Legislation Details (With Text)

File #:	21-715	**Version:**	1	**Name:**	
Type:	Action Item			**Status:**	Agenda Ready
File created:	7/22/2021			**In control:**	BOARD OF SUPERVISORS
On agenda:	7/27/2021			**Final action:**	
Title:	11:30 A.M. - Consideration of An Interim Urgency Ordinance Imposing a Temporary Prohibition (Moratorium) On the Issuance of Early Activation Permits for Land Use Projects within the Unincorporated Area of the County of Lake				
Sponsors:	Moke Simon, Jessica Pyska				
Indexes:					
Code sections:					
Attachments:	1. EA Ordinance				

Date	Ver.	Action By	Action	Result
7/27/2021	1	BOARD OF SUPERVISORS	Adopted	Pass

Memorandum

Date: **July 27, 2021**

To: **The Honorable Lake County Board of Supervisors**

From: **Moke Simon, District 1 Supervisor**
Jessica Pyska, District 5 Supervisor

Subject: **Consideration of an Interim Urgency Ordinance Imposing a Temporary Prohibition (Moratorium) On the Issuance of Early Activation Permits for Land Use Projects within the Unincorporated Area of the County of Lake**

Executive Summary: (include fiscal and staffing impact narrative):
The Community Development Department (CDD) Ad-Hoc Committee recommends to your Board adopting this ordinance to establish a temporary prohibition (moratorium) on the issuance of early activation (EA) permits for land use projects located within the unincorporated areas of the County of Lake.

California Government Code 65858 grants the Lake County Board of Supervisors the authority to adopt an interim Urgency Ordinance to protect the public safety, health, and welfare of the residents of Lake County by prohibiting land uses that may conflict with a contemplated General Plan, Specific Plan, or zoning proposal that the County is considering, studying, or may study in a reasonable period of time.

The CDD Ad-Hoc Committee has determined the following, 1) a prohibition (moratorium) is necessary in order to address a significant backlog of applications for EA permits and to ensure that

such permits are not issued without a thorough consideration of the narrowly-prescribed circumstances pursuant to which such permits may be issued and 2) an Interim Urgency Ordinance is necessary to allow the Community Development Department sufficient time to study and assess various approaches to the land use permitting process to ensure that zoning regulations are developed whereby permittees are not delayed by an early activation process when a streamlined use permit process is more advantageous to effective land use planning, offers certainty to permittees, and fosters critical environmental review and public comment.

This interim Urgency Ordinance shall take effect immediately upon its adoption by a four-fifths vote of your Board and shall continue in effect for forty-five (45) days from the date of its adoption. All EA applications submitted before the effective date of this Ordinance and deemed acceptable by the Community Development Department will be allowed to proceed in the review process.

If not budgeted, fill in the blanks below only:
Estimated Cost: _____ Amount Budgeted: _____ Additional Requested: _____ Future Annual Cost: _____

Consistency with Vision 2028 and/or *Fiscal Crisis Management Plan* (check all that apply): ☐ Not applicable

☐ Well-being of Residents	☐ Public Safety	☐ Infrastructure	☐ *Technology Upgrades*
☐ Economic Development	☐ Disaster Recovery	☐ County Workforce	☐ *Revenue Generation*
☐ Community Collaboration	☐ Business Process Efficiency	☐ Clear Lake	☐ *Cost Savings*

If request for exemption from competitive bid in accordance with County Code Chapter 2 Sec. 2-38, fill in blanks below:

Which exemption is being requested?
How long has Agreement been in place?
When was purchase last rebid?
Reason for request to waive bid?

Recommended Action: Adopt an interim Urgency Ordinance imposing a temporary prohibition (moratorium) on the issuance of early activation permits for land use projects located within the unincorporated area of the County of Lake and authorize Chair to sign.