



Mendocino County

Legislation Text

File #: 19-0344, **Version:** 1

To: Board of Supervisors

From: County Counsel

Meeting Date: April 16, 2019

Department Contact: Katharine L. Elliott

Item Type: Consent Agenda

Phone: 234-6885

**Time Allocated for
Item:** N/A

Agenda Title:

Approval of Transmission of Letter to The Office of the Attorney General Requesting that Opinion Number 17-202 be Expedited

Recommended Action/Motion:

Approve transmission of letter to the Office of the Attorney General requesting that Opinion Number 17-202 be expedited; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

None.

Summary of Request:

On February 10, 2017, County Counsel Katharine Elliott submitted a request to the Attorney General for a formal opinion regarding the County's ability to enforce a local ordinance as applied to commercial timber operations. The request sought clarification as to whether the County ordinance adopted as Measure V is partially preempted by state law. That opinion, which has been designated as Opinion Number 17-202, has not yet been issued.

During Supervisors' reports on April 9, 2019, it was reported that one or more Supervisors had individually inquired of the Attorney General as to the status of the opinion. This item is now brought forward in order to allow the full Board to request that the opinion be expedited.

Alternative Action/Motion:

Decline to approve letter.

Supplemental Information Available Online at: N/A

Fiscal Impact:

Source of Funding: N/A

Current F/Y Cost: N/A

Budgeted in Current F/Y N/A

Annual Recurring Cost: N/A

Supervisory District: ALL

Vote Requirement: Majority

Agreement/Resolution/Ordinance Approved by County Counsel: YES

CEO Liaison: Carmel Angelo, CEO

CEO Review: yes

CEO Comments:

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Executed By: Lindsey Dunham, Deputy Clerk

Date: April 17, 2019

Final Status Approved

