



Mendocino County

Legislation Details (With Text)

File #: 21-0276 **Version:** 1 **Name:**
Type: Ordinance **Status:** Consent Agenda
File created: 2/18/2021 **In control:** County Counsel
On agenda: 2/23/2021 **Final action:**
Title: Adoption of Ordinance Creating Mendocino County Code Chapters 8.77 Providing for the Abatement of Hazardous Vegetation and Combustible Material to Reduce Fire Hazards
Sponsors: County Counsel
Indexes:
Code sections:
Attachments: 1. Ordinance 4485, 2. Revised Ordinance re Proposed Ch. 8.pdf, 3. Revised Ordinance re Proposed Ch. 8.77 (redline), 4. Ordinance Summary, 5. 2-18-21 More Correspondence

Date	Ver.	Action By	Action	Result
2/23/2021	1	Board of Supervisors		

To: Board of Supervisors

From: County Counsel

Meeting Date: February 23, 2021

Department Contact: Christian Curtis

Phone: (707) 234-6885

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Adoption of Ordinance Creating Mendocino County Code Chapters 8.77 Providing for the Abatement of Hazardous Vegetation and Combustible Material to Reduce Fire Hazards

Recommended Action/Motion:

Adopt ordinance creating Mendocino County Code Chapters 8.77 providing for the abatement of hazardous vegetation and combustible material to reduce fire hazards.

Previous Board/Board Committee Actions:

On July 14, 2020, the Board of Supervisors discussed an agenda item brought forth by Supervisor Brown entitled "Preventing hazardous conditions and protecting public health and safety on rural lands in Mendocino County prone to wildfires". Supervisor Brown proposed an effective Ordinance be written to ensure greater due diligence and greater compliance by property owners to clear hazardous properties within populated communities. The Board of Supervisors by consensus directed Supervisor Brown to work with the Mendocino County Fire Safe Council to write an Ordinance for further consideration. On Sept. 22, 2020, the Board of Supervisors provided additional direction to staff regarding the drafting of an Ordinance. On Dec. 15, 2020, the Board considered a draft ordinance and directed staff to make certain changes and bring the modified ordinance back for a second, first reading. On February 9th, 2021, the introduction and waive reading of the

ordinance took place.

Summary of Request:

As fire disasters become more common, the importance of improving preventative measures increases. The draft ordinance presented for consideration today incorporates the changes that the Board directed staff to make when they considered this ordinance on Dec. 15, 202. As it was in December, this ordinance most notably designates the maintenance of hazardous vegetation and combustible material on real property as a public nuisance, and enables staff to obtain compliance through existing enforcement mechanisms including administrative abatement and civil penalties. This ordinance equips the County with a clearer and more straightforward path to addressing the presence of vegetation and materials within the County that present a fire hazard. This ordinance provides flexibility that will enable the County to immediately address the most egregious cases, and then build from there as resources become available.

Alternative Action/Motion:

Provide further direction to staff or take no action.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: n/a

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

annual recurring cost: N/A

budgeted in current f/y: No

if no, please describe:

revenue agreement: N/A

budget clarification: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Date: **FEBRUARY 24, 2021**

Final Status: Adopted

Executed Item Type: Ordinance Number: 4485

