

COUNTY OF MENDOCINO  
 DEPT OF PLANNING & BUILDING SERVICES  
 120 WEST FIR STREET  
 FORT BRAGG, CA 95437  
 Telephone: 707-964-5379

Case No(s) EM-2020-0003  
 CDF No(s) N/A  
 Date Filed 8/28/2020  
 Fee \$ 2,049.16  
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 Received by Matt Gaines  
 /Office Use Only

**EMERGENCY PERMIT APPLICATION FORM**

Name of Applicant	Name of Owner(s)	Name of Agent
DAVID BOWER	NORTH GUAYALA WATER COMPANY	RANDY BURKE
Mailing Address	Mailing Address	Mailing Address
PO Box 1000 GUAYALA, CA 95445	PO Box 1000 GUAYALA, CA 95445	PO Box 1000 GUAYALA, CA 95445
Telephone Number	Telephone Number	Telephone Number
(707) 884-3579	(707) 884-3579	(707) 884-3579

Project Description: *Temporary installation of 2 (each) 4,500 gallon water tanks to replace a failing existing wood potable water supply tank referred to as the PARR TANK. The temporary water tanks installation will facilitate removing of the failing wooden tank offline with subsequent removal from the tank's current site while allowing application for replacement by a more competent and permanent water supply tank and associated waterlines to upgrade the distribution system for a dependable potable water supply which will include fire protection upgrades. Once taken offline, the hazards of water damaging effects, the threats to residential neighbors, and the insurance of water supply to 117 water customers will result.*

Driving Directions  
 The site is located on the E (N/S/E/W) side of Highway 1 on Sunset Drive (name road) approximately 1.0 (feet/miles) E (N/S/E/W) of its intersection with STATE Hwy ONE (provide nearest major intersection).

Assessor's Parcel Number(s)  
143-222-0700 & 143-223-0900

Parcel Size  <u>400</u>	<input checked="" type="checkbox"/> Square Feet <input type="checkbox"/> Acres	Street Address of Project <u>4650 SUNSET DRIVE</u>
<p><b>Please note:</b> Before submittal, please verify correct street address with the Planning Division in Ukiah.</p>		

# EMERGENCY PERMIT APPLICATION QUESTIONNAIRE

The purpose of this questionnaire is to relate information concerning your application to the Planning & Building Services Department and other agencies who will be reviewing your project proposal. The more detail that is provided, the easier it will be to promptly process your application. Please answer all questions. For questions which do not pertain to your project, please indicate "Not Applicable" or "N/A".

1. NATURE OF THE EMERGENCY NARRATIVE (use additional pages if necessary).

a) Describe the nature, cause and location of the emergency.

*See ATTACHED NARRATIVE*

b) Describe the remedial protective or preventive work required to deal with the emergency.

*SEE ATTACHED NARRATIVE*

c) Describe the circumstances during the emergency that justify the course(s) of action taken, including the probable consequences of failing to take action.

*SEE ATTACHED NARRATIVE*

d) Describe any secondary improvements such as wells, septic systems, grading, vegetation removal, roads, etc. that are necessary to deal with the emergency.

*SEE ATTACHED NARRATIVE*

2. Are there existing structures on the property?  Yes  No

Parr Tank, 46150 Sunset Drive, Anchor Bay, CA

August 25, 2020

NATURE OF EMERGENCY NARRATIVE ; NUMBER 1, a-d, EMERGENCY PERMIT APPLICATION QUESTIONNAIRE

The Parr Tank consists of a redwood structure atop a concrete pad with the capability of 26,000 gallons of storage. During the past 20 years, the tank has deformed as a result of a failing foundation. The tank has shifted over time and has the inclination of the tank from top to bottom of 1.25 feet. In an effort to preserve the operation of the tank, a liner has been installed and the tank's operating storage level has been reduced to between  $\frac{1}{2}$  and  $\frac{1}{3}$  of its original intended volume.

The threat of structural failure appears to be imminent. Failure of this water tank will affect two water zones (Zone 4 and Zone 5) and a total of 117 water customers. Additionally, as this tank provides water for storage to an upstream tank (Dow tank) for potable drinking water and firefighting purposes, the Parr Tank serves as a critical link to provide water to two operating pressure zones.

Following an Inspection report by State Water Resources Control Board, Division of Drinking Water of May 17, 2018 which directed the North Gualala Water Company to develop a remedy to the obvious imminent health, human, and property danger posed by the condition of this tank, North Gualala Water Company enlisted the services of MC Engineering to develop a plan of tank replacement of this failing tank. Currently the plans have been developed to replace this aging structure with a minimum 20,000-gallon capacity tank on the same property and tank footprint as currently exists, and the plans are at the 99% development stage. Lacking funds to perform this replacement, an application for State Revolving Funds or other similar funding mechanism is being made to construct this "shovel ready" project prior to this storage facility's ultimate failure.

Failure of the Parr Tank will create a health hazard to the 117 water customers by not supplying a potable drinking supply, or adequate volumes of water for firefighting. The affected Zones will be severely impacted because of Parr Tank failure. Additional to Health concerns due to lack of a potable water supply is the liability of North Gualala Water Company to claims for loss of use of residences, effects on property values and a population threatened without a potable water source.

The financial burden to replace this failing structure will be less if the tank is replaced before it fails than what the burden would be to the Water Company and its customers if the tank fails. Replacing this tank in the immediate future will provide the least amount of disruption and disservice to the residential community and provide a continuous, uninterrupted healthy potable water supply for customers and for fire protection services. As a temporary measure, two 4,500 gallon tanks are planned to be placed across the street on Sunset Drive from the tank's current location, allowing the draining and diminishing the threat of property damage while still supplying critical water to the water customers. Plumbing will be carried across the street in an underground trench to supply water to the associated temporary water storage tanks.

If yes, describe below and identify the use of each structure on the plot plan.

A 26,000 gallon wooden water tank APN 143-222-0700

A 100 SF pump building APN 143-223-0900

3. Is any grading or road construction planned?  Yes  No

Estimate the amount of grading in cubic yards \_\_\_\_\_ c.y. If greater than 50 cubic yards or if greater than 2 feet of cut or 1 foot of fill will result, please provide a grading plan.

Describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.).

FLAT Road way CROSSING, FLAT for Temporary tank placement.

4. Will vegetation be removed on areas other than the building sites and roads?  Yes  No  
If yes, explain:

5. Project Height. Maximum height of structure(s): PLASTIC TANKS 13' , Permanent TANK feet

6. Describe all exterior materials and colors of all proposed structures that are visible beyond the boundaries of the subject parcel. Green - temporary storage tanks, Beige to Green on pump building

7. Are there any water courses, anadromous fish streams, ponds, lakes, sand dunes, rookeries, marine mammal haul-out areas, wetlands, riparian areas, pygmy vegetation, rare or endangered plants, animals or habitat which support rare and endangered species located on the project site or within 100 feet of the project site? NO.

REFER TO SPADE Biological study (October 1, 2019), ATTACHED

**SUBMIT ONLY ONE COPY**

## CERTIFICATION AND SITE VIEW AUTHORIZATION

1. I hereby certify that I have read this completed application and that, to the best of my knowledge, the information in this application, and all attached appendices and exhibits, is complete and correct. I understand that the failure to provide any requested information or any misstatements submitted in support of the application shall be grounds for either refusing to accept this application, for denying the permit, for suspending or revoking a permit issued on the basis of such misrepresentations, or for seeking of such further relief as may seem proper to the County.
2. I hereby grant permission for County Planning and Building Services staff and hearing bodies to enter upon and site view the premises for which this application is made in order to obtain information necessary for the preparation of required reports and render its decision.

RANDY BURKE  
Owner/Authorized Agent

8/25/20  
Date

NOTE: IF SIGNED BY AGENT, OWNER MUST SIGN BELOW.

### AUTHORIZATION OF AGENT

I hereby authorize Randy Burke to act as my representative and to bind me in all matters concerning this application.

[Signature]  
Owner

8/25/2020  
Date

## MAIL DIRECTION

To facilitate proper handling of this application, please indicate the names and mailing addresses of individuals to whom you wish correspondence and/or staff reports mailed if different from those identified on Page One of the application form.

Name	Name	Name
Mailing Address	Mailing Address	Mailing Address

**SUBMIT ONLY ONE COPY**

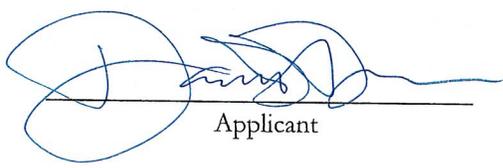
**INDEMNIFICATION AND HOLD HARMLESS**

ORDINANCE NO. 3780, adopted by the Board of Supervisors on June 4, 1991, requires applicants for discretionary land use approvals, to sign the following Indemnification Agreement. Failure to sign this agreement will result in the application being considered incomplete and withheld from further processing.

**INDEMNIFICATION AGREEMENT**

As part of this application, applicant agrees to defend, indemnify, release and hold harmless the County of Mendocino, its agents, officers, attorneys, employees, boards and commissions, as more particularly set forth in Mendocino County Code Section 1.04.120, from any claim, action or proceeding brought against any of the foregoing individuals or entities, the purpose of which is to attack, set aside, void or annul the approval of this application or adoption of the environmental document which accompanies it. The indemnification shall include, but not be limited to, damages, costs, expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, whether or not there is concurrent, passive or active negligence on the part of the County, its agents, officers, attorneys, employees, boards and commissions.

Date: 8/25/2020

  
Applicant