



Board Agenda Item 8

DATE: December 14, 2021

TO: Board of Supervisors

SUBMITTED BY: Steven E. White, Director
Department of Public Works and Planning

SUBJECT: Amendment to Extend Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance

RECOMMENDED ACTION(S):

Adopt Amendment to extend the Interim Urgency Ordinance pursuant to Government Code Section 25123(d) and 25131 authorizing the occupation of temporary housing (including recreational vehicles, travel trailers, and tiny houses) by individuals displaced as a result of Creek Fire disaster from December 31, 2021 to December 31, 2022 (4/5 vote).

The Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance was adopted by your Board on October 6, 2020 to temporarily modify or suspend various Zoning Ordinance Regulations to provide on-site interim housing for affected Creek Fire residences. The adopted Ordinance has an expiration of December 31, 2021. On November 2, 2021, your Board voted to extend the declaration of local emergency due to the Creek Fire. This proposed amendment extends the Ordinance for one year from the current specified expiration date to allow additional time for those who have not been able to move forward with rebuilding a permanent residence. This item relates to locations in District 5.

ALTERNATIVE ACTION(S):

Your Board may determine not to adopt the proposed amendment to Urgency Ordinance in which case residents could not occupy their properties until permanent residences were repaired or reconstructed.

FISCAL IMPACT:

There is no Net County Cost associated with the recommended action.

DISCUSSION:

Your Board declared a local emergency and the Governor has proclaimed a state of emergency to exist in Fresno County due to the Creek Fire. Numerous residents have been displaced from a loss of residential structures and hazardous conditions as a result of the Creek Fire.

As a result, the Department prepared, and your Board adopted, a Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance on October 6, 2020 pursuant to California Government Code Sections 25123 and 25131 which took effect immediately upon Board action.

The adopted Urgency Ordinance provides for the occupancy of recreational vehicles, travel trailers or movable tiny houses (i.e., temporary dwellings) on parcels with residences damaged or destroyed by the

Creek Fire.

On November 2, 2021, your Board voted to extend the declaration of local emergency related to the Creek Fire. As noted, the current adopted Urgency Ordinance to address temporary housing expires on December 31, 2021. At this time the Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance is proposed to be extended by one year to provide additional time for those residents made homeless or displaced by the Creek Fire to avail themselves of the opportunity to install interim shelter on their parcels. It is proposed that the Ordinance remain in effect until December 31, 2022.

The Urgency Ordinance provides relief by providing for the occupancy of recreational vehicles, travel trailers, and tiny houses, which are ordinarily restricted under the Zoning Ordinance. The Urgency Ordinance shall remain in effect from the date of adoption until December 31, 2022, unless repealed, extended or modified by the Board of Supervisors.

REFERENCE MATERIAL:

BAI #28, November 2, 2021
BAI #6, October 6, 2020
BAI #34.1, September 22, 2020
BAI #1, September 10, 2020

ATTACHMENTS INCLUDED AND/OR ON FILE:

Amended Creek Fire Disaster Recovery Temporary Housing Urgency Ordinance

CAO ANALYST:

Ron Alexander