rationale in "Executive Summary," attach documentation, as needed*)
- For Technology Purchases: Vetted and Supported by the Technology Governance Committee <<http://lcnet.co.lake.ca.us/Assets/Intranet/Intranet+Forms/Information+Technology/AdvPlan.pdf>> ("Yes," if checked)
- Other (*Please describe in Executive Summary*)

Consistency with Vision 2028 <<http://www.lakecountyca.gov/Government/Directory/Administration/Visioning/Vision2028.htm>>

(check all that apply):

- | | | |
|--------------------------------------------------|-----------------------------------------------------------------|---------------------------------------------------------------------------------|
| <input type="checkbox"/> Well-being of Residents | <input type="checkbox"/> Not applicable | |
| <input type="checkbox"/> Economic Development | <input type="checkbox"/> Public Safety | <input checked="" type="checkbox"/> Disaster Prevention, Preparedness, Recovery |
| <input type="checkbox"/> Community Collaboration | <input type="checkbox"/> Infrastructure | <input type="checkbox"/> County Workforce |
| | <input checked="" type="checkbox"/> Business Process Efficiency | <input type="checkbox"/> Clear Lake |

Recommended Action: Move to rescind urgency Ordinance 3106