

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF FRESNO  
STATE OF CALIFORNIA  
ORDINANCE NO. 21-019  
AMENDMENT TO EXTEND URGENCY ORDINANCE NO. 20-018 OF THE  
COUNTY OF FRESNO  
DISASTER RECOVERY URGENCY ORDINANCE FOR TEMPORARY HOUSING  
WITHIN AREAS AFFECTED BY THE CREEK FIRE.

The Board of Supervisors of the County of Fresno ordains as follows:

**SECTION 1. Emergency Findings.**

This urgency ordinance amendment is adopted pursuant to California Government Code Sections 25123, particularly subdivision (d), and 25131 and shall take effect immediately upon its approval by at least a four-fifths vote of the Board of Supervisors. The Board finds that this ordinance amendment to extend the opportunities for temporary housing within the areas affected by the Creek Fire is necessary for the immediate preservation of the public peace, health and safety, based upon the following facts:

- A. On September 10, 2020, the Board of Supervisors adopted Resolution No. 20-283 ratifying the County Administrator's proclamation of the existence of a local emergency in Fresno County relating to the Creek Fire.
- B. On October 6, 2021, the Board of Supervisors adopted Ordinance No. 20-018, the Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance, temporarily modifying or suspending various Zoning Ordinance Regulations to provide on-site interim housing for affected Creek Fire residence. This adopted Ordinance expires on December 31, 2021.
- C. On November 2, 2021, the Board of Supervisors voted to extend the

1 declaration of local emergency due to the Creek Fire.

2 D. Fresno County is aware that there remain many residents impacted by  
3 the Creek Fire who are still displaced and in need of additional time to  
4 move forward with rebuilding permanent residences.

5 **SECTION 2. Extension of Urgency Ordinance No. 20-018.**

6 A. The provisions in Urgency Ordinance No. 20-018 shall remain in effect until  
7 December 31, 2022, unless otherwise specified herein, subject to extension or  
8 modification by the Board of Supervisors.

9 B. No residential recreational vehicle used for interim housing authorized pursuant  
10 to Urgency Ordinance No. 20-018 shall be used for permanent housing after the  
11 expiration date of this ordinance.

12 **SECTION 3. California Environmental Quality Act.**

13 Adoption of this Ordinance amendment is exempt from the provisions of the California  
14 Environmental Quality Act (CEQA) pursuant to Public Resources Code Section  
15 21080(b)(3) regarding projects to maintain, repair, restore, or replace property or  
16 facilities damaged or destroyed as a result of a declared disaster and Section  
17 21080(b)(4) regarding actions to mitigate or prevent an emergency, and CEQA  
18 Guidelines Section 15269(a) regarding maintaining, repairing, restoring, demolishing,  
19 or replacing property or facilities damaged or destroyed as a result of a disaster  
20 stricken area in which a state of emergency has been proclaimed by the Governor  
21 pursuant to the California Emergency Services Act, commencing with Section 8550 of  
22 the Government Code.

23 **SECTION 4. Effective Date and Publication.**

24 This Ordinance shall be and the same is hereby declared to be in full force and effect  
25 immediately upon its passage by a four-fifths (4/5) or greater vote. The Clerk of the  
26 Board of Supervisors is authorized and directed to publish this ordinance before the  
27 expiration of fifteen (15) days after its passage. This Ordinance shall be published  
28 once, with the names of the members of the Board of Supervisors voting for and

1 against it, in the Business Journal, a newspaper of general circulation published in the  
2 County of Fresno, State of California. Pursuant to Government Code section 25124, a  
3 complete copy of this ordinance is on file with the Clerk of the Board of Supervisors  
4 and is available for public inspection and copying during regular business hours in the  
5 office of the Clerk of the Board of Supervisors, 2281 Tulare Street, Fresno, CA.

6 (Signature page follows.)

7 ///

8 ///

9 ///

10 ///

11 ///

12 ///

13 ///

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28

1 THE FOREGOING, was passed and adopted by the following vote of the Board of  
2 Supervisors of the County of Fresno this 14th day of December, 2021, to wit:

3 AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

4 NOES: None

5 ABSENT: None

6 ABSTAINED: None

7

8

Steve Brandau, Chairman of the Board of  
Supervisors of the County of Fresno

9

10

**ATTEST:**

11

Bernice E. Seidel  
Clerk of the Board of Supervisors  
County of Fresno, State of California

12

13

By: \_\_\_\_\_

14

Deputy

15

16

17

18

19

20

21

22

23

24

25

26

27

28