



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Meeting Agenda City Council

**THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT
NO. 1 AND THE FORT BRAGG REDEVELOPMENT SUCCESSOR
AGENCY**

Monday, April 11, 2022

6:00 PM

Town Hall, 363 N. Main St. and
Via Video Conference

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

ZOOM WEBINAR INVITATION

This meeting is being presented in a hybrid format, both in person at Town Hall and via Zoom.

Please click the link below to join the Zoom webinar:

<https://us06web.zoom.us/j/88676333153>

*Or Telephone: +1 346 248 7799 or +1 720 707 2699 (*6 mute/unmute; *9 raise hand)*

Webinar ID: 886 7633 3153

To speak during public comment portions of the agenda via Zoom, please join the meeting and use the raise hand feature when the Mayor or Acting Mayor calls for public comment on the item you wish to address.

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

- 1A. [22-157](#) Presentation of Proclamation Supporting and Standing in Solidarity with the People of Ukraine

Attachments: [03-Support for Ukraine](#)

[Public Comment 1A](#)

- 1B. [22-165](#) Presentation of Proclamation Declaring April as Sexual Assault Awareness Month

Attachments: [04-2022 Sexual Assault Awareness Month](#)

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS

MANNER OF ADDRESSING THE CITY COUNCIL: All remarks and questions shall be addressed to the City Council; no discussion or action will be taken pursuant to the Brown Act. No person shall speak without being recognized by the Mayor or Acting Mayor. Public comments are restricted to three (3) minutes per speaker.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: Thirty (30) minutes shall be allotted to receiving public comments. If necessary, the Mayor or Acting Mayor may allot an additional 30 minutes to public comments after Conduct of Business to allow those who have not yet spoken to do so. Any citizen, after being recognized by the Mayor or Acting Mayor, may speak on any topic that may be a proper subject for discussion before the City Council for such period of time as the Mayor or Acting Mayor may determine is appropriate under the circumstances of the particular meeting, including number of persons wishing to speak or the complexity of a particular topic. Time limitations shall be set without regard to a speaker's point of view or the content of the speech, as long as the speaker's comments are not disruptive of the meeting.

BROWN ACT REQUIREMENTS: The Brown Act does not allow action or discussion on items not on the agenda (subject to narrow exceptions). This will limit the Council's response to questions and requests made during this comment period.

3. STAFF COMMENTS

4. MATTERS FROM COUNCILMEMBERS

5. CONSENT CALENDAR

All items under the Consent Calendar will be acted upon in one motion unless a Councilmember requests that an individual item be taken up under Conduct of Business.

- 5A. [22-162](#)** Adopt by Title Only and Waive the Second Reading of Ordinance No. 978-2022 Adding Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in Compliance with SB 1383

Attachments: [ORD 978 SB1383 Enforcement](#)

- 5B. [22-163](#)** Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

Attachments: [RESO Authorize Continuing Remote Meetings](#)

- 5C. [22-164](#)** Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

Attachments: [RESO Declaring Continuing Local Emergency](#)

- 5D. [22-167](#)** Readopt Master Traffic Resolution

Attachments: [RESO Master Traffic](#)

[RESO 1271/2022A Master Traffic Redlines](#)

- 5E. [22-168](#)** Adopt City Council Resolution Authorizing a Budget Amendment to the FY 2021-22 (Budget Amendment No. 2022-21) Adding Funds to Police Department Salary (Account No. 110-4200-0101), Creating Social Services Liaison (Account No. 110-4200-0379) and a Grant Reimbursement Account (Account No. 110-4200-3318) to Fund the Social Services Liaison Program Through a Fully Reimbursable Grant to Include the Purchase of a Vehicle and the Hiring of Two Employees

Attachments: [RESO Social Services Grant Budget Amendment](#)

[Att 1 - Exhibit A- Budget Amendment 2021-22](#)

[Att 2 - Scope of Work- Social Services Liaison Program](#)

- 5F. [22-169](#) Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate Compensation Plan Adding a New Classification for Social Service Liaison - Crisis Worker

Attachments: [RESO Salary Rate Compensation Plan-SSL](#)

[Att 1 - Exhibit A- Compensation Schedule 03-01-2022 SocialSvcsLiaison add](#)

- 5G. [22-154](#) Approve Minutes of March 28, 2022

Attachments: [CCM2022-03-28](#)

- [22-170](#) Approve Minutes of Special Closed Session of April 5, 2022

Attachments: [CCM2022-04-05 Closed Session](#)

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

7. PUBLIC HEARING

When a Public Hearing has been underway for a period of 60 minutes, the Council must vote on whether to continue with the hearing or to continue the hearing to another meeting.

- 7A. [22-166](#) Open Public Hearing and Immediately Continue Public Hearing to Date, Time and Place Certain - May 23, 2022 at 6:00 PM at Town Hall, 363 N. Main Street - to Consider Introduction of Ordinance 979-2022 Relating to Cannabis Regulations

Attachments: [04112022 PH Notice re Ordinance 979-2022](#)

[Subscriber Notification re Public Hearing Continuance](#)

- 7B. [22-155](#) Receive Report, Receive Planning Commission Recommendation, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 980-2022 Amending Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) and Adding Section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards For Specific Land Uses) of Title 18 (Inland Land Use And Development Code) of the Fort Bragg Municipal Code

- Attachments:** [04112022 Staff Report - Tiny Home Ordinance Update](#)
[Att. 1 ORD 980 Tiny Homes](#)
[Att. 2 Proposed ILUDC Section 18.42.175 Tiny Homes-PC Redline](#)
[Att. 3 Amendments to ILUDC](#)
[Att. 4 PC Reso Recommendation](#)
[Att. 5 04112022 PH Notice re Ordinance 980-2022](#)
[Tiny Home Ordinance - Presentation](#)
[Public Comment 7B](#)

8. CONDUCT OF BUSINESS

9. CLOSED SESSION

- 9A. [22-171](#)** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino

ADJOURNMENT

The adjournment time for all Council meetings is no later than 10:00 p.m. If the Council is still in session at 10:00 p.m., the Council may continue the meeting upon majority vote.

**NEXT REGULAR CITY COUNCIL MEETING:
6:00 P.M., MONDAY, APRIL 25, 2022**

STATE OF CALIFORNIA)
)ss.
COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg and that I caused this agenda to be posted in the City Hall notice case on April 6, 2022.

June Lemos, MMC
City Clerk

NOTICE TO THE PUBLIC:

DISTRIBUTION OF ADDITIONAL INFORMATION FOLLOWING AGENDA PACKET DISTRIBUTION:

- *Materials related to an item on this Agenda submitted to the Council/District/Agency after distribution of the agenda packet are available for public inspection upon making reasonable arrangements with the City Clerk for viewing same during normal business hours.*
- *Such documents are also available on the City of Fort Bragg’s website at <https://city.fortbragg.com> subject to staff’s ability to post the documents before the meeting.*

ADA NOTICE AND HEARING IMPAIRED PROVISIONS:

It is the policy of the City of Fort Bragg to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities.

If you need assistance to ensure your full participation, please contact the City Clerk at (707) 961-2823. Notification 48 hours in advance of any need for assistance will enable the City to make reasonable arrangements to ensure accessibility.

This notice is in compliance with the Americans with Disabilities Act (28 CFR, 35.102-35.104 ADA Title II).



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Text File

File Number: 22-157

Agenda Date: 4/11/2022

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1A.

Presentation of Proclamation Supporting and Standing in Solidarity with the People of Ukraine

P R O C L A M A T I O N
SUPPORTING AND STANDING IN SOLIDARITY
WITH THE PEOPLE OF UKRAINE

WHEREAS, Ukraine has been a sovereign and independent state since August 24, 1991, upon its withdrawal from the collapsing former Soviet Union; and

WHEREAS, Ukraine adopted its constitution in 1996 and is home to 44 million citizens led by a popularly elected president; and

WHEREAS, the United States and Ukraine share common values, including freedom, democracy and the rule of law; and

WHEREAS, the protection of civilians and human rights must be upheld; and

WHEREAS on February 24, 2022, the Russian Federation launched a brutal, unprovoked act of war by undertaking a full-scale invasion of Ukraine; and

WHEREAS, this attack has been condemned throughout the world by international stakeholders; and

WHEREAS, this breach of international law by the Russian Federation has resulted in the deaths of hundreds of innocent civilians, has destroyed essential infrastructure, violated rights, and poses a threat to democracy; and

WHEREAS the City of Fort Bragg joins the international community in condemning this violence and honoring those who fight for freedom and an independent Ukraine; and

WHEREAS, the City of Fort Bragg also supports efforts by the California State legislature to divest the State resources from Russian based companies.

NOW, THEREFORE, I, Jessica Morsell-Haye, Vice Mayor of the City of Fort Bragg, on behalf of the entire City Council, do hereby proclaim our support for and solidarity with the people of Ukraine in their fight for freedom, commend them for their strength and courage, and urge all our citizens to support those fighting for democracy and freedom.

Signed this 11th day of April, 2022

JESSICA MORSELL-HAYE, Vice Mayor

ATTEST:

June Lemos, MMC, City Clerk

No. 03-2022



I set up a fund (NOT Tax Deductible) that will directly help the municipality of Kopychyntsi, Ukraine -- **Make the check out to Mary Rose Kaczorowski**

1. Write in the memo: Stand w/ Kopychyntsi, Ukraine
2. Mail to: Mary Rose Kaczorowski, PO Box 1684 Ft. Bragg CA 95437

We will be sending a single lump sum when enough donations come in-- My banking institution agreed to waive the international transfer fee.

Mendocino turns blue & yellow as war impacts Ukraine by Mary Rose Kaczorowski

(OP Ed that will appear in April 14 Mendocino Beacon & Fort Bragg Advocate News)

If you walk around the village town of Mendocino and Rotary Park, you will see numerous tall blue and yellow banners fluttering in the wind. Patterson's Pub and several businesses are flying Ukrainian flags—all in solidarity with the Ukrainian people's fight to preserve a free, democratic and sovereign Ukraine.

The blue and yellow national flag for Ukraine was first adopted in 1848 by revolutionaries who wanted its western area to be freed from under the dual monarchy of the Austro-Hungarian Empire. According to several historic references, the blue and yellow colors were adapted from the coat of arms used by the city of Lviv. National flags did not exist at that time, but Kievan Rus used as its symbol a trident head, which was resurrected when Ukraine became independent in 1918 and again in 1991 following the dissolution of the Soviet Union in December 1991.

Since the recent February 24 unprovoked invasion of Ukraine by the Russian Federation, over 4 million people have been forced to flee Ukraine, seeking safety with only what they can carry.

No matter what you feel about the political situation, the ongoing attacks on Ukraine have turned the lives upside down for innocent civilians. Women and children, the disabled and the elderly will suffer the most. This humanitarian crisis in Ukraine will continue even after this war ends.

To help the Ukrainians, Harvest Market in Ft. Bragg and Harvest at Mendosa's in Mendocino in partnership with the local club of Rotary International raised over \$8,000 in donations from store customers. Harvest then kicked in a \$5,000 contribution for a total of \$13,196.36.

This and many other acts of solidarity with the people of Ukraine have been emerging here on the coast.

The Adventist Health Spiritual Care Chaplains led a "Prayer for peace and healing in Ukraine" event last Monday at Adventist Health Mendocino Coast Hospital.

Scott Miller who you may have seen at Fort Bragg's Wednesday Farmer's Market and at Ukiah's Saturday Market has his mobile tool scissors & knife sharpening van. He has been donating the proceeds of his services for his sharpening service to the International Rescue Committee emergency aid to Ukraine.

Julie Apostolu who you may know as the General Manager of Mendocino Farmers Market Association, has dedicated her own talents to the cause. She has created colorful hand painted stone paperweights with hearts and sunflowers and colors of the Ukrainian flag. She has posted them on Facebook and is selling them to raise money to aid Ukraine.

In the planning stages are several *Stand with Ukraine* events including one in Mendocino to be co-sponsored by Mendocino Café.

A few weeks ago, Joanna Wildoak and I interviewed on KZYX-Z Radio (March 10) Mariya Tuzyk from Kopychntsi a small municipality in Western Ukraine. Mariya and her husband Mayor Bogdan Kelichavyi of Kopychntsi have mobilized their town to help cope with the influx of internally displaced Ukrainians and to

supply the areas under siege. Thousands have left from the war zones and devastation to stay with friends and family in Kopychntsi & surrounding areas. I am Polish American and ironically, I discovered that Kopychntsi is only 20 km. away from where my family originated which is now Ukraine. My father was a refugee from the Nazi (Hitler)-Russian (Stalin) invasion of Poland in 1939. My father's whole side of the family and were murdered by the Stalin regime. My father escaped, was captured by the Nazis and became part of their system of slave labor and to make a long story short and sparing you some horrific details, he was liberated by the British as the Nazis were marching him and others to Holland.

We asked Mariya how we could help. she spoke about the concept of communities helping each other.

As we know the need is still ever so great – the invasion and bombing of Ukraine has taken an enormous toll -- I have been in phone contact with Mariya Tuzyk 's brother who lives in Canada—and he is collecting funds to get direct aid to Kopychntsi. He explained, “ The donations support the managing of the needs of internally displaced people and supporting those on the frontlines with military equipment, medicine and food, via their partners in Poland who buy the supplies and bring it overland to Kopychntsi. If anyone wants to help in that way you can reach me at mrkaczorowski@gmail.com and we can discuss how to get your contribution to directly help Kopychntsi.

On another Wild Oak Living program ([March 24](#)) we interviewed Lisa Harvey from **Nowa Ukraine**. **Nowa Ukraine**, based in Stanford, CA (home of Stanford University) has been organizing relief efforts to help Ukrainian refugees, and to get supplies of medical & surgical and other critical items to several key areas in Ukraine. They have partnered with Airbnb and UNICEF USA. Ukraine is slightly smaller than Texas, and that is a great deal of territory to cover.

Nowa Ukraine is also helping fund animal rescue efforts and helping provide families with emergency water, sanitation, and hygiene kits. The Nowa Ukraine team and volunteers have been working tirelessly around the clock and appreciate support from all of you! For general inquiries: contact@novaukraine.org or go to <https://novaukraine.org/>

Every bit helps in providing aid to Ukrainians impacted by the invasion. I hope you can help!



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Text File

File Number: 22-165

Agenda Date: 4/11/2022

Version: 1

Status: Mayor's Office

In Control: City Council

File Type: Proclamation

Agenda Number: 1B.

Presentation of Proclamation Declaring April as Sexual Assault Awareness Month

PROCLAMATION

DECLARING APRIL AS SEXUAL ASSAULT AWARENESS MONTH

WHEREAS, sexual assault is an intolerable violent crime with public health implications that can affect people of every age, race, sex, gender identity, sexual orientation, national origin, class, and religion; and

WHEREAS, rape, sexual assault, and sexual harassment harm our community, and statistics show that one in five women and one in 67 men will be sexually assaulted at some point in their lives (Smith et al., 2017); and

WHEREAS, not one person, organization, agency or community can eliminate sexual assault on their own—with leadership, dedication, and encouragement, there is compelling evidence that we can be successful in reducing sexual violence in the City of Fort Bragg through prevention education, increased awareness, and holding perpetrators who commit acts of violence accountable for their actions; and

WHEREAS, Project Sanctuary’s mission is to provide trauma informed, supportive services, by offering a 24-hour hotline to victims/survivors, responding to emergency calls, offering support and comfort during medical exams, criminal proceedings, and empowering those impacted by sexual assault to chart their own journey for healing; and

WHEREAS, ending sexual violence in the City of Fort Bragg means that we must strongly support the efforts of national, state, and local partners, and of every citizen to actively engage in public and private efforts, including conversations about what sexual violence is, how to prevent it, how to help survivors connect with services, and how every segment of our society can work together to better address sexual violence.

NOW THEREFORE BE IT RESOLVED, that I, Jessica Morsell-Haye, Vice Mayor of the City of Fort Bragg, on behalf of the entire City Council, join Project Sanctuary in the belief that all community members must be part of the solution to end sexual violence. Along with the United States Government and State of California, I do hereby proclaim April as “Sexual Assault Awareness Month.”

SIGNED this 11th day of April, 2022

JESSICA MORSELL-HAYE, Vice Mayor

ATTEST:

June Lemos, MMC, City Clerk

No. 04-2022





City of Fort Bragg

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Text File

File Number: 22-162

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Ordinance

Agenda Number: 5A.

Adopt by Title Only and Waive the Second Reading of Ordinance No. 978-2022 Adding Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in Compliance with SB 1383

On April 11, 2022, the City Council of the City of Fort Bragg is to consider adoption of Ordinance 978-2022, said ordinance having been introduced for first reading (by title only and waiving further reading of the text) on March 28, 2022.

The proposed ordinance will add Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in compliance with Senate Bill 1383 (SB 1383). SB 1383 establishes statewide targets to reduce the disposal of organic waste by 50 percent by 2020 and 75 percent by 2025, and requires that not less than 20 percent of edible food that is currently disposed be recovered for human consumption by 2025. Adding Chapter 6.09 to Title 6 of the Municipal Code will ensure that the City conforms to SB 1383 regulations and that the City is doing its part to contribute to the State's organics waste disposal reduction and food recovery goals.

If adopted, the ordinance will become effective on May 11, 2022.

BEFORE THE CITY COUNCIL OF THE CITY OF FORT BRAGG

**AN ORDINANCE ADDING CHAPTER 6.09
(ORGANIC WASTE DISPOSAL
REDUCTION) TO TITLE 6 (HEALTH AND
SANITATION) OF THE FORT BRAGG
MUNICIPAL CODE**

ORDINANCE NO. 978-2022

WHEREAS, State recycling law, Assembly Bill 939 of 1989, the California Integrated Waste Management Act of 1989 (California Public Resources Code Section 40000, et seq., as amended, supplemented, superseded, and replaced from time to time), requires cities and counties to reduce, reuse, and recycle (including composting) Solid Waste generated in their Jurisdictions to the maximum extent feasible before any incineration or landfill disposal of waste, to conserve water, energy, and other natural resources, and to protect the environment; and

WHEREAS, State recycling law, Assembly Bill 341 of 2011 (approved by the Governor of the State of California on October 5, 2011, which amended Sections 41730, 41731, 41734, 41735, 41736, 41800, 42926, 44004, and 50001 of, and added Sections 40004, 41734.5, and 41780.01 and Chapter 12.8 (commencing with Section 42649) to Part 3 of Division 30 of, and added and repealed Section 41780.02 of, the Public Resources Code, as amended, supplemented, superseded and replaced from time to time), places requirements on businesses and Multi-Family property owners that generate a specified threshold amount of Solid Waste to arrange for recycling services and requires the City to implement a Mandatory Commercial Recycling program; and

WHEREAS, State organics law, Assembly Bill 1826 of 2014 (approved by the Governor of the State of California on September 28, 2014, which added Chapter 12.9 (commencing with Section 42649.8) to Part 3 of Division 30 of the Public Resources Code, relating to Solid Waste, as amended, supplemented, superseded, and replaced from time to time), requires businesses and Multi-Family property owners that generate a specified threshold amount of Solid Waste, Recycling, and Organic Waste per week to arrange for recycling services for that waste, requires the City to implement a recycling program to divert Organic Waste from businesses subject to the law, and requires the City to implement a Mandatory Commercial Organics Recycling program; and

WHEREAS, Senate Bill (SB) 1383, the Short-lived Climate Pollutant Reduction Act of 2016, requires the California Department of Resource Recycling and Recovery (CalRecycle) to develop regulations to reduce organics in landfills as a source of methane. As adopted by CalRecycle, these regulations (SB 1383 Regulations) place requirements on multiple entities including the City, residential households, Commercial Businesses and business owners, Commercial Edible Food Generators, haulers, Self-Haulers, Food Recovery Organizations,

and Food Recovery Services to support achievement of Statewide Organic Waste disposal reduction targets; and

WHEREAS, SB 1383, the Short-lived Climate Pollutant Reduction Act of 2016, requires the City to adopt and enforce an ordinance or enforceable mechanism to implement relevant provisions of SB 1383 Regulations. This ordinance will also help reduce food insecurity by requiring Commercial Edible Food Generators to arrange to have the maximum amount of their Edible Food, that would otherwise be disposed, be recovered for human consumption; and

WHEREAS, this Ordinance implements the requirements of Assembly Bill 341, Assembly Bill 1826, and the SB 1383 Regulations.

NOW, THEREFORE, the City Council ordains as follows:

Section 1. Legislative Findings. The City Council hereby finds as follows:

1. The foregoing recitals are true and correct and are made a part of this Ordinance.
2. Adding chapter 6.09 (ORGANIC WASTE DISPOSAL REDUCTION) to TITLE 6 (HEALTH and SANITATION) of the Fort Bragg Municipal Code is necessary to ensure that the City conforms to the SB1383 regulations as well as providing tools to effectively enforce those regulations.
3. The adoption of this ordinance will ensure that the City is doing its part to contribute to the State’s organics waste disposal reduction goals as well as its edible food recovery goals.
4. There is no possibility that the adoption of this ordinance will have a significant impact on the environment, and therefore, the adoption of this ordinance is exempt from the California Environmental Quality Act (“CEQA”), pursuant to Section 15061(b)(3) of the CEQA Guidelines (Title 14, Chapter 3 of the California Code of Regulations).

Section 2. Chapter 6.09 is hereby added to Title 6 of the Fort Bragg Municipal Code and shall read as follows:

CHAPTER 6.09

ORGANIC WASTE DISPOSAL REDUCTION

- Section
- 6.09.010 Definitions
- 6.09.020 Requirements for Single-Family Organic Waste Generators
- 6.09.030 Requirements for Commercial Businesses
- 6.09.040 Waivers for Generators
- 6.09.050 Requirements for Commercial Edible Food Generators
- 6.09.060 Requirements for Food Recovery Organizations and Services

- 6.09.070 Requirements for Haulers and Facility Operators
- 6.09.080 Self-Hauler Requirements
- 6.09.090 Procurement Requirements for City Departments, Direct Service Providers, and Vendors
- 6.09.100 Inspections and Investigations by the City
- 6.09.110 Enforcement

6.09.010 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BLUE CONTAINER. Has the same meaning as in 14 CCR Section 18982.2(a)(5) and shall be used for the purpose of storage and collection of Source Separated Recyclable Materials or Source Separated Blue Container Organic Waste.

CALRECYCLE. California's Department of Resources Recycling and Recovery, which is the Department designated with responsibility for developing, implementing, and enforcing SB 1383 Regulations on local agencies (and others).

CALIFORNIA CODE OF REGULATIONS (CCR). The State of California Code of Regulations. CCR references in this Chapter are preceded with a number that refers to the relevant Title of the CCR (e.g., "14 CCR" refers to Title 14 of CCR).

COMMERCIAL EDIBLE FOOD GENERATOR. Includes a Tier One or a Tier Two Commercial Edible Food Generator as defined in this section or as otherwise defined in 14 CCR Section 18982(a)(73) and (a)(74). For the purposes of this definition, Food Recovery Organizations and Food Recovery Services are not Commercial Edible Food Generators pursuant to 14 CCR Section 18982(a)(7).

COMPLIANCE REVIEW. A review of records by the City to determine compliance with this Chapter.

COMMUNITY COMPOSTING. Any activity that composts green material, agricultural material, food material, and vegetative food material, alone or in combination, and the total amount of feedstock and Compost on-site at any one time does not exceed 100 cubic yards and 750 square feet, as specified in 14 CCR Section 17855(a)(4); or, as otherwise defined by 14 CCR Section 18982(a)(8).

COMPOST. Has the same meaning as in 14 CCR Section 17896.2(a)(4), which stated, as of the effective date of this Chapter, that "Compost" means the product resulting from the controlled biological decomposition of organic Solid Wastes that are Source Separated from the municipal Solid Waste stream, or which are separated at a centralized facility.

COMPOSTABLE PLASTICS (COMPOSTABLE PLASTIC). Plastic materials that meet the ASTM D6400 standard for compostability, or as otherwise described in 14 CCR Section 18984.1(a)(1)(A) or 18984.2(a)(1)(C).

CONTAINER CONTAMINATION (CONTAMINATED CONTAINER). A container, regardless of color, that contains Prohibited Container Contaminants, or as otherwise defined in 14 CCR Section 18982(a)(55).

DESIGNEE. An entity that the City contracts with or otherwise arranges to carry out any of the City's responsibilities of this Chapter as authorized in 14 CCR Section 18981.2. A Designee may be a government entity, a hauler, a private entity, or a combination of those entities.

EDIBLE FOOD. Food intended for human consumption, or as otherwise defined in 14 CCR Section 18982(a)(18). For the purposes of this Chapter or as otherwise defined in 14 CCR Section 18982(a)(18), "Edible Food" is not Solid Waste if it is recovered and not discarded. Nothing in this Chapter or in 14 CCR, Division 7, Chapter 12 requires or authorizes the Recovery of Edible Food that does not meet the food safety requirements of the California Retail Food Code.

ENFORCEMENT ACTION. An action of the City to address non-compliance with this Chapter including, but not limited to, issuing administrative citations, fines, penalties, or using other remedies.

ENFORCEMENT OFFICIAL. The city manager, county administrative official, or other executive in charge or their authorized Designee(s) who is/are partially or wholly responsible for enforcing this Chapter.

EXCLUDED WASTE. Hazardous substance, hazardous waste, infectious waste, designated waste, volatile, corrosive, medical waste, infectious, regulated radioactive waste, and toxic substances or material that facility operator(s), which receive materials from the City and its generators, reasonably believe(s) would, as a result of or upon acceptance, transfer, processing, or disposal, be a violation of local, State, or Federal law, regulation, or Chapter, including: land use restrictions or conditions, waste that cannot be disposed of in Class III landfills or accepted at the facility by permit conditions, waste that in the City's, or its Designee's reasonable opinion would present a significant risk to human health or the environment, cause a nuisance or otherwise create or expose the City, or its Designee, to potential liability; but not including de minimis volumes or concentrations of waste of a type and amount normally found in Single-Family or Multi-Family Solid Waste after implementation of programs for the safe collection, processing, recycling, treatment, and disposal of batteries and paint in compliance with Sections 41500 and 41802 of the California Public Resources Code.

FOOD DISTRIBUTOR. A company that distributes food to entities including, but not limited to, Supermarkets and Grocery Stores, or as otherwise defined in 14 CCR Section 18982(a)(22).

FOOD FACILITY. Has the same meaning as in Section 113789 of the Health and Safety Code.

FOOD RECOVERY. Actions to collect and distribute food for human consumption that otherwise would be disposed, or as otherwise defined in 14 CCR Section 18982(a)(24).

FOOD RECOVERY ORGANIZATION. An entity that engages in the collection or receipt of Edible Food from Commercial Edible Food Generators and distributes that Edible Food to the

public for Food Recovery either directly or through other entities or as otherwise defined in 14 CCR Section 18982(a)(25), including, but not limited to:

1. A food bank as defined in Section 113783 of the Health and Safety Code;
2. A nonprofit charitable organization as defined in Section 113841 of the Health and Safety code; and,
3. A nonprofit charitable temporary food facility as defined in Section 113842 of the Health and Safety Code.

A Food Recovery Organization is not a Commercial Edible Food Generator for the purposes of this Chapter and implementation of 14 CCR, Division 7, Chapter 12 pursuant to 14 CCR Section 18982(a)(7).

FOOD RECOVERY SERVICE. A person or entity that collects and transports Edible Food from a Commercial Edible Food Generator to a Food Recovery Organization or other entities for Food Recovery, or as otherwise defined in 14 CCR Section 18982(a)(26). A Food Recovery Service is not a Commercial Edible Food Generator for the purposes of this Chapter and implementation of 14 CCR, Division 7, Chapter 12 pursuant to 14 CCR Section 18982(a)(7).

FOOD SCRAPS. All food such as, but not limited to, fruits, vegetables, meat, poultry, seafood, shellfish, bones, rice, beans, pasta, bread, cheese, and eggshells. Food Scraps excludes fats, oils, and grease when such materials are Source Separated from other Food Scraps.

FOOD SERVICE PROVIDER. An entity primarily engaged in providing food services to institutional, governmental, commercial, or industrial locations of others based on contractual arrangements with these types of organizations, or as otherwise defined in 14 CCR Section 18982(a)(27).

FOOD-SOILED PAPER. Compostable paper material that has come in contact with food or liquid, such as, but not limited to, compostable paper plates, paper coffee cups, napkins, pizza boxes, and milk cartons.

FOOD WASTE. Food Scraps and Food-Soiled Paper.

GRAY CONTAINER. Has the same meaning as in 14 CCR Section 18982.2(a)(28) and shall be used for the purpose of storage and collection of Gray Container Waste.

GRAY CONTAINER WASTE. Solid Waste that is collected in a Gray Container that is part of a three-container Organic Waste collection service that prohibits the placement of Organic Waste in the Gray Container as specified in 14 CCR Sections 18984.1(a) and (b), or as otherwise defined in 14 CCR Section 17402(a)(6.5).

GREEN CONTAINER. Has the same meaning as in 14 CCR Section 18982.2(a)(29) and shall be used for the purpose of storage and collection of Source Separated Green Container Organic Waste.

HAULER ROUTE. The designated itinerary or sequence of stops for each segment of the City's collection service area, or as otherwise defined in 14 CCR Section 18982(a)(31.5).

INSPECTION. A site visit where the City reviews records, containers, and an entity's collection, handling, recycling, or landfill disposal of Organic Waste or Edible Food handling to determine if the entity is complying with requirements set forth in this Chapter, or as otherwise defined in 14 CCR Section 18982(a)(35).

LARGE EVENT. An event, including, but not limited to, a sporting event or a flea market, that charges an admission price, or is operated by a local agency, and serves an average of more than 2,000 individuals per day of operation of the event, at a location that includes, but is not limited to, a public, nonprofit, or privately owned park, parking lot, golf course, street system, or other open space when being used for an event. If the definition in 14 CCR Section 18982(a)(38) differs from this definition, the definition in 14 CCR Section 18982(a)(38) shall apply to this Chapter.

LARGE VENUE. A permanent venue facility that annually seats or serves an average of more than 2,000 individuals within the grounds of the facility per day of operation of the venue facility. For purposes of this Chapter and implementation of 14 CCR, Division 7, Chapter 12, a venue facility includes, but is not limited to, a public, nonprofit, or privately owned or operated stadium, amphitheater, arena, hall, amusement park, conference or civic center, zoo, aquarium, airport, racetrack, horse track, performing arts center, fairground, museum, theater, or other public attraction facility. For purposes of this Chapter and implementation of 14 CCR, Division 7, Chapter 12, a site under common ownership or control that includes more than one Large Venue that is contiguous with other Large Venues in the site, is a single Large Venue. If the definition in 14 CCR Section 18982(a)(39) differs from this definition, the definition in 14 CCR Section 18982(a)(39) shall apply to this Chapter.

LOCAL EDUCATION AGENCY. A school district, charter school, or county office of education that is not subject to the control of city or county regulations related to Solid Waste, or as otherwise defined in 14 CCR Section 18982(a)(40).

MULTI-FAMILY RESIDENTIAL DWELLING (MULTI-FAMILY). Of, from, or pertaining to residential premises with three (3) or more dwelling units. Multi-Family premises do not include hotels, motels, or other transient occupancy facilities, which are considered Commercial Businesses on residential parcels ADU's are excluded for the dwelling count.

NON-COMPOSTABLE PAPER. Includes but is not limited to paper that is coated in a plastic material that will not break down in the composting process, or as otherwise defined in 14 CCR Section 18982(a)(41).

NON-LOCAL ENTITY. The following entities that are not subject to the Jurisdiction's enforcement authority, or as otherwise defined in 14 CCR Section 18982(a)(42):

1. Special district(s) located within the boundaries of the City.
2. State agencies located within the boundaries of the City.

NON-ORGANIC. Non-putrescible and non-hazardous recyclable wastes including but not limited to bottles, cans, metals, plastics and glass, or as otherwise defined in 14 CCR Section 18982(a)(43).

NOTICE OF VIOLATION. A notice that a violation has occurred that includes a compliance date to avoid an action to seek penalties, or as otherwise defined in Chapter 6.12.060 of the Fort Bragg Municipal Code.

ORGANIC WASTE. Solid Wastes containing material originated from living organisms and their metabolic waste products, including but not limited to food, green material, landscape and pruning waste, organic textiles and carpets, lumber, wood, Paper Products, Printing and Writing Paper, manure, biosolids, digestate, and sludges or as otherwise defined in 14 CCR Section 18982(a)(46). Biosolids and digestate are as defined by 14 CCR Section 18982(a).

ORGANIC WASTE GENERATOR. A person or entity that is responsible for the initial creation of Organic Waste, or as otherwise defined in 14 CCR Section 18982(a)(48).

PAPER PRODUCTS. Include, but are not limited to, paper janitorial supplies, cartons, wrapping, packaging, file folders, hanging files, corrugated boxes, tissue, and toweling, or as otherwise defined in 14 CCR Section 18982(a)(51).

PRINTING AND WRITING PAPERS. Include, but are not limited to, copy, xerographic, watermark, cotton fiber, offset, forms, computer printout paper, white wove envelopes, manila envelopes, book paper, note pads, writing tablets, newsprint, and other uncoated writing papers, posters, index cards, calendars, brochures, reports, magazines, and publications, or as otherwise defined in 14 CCR Section 18982(a)(54).

PROHIBITED CONTAINER CONTAMINANTS. Means the following: (i) discarded materials placed in the Blue Container that are not identified as acceptable Source Separated Recyclable Materials for the City's Blue Container; (ii) discarded materials placed in the Green Container that are not identified as acceptable Source Separated Green Container Organic Waste for the City's Green Container; (iii) discarded materials placed in the Gray Container that are acceptable Source Separated Recyclable Materials and/or Source Separated Green Container Organic Wastes to be placed in the City's Green Container and/or Blue Container; and, (iv) Excluded Waste placed in any container.

RECOVERED ORGANIC WASTE PRODUCTS. Products made from California, landfill-diverted recovered Organic Waste processed in a permitted or otherwise authorized facility, or as otherwise defined in 14 CCR Section 18982(a)(60).

RECOVERY. Any activity or process described in 14 CCR Section 18983.1(b), or as otherwise defined in 14 CCR Section 18982(a)(49).

RECYCLED-CONTENT PAPER. Paper Products and Printing and Writing Paper that consists of at least 30 percent, by fiber weight, postconsumer fiber, or as otherwise defined in 14 CCR Section 18982(a)(61).

REGIONAL AGENCY. Regional agency as defined in Public Resources Code Section 40181.

REGIONAL AGENCY OR COUNTY ENFORCEMENT OFFICIAL. Regional or county agency enforcement official, designated by the City with responsibility for enforcing this Chapter in conjunction or consultation with the City Enforcement Official. The City may opt not to designate a Regional Agency or County Enforcement Official.

RENEWABLE GAS. Gas derived from Organic Waste that has been diverted from a California landfill and processed at an in-vessel digestion facility that is permitted or otherwise authorized by 14 CCR to recycle Organic Waste, or as otherwise defined in 14 CCR Section 18982(a)(62).

ROUTE REVIEW. A visual Inspection of containers along a Hauler Route for the purpose of determining Container Contamination, and may include mechanical Inspection methods such as the use of cameras, or as otherwise defined in 14 CCR Section 18982(a)(65).

SB 1383. Senate Bill 1383 of 2016 approved by the Governor on September 19, 2016, which added Sections 39730.5, 39730.6, 39730.7, and 39730.8 to the Health and Safety Code, and added Chapter 13.1 (commencing with Section 42652) to Part 3 of Division 30 of the Public Resources Code, establishing methane emissions reduction targets in a Statewide effort to reduce emissions of short-lived climate pollutants as amended, supplemented, superseded, and replaced from time to time.

SB 1383 REGULATIONS (SB 1383 Regulatory). Refers to, for the purposes of this Chapter, the Short-Lived Climate Pollutants: Organic Waste Reduction regulations developed by CalRecycle and adopted in 2020 that created 14 CCR, Division 7, Chapter 12 and amended portions of regulations of 14 CCR and 27 CCR.

SELF-HAULER. A person who hauls Solid Waste, Organic Waste or recyclable material he or she has generated to another person. Self-hauler also includes a person who back-hauls waste, or as otherwise defined in 14 CCR Section 18982(a)(66). Back-haul means generating and transporting Organic Waste to a destination owned and operated by the generator using the generator's own employees and equipment, or as otherwise defined in 14 CCR Section 18982(a)(66)(A).

SINGLE-FAMILY. Of, from, or pertaining to any residential premises with fewer than three (3) units.

SOLID WASTE. Has the same meaning as defined in State Public Resources Code Section 40191, which defines Solid Waste as all putrescible and non-putrescible solid, semisolid, and liquid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, dewatered, treated, or chemically fixed sewage sludge which is not hazardous waste, manure, vegetable or animal solid and semi-solid wastes, and other discarded solid and semisolid wastes, with the exception that Solid Waste does not include any of the following wastes:

1. Hazardous waste, as defined in the State Public Resources Code Section 40141.
2. Radioactive waste regulated pursuant to the State Radiation Control Law (Chapter 8 (commencing with Section 114960) of Part 9 of Division 104 of the State Health and Safety Code).
3. Medical waste regulated pursuant to the State Medical Waste Management Act (Part 14 (commencing with Section 117600) of Division 104 of the State Health and Safety Code). Untreated medical waste shall not be disposed of in a Solid Waste landfill, as defined in State Public Resources Code Section 40195.1. Medical waste that has

been treated and deemed to be Solid Waste shall be regulated pursuant to Division 30 of the State Public Resources Code.

SOURCE SEPARATED. Materials, including commingled recyclable materials, that have been separated or kept separate from the Solid Waste stream, at the point of generation, for the purpose of additional sorting or processing those materials for recycling or reuse in order to return them to the economic mainstream in the form of raw material for new, reused, or reconstituted products, which meet the quality standards necessary to be used in the marketplace, or as otherwise defined in 14 CCR Section 17402.5(b)(4). For the purposes of this Chapter, Source Separated shall include separation of materials by the generator, property owner, property owner's employee, property manager, or property manager's employee into different containers for the purpose of collection such that Source Separated materials are separated from Gray Container Waste or other Solid Waste for the purposes of collection and processing.

SOURCE SEPARATED BLUE CONTAINER ORGANIC WASTE. Source Separated Organic Wastes that can be placed in a Blue Container that is limited to the collection of those Organic Wastes and Non-Organic Recyclables as defined in Section 18982(a)(43), or as otherwise defined by Section 17402(a)(18.7).

SOURCE SEPARATED GREEN CONTAINER ORGANIC WASTE. Source Separated Organic Waste that can be placed in a Green Container that is specifically intended for the separate collection of Organic Waste by the generator, excluding Source Separated Blue Container Organic Waste, carpets, Non-Compostable Paper, and textiles.

SOURCE SEPARATED RECYCLABLE MATERIALS. Source Separated Non-Organic Recyclables and Source Separated Blue Container Organic Waste.

STATE. The State of California.

SUPERMARKET. A full-line, self-service retail store with gross annual sales of two million dollars (\$2,000,000), or more, and which sells a line of dry grocery, canned goods, or nonfood items and some perishable items, or as otherwise defined in 14 CCR Section 18982(a)(71).

TIER ONE COMMERCIAL EDIBLE FOOD GENERATOR. A Commercial Edible Food Generator that is one of the following:

1. Supermarket.
2. Grocery Store with a total facility size equal to or greater than 10,000 square feet.
3. Food Service Provider.
4. Food Distributor.
5. Wholesale Food Vendor.

If the definition in 14 CCR Section 18982(a)(73) of Tier One Commercial Edible Food Generator differs from this definition, the definition in 14 CCR Section 18982(a)(73) shall apply to this Chapter.

TIER TWO COMMERCIAL EDIBLE FOOD GENERATOR. A Commercial Edible Food Generator that is one of the following:

1. Restaurant with 250 or more seats, or a total facility size equal to or greater than 5,000 square feet.
2. Hotel with an on-site Food Facility and 200 or more rooms.
3. Health facility with an on-site Food Facility and 100 or more beds.
4. Large Venue.
5. Large Event.
6. A State agency with a cafeteria with 250 or more seats or total cafeteria facility size equal to or greater than 5,000 square feet.
7. A Local Education Agency facility with an on-site Food Facility.

If the definition in 14 CCR Section 18982(a)(74) of Tier Two Commercial Edible Food Generator differs from this definition, the definition in 14 CCR Section 18982(a)(74) shall apply to this Chapter.

UNCONTAINERIZED GREEN WASTE AND YARD WASTE COLLECTION SERVICE (UNCONTAINERIZED SERVICE). A collection service that collects green waste and yard waste that is placed in a pile or bagged for collection on the street in front of a generator's house or place of business for collection and transport to a facility that recovers Source Separated Organic Waste, or as otherwise defined in 14 CCR Section 189852(a)(75).

WHOLESALE FOOD VENDOR. A business or establishment engaged in the merchant wholesale distribution of food, where food (including fruits and vegetables) is received, shipped, stored, prepared for distribution to a retailer, warehouse, distributor, or other destination, or as otherwise defined in 14 CCR Section 189852(a)(76).

6.09.020 REQUIREMENTS FOR SINGLE-FAMILY ORGANIC WASTE GENERATORS

Single-Family Organic Waste Generators shall comply with the following requirements:

- A. Shall subscribe to the City's Organic Waste collection services for all Organic Waste generated as described below in Subsection (B). The City shall have the right to review the number and size of a generator's containers to evaluate adequacy of capacity provided for each type of collection service for proper separation of materials and containment of materials; and, Single-Family generators shall adjust its service level for its collection services as requested by the City. Generators may additionally manage their Organic Waste by preventing or reducing their Organic Waste, managing Organic Waste on site, and/or using a Community Composting site pursuant to 14 CCR Section 18984.9(c).
- B. Shall participate in the City's Organic Waste collection service(s) by placing designated materials in designated containers as described in Subsection (C) of this Section, and shall not place Prohibited Container Contaminants in collection containers.
- C. Generator shall place Source Separated Green Container Organic Waste, including Food Waste, in the Green Container; Source Separated Recyclable Materials in the Blue Container; and Gray Container Waste in the Gray Container. Generators shall not place materials designated for the Gray Container into the Green Container or Blue Container.

6.09.030 REQUIREMENTS FOR COMMERCIAL BUSINESSES

Generators that are Commercial Businesses, including Multi-Family Residential Dwellings, shall:

- A. Subscribe to the City’s collection services and comply with requirements of those services as described below in Subsection (B).
- B. Participate in the City’s Organic Waste collection service(s) by placing designated materials in designated containers as described below in subsection (1) of this section.
 - 1. Generator shall place Source Separated Green Container Organic Waste, including Food Waste, in the Green Container; Source Separated Recyclable Materials in the Blue Container; and Gray Container Waste in the Gray Container. Generator shall not place materials designated for the Gray Container into the Green Container or Blue Container.
- C. Supply and allow access to adequate number, size and location of collection containers with sufficient labels or colors (conforming with Subsections (D)(1) and (D)(2) below) for employees, contractors, tenants, and customers, consistent with the City’s Blue Container, Green Container, and Gray Container collection service.
- D. Excluding Multi-Family Residential Dwellings, provide containers for the collection of Source Separated Green Container Organic Waste and Source Separated Recyclable Materials in all indoor and outdoor areas where disposal containers are provided for customers, for materials generated by that business. Such containers do not need to be provided in restrooms. If a Commercial Business does not generate any of the materials that would be collected in one type of container, then the business does not have to provide that particular container in all areas where disposal containers are provided for customers. Pursuant to 14 CCR Section 18984.9(b), the containers provided by the business shall have either:
 - 1. A body or lid that conforms with the container colors provided through the collection service provided by the City, with either lids conforming to the color requirements or bodies conforming to the color requirements or both lids and bodies conforming to color requirements. A Commercial Business is not required to replace functional containers, including containers purchased prior to January 1, 2022, that do not comply with the requirements of the subsection prior to the end of the useful life of those containers, or prior to January 1, 2036, whichever comes first.
 - 2. Container labels that include language or graphic images, or both, indicating the primary material accepted and the primary materials prohibited in that container, or containers with imprinted text or graphic images that indicate the primary materials accepted and primary materials prohibited in the container. Pursuant 14 CCR Section 18984.8, the container labeling requirements are required on new containers commencing January 1, 2022.

- E. Multi-Family Residential Dwellings are not required to comply with container placement requirements or labeling requirement in Subsection (D) above pursuant to 14 CCR Section 18984.9(b).
- F. To the extent practical through education, training, Inspection, and/or other measures, excluding Multi-Family Residential Dwellings, prohibit employees from placing materials in a container not designated for those materials per the City's Blue Container, Green Container, and Gray Container collection service.
- G. Excluding Multi-Family Residential Dwellings, periodically inspect Blue Containers, Green Containers, and Gray Containers for contamination and inform employees if containers are contaminated and of the requirements to keep contaminants out of those containers pursuant to 14 CCR Section 18984.9(b)(3).
- H. Annually provide information to employees, contractors, tenants, and customers about Organic Waste Recovery requirements and about proper sorting of Source Separated Green Container Organic Waste and Source Separated Recyclable Materials.
- I. Provide education information before or within fourteen (14) days of occupation of the premises to new tenants that describes requirements to keep Source Separated Green Container Organic Waste and Source Separated Recyclable Materials separate from Gray Container Waste (when applicable) and the location of containers and the rules governing their use at each property.
- J. Provide or arrange access for the City or its agent to their properties during all Inspections conducted in accordance with this Chapter to confirm compliance with the requirements of this Chapter.
- K. If a Commercial Business wants to self-haul, meet the Self-Hauler requirements in Section 6.09.080 (Self-Hauler Requirements) of this ordinance.
- L. Nothing in this Section prohibits a generator from preventing or reducing waste generation, managing Organic Waste on site, or using a Community Composting site pursuant to 14 CCR Section 18984.9(c).
- M. Commercial Businesses that are Tier One or Tier Two Commercial Edible Food Generators shall comply with Food Recovery requirements, pursuant to Section 6.09.060.

6.09.040 WAIVERS FOR GENERATORS

A. De Minimis Waivers. The City may waive a Commercial Business's obligation (including Multi-Family Residential Dwellings) to comply with some or all of the Organic Waste requirements of this ordinance if the Commercial Business provides documentation that the business generates below a certain amount of Organic Waste material as described in Subsection (2) below.

Commercial Businesses requesting a de minimis waiver shall:

1. Submit an application specifying the services that they are requesting a waiver from and provide documentation as noted in Subsection (2) below.
2. Provide documentation that either:
 - a. The Commercial Business's total Solid Waste collection service is two cubic yards or more per week and Organic Waste subject to collection in a Blue Container or Green Container comprises less than 20 gallons per week per applicable container of the business's total waste; or,
 - b. The Commercial Business's total Solid Waste collection service is less than two cubic yards per week and Organic Waste subject to collection in a Blue Container or Green Container comprises less than 10 gallons per week per applicable container of the business's total waste.
3. Notify Jurisdiction if circumstances change such that Commercial Business's Organic Waste exceeds threshold required for waiver, in which case waiver will be rescinded.
4. Provide written verification of eligibility for de minimis waiver every five years, if Jurisdiction has approved de minimis waiver.

B. **Physical Space Waivers.** The City may waive a Commercial Business's or property owner's obligations (including Multi-Family Residential Dwellings) to comply with some or all of the recyclable materials and/or Organic Waste collection service requirements if the Jurisdiction has evidence from its own staff, a hauler, licensed architect, or licensed engineer demonstrating that the premises lacks adequate space for the collection containers required for compliance with the Organic Waste collection requirements of Section 6.09.020 or 6.09.030.

A Commercial Business or property owner may request a physical space waiver through the following process:

1. Submit an application form specifying the type(s) of collection services for which they are requesting a compliance waiver.
2. Provide documentation that the premises lack adequate space for Blue Containers and/or Green Containers including documentation from its hauler, licensed architect, or licensed engineer.
3. Provide written verification to Jurisdiction that it is still eligible for physical space waiver every five years, if Jurisdiction has approved application for a physical space waiver.

C. **Collection Frequency Waiver.** The City, at its discretion and in accordance with 14 CCR Section 18984.11(a)(3), may allow the owner or tenant of any residence, premises, business establishment or industry that subscribes to the City's three-container Organic Waste collection service to arrange for the collection of their Blue Container, Gray Container, or both once every fourteen days, rather than once per week.

D. **Review and Approval of Waivers.** Generators may submit requests for de minimis waivers, physical space waivers and Collection frequency waivers to the Solid Waste Refuse Collection Contractor (Contractor). The contractor shall review the Generator's waiver application and inspect the Generator's Premises to verify the accuracy of the application. Contractor shall provide documentation of the inspection, including the Contractor's recommendation to approve or deny the waiver request, and send this information to the City within thirty (30) days of receipt of the Generator's waiver application for the City's review and

approval. The City ultimately retains the right to approve or deny any application, regardless of the Contractor's recommendation.

6.09.050 REQUIREMENTS FOR COMMERCIAL EDIBLE FOOD GENERATORS

- A. Tier One Commercial Edible Food Generators must comply with the requirements of this Section commencing January 1, 2022, and Tier Two Commercial Edible Food Generators must comply commencing January 1, 2024, pursuant to 14 CCR Section 18991.3.
- B. Large Venue or Large Event operators not providing food services, but allowing for food to be provided by others, shall require Food Facilities operating at the Large Venue or Large Event to comply with the requirements of this Section, commencing January 1, 2024.
- C. Commercial Edible Food Generators shall comply with the following requirements:
 - 1. Arrange to recover the maximum amount of Edible Food that would otherwise be disposed.
 - 2. Contract with, or enter into a written agreement with Food Recovery Organizations or Food Recovery Services for: (i) the collection of Edible Food for Food Recovery; or, (ii) acceptance of the Edible Food that the Commercial Edible Food Generator self-hauls to the Food Recovery Organization for Food Recovery.
 - 3. Shall not intentionally spoil Edible Food that is capable of being recovered by a Food Recovery Organization or a Food Recovery Service.
 - 4. Allow the City's designated enforcement entity or designated third party enforcement entity to access the premises and review records pursuant to 14 CCR Section 18991.4.
 - 5. Keep records that include the following information, or as otherwise specified in 14 CCR Section 18991.4:
 - a. A list of each Food Recovery Service or organization that collects or receives its Edible Food pursuant to a contract or written agreement established under 14 CCR Section 18991.3(b).
 - b. A copy of all contracts or written agreements established under 14 CCR Section 18991.3(b).
 - c. A record of the following information for each of those Food Recovery Services or Food Recovery Organizations:
 - i. The name, address and contact information of the Food Recovery Service or Food Recovery Organization.
 - ii. The types of food that will be collected by or self-hauled to the Food Recovery Service or Food Recovery Organization.
 - iii. The established frequency that food will be collected or self-hauled.
 - iv. The quantity of food, measured in pounds recovered per month, collected or self-hauled to a Food Recovery Service or Food Recovery Organization for Food Recovery.
 - 6. No later than the 15th day of June of each year commencing no later than June 2022 for Tier One Commercial Edible Food Generators and June 2024 for Tier Two Commercial Edible Food Generators, provide annual Food Recovery report to the City that includes the information described in Section 6.09.050.C.5.c.iv. above.

D. Nothing in this Chapter shall be construed to limit or conflict with the protections provided by the California Good Samaritan Food Donation Act of 2017, the Federal Good Samaritan Act, or share table and school food donation guidance pursuant to Senate Bill 557 of 2017 (approved by the Governor of the State of California on September 25, 2017, which added Article 13 [commencing with Section 49580] to Chapter 9 of Part 27 of Division 4 of Title 2 of the Education Code, and to amend Section 114079 of the Health and Safety Code, relating to food safety, as amended, supplemented, superseded and replaced from time to time).

6.09.060 REQUIREMENTS FOR FOOD RECOVERY ORGANIZATIONS AND SERVICES

A. Food Recovery Services collecting or receiving Edible Food directly from Commercial Edible Food Generators, via a contract or written agreement established under 14 CCR Section 18991.3(b), shall maintain the following records, or as otherwise specified by 14 CCR Section 18991.5(a)(1):

1. The name, address, and contact information for each Commercial Edible Food Generator from which the service collects Edible Food.
2. The quantity in pounds of Edible Food collected from each Commercial Edible Food Generator per month.
3. The quantity in pounds of Edible Food transported to each Food Recovery Organization per month.
4. The name, address, and contact information for each Food Recovery Organization that the Food Recovery Service transports Edible Food to for Food Recovery.

B. Food Recovery Organizations collecting or receiving Edible Food directly from Commercial Edible Food Generators, via a contract or written agreement established under 14 CCR Section 18991.3(b), shall maintain the following records, or as otherwise specified by 14 CCR Section 18991.5(a)(2):

1. The name, address, and contact information for each Commercial Edible Food Generator from which the organization receives Edible Food.
2. The quantity in pounds of Edible Food received from each Commercial Edible Food Generator per month.
3. The name, address, and contact information for each Food Recovery Service that the organization receives Edible Food from for Food Recovery.

6.09.070 REQUIREMENTS FOR HAULERS AND FACILITY OPERATORS

A. Requirements for Haulers.

1. The exclusive franchise providing residential, Commercial, or industrial Organic Waste collection services to generators within the City's boundaries shall meet the following requirements and standards as a condition of approval of a contract, agreement, or other authorization with the City to collect Organic Waste:
 - a. Through written notice to the City annually on or before January 1, 2023, identify the facilities to which they will transport Organic Waste including facilities for

Source Separated Recyclable Materials and Source Separated Green Container Organic Waste.

- b. Transport Source Separated Recyclable Materials and Source Separated Green Container Organic Waste to a facility, operation, activity, or property that recovers Organic Waste as defined in 14 CCR, Division 7, Chapter 12, Article 2.
- c. Obtain approval from the City to haul Organic Waste, unless it is transporting Source Separated Organic Waste to a Community Composting site or lawfully transporting construction and demolition materials (“C&D”) in a manner that complies with 14 CCR Section 18989.1, and applicable provisions of this Chapter and [Chapter 15.34](#) (Construction and Demolition Recycling) of the City Code.

2. The exclusive franchise authorized to collect Organic Waste shall comply with education, equipment, signage, container labeling, container color, contamination monitoring, reporting, and other requirements contained within its franchise agreement, permit, license, or other agreement entered into with the City.

B. Requirements for Facility Operators and Community Composting Operations.

1. Owners of facilities, operations, and activities that recover Organic Waste, including, but not limited to, Compost facilities, in-vessel digestion facilities, and publicly-owned treatment works shall, upon the City’s request, provide information regarding available and potential new or expanded capacity at their facilities, operations, and activities, including information about throughput and permitted capacity necessary for planning purposes. Entities contacted by the City or its Enforcement Officials shall respond within 60 days.
2. Community Composting operators, upon the City’s request, shall provide information to the City to support Organic Waste capacity planning, including, but not limited to, an estimate of the amount of Organic Waste anticipated to be handled at the Community Composting operation. Entities contacted by the City or its Enforcement Officials shall respond within 60 days.

6.09.080 SELF-HAULER REQUIREMENTS

A. Self-Haulers shall source separate all recyclable materials and Organic Waste (materials that Jurisdiction otherwise requires generators to separate for collection in the Jurisdiction’s organics and recycling collection program) generated on-site from Solid Waste in a manner consistent with 14 CCR Sections 18984.1 and 18984.2, or shall haul Organic Waste to a High Diversion Organic Waste Processing Facility as specified in 14 CCR Section 18984.3.

B. Self-Haulers shall haul their Source Separated Recyclable Materials to a facility that recovers those materials; and haul their Source Separated Green Container Organic Waste to a Solid Waste facility, operation, activity, or property that processes or recovers Source Separated Organic Waste. Alternatively, Self-Haulers may haul Organic Waste to a High Diversion Organic Waste Processing Facility.

C. Self-Haulers that are Commercial Businesses (including Multi-Family Residential Dwellings) shall keep a record of the amount of Organic Waste delivered to each Solid Waste

facility, operation, activity, or property that processes or recovers Organic Waste; this record shall be subject to Inspection by the Jurisdiction. The records shall include the following information:

1. Delivery receipts and weight tickets from the entity accepting the waste.
2. The amount of material in cubic yards or tons transported by the generator to each entity.
3. If the material is transported to an entity that does not have scales on-site, or employs scales incapable of weighing the Self-Hauler's vehicle in a manner that allows it to determine the weight of materials received, the Self-Hauler is not required to record the weight of material but shall keep a record of the entities that received the Organic Waste.

D. Self-Haulers that are Commercial Businesses (including Multi-Family Self-Haulers) shall provide information collected in Section 6.09.080.C.3. to the City or its Enforcement Officials if requested.

E. A residential Organic Waste Generator that self-hauls Organic Waste is not required to record or report information in Section 6.09.080.C. and 6.09.080.D.

6.09.100 INSPECTIONS AND INVESTIGATIONS BY THE CITY

A. City representatives and/or its designated entity is authorized to conduct Inspections and investigations, at random or otherwise, of any collection container, collection vehicle loads, or transfer, processing, or disposal facility for materials collected from generators, or Source Separated materials to confirm compliance with this Chapter by Organic Waste Generators, Commercial Businesses (including Multi-Family Residential Dwellings), property owners, Commercial Edible Food Generators, haulers, Self-Haulers, Food Recovery Services, and Food Recovery Organizations, subject to applicable laws. This Section does not allow the City to enter the interior of a private residential property for Inspection.

B. Regulated entity shall provide or arrange for access during all Inspections (with the exception of residential property interiors) and shall cooperate with the City's Enforcement Official or designated entity/Designee during such Inspections and investigations. Such Inspections and investigations may include confirmation of proper placement of materials in containers, Edible Food Recovery activities, records, or any other requirement of this Chapter described herein. Failure to provide or arrange for: (i) access to an entity's premises; or (ii) access to records for any Inspection or investigation, is a violation of this Chapter and may result in penalties described as established in [Chapter 1.12](#) (General Penalty) of the City's Municipal Code.

C. Any records obtained by the City during its Inspections and other reviews shall be subject to the requirements and applicable disclosure exemptions of the Public Records Act as set forth in Government Code Section 6250 et seq.

D. City representatives, its designated entity, and/or Designee are authorized to conduct any Inspections or other investigations as reasonably necessary to further the goals of this Chapter, subject to applicable laws.

E. The City shall receive written complaints from persons regarding an entity that may be potentially non-compliant with SB 1383 Regulations, including receipt of anonymous complaints.

6.09.110 ENFORCEMENT

A. Violation of any provision of this Chapter shall constitute grounds for issuance of a Notice of Violation and assessment of a fine by the City Enforcement Official or representative. Enforcement Actions under this Chapter are issuance of an administrative citation and assessment of a fine as established in [Chapter 1.12](#) (General Penalty) of the City's Municipal Code. The City's procedures on imposition of administrative fines are hereby incorporated in their entirety, as modified from time to time, and shall govern the imposition, enforcement, collection, and review of administrative citations issued to enforce this Chapter and any rule or regulation adopted pursuant to this Chapter, except as otherwise indicated in this Chapter.

B. Other remedies allowed by law may be used, including civil action or prosecution as misdemeanor or infraction. The City may pursue civil actions in the California courts to seek recovery of unpaid administrative citations. The City may choose to delay court action until such time as a sufficiently large number of violations, or cumulative size of violations exist such that court action is a reasonable use of City staff and resources.

C. Responsible Entity for Enforcement.

1. Enforcement pursuant to this Chapter may be undertaken by the City Enforcement Official, designee, legal counsel, or combination thereof.
2. Enforcement may also be undertaken by a Regional or County Agency Enforcement Official, designated by the City, in consultation with City Enforcement Official.
 - a. City Enforcement Official(s) and Regional or County Agency Enforcement Official, if designated, will interpret this ordinance; determine the applicability of waivers, if violation(s) have occurred; implement Enforcement Actions; and, determine if compliance standards are met.
 - b. City Enforcement Official(s) and Regional or County Agency Enforcement Official, if designated, may issue Notices of Violation(s).

D. Process for Enforcement

1. City Enforcement Officials or Regional or County Enforcement Officials and/or their Designee will monitor compliance with the ordinance randomly and through Compliance Reviews, Route Reviews, investigation of complaints, and an Inspection program. Section 6.09.100 of the City's Municipal Code establishes City's right to conduct Inspections and investigations.

2. The City may issue an official notification to notify regulated entities of its obligations under the ordinance.
3. The City shall issue a Notice of Violation requiring compliance within sixty (60) days of issuance of the notice.
4. Absent compliance by the respondent within the deadline set forth in the Notice of Violation, the City shall commence an action to impose penalties, via an administrative citation and fine, pursuant to this Section. Notices shall be sent to “owner” at the official address of the owner maintained by the tax collector for the City or if no such address is available, to the owner at the address of the dwelling or Commercial property or to the party responsible for paying for the collection services, depending upon available information.

E. **Penalty Amounts for Types of Violations.** The administrative penalty levels associated with violations are established in [Chapter 1.12](#) (General Penalty) of the City’s Municipal Code.

F. **Factors Considered in Determining Penalty Amount.**

The following factors shall be used to determine the amount of the penalty for each violation within the appropriate penalty amount range:

1. The nature, circumstances, and severity of the violation(s).
2. The violator’s ability to pay.
3. The willfulness of the violator's misconduct.
4. Whether the violator took measures to avoid or mitigate violations of this Chapter.
5. Evidence of any economic benefit resulting from the violation(s).
6. The deterrent effect of the penalty on the violator.
7. Whether the violation(s) were due to conditions outside the control of the violator.

G. **Compliance Deadline Extension Considerations.**

The City may extend the compliance deadlines set forth in a Notice of Violation issued in accordance with this Section if it finds that there are extenuating circumstances beyond the control of the respondent that make compliance within the deadlines impracticable, including the following:

1. Acts of God such as earthquakes, wildfires, flooding, and other emergencies or natural disasters;
2. Delays in obtaining discretionary permits or other government agency approvals; or,
3. Deficiencies in Organic Waste recycling infrastructure or Edible Food Recovery capacity and the City is under a corrective action plan with CalRecycle pursuant to 14 CCR Section 18996.2 due to those deficiencies.

H. **Appeals Process.**

Persons receiving an administrative citation containing a penalty for an uncorrected violation may request a hearing to appeal the citation. A hearing will be held only if it is requested within

the time prescribed and consistent with the City's procedures for appeals of administrative citations in accordance with [Chapter 1.08](#) of the Fort Bragg Municipal Code. Evidence may be presented at the hearing. The City will appoint a hearing officer who shall conduct the hearing and issue a final written order.

I. Education Period for Non-Compliance.

Beginning January 1, 2022 and through December 31, 2023, City will conduct Inspections, Remote Monitoring, Route Reviews or waste evaluations, and Compliance Reviews, depending upon the type of regulated entity, to determine compliance, and if City determines that Organic Waste Generator, Self-Hauler, hauler, Tier One Commercial Edible Food Generator, Food Recovery Organization, Food Recovery Service, or other entity is not in compliance, it shall provide educational materials to the entity describing its obligations under this ordinance and a notice that compliance is required by January 1, 2022, and that violations may be subject to administrative civil penalties starting on January 1, 2024.

J. Civil Penalties for Non-Compliance.

Beginning January 1, 2024, if the City determines that an Organic Waste Generator, Self-Hauler, hauler, Tier One or Tier Two Commercial Edible Food Generator, Food Recovery Organization, Food Recovery Service, or other entity is not in compliance with this Chapter, it shall document the noncompliance or violation, issue a Notice of Violation, and take Enforcement Action pursuant to this Section, as needed.

Section 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the Ordinance. The City Council of the City of Fort Bragg hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

Section 4. Effective Date and Publication. This ordinance shall be and the same is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage. Within fifteen (15) days after the passage of this Ordinance, the City Clerk shall cause a summary of said Ordinance to be published as provided in Government Code §36933, in a newspaper of general circulation published and circulated in the City of Fort Bragg, along with the names of the City Council voting for and against its passage.

The foregoing Ordinance was introduced by Councilmember Morsell-Haye at a regular meeting of the City Council of the City of Fort Bragg held on 28th day of March, 2022 and adopted at a regular meeting of the City of Fort Bragg held on the 11th day of April, 2022 by the following vote:

**AYES:
NOES:**

**ABSENT:
ABSTAIN:
RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk

PUBLISH: March 31, 2022 and April 21, 2022 (by summary).
EFFECTIVE DATE: May 11, 2022.



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-163

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5B.

Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency

RESOLUTION NO. ____-2022

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
MAKING THE LEGALLY REQUIRED FINDINGS TO CONTINUE TO
AUTHORIZE THE CONDUCT OF REMOTE “TELEPHONIC”
MEETINGS DURING THE STATE OF EMERGENCY**

WHEREAS, on March 4, 2020, pursuant to California Gov. Code Section 8625, the Governor declared a state of emergency; and

WHEREAS, on September 17, 2021, Governor Newsom signed AB 361, which bill went into immediate effect as urgency legislation; and

WHEREAS, AB 361 added subsection (e) to Gov. Code Section 54953 to authorize legislative bodies to conduct remote meetings provided the legislative body makes specified findings; and

WHEREAS, as of April 4, 2022, the COVID-19 pandemic has killed more than 89,078 Californians; and

WHEREAS, social distancing measures decrease the chance of spread of COVID-19; and

WHEREAS, this legislative body previously adopted a resolution to authorize this legislative body to conduct remote “telephonic” meetings; and

WHEREAS, Government Code 54953(e)(3) authorizes this legislative body to continue to conduct remote “telephonic” meetings provided that it has timely made the findings specified therein;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Fort Bragg as follows:

1. This legislative body declares that it has reconsidered the circumstances of the state of emergency declared by the Governor and at least one of the following is true: (a) the state of emergency continues to directly impact the ability of the members of this legislative body to meet safely in person; and/or (2) state or local officials continue to impose or recommend measures to promote social distancing.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April 2022, by the following vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
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Text File

File Number: 22-164

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5C.

Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg

At a special meeting on March 24, 2020, the Fort Bragg City Council ratified the City Manager's Proclamation declaring a local emergency due to COVID-19 in its Resolution No. 4242-2020. Since that date, the Council has adopted 46 resolutions reconfirming the existence of a local emergency. The City is required to reconfirm the existence of a local emergency every 21 days pursuant to Fort Bragg Municipal Code Section 2.24.040.

RESOLUTION NO. ____-2022

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
CONFIRMING THE CONTINUED EXISTENCE OF A LOCAL
EMERGENCY IN THE CITY OF FORT BRAGG**

WHEREAS, California Government Code section 8630 empowers the Fort Bragg City Council to proclaim the existence of a local emergency when the City is threatened or likely to be threatened by the conditions of extreme peril to the safety of persons and property that are or are likely to be beyond the control of the services, personnel, equipment, and facilities of this City; and

WHEREAS, California Government Code section 8558(c) states that a “local emergency” means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property within the territorial limits of a city; and

WHEREAS, COVID-19, a novel coronavirus causing infectious disease, was first detected in China in December 2019 and has spread across the world and to the United States. Symptoms of COVID-19 include fever, cough, and shortness of breath; outcomes have ranged from mild to severe illness, and, in some cases, death. The Center for Disease Control and Prevention (CDC) has indicated the virus is a tremendous public health threat; and

WHEREAS, on March 13, 2020, the President of the United States issued a proclamation declaring the COVID-19 outbreak in the United States as a national emergency, beginning March 1, 2020; and

WHEREAS, the Governor of the State of California and the Public Health Officer of the County of Mendocino have both issued Shelter-in-Place orders to combat the spread of COVID-19; and

WHEREAS, on March 17, 2020 the City Manager, as the City’s Director of Emergency Services, issued Proclamation No. CM-2020-01 declaring a local emergency as authorized by Government Code section 8630 and Fort Bragg Municipal Code section 2.24.040(B); and

WHEREAS, at a special meeting on March 24, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4242-2020, ratifying the City Manager’s Proclamation declaring the existence of a local emergency; and

WHEREAS, at a special meeting on April 6, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4245-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on April 20, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4247-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 11, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4250-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 26, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4253-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 8, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4266-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 22, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4270-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 13, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4284-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 27, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4289-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on August 10, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4294-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on August 31, 2020, the City Council of the City of Fort Bragg adopted Resolution No. 4300-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on September 21, 2020, the City Council of the City of Fort Bragg adopted Resolution 4304-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 13, 2020, the City Council of the City of Fort Bragg adopted Resolution 4317-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 26, 2020, the City Council of the City of Fort Bragg adopted Resolution 4319-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 9, 2020, the City Council of the City of Fort Bragg adopted Resolution 4323-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 23, 2020, the City Council of the City of Fort Bragg adopted Resolution 4329-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on December 14, 2020, the City Council of the City of Fort Bragg adopted Resolution 4333-2020 by which it continued the local emergency; and

WHEREAS, at a special meeting on December 22, 2020, the City Council of the City of Fort Bragg adopted Resolution 4340-2020 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 11, 2021, the City Council of the City of Fort Bragg adopted Resolution 4343-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 25, 2021, the City Council of the City of Fort Bragg adopted Resolution 4347-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on February 8, 2021, the City Council of the City of Fort Bragg adopted Resolution 4351-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on February 22, 2021, the City Council of the City of Fort Bragg adopted Resolution 4358-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on March 8, 2021, the City Council of the City of Fort Bragg adopted Resolution 4363-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on March 22, 2021, the City Council of the City of Fort Bragg adopted Resolution 4366-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on April 12, 2021, the City Council of the City of Fort Bragg adopted Resolution 4376-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on April 26, 2021, the City Council of the City of Fort Bragg adopted Resolution 4381-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 10, 2021, the City Council of the City of Fort Bragg adopted Resolution 4385-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on May 24, 2021, the City Council of the City of Fort Bragg adopted Resolution 4391-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 14, 2021, the City Council of the City of Fort Bragg adopted Resolution 4396-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on June 28, 2021, the City Council of the City of Fort Bragg adopted Resolution 4405-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 12, 2021, the City Council of the City of Fort Bragg adopted Resolution 4418-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on July 26, 2021, the City Council of the City of Fort Bragg adopted Resolution 4422-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on August 9, 2021, the City Council of the City of Fort Bragg adopted Resolution 4427-2021 by which it continued the local emergency; and

WHEREAS, at a special meeting on August 30, 2021, the City Council of the City of Fort Bragg adopted Resolution 4434-2021 by which it continued the local emergency; and

WHEREAS, at a special meeting on September 20, 2021, the City Council of the City of Fort Bragg adopted Resolution 4447-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 12, 2021, the City Council of the City of Fort Bragg adopted Resolution 4451-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on October 25, 2021, the City Council of the City of Fort Bragg adopted Resolution 4460-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 8, 2021, the City Council of the City of Fort Bragg adopted Resolution 4463-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on November 22, 2021, the City Council of the City of Fort Bragg adopted Resolution 4473-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on December 13, 2021, the City Council of the City of Fort Bragg adopted Resolution 4480-2021 by which it continued the local emergency; and

WHEREAS, at a special meeting on December 27, 2021, the City Council of the City of Fort Bragg adopted Resolution 4491-2021 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 10, 2022, the City Council of the City of Fort Bragg adopted Resolution 4497-2022 by which it continued the local emergency; and

WHEREAS, at a regular meeting on January 24, 2022, the City Council of the City of Fort Bragg adopted Resolution 4504-2022 by which it continued the local emergency; and

WHEREAS, at a regular meeting on February 14, 2022, the City Council of the City of Fort Bragg adopted Resolution 4509-2022 by which it continued the local emergency; and

WHEREAS, at a regular meeting on February 28, 2022, the City Council of the City of Fort Bragg adopted Resolution 4513-2022 by which it continued the local emergency; and

WHEREAS, at a regular meeting on March 14, 2022, the City Council of the City of Fort Bragg adopted Resolution 4518-2022 by which it continued the local emergency; and

WHEREAS, at a regular meeting on March 28, 2022, the City Council of the City of Fort Bragg adopted Resolution 4525-2022 by which it continued the local emergency;

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED by the City Council of the City of Fort Bragg that for reasons set forth herein, said local emergency shall be deemed to continue to exist until the City Council of the City of Fort Bragg, State of California, proclaims its termination; and

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg will review the need for continuing the local emergency at least once every 21 days until the City Council terminates the local emergency; and

BE IT FURTHER RESOLVED that this resolution confirming the continued existence of a local emergency shall be forwarded to the Director of the Governor's Office of Emergency Services and the Governor of the State of California, as well as the Mendocino County Office of Emergency Services.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April, 2022 by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**
- RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

**June Lemos, MMC
City Clerk**



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
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Text File

File Number: 22-167

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5D.

Readopt Master Traffic Resolution

The City Council considers changes to the Master Traffic Resolution once or twice each year, or as necessary. The last changes were made on March 9, 2020. Since that time, the Traffic Committee has considered six Traffic Modification Requests in 2020, 27 Traffic Modification Requests in 2021, and two Traffic Modification Requests in 2022 which were filed with the Engineering Department by members of the community. Many of the modifications granted by the Traffic Committee do not alter the Master Traffic Resolution (such as changes to Section G, No Parking Zones). Five changes are included in this version of the Master Traffic Resolution as a result of Modification Requests; these changes are shown in the redline version.

Changes to the resolution include: the addition of two ADA spaces at an apartment complex located on the corner of McPherson and Madrone; the removal of two ADA spaces from a residential site that is no longer needed; and the addition of one ADA space in the Central Business District.

**RESOLUTION 1271-2022/A
MASTER TRAFFIC RESOLUTION**

WHEREAS, Chapter 10.04 of the Fort Bragg Municipal Code establishes membership of the Traffic Committee to consist of the Chief of Police and Director of Public Works; and

WHEREAS, Chapter 10.08 of the Fort Bragg Municipal Code empowers the City Council, by resolution, to cause to be placed and maintained official traffic control devices; and

WHEREAS, Chapter 10.10 of the Fort Bragg Municipal Code provides that the City Council has authority to determine the placement of restricted turn signs; and

WHEREAS, Chapter 10.12 of the Fort Bragg Municipal Code provides for the City Council to designate by resolution one-way streets and alleys; and

WHEREAS, Chapter 10.14 of the Fort Bragg Municipal Code provides that the City Council may by resolution designate any street or portion thereof as through streets, any intersection or any highway (street) railway grade crossing at which vehicles are required to stop; and

WHEREAS, Section 10.20.030 of the Fort Bragg Municipal Code provides for the establishment of "no parking areas" by resolution of the City Council and indication of such area by sign or red curb; and

WHEREAS, Section 10.20.035 of the Fort Bragg Municipal Code provides for specified private properties to be subject to public traffic regulations; and

WHEREAS, certain properties have previously been designated by resolution as being subject to such public traffic regulations as provided by the Fort Bragg Municipal Code at such time as they are properly posted.

WHEREAS, Section 22507 of the State of California Vehicle Code and Sections 10.20.190–215 of the Fort Bragg Municipal Code provide for the limitation of parking; and

WHEREAS, Chapter 10.21 of the Fort Bragg Municipal Code establishes the provisions for parking for disabled persons; and

WHEREAS, Chapter 10.22 of the Fort Bragg Municipal Code authorizes the City Council to determine the location of loading zones and passenger loading zones; and

WHEREAS, Chapter 10.28 of the Fort Bragg Municipal Code establishes prima facie speed limits of 25 mph and identifies the methodology for City Council to lower the speed limits by resolution; and

WHEREAS, Chapter 10.30 of the Fort Bragg Municipal Code provides that intersections may be declared to be yield right-of-way intersections; and

NOW, THEREFORE, BE IT RESOLVED that the following traffic and parking regulations and control shall be adopted and enforced pursuant to provisions and penalties of Title 10 of the Fort Bragg Municipal Code.

BE IT FURTHER RESOLVED that Resolution 1271-2020/A is hereby repealed.

A. RIGHT TURN ONLY INTERSECTIONS

1. From North Harbor Drive onto South Main Street (9-14-1998)
2. From North Noyo Point Road onto South Main Street (1-11-1999)
3. From the private roadway located at the north end of the South Main Street west frontage road onto South Main Street. (11-09-92; moved from Section P; 9-25-2000)

RESOLUTION 1271-2022/A (04-11-2022)
MASTER TRAFFIC RESOLUTION / CITY OF FORT BRAGG

B. NO LEFT TURNS

Left turn movements at the following locations are declared to be prohibited:

1. 324 S. Lincoln Street, Redwood Elementary School parking lot. (11-22-2010)
2. 501 N. Main Street, The Brewery Shop at NCBC parking lot.
3. From North Harbor Drive onto South Main Street.

C. NO U TURN INTERSECTIONS

1. The north and eastbound quadrants of the intersection of Harold and Fir Streets.
2. All quadrants of the intersection of Harold and Laurel Streets.
3. All quadrants of the intersection of Harold and Pine Streets.

D. ONE-WAY STREETS

1. Alder Street one-way eastbound between Franklin and Main Streets. (1-27-1992; Amended: 11-26-2007)
2. Alley east of Franklin Street, one-way in a northerly direction between Cypress and Walnut Streets. (11-9-1998)
3. Alley between Harold and Corry Streets, one-way in a northerly direction between Pine and Fir Streets.
4. Alley between Main and Franklin Streets one-way in a southerly direction between Laurel and Oak Streets.
5. Alley between McPherson and Franklin Streets, one-way in a southerly direction between Pine and Laurel Streets.
6. Harold Street one-way in a northerly direction between Chestnut and Maple Streets.
7. Laurel Street one-way eastbound between Main and McPherson Streets.
8. North Lincoln Street one-way in a southerly direction between Cedar and Oak Streets. (4-26-1999)
9. South Lincoln Street one-way in a northerly direction between Willow and Oak Streets.
10. Park Street one-way in a southerly direction between Maple and Oak Streets.

E. THROUGH STREETS

The following are through streets subject to the provisions of Section 10.14.020 of the Fort Bragg Municipal Code and other provisions of this resolution.

1. Boatyard Street from Highway 20 north to Main Street. (3-22-1993)
2. Cedar Street from Harold Street to the east city limits.
3. Harold Street from Fir Street to Maple Street.
4. Harrison Street from Winifred Street to Chestnut Street.
5. Main Street from the north city limits to the south city limits.
6. Maple Street from Franklin Street to Lincoln Street.
7. Oak Street from Harold Street to the east city limits.
8. Pine Street from Franklin Street to Harold Street.
9. Redwood Avenue from Main Street to Harold Street.
10. South Street from Franklin Street to the east city limits.

F. STOP INTERSECTIONS

On all streets at their intersection with through streets listed above provided that where northbound and southbound through streets cross eastbound and westbound through streets, eastbound and westbound shall have the through traffic and northbound and southbound shall stop, unless it is designated otherwise herein.

1. Alder Street at Franklin Street, four-way stop for all traffic. (11-26-2007)
2. Alder Street at Harold Street for east and westbound traffic.

RESOLUTION 1271-2022/A (04-11-2022)
MASTER TRAFFIC RESOLUTION / CITY OF FORT BRAGG

3. Alder Street at Harrison Street for east and westbound traffic.
4. Alder Street at Main Street for eastbound traffic. (9-25-2000; Amended 11-26-2007)
5. Alley east of Franklin Street at Walnut Street for northbound traffic. (9-25-2000)
6. Azalea Circle at Sanderson Way for eastbound traffic.
7. Boatyard Street at Highway 20 for southbound traffic.
8. Brandon Way at Fir Street for southbound traffic. (4-8-1991)
9. Bush Street at Franklin Street for east and westbound traffic.
10. Bush Street at Harrison Street for east and westbound traffic.
11. Bush Street at Main Street for east and westbound traffic. (9-25-2000)
12. Bush Street at West Street for east and westbound traffic. (1-12-2009)
13. Casa del Noyo Drive at North Harbor Drive for northbound traffic. (7-11-1988)
14. Cedar Street at Harold Street for westbound traffic.
15. Cedar Street at Sanderson Way, four-way stop for all traffic. (4-12-1999)
16. Chestnut Street at Corry and Grove intersection, four-way stop for all traffic.
17. Chestnut Street at Dana Street for westbound traffic. (03-09-2020)
18. Chestnut Street at Harrison Street, four-way stop for all traffic. (4-26-1993)
19. Chestnut Street at Lincoln Street, four-way stop for all traffic.
20. Chestnut Street at Sanderson Way, four-way stop for all traffic.
21. Chief Celeri Drive at Alder Street for north and southbound traffic. (4-8-1991)
22. Chief Celeri Drive at Oak Street for southbound traffic. (3-8-1993)
23. Corry Street at Alder Street for north and southbound traffic.
24. Corry Street at Fir Street for northbound traffic. (4-8-1991)
25. Corry Street at Laurel Street for north and southbound traffic.
26. Corry Street at Madrone Street for north and southbound traffic.
27. Corry Street at Maple Street for north and southbound traffic.
28. Corry Street at Oak Street for north and southbound traffic.
29. Corry Street at Pine Street for north and southbound traffic.
30. Corry Street at Redwood Avenue for north and southbound traffic.
31. Cypress Street at Noyo Headlands Park exit for eastbound traffic.
32. Dana Street at Chestnut Street for southbound traffic.
33. Dana Street at the entrance to Fort Bragg High School student parking lot, three way stop for all traffic. (7-22-2002)
34. Dennison Lane at Cedar Street for north and southbound traffic. (9-23-1996)
35. Ebbing Way at Chestnut Street for northbound traffic.
36. Elm Street at Franklin Street for eastbound traffic.
37. Espey Way at Walnut Street for northbound traffic. (9-25-2000)
38. Fir Street at Franklin Street for east and westbound traffic. (9-25-2000)
39. Fir Street at Harrison Street for east and westbound traffic. (08-12-2019)
40. Fir Street at Main Street for east and westbound traffic. (9-25-2000)
41. Fir Street at Stewart Street for east and westbound traffic.
42. Fir Street at West Street for east and westbound traffic.
43. Florence Street at Oak Street for northbound traffic.
44. Florence Street at Willow Street for southbound traffic.
45. Franklin Street at Chestnut Street, four-way stop for all traffic.

RESOLUTION 1271-2022/A (04-11-2022)
MASTER TRAFFIC RESOLUTION / CITY OF FORT BRAGG

46. Franklin Street at Cypress Street, four-way stop for all traffic. (Amended: 9-25-2000).
47. Franklin Street at Laurel Street, three-way stop for all traffic. (4-27-2015)
48. Franklin Street at North Harbor Drive, three-way stop; Franklin Street at two locations for southbound traffic.
49. Franklin Street at Oak Street, four-way stop for all traffic.
50. Franklin Street at Pine Street, four-way stop for all traffic.
51. Franklin Street at Redwood Avenue, four-way stop for all traffic. (9-25-2000)
52. Franklin Street at South Street for north and southbound traffic.
53. Franklin Street at Walnut Street, four-way stop for all traffic. (4-27-2015)
54. Georgia Pacific Logging Road at Cypress Street for southbound traffic. (Amended: 9-25-2000)
55. Glass Beach Drive at Stewart Street, three way stop for all traffic (11-13-2001)
56. Glass Beach Drive at West Elm Street, three way stop for all traffic (11-23-2015)
57. Harold Street at Chestnut Street for northbound traffic.
58. Harold Street at Fir Street for southbound traffic
59. Harrison Street at Maple Street for north and southbound traffic.
60. Harrison Street at Oak Street for north and southbound traffic.
61. Harrison Street at Pine Street for north and southbound traffic
62. Harrison Street at Redwood Avenue for north and southbound traffic.
63. Harrison Street at Walnut Street for southbound traffic. (1-25-1993)
64. Hazel Street at Franklin Street for east and westbound traffic. (9-25-2000)
65. Hazel Street at Harrison Street for eastbound traffic.
66. Hazel Street at Main Street for westbound traffic. (9-25-2000)
67. Hazel Street at McPherson Street for east and westbound traffic.
68. Hazelwood Street at South Street for northbound traffic. (4-9-1990)
69. Hocker Lane at Oak Street for northbound traffic. (9-25-2000)
70. Holmes Lane at Glass Beach Drive for westbound traffic (1-24-1994; amended: 9-25-2000)
71. Holmes Lane at Stewart Street for eastbound traffic (1-24-1994)
72. Howland Court at Oak Street for southbound traffic. (9-25-2000)
73. Jewett Street at Oak Street for northbound traffic. (9-25-2000)
74. John Cimolino Way at Stewart Street for westbound traffic. (9-25-2000)
75. Laurel Street at Harold Street for east and westbound traffic.
76. Laurel Street at Harrison Street for east and westbound traffic.
77. Laurel Street at McPherson Street for east and westbound traffic.
78. Laurel Street at Whipple Street, four-way stop for all traffic.
79. Lincoln Street at Alder Street for southbound traffic (6-12-1995; amended: 9-25-2000)
80. Lincoln Street at Oak Street for north and southbound traffic.
81. Lincoln Street at Willow Street for northbound traffic.
82. Livingston at Oak Street for northbound traffic.
83. Livingston Street at Willow Street for southbound traffic. (10-28-1996)
84. Lonne Way at Sanderson Way for westbound traffic. (2-24-1997)
85. Madrone Street at Franklin Street for east and westbound traffic. (9-25-2000)
86. Madrone Street at Harold Street for eastbound traffic.

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87. Madrone Street at Harrison Street for east and westbound traffic.
88. Madrone Street at Main Street for westbound traffic. (9-25-2000)
89. Manzanita Street at Main Street for westbound traffic. (9-25-2000)
90. Maple Street at Franklin Street for east and westbound traffic.
91. Maple Street at Lincoln Street for eastbound traffic.
92. Maple Street at Main Street for westbound traffic. (9-25-2000)
93. Maple Street at South Harold Street, four way stop for all traffic. (03-09-2020)
94. McKinley Street at Alder Street for northbound traffic (6-12-1995) McKinley Street at Oak Street for southbound traffic.
95. McPherson Street at Alder Street for north and southbound traffic.
96. McPherson Street at Chestnut Street for southbound traffic.
97. McPherson Street at Fir Street for north and southbound traffic.
98. McPherson Street at Madrone Street for north and southbound traffic.
99. McPherson Street at Maple Street for north and southbound traffic.
100. McPherson Street at Oak Street for north and southbound traffic.
101. McPherson Street at Pine Street for north and southbound traffic.
102. McPherson Street at Redwood Avenue for north and southbound traffic.
103. Minnesota Avenue at Chestnut Street for northbound traffic.
104. Morrow Street at Alder Street for north and southbound traffic. (2-13-1989; 6-12-1995)
105. Morrow Street at Cedar Street for north and southbound traffic.
106. Morrow Street at Laurel Street for northbound traffic.
107. Morrow Street at Oak Street for southbound traffic.
108. Myrtle Street at North Harbor Drive for southbound traffic. (1-27-1997)
109. Myrtle Street at South Street for northbound traffic. (1-27-1997)
110. North Harbor Drive at Main Street for westbound traffic. (9-25-2000)
111. North Noyo Point Road at Main Street for eastbound traffic. (9-25-2000)
112. Noyo Heights Drive at Sanderson Way for eastbound traffic. (2-24-1997)
113. Oak Street at Dana Street, four-way stop for all traffic. (7-22-2002)
114. Oak Street at Harold Street, four-way stop for all traffic.
115. Oak Street at Sanderson Way, four-way stop for all traffic.
116. Oak Terrace Court at Oak Street for southbound traffic.
117. Olsen Lane at Chestnut Street for northbound traffic.
118. Park Street at Maple Street for north and southbound traffic.
119. Park Street at Willow Street for southbound traffic.
120. Penitenti Way at Sanderson Way for eastbound traffic.
121. Perkins Way at Bush Street for north and southbound traffic. (4-8-1991)
122. Perkins Way at Fir Street for southbound traffic. (4-8-1991)
123. Pine Street at Harold Street for eastbound traffic.
124. Pine Street at Main Street for east and westbound traffic. (9-25-2000)
125. Redwood Avenue at Harold Street for east and westbound traffic.
126. River Drive at Cypress Street; two locations.
127. River Drive at Kemppe Way for southbound traffic; two signed locations. (6-10-1996)
128. River Drive at South Street for southbound traffic.

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129. Sequoia Circle at South Street for southbound traffic.
130. South Main Street west frontage road at Ocean View Drive for southbound traffic. (11-9-1992)
131. South Main Street west frontage road at private roadway for northbound traffic. (11-9-1992)
132. South Main Street west frontage road at South Main Street for eastbound traffic.
133. South Street at Main Street for westbound traffic. (9-25-2000)
134. Spring Street at Chestnut Street for northbound traffic.
135. Spruce Street at Franklin Street for east and westbound traffic.
136. Spruce Street at Main Street for east and westbound traffic. (9-25-2000)
137. Stewart Street at Bush Street for north and southbound traffic.
138. Stewart Street at Elm Street for north and southbound traffic (1-24-1994)
139. Stewart Street at Pine Street for southbound traffic.
140. Stewart Street at Spruce Street for north and southbound traffic.
141. Susie Court at Chestnut Street for southbound traffic. (4-27-1992)
142. Taubold Court at Dana Street for westbound traffic.
143. Wall Street at Chestnut Street for southbound traffic.
144. Wall Street at Oak Street for northbound traffic.
145. Wall Street at Willow Street, four-way stop for all traffic (7-11-1988; amended: 9-25-2000)
146. Walnut Street at Main Street for westbound traffic. (9-25-2000)
147. West Street at Pine Street for north and southbound traffic. (1-12-2009)
148. Whipple Street at Alder Street for north and southbound traffic.
149. Whipple Street at Chestnut for north and southbound traffic.
150. Whipple Street at Fir Street for northbound traffic. (4-8-1991)
151. Whipple Street at Madrone Street for north and southbound traffic.
152. Whipple Street at Maple Street for north and southbound traffic.
153. Whipple Street at Oak Street for north and southbound traffic.
154. Whipple Street at Pine Street for north and southbound traffic.
155. Whipple Street at Redwood Avenue for north and southbound traffic.
156. Whipple Street at Walnut Street for southbound traffic (12-13-1993)
157. Willow Street at Harold Street for westbound traffic.
158. Willow Street at Sanderson Way for eastbound traffic.
159. Woodland Drive at Chestnut Street for northbound traffic.
160. Woodward Street at North Harbor Drive for southbound traffic. (1-27-1997)
161. Woodward Street at South Street for northbound traffic. (1-27-1997)

G. NO PARKING ZONES

No Parking Zones will be designated, signed or marked as No Parking Zones as provided in Chapter 10.20.

H. RESTRICTED PARKING ON PRIVATE PROPERTY

Pursuant to Vehicle Code, Section 21107.8 and Fort Bragg Municipal Code, Section 10.20.035, the following privately owned and maintained off-street parking facilities are subject to the provisions and penalties of Title 10 of the Fort Bragg Municipal Code, Sections 22350, 23109 and the provision of Division 16.5, commencing with Section 38000 of the Vehicle Code.

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BUSINESS TYPE	NUMBER	DIRECTION	LOCATION	DATE
Boatyard Shopping Center	100		Boatyard Drive	11-14-1988 Amended
Coast Christian Center	1004		Chestnut Street	11-22-2004
Calvary Baptist Church	1144		Chestnut Street	3-8-1999
Fort Bragg High School	300		Dana Street	10-09-1990
Mendocino Lithographers; parking on alley	100	N	Franklin Street	
Community First Credit Union; parking lot across street	147	N	Franklin Street	
Purity Store	242	N	Franklin Street	
Well House West	311	N	Franklin Street	
Business/Apartments - The Showcase; parking on alley	333	N	Franklin Street	6-22-1992
Northwest Insurance Agency; parking on alley	522	N	Franklin Street	9-25-1989
Sew-n-Sew	890	N	Franklin Street	2-26-2018
Franklin St. Center	410-422	S	Franklin Street	1-30-2019
Mendocino Railway	100	W	Laurel Street	
Bank of America	228	N	Main Street	
CBD Business Complex-Redwood Center	247	N	Main Street	12-14-1998
CBD Business Complex	250	N	Main Street	10-25-1993; Amended: 2-14-2000
Coast Hardware & Radio Shack Dealer	300	N	Main Street	7-22-2002
CBD Business Complex; parking on alley	322	N	Main Street	7-10-1989
CBD Business Complex; parking on alley	338	N	Main Street	
CBD Business Complex; parking on alley	342	N	Main Street	3-24-1997
Fort Bragg Depot	401	N	Main Street	8-12-1996
North Coast Brewing Company-Tap room	444	N	Main Street	
Auto & Tow Shop	734	N	Main Street	
Business (Real Estate/Legal)	809	N	Main Street	4-23-1990
Nello's Market	860	N	Main Street	
North O'Town Industrial	1260	N	Main Street	
Gas Station	105	S	Main Street	
Business Complex	112	S	Main Street	6-8-1998
Evelyn Tregoning Buildings	120	S	Main Street	2-13-1989
CVS	150	S	Main Street	
Auto/Second Hand	350	S	Main Street	9-26-1988

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Rite Aid	490	S	Main Street	
Safeway Stores	660	S	Main Street	
Business/News	684 /690	S	Main Street	12-12-1988
Insurance	720	S	Main Street	
Restaurant	740	S	Main Street	
Harbor Trailer Park	1021	S	Main Street	8-8-1988; Amended 6-8-1998
McDonald's of Fort Bragg	1190	S	Main Street	4-8-1996
Auto Shop	110		Manzanita Street	
Colombi's Laundromat	647		Oak Street	6-26-1989
Medical/Business Complex	221		Pine Street	1-9-1989
Insurance	124	E	Pine Street	9-12-1994
Lyme Redwood	90	W	Redwood Avenue	
Mendocino Coast District Hospital	700		River Drive	4-14-2003
Medical	890		River Drive	4-27-1998
First Presbyterian Church	367	S	Sanderson Way	4-14-2003

I. TIME OR DAY LIMITED NO PARKING ZONES

No Parking - Time or Day Limited Zones will be designated, signed or marked as No Parking Zones as provided in Chapter 10.20.

J. SHORT TERM PARKING (GREEN) ZONES

Short Term Parking Zones will be designated, signed or marked as Short Term Parking Zones as provided in Chapter 10.20.

K. ONE HOUR PARKING ZONES

None at present.

L. TWO HOUR PARKING ZONES

The following listed areas are declared to be two hour parking zones between the hours of 9:00 a.m. and 6:00 p.m. with Sundays and holidays excepted.

1. Public right-of-way areas:

- a. Alder Street, both sides, from the alley between Main and Franklin Streets to the alley between Franklin and McPherson Streets. (1-9-1995; Amended 11-26-2007)
- b. Alder Street, both sides, west of Main Street. (1-9-1995)
- c. Franklin Street, both sides, between Pine and Oak Streets.
- d. Laurel Street, both sides, from the west end of Laurel Street to McPherson Street.
- e. Main Street, both sides, between Pine and Alder Streets. (9-27-1993)
- f. McPherson Street, 200 block for a distance of 158 feet from Redwood Avenue on east side, and 107 feet from Redwood Avenue on west side.
- g. Oak Street, both sides, between Main and Franklin Streets, and south side of Oak Street between Franklin and alley west of McPherson.
- h. Pine Street, south side, between Franklin and Main Streets.
- i. Redwood Avenue, both sides from the west end of Redwood Avenue to Harrison Street.

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MASTER TRAFFIC RESOLUTION / CITY OF FORT BRAGG**

M. TIMED PARKING FOR ELECTRIC VEHICLE CHARGING STATIONS

Parking time limits for Electric Vehicle (EV) Charging Stations will be designated by accompanying signage and enforceable between the hours of 9:00 a.m. and 10:00 p.m. seven (7) days a week, as provided in Chapter 10.20. The following areas shall be regulated by EV provisions.

1. City Hall parking lot, 416 N Franklin Street (2 spaces, effective date 2-21-2018)
2. Laurel Street public parking lot, 230 E Laurel Street (2 spaces, effective date 2-21-2018)

N. BLUE CURB HANDICAP ZONE APPROVALS

		STREET ADDRESS	OWNER/LOCATION	DATE
100 block of	E	Alder Street	U.S. Post Office	
248	E	Alder Street (on west side of McPherson Street)	Gwen Matson	7-24-2006
100 block of	W	Bush Street (Northwest corner at Main Street)	Rosenthal Construction Building	4-13-1992
250	E	Cypress Street	Fort Bragg Police Department- 2 spaces	
654	W	Cypress Street	Noyo Headlands Park-South Trail-2 spaces	
360	N	Corry Street	First Methodist Church	
200 block	N	Corry Street at Redwood Avenue	Trinity Lutheran Church- 2 spaces	2-11-2019
470	S	Corry Street	V. Teasant	08-12-2019
155	E	Cypress St	Donna Worster; space at Franklin St intersection	2-26-2018
300	W	Elm Street	Noyo Headlands Park-North Trail - 4 spaces	
201	E	Fir Street	St Michaels Episcopal Church; curb on Franklin Street	
200 block of	N	Franklin Street	U.S. Post Office; third parking space north of Alder Street, as restricted use only. Signs posted will indicate space is neither van accessible, nor wheelchair accessible.	10-23-2000
333	N	Franklin Street	Art Explorers	04-11-2022
416	N	Franklin Street	City Hall Parking Lot	
500 block	N	Franklin Street	First Baptist Church	1-9-1995
201	S	Franklin Street	Mabel Bozzoli	9-28-1998
1000 block		Glass Beach Drive	End of Glass Beach Drive at Pudding Creek Tress bridge - 2 spaces	
490	N	Harold Street	Senior Center/Middle School – two spaces	
500	N	Harold Street	Fort Bragg Middle School - two spaces	
545	N	Harold Street	Ali & Rick Van Zee	08-12-2019
255	S	Harold Street	Our Lady of Good Counsel	12-14-1998
127	N	Harrison Street	Lorraine Reid	1-23-2017
140	N	Harrison Street	Phil Acosta	1-23-2017
300	N	Harrison Street	Rick Sapinski	1-23-2017
124	E	Laurel Street	Cucina Verona	03/09/2020

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		STREET ADDRESS	OWNER/LOCATION	DATE
200	E	Laurel Street	Southwest Corner of Laurel & Franklin	11-26-2012
400 block	E	Laurel Street, south side—one space west of the driveway	Veteran's Memorial Building	6-28-1999
499	E	Laurel Street	FB Branch/Mendo Co. Library	
800 block	E	Laurel Street	Otis Johnson Park entrance on Laurel Street – one space	
125	S	Lincoln Street	Dick Finch	7-08-2013
300	S	Lincoln Street	CV Starr Center- five spaces	
324	S	Lincoln Street	Redwood Elementary School- two spaces	4-26-1999
355	S	Lincoln Street	LDS Church	12-14-1998
141	N	Main Street Parking Lot	City of Fort Bragg Fire Department	
363	N	Main Street	Town Hall	3-8-1993
400 block	N	Main Street Parking Lot	Public Parking lot by NCBC	
802	N	Main Street	California Department of Forestry; space is located on Spruce Street	10-9-2001
600	E	Maple Street	Our Lady of Good Counsel – two spaces	
151	S	McPherson Street	Angelina Moura – two spaces, one on McPherson one on Madrone	04-11-2022
242	N	McPherson Street	Barry Cusick	7-23-2007
137	E	Oak Street	Hospitality Center (Oak Street side)	
224	E	Oak Street	Dora Baroni TTE	7-25-2016
315	E	Oak Street	Theresa Brazil	7-25-2005
127	E	Pine Street	First Baptist Church	1-27-1992
203	E	Pine Street	Dental/Medical Complex	05-29-2018
230	E	Pine Street	William Yeomans	7-12-2010
309	E	Redwood Avenue	Curves	11-26-2007
430	E	Redwood Avenue	Fort Bragg Lions Club	8-24-1992
620	E	Redwood Avenue	Trinity Lutheran Church- 2 spaces	2/11/2019
930		Stewart Street	Glass Beach Preschool; space is located on John Cimolino Way, north side	7-26-1999; amended: 9-25-2000
310	N	Whipple Street	Sergio Sanchez	4-14-2003
446	N	Whipple Street (curb on Whipple Street just south of Red Zone at stop on Pine)	Seventh Day Adventist Church	07-11-2011
465	S	Whipple Street	Katherine Thompson	11-23-1992

O. PASSENGER LOADING (WHITE LIMITED PARKING) ZONES

The following areas shall be limited to the loading and unloading of passengers between the hours of 7:00 a.m. and 6:00 p.m. with Sundays and holidays excepted.

1. Fir Street, at Fort Bragg Middle School, east end at Harold Street starting 11' from corner for a distance of 22'. (9-25-2000)
2. 135 S. Franklin Street, at Coast Cinemas, to replace current green zone. (4-27-2015)
3. Laurel Street, at Fort Bragg Library, from a point 61 feet west of Whipple Street for a distance of 30 feet. (7-23-2007)
4. Stewart Street at John Cimolino Way in front of 930 Stewart Street; starting from the curb ramp and going west for 22'. (9-25-2000)

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MASTER TRAFFIC RESOLUTION / CITY OF FORT BRAGG

P. LOADING (YELLOW LIMITED PARKING) ZONES

Loading Zones will be designated, signed or marked as Loading Zones as provided in Chapter 10.22.

Q. 15 MPH ZONE

1. 100 block of S. Lincoln Street. (04-09-1990)
2. 200 block of Park Street. (1-11-2010)
3. West Cypress Street. Noyo Headlands Park Entrance (03-09-2020)

R. YIELD RIGHT OF WAY

None at present.

S. SCHOOL ZONE SPEED

The following streets are hereby declared as school zones. The speed limit in said zones as described below shall be 15 miles per hour when children are present.

1. Chestnut Street, between Lincoln and eastern city limits.
2. Dana Street between Chestnut and the extension of Willow Street.
3. East Fir Street between North Whipple and North Harold.
4. Harold Street between Cedar and Fir Streets. (9-25-2000)
5. Lincoln Street, between Chestnut and Willow Streets.
6. Ocean View Drive, near Leonard Holmes Street/Harbor Avenue. (11-23-2015)
7. Sanderson Way, between Chestnut and Willow Streets.

T. MOTORIZED VEHICLES PROHIBITED

1. Extension of N Dana between Oak Street and Cedar Street. (5-9-88)
2. Extension of Willow Street between Sanderson Way and Dana Street.

U. EMERGENCY VEHICLES ONLY

1. Boatyard Shopping Center at northwest corner of parking lot. As authorized by property owner in accordance with FBMC Title 10 and California Vehicle Code Section 38000 et seq. (6-10-1991)

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April, 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk

**RESOLUTION 1271-2022/A
MASTER TRAFFIC RESOLUTION**

WHEREAS, Chapter 10.04 of the Fort Bragg Municipal Code establishes membership of the Traffic Committee to consist of the Chief of Police and Director of Public Works; and

WHEREAS, Chapter 10.08 of the Fort Bragg Municipal Code empowers the City Council, by resolution, to cause to be placed and maintained official traffic control devices; and

WHEREAS, Chapter 10.10 of the Fort Bragg Municipal Code provides that the City Council has authority to determine the placement of restricted turn signs; and

WHEREAS, Chapter 10.12 of the Fort Bragg Municipal Code provides for the City Council to designate by resolution one-way streets and alleys; and

WHEREAS, Chapter 10.14 of the Fort Bragg Municipal Code provides that the City Council may by resolution designate any street or portion thereof as through streets, any intersection or any highway (street) railway grade crossing at which vehicles are required to stop; and

WHEREAS, Section 10.20.030 of the Fort Bragg Municipal Code provides for the establishment of "no parking areas" by resolution of the City Council and indication of such area by sign or red curb; and

WHEREAS, Section 10.20.035 of the Fort Bragg Municipal Code provides for specified private properties to be subject to public traffic regulations; and

WHEREAS, certain properties have previously been designated by resolution as being subject to such public traffic regulations as provided by the Fort Bragg Municipal Code at such time as they are properly posted.

WHEREAS, Section 22507 of the State of California Vehicle Code and Sections 10.20.190–215 of the Fort Bragg Municipal Code provide for the limitation of parking; and

WHEREAS, Chapter 10.21 of the Fort Bragg Municipal Code establishes the provisions for parking for disabled persons; and

WHEREAS, Chapter 10.22 of the Fort Bragg Municipal Code authorizes the City Council to determine the location of loading zones and passenger loading zones; and

WHEREAS, Chapter 10.28 of the Fort Bragg Municipal Code establishes prima facie speed limits of 25 mph and identifies the methodology for City Council to lower the speed limits by resolution; and

WHEREAS, Chapter 10.30 of the Fort Bragg Municipal Code provides that intersections may be declared to be yield right-of-way intersections; and

NOW, THEREFORE, BE IT RESOLVED that the following traffic and parking regulations and control shall be adopted and enforced pursuant to provisions and penalties of Title 10 of the Fort Bragg Municipal Code.

BE IT FURTHER RESOLVED that Resolution 1271-2020/A is hereby repealed.

A. RIGHT TURN ONLY INTERSECTIONS

1. From North Harbor Drive onto South Main Street (9-14-1998)
2. From North Noyo Point Road onto South Main Street (1-11-1999)
3. From the private roadway located at the north end of the South Main Street west frontage road onto South Main Street. (11-09-92; moved from Section P; 9-25-2000)

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B. NO LEFT TURNS

Left turn movements at the following locations are declared to be prohibited:

1. 324 S. Lincoln Street, Redwood Elementary School parking lot. (11-22-2010)
2. 501 N. Main Street, The Brewery Shop at NCBC parking lot.
3. From North Harbor Drive onto South Main Street.

C. NO U TURN INTERSECTIONS

1. The north and eastbound quadrants of the intersection of Harold and Fir Streets.
2. All quadrants of the intersection of Harold and Laurel Streets.
3. All quadrants of the intersection of Harold and Pine Streets.

D. ONE-WAY STREETS

1. Alder Street one-way eastbound between Franklin and Main Streets. (1-27-1992; Amended: 11-26-2007)
2. Alley east of Franklin Street, one-way in a northerly direction between Cypress and Walnut Streets. (11-9-1998)
3. Alley between Harold and Corry Streets, one-way in a northerly direction between Pine and Fir Streets.
4. Alley between Main and Franklin Streets one-way in a southerly direction between Laurel and Oak Streets.
5. Alley between McPherson and Franklin Streets, one-way in a southerly direction between Pine and Laurel Streets.
6. Harold Street one-way in a northerly direction between Chestnut and Maple Streets.
7. Laurel Street one-way eastbound between Main and McPherson Streets.
8. North Lincoln Street one-way in a southerly direction between Cedar and Oak Streets. (4-26-1999)
9. South Lincoln Street one-way in a northerly direction between Willow and Oak Streets.
10. Park Street one-way in a southerly direction between Maple and Oak Streets.

E. THROUGH STREETS

The following are through streets subject to the provisions of Section 10.14.020 of the Fort Bragg Municipal Code and other provisions of this resolution.

1. Boatyard Street from Highway 20 north to Main Street. (3-22-1993)
2. Cedar Street from Harold Street to the east city limits.
3. Harold Street from Fir Street to Maple Street.
4. Harrison Street from Winifred Street to Chestnut Street.
5. Main Street from the north city limits to the south city limits.
6. Maple Street from Franklin Street to Lincoln Street.
7. Oak Street from Harold Street to the east city limits.
8. Pine Street from Franklin Street to Harold Street.
9. Redwood Avenue from Main Street to Harold Street.
10. South Street from Franklin Street to the east city limits.

F. STOP INTERSECTIONS

On all streets at their intersection with through streets listed above provided that where northbound and southbound through streets cross eastbound and westbound through streets, eastbound and westbound shall have the through traffic and northbound and southbound shall stop, unless it is designated otherwise herein.

1. Alder Street at Franklin Street, four-way stop for all traffic. (11-26-2007)
2. Alder Street at Harold Street for east and westbound traffic.

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3. Alder Street at Harrison Street for east and westbound traffic.
4. Alder Street at Main Street for eastbound traffic. (9-25-2000; Amended 11-26-2007)
5. Alley east of Franklin Street at Walnut Street for northbound traffic. (9-25-2000)
6. Azalea Circle at Sanderson Way for eastbound traffic.
7. Boatyard Street at Highway 20 for southbound traffic.
8. Brandon Way at Fir Street for southbound traffic. (4-8-1991)
9. Bush Street at Franklin Street for east and westbound traffic.
10. Bush Street at Harrison Street for east and westbound traffic.
11. Bush Street at Main Street for east and westbound traffic. (9-25-2000)
12. Bush Street at West Street for east and westbound traffic. (1-12-2009)
13. Casa del Noyo Drive at North Harbor Drive for northbound traffic. (7-11-1988)
14. Cedar Street at Harold Street for westbound traffic.
15. Cedar Street at Sanderson Way, four-way stop for all traffic. (4-12-1999)
16. Chestnut Street at Corry and Grove intersection, four-way stop for all traffic.
17. Chestnut Street at Dana Street for westbound traffic. (03-09-2020)
18. Chestnut Street at Harrison Street, four-way stop for all traffic. (4-26-1993)
19. Chestnut Street at Lincoln Street, four-way stop for all traffic.
20. Chestnut Street at Sanderson Way, four-way stop for all traffic.
21. Chief Celeri Drive at Alder Street for north and southbound traffic. (4-8-1991)
22. Chief Celeri Drive at Oak Street for southbound traffic. (3-8-1993)
23. Corry Street at Alder Street for north and southbound traffic.
24. Corry Street at Fir Street for northbound traffic. (4-8-1991)
25. Corry Street at Laurel Street for north and southbound traffic.
26. Corry Street at Madrone Street for north and southbound traffic.
27. Corry Street at Maple Street for north and southbound traffic.
28. Corry Street at Oak Street for north and southbound traffic.
29. Corry Street at Pine Street for north and southbound traffic.
30. Corry Street at Redwood Avenue for north and southbound traffic.
31. Cypress Street at Noyo Headlands Park exit for eastbound traffic.
32. Dana Street at Chestnut Street for southbound traffic.
33. Dana Street at the entrance to Fort Bragg High School student parking lot, three way stop for all traffic. (7-22-2002)
34. Dennison Lane at Cedar Street for north and southbound traffic. (9-23-1996)
35. Ebbing Way at Chestnut Street for northbound traffic.
36. Elm Street at Franklin Street for eastbound traffic.
37. Espey Way at Walnut Street for northbound traffic. (9-25-2000)
38. Fir Street at Franklin Street for east and westbound traffic. (9-25-2000)
39. Fir Street at Harrison Street for east and westbound traffic. (08-12-2019)
40. Fir Street at Main Street for east and westbound traffic. (9-25-2000)
41. Fir Street at Stewart Street for east and westbound traffic.
42. Fir Street at West Street for east and westbound traffic.
43. Florence Street at Oak Street for northbound traffic.
44. Florence Street at Willow Street for southbound traffic.
45. Franklin Street at Chestnut Street, four-way stop for all traffic.

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46. Franklin Street at Cypress Street, four-way stop for all traffic. (Amended: 9-25-2000).
47. Franklin Street at Laurel Street, three-way stop for all traffic. (4-27-2015)
48. Franklin Street at North Harbor Drive, three-way stop; Franklin Street at two locations for southbound traffic.
49. Franklin Street at Oak Street, four-way stop for all traffic.
50. Franklin Street at Pine Street, four-way stop for all traffic.
51. Franklin Street at Redwood Avenue, four-way stop for all traffic. (9-25-2000)
52. Franklin Street at South Street for north and southbound traffic.
53. Franklin Street at Walnut Street, four-way stop for all traffic. (4-27-2015)
54. Georgia Pacific Logging Road at Cypress Street for southbound traffic. (Amended: 9-25-2000)
55. Glass Beach Drive at Stewart Street, three way stop for all traffic (11-13-2001)
56. Glass Beach Drive at West Elm Street, three way stop for all traffic (11-23-2015)
57. Harold Street at Chestnut Street for northbound traffic.
58. Harold Street at Fir Street for southbound traffic
59. Harrison Street at Maple Street for north and southbound traffic.
60. Harrison Street at Oak Street for north and southbound traffic.
61. Harrison Street at Pine Street for north and southbound traffic
62. Harrison Street at Redwood Avenue for north and southbound traffic.
63. Harrison Street at Walnut Street for southbound traffic. (1-25-1993)
64. Hazel Street at Franklin Street for east and westbound traffic. (9-25-2000)
65. Hazel Street at Harrison Street for eastbound traffic.
66. Hazel Street at Main Street for westbound traffic. (9-25-2000)
67. Hazel Street at McPherson Street for east and westbound traffic.
68. Hazelwood Street at South Street for northbound traffic. (4-9-1990)
69. Hocker Lane at Oak Street for northbound traffic. (9-25-2000)
70. Holmes Lane at Glass Beach Drive for westbound traffic (1-24-1994; amended: 9-25-2000)
71. Holmes Lane at Stewart Street for eastbound traffic (1-24-1994)
72. Howland Court at Oak Street for southbound traffic. (9-25-2000)
73. Jewett Street at Oak Street for northbound traffic. (9-25-2000)
74. John Cimolino Way at Stewart Street for westbound traffic. (9-25-2000)
75. Laurel Street at Harold Street for east and westbound traffic.
76. Laurel Street at Harrison Street for east and westbound traffic.
77. Laurel Street at McPherson Street for east and westbound traffic.
78. Laurel Street at Whipple Street, four-way stop for all traffic.
79. Lincoln Street at Alder Street for southbound traffic (6-12-1995; amended: 9-25-2000)
80. Lincoln Street at Oak Street for north and southbound traffic.
81. Lincoln Street at Willow Street for northbound traffic.
82. Livingston at Oak Street for northbound traffic.
83. Livingston Street at Willow Street for southbound traffic. (10-28-1996)
84. Lonne Way at Sanderson Way for westbound traffic. (2-24-1997)
85. Madrone Street at Franklin Street for east and westbound traffic. (9-25-2000)
86. Madrone Street at Harold Street for eastbound traffic.

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87. Madrone Street at Harrison Street for east and westbound traffic.
88. Madrone Street at Main Street for westbound traffic. (9-25-2000)
89. Manzanita Street at Main Street for westbound traffic. (9-25-2000)
90. Maple Street at Franklin Street for east and westbound traffic.
91. Maple Street at Lincoln Street for eastbound traffic.
92. Maple Street at Main Street for westbound traffic. (9-25-2000)
93. Maple Street at South Harold Street, four way stop for all traffic. (03-09-2020)
94. McKinley Street at Alder Street for northbound traffic (6-12-1995) McKinley Street at Oak Street for southbound traffic.
95. McPherson Street at Alder Street for north and southbound traffic.
96. McPherson Street at Chestnut Street for southbound traffic.
97. McPherson Street at Fir Street for north and southbound traffic.
98. McPherson Street at Madrone Street for north and southbound traffic.
99. McPherson Street at Maple Street for north and southbound traffic.
100. McPherson Street at Oak Street for north and southbound traffic.
101. McPherson Street at Pine Street for north and southbound traffic.
102. McPherson Street at Redwood Avenue for north and southbound traffic.
103. Minnesota Avenue at Chestnut Street for northbound traffic.
104. Morrow Street at Alder Street for north and southbound traffic. (2-13-1989; 6-12-1995)
105. Morrow Street at Cedar Street for north and southbound traffic.
106. Morrow Street at Laurel Street for northbound traffic.
107. Morrow Street at Oak Street for southbound traffic.
108. Myrtle Street at North Harbor Drive for southbound traffic. (1-27-1997)
109. Myrtle Street at South Street for northbound traffic. (1-27-1997)
110. North Harbor Drive at Main Street for westbound traffic. (9-25-2000)
111. North Noyo Point Road at Main Street for eastbound traffic. (9-25-2000)
112. Noyo Heights Drive at Sanderson Way for eastbound traffic. (2-24-1997)
113. Oak Street at Dana Street, four-way stop for all traffic. (7-22-2002)
114. Oak Street at Harold Street, four-way stop for all traffic.
115. Oak Street at Sanderson Way, four-way stop for all traffic.
116. Oak Terrace Court at Oak Street for southbound traffic.
117. Olsen Lane at Chestnut Street for northbound traffic.
118. Park Street at Maple Street for north and southbound traffic.
119. Park Street at Willow Street for southbound traffic.
120. Penitenti Way at Sanderson Way for eastbound traffic.
121. Perkins Way at Bush Street for north and southbound traffic. (4-8-1991)
122. Perkins Way at Fir Street for southbound traffic. (4-8-1991)
123. Pine Street at Harold Street for eastbound traffic.
124. Pine Street at Main Street for east and westbound traffic. (9-25-2000)
125. Redwood Avenue at Harold Street for east and westbound traffic.
126. River Drive at Cypress Street; two locations.
127. River Drive at Kemppe Way for southbound traffic; two signed locations. (6-10-1996)
128. River Drive at South Street for southbound traffic.

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129. Sequoia Circle at South Street for southbound traffic.
130. South Main Street west frontage road at Ocean View Drive for southbound traffic. (11-9-1992)
131. South Main Street west frontage road at private roadway for northbound traffic. (11-9-1992)
132. South Main Street west frontage road at South Main Street for eastbound traffic.
133. South Street at Main Street for westbound traffic. (9-25-2000)
134. Spring Street at Chestnut Street for northbound traffic.
135. Spruce Street at Franklin Street for east and westbound traffic.
136. Spruce Street at Main Street for east and westbound traffic. (9-25-2000)
137. Stewart Street at Bush Street for north and southbound traffic.
138. Stewart Street at Elm Street for north and southbound traffic (1-24-1994)
139. Stewart Street at Pine Street for southbound traffic.
140. Stewart Street at Spruce Street for north and southbound traffic.
141. Susie Court at Chestnut Street for southbound traffic. (4-27-1992)
142. Taubold Court at Dana Street for westbound traffic.
143. Wall Street at Chestnut Street for southbound traffic.
144. Wall Street at Oak Street for northbound traffic.
145. Wall Street at Willow Street, four-way stop for all traffic (7-11-1988; amended: 9-25-2000)
146. Walnut Street at Main Street for westbound traffic. (9-25-2000)
147. West Street at Pine Street for north and southbound traffic. (1-12-2009)
148. Whipple Street at Alder Street for north and southbound traffic.
149. Whipple Street at Chestnut for north and southbound traffic.
150. Whipple Street at Fir Street for northbound traffic. (4-8-1991)
151. Whipple Street at Madrone Street for north and southbound traffic.
152. Whipple Street at Maple Street for north and southbound traffic.
153. Whipple Street at Oak Street for north and southbound traffic.
154. Whipple Street at Pine Street for north and southbound traffic.
155. Whipple Street at Redwood Avenue for north and southbound traffic.
156. Whipple Street at Walnut Street for southbound traffic (12-13-1993)
157. Willow Street at Harold Street for westbound traffic.
158. Willow Street at Sanderson Way for eastbound traffic.
159. Woodland Drive at Chestnut Street for northbound traffic.
160. Woodward Street at North Harbor Drive for southbound traffic. (1-27-1997)
161. Woodward Street at South Street for northbound traffic. (1-27-1997)

G. NO PARKING ZONES

No Parking Zones will be designated, signed or marked as No Parking Zones as provided in Chapter 10.20.

H. RESTRICTED PARKING ON PRIVATE PROPERTY

Pursuant to Vehicle Code, Section 21107.8 and Fort Bragg Municipal Code, Section 10.20.035, the following privately owned and maintained off-street parking facilities are subject to the provisions and penalties of Title 10 of the Fort Bragg Municipal Code, Sections 22350, 23109 and the provision of Division 16.5, commencing with Section 38000 of the Vehicle Code.

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BUSINESS TYPE	NUMBER	DIRECTION	LOCATION	DATE
Boatyard Shopping Center	100		Boatyard Drive	11-14-1988 Amended
Coast Christian Center	1004		Chestnut Street	11-22-2004
Calvary Baptist Church	1144		Chestnut Street	3-8-1999
Fort Bragg High School	300		Dana Street	10-09-1990
Mendocino Lithographers; parking on alley	100	N	Franklin Street	
Community First Credit Union; parking lot across street	147	N	Franklin Street	
Purity Store	242	N	Franklin Street	
Well House West	311	N	Franklin Street	
Business/Apartments - The Showcase; parking on alley	333	N	Franklin Street	6-22-1992
Northwest Insurance Agency; parking on alley	522	N	Franklin Street	9-25-1989
Sew-n-Sew	890	N	Franklin Street	2-26-2018
Franklin St. Center	410-422	S	Franklin Street	1-30-2019
Mendocino Railway	100	W	Laurel Street	
Bank of America	228	N	Main Street	
CBD Business Complex-Redwood Center	247	N	Main Street	12-14-1998
CBD Business Complex	250	N	Main Street	10-25-1993; Amended: 2-14-2000
Coast Hardware & Radio Shack Dealer	300	N	Main Street	7-22-2002
CBD Business Complex; parking on alley	322	N	Main Street	7-10-1989
CBD Business Complex; parking on alley	338	N	Main Street	
CBD Business Complex; parking on alley	342	N	Main Street	3-24-1997
Fort Bragg Depot	401	N	Main Street	8-12-1996
North Coast Brewing Company-Tap room	444	N	Main Street	
Auto & Tow Shop	734	N	Main Street	
Business (Real Estate/Legal)	809	N	Main Street	4-23-1990
Nello's Market	860	N	Main Street	
North O'Town Industrial	1260	N	Main Street	
Gas Station	105	S	Main Street	
Business Complex	112	S	Main Street	6-8-1998
Evelyn Tregoning Buildings	120	S	Main Street	2-13-1989
CVS	150	S	Main Street	
Auto/Second Hand	350	S	Main Street	9-26-1988

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Rite Aid	490	S	Main Street	
Safeway Stores	660	S	Main Street	
Business/News	684 /690	S	Main Street	12-12-1988
Insurance	720	S	Main Street	
Restaurant	740	S	Main Street	
Harbor Trailer Park	1021	S	Main Street	8-8-1988; Amended 6-8-1998
McDonald's of Fort Bragg	1190	S	Main Street	4-8-1996
Auto Shop	110		Manzanita Street	
Colombi's Laundromat	647		Oak Street	6-26-1989
Medical/Business Complex	221		Pine Street	1-9-1989
Insurance	124	E	Pine Street	9-12-1994
Lyme Redwood	90	W	Redwood Avenue	
Mendocino Coast District Hospital	700		River Drive	4-14-2003
Medical	890		River Drive	4-27-1998
First Presbyterian Church	367	S	Sanderson Way	4-14-2003

I. TIME OR DAY LIMITED NO PARKING ZONES

No Parking - Time or Day Limited Zones will be designated, signed or marked as No Parking Zones as provided in Chapter 10.20.

J. SHORT TERM PARKING (GREEN) ZONES

Short Term Parking Zones will be designated, signed or marked as Short Term Parking Zones as provided in Chapter 10.20.

K. ONE HOUR PARKING ZONES

None at present.

L. TWO HOUR PARKING ZONES

The following listed areas are declared to be two hour parking zones between the hours of 9:00 a.m. and 6:00 p.m. with Sundays and holidays excepted.

1. Public right-of-way areas:

- a. Alder Street, both sides, from the alley between Main and Franklin Streets to the alley between Franklin and McPherson Streets. (1-9-1995; Amended 11-26-2007)
- b. Alder Street, both sides, west of Main Street. (1-9-1995)
- c. Franklin Street, both sides, between Pine and Oak Streets.
- d. Laurel Street, both sides, from the west end of Laurel Street to McPherson Street.
- e. Main Street, both sides, between Pine and Alder Streets. (9-27-1993)
- f. McPherson Street, 200 block for a distance of 158 feet from Redwood Avenue on east side, and 107 feet from Redwood Avenue on west side.
- g. Oak Street, both sides, between Main and Franklin Streets, and south side of Oak Street between Franklin and alley west of McPherson.
- h. Pine Street, south side, between Franklin and Main Streets.
- i. Redwood Avenue, both sides from the west end of Redwood Avenue to Harrison Street.

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M. TIMED PARKING FOR ELECTRIC VEHICLE CHARGING STATIONS

Parking time limits for Electric Vehicle (EV) Charging Stations will be designated by accompanying signage and enforceable between the hours of 9:00 a.m. and 10:00 p.m. seven (7) days a week, as provided in Chapter 10.20. The following areas shall be regulated by EV provisions.

1. City Hall parking lot, 416 N Franklin Street (2 spaces, effective date 2-21-2018)
2. Laurel Street public parking lot, 230 E Laurel Street (2 spaces, effective date 2-21-2018)

N. BLUE CURB HANDICAP ZONE APPROVALS

		STREET ADDRESS	OWNER/LOCATION	DATE
100 block of	E	Alder Street	U.S. Post Office	
248	E	Alder Street (on west side of McPherson Street)	Gwen Matson	7-24-2006
100 block of	W	Bush Street (Northwest corner at Main Street)	Rosenthal Construction Building	4-13-1992
250	E	Cypress Street	Fort Bragg Police Department- 2 spaces	
654	W	Cypress Street	Noyo Headlands Park-South Trail-2 spaces	
360	N	Corry Street	First Methodist Church	
200 block	N	Corry Street at Redwood Avenue	Trinity Lutheran Church- 2 spaces	2-11-2019
470	S	Corry Street	V. Teasant	08-12-2019
155	E	Cypress St	Donna Worster; space at Franklin St intersection	2-26-2018
300	W	Elm Street	Noyo Headlands Park-North Trail - 4 spaces	
201	E	Fir Street	St Michaels Episcopal Church; curb on Franklin Street	
200 block of	N	Franklin Street	U.S. Post Office; third parking space north of Alder Street, as restricted use only. Signs posted will indicate space is neither van accessible, nor wheelchair accessible.	10-23-2000
<u>333</u>	<u>N</u>	<u>Franklin Street</u>	<u>Art Explorers</u>	<u>04-11-2022</u>
416	N	Franklin Street	City Hall Parking Lot	
500 block	N	Franklin Street	First Baptist Church	1-9-1995
201	S	Franklin Street	Mabel Bozzoli	9-28-1998
1000 block		Glass Beach Drive	End of Glass Beach Drive at Pudding Creek Tress bridge - 2 spaces	
490	N	Harold Street	Senior Center/Middle School – two spaces	
500	N	Harold Street	Fort Bragg Middle School - two spaces	
545	N	Harold Street	Ali & Rick Van Zee	08-12-2019
255	S	Harold Street	Our Lady of Good Counsel	12-14-1998
127	N	Harrison Street	Lorraine Reid	1-23-2017
140	N	Harrison Street	Phil Acosta	1-23-2017
300	N	Harrison Street	Rick Sapinski	1-23-2017
124	E	Laurel Street	Cucina Verona	03/09/2020

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		STREET ADDRESS	OWNER/LOCATION	DATE
200	E	Laurel Street	Southwest Corner of Laurel & Franklin	11-26-2012
400 block	E	Laurel Street, south side—one space west of the driveway	Veteran's Memorial Building	6-28-1999
499	E	Laurel Street	FB Branch/Mendo Co. Library	
800 block	E	Laurel Street	Otis Johnson Park entrance on Laurel Street – one space	
125	S	Lincoln Street	Dick Finch	7-08-2013
300	S	Lincoln Street	CV Starr Center- five spaces	
309	S	Lincoln Street	Ann Jennings & Louise Spenser	1-23-2017
324	S	Lincoln Street	Redwood Elementary School- two spaces	4-26-1999
355	S	Lincoln Street	LDS Church	12-14-1998
141	N	Main Street Parking Lot	City of Fort Bragg Fire Department	
363	N	Main Street	Town Hall	3-8-1993
400 block	N	Main Street Parking Lot	Public Parking lot by NCBC	
802	N	Main Street	California Department of Forestry; space is located on Spruce Street	10-9-2001
600	E	Maple Street	Our Lady of Good Counsel – two spaces	
<u>151</u>	<u>S</u>	<u>McPherson Street</u>	<u>Angelina Moura – two spaces, one on McPherson one on Madrone</u>	<u>04-11-2022</u>
242	N	McPherson Street	Barry Cusick	7-23-2007
<u>137</u>	<u>E</u>	<u>Oak Street</u>	<u>Hospitality Center (Oak Street side)</u>	
224	E	Oak Street	Dora Baroni TTE	7-25-2016
315	E	Oak Street	Theresa Brazil	7-25-2005
320	E	Oak Street	Veronica Lowe	4-27-2015
127	E	Pine Street	First Baptist Church	1-27-1992
203	E	Pine Street	Dental/Medical Complex	05-29-2018
230	E	Pine Street	William Yeomans	7-12-2010
309	E	Redwood Avenue	Curves	11-26-2007
430	E	Redwood Avenue	Fort Bragg Lions Club	8-24-1992
620	E	Redwood Avenue	Trinity Lutheran Church- 2 spaces	2/11/2019
930		Stewart Street	Glass Beach Preschool; space is located on John Cimolino Way, north side	7-26-1999; amended: 9-25-2000
310	N	Whipple Street	Sergio Sanchez	4-14-2003
446	N	Whipple Street (curb on Whipple Street just south of Red Zone at stop on Pine)	Seventh Day Adventist Church	07-11-2011
465	S	Whipple Street	Katherine Thompson	11-23-1992

O. PASSENGER LOADING (WHITE LIMITED PARKING) ZONES

The following areas shall be limited to the loading and unloading of passengers between the hours of 7:00 a.m. and 6:00 p.m. with Sundays and holidays excepted.

1. Fir Street, at Fort Bragg Middle School, east end at Harold Street starting 11' from corner for a distance of 22'. (9-25-2000)
2. 135 S. Franklin Street, at Coast Cinemas, to replace current green zone. (4-27-2015)
3. Laurel Street, at Fort Bragg Library, from a point 61 feet west of Whipple Street for a distance of 30 feet. (7-23-2007)

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4. Stewart Street at John Cimolino Way in front of 930 Stewart Street; starting from the curb ramp and going west for 22'. (9-25-2000)

P. LOADING (YELLOW LIMITED PARKING) ZONES

Loading Zones will be designated, signed or marked as Loading Zones as provided in Chapter 10.22.

Q. 15 MPH ZONE

1. 100 block of S. Lincoln Street. (04-09-1990)
2. 200 block of Park Street. (1-11-2010)
3. West Cypress Street. Noyo Headlands Park Entrance (03-09-2020)

R. YIELD RIGHT OF WAY

None at present.

S. SCHOOL ZONE SPEED

The following streets are hereby declared as school zones. The speed limit in said zones as described below shall be 15 miles per hour when children are present.

1. Chestnut Street, between Lincoln and eastern city limits.
2. Dana Street between Chestnut and the extension of Willow Street.
3. East Fir Street between North Whipple and North Harold.
4. Harold Street between Cedar and Fir Streets. (9-25-2000)
5. Lincoln Street, between Chestnut and Willow Streets.
6. Ocean View Drive, near Leonard Holmes Street/Harbor Avenue. (11-23-2015)
7. Sanderson Way, between Chestnut and Willow Streets.

T. MOTORIZED VEHICLES PROHIBITED

1. Extension of N Dana between Oak Street and Cedar Street. (5-9-88)
2. Extension of Willow Street between Sanderson Way and Dana Street.

U. EMERGENCY VEHICLES ONLY

1. Boatyard Shopping Center at northwest corner of parking lot. As authorized by property owner in accordance with FBMC Title 10 and California Vehicle Code Section 38000 et seq. (6-10-1991)

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April, 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-168

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5E.

Adopt City Council Resolution Authorizing a Budget Amendment to the FY 2021-22 (Budget Amendment No. 2022-21) Adding Funds to Police Department Salary (Account No. 110-4200-0101), Creating Social Services Liaison (Account No. 110-4200-0379) and a Grant Reimbursement Account (Account No. 110-4200-3318) to Fund the Social Services Liaison Program Through a Fully Reimbursable Grant to Include the Purchase of a Vehicle and the Hiring of Two Employees

RESOLUTION NO. ____-2022

RESOLUTION OF THE FORT BRAGG CITY COUNCIL AUTHORIZING A BUDGET AMENDMENT TO THE FY 2021-22 (BUDGET AMENDMENT NO. 2022-21) ADDING FUNDS TO POLICE DEPARTMENT SALARY (ACCOUNT NO. 110-4200-0101), CREATING SOCIAL SERVICES LIAISON (ACCOUNT NO. 110-4200-0379) AND A GRANT REIMBURSEMENT ACCOUNT (ACCOUNT NO. 110-4200-3318) TO FUND THE SOCIAL SERVICES LIAISON PROGRAM THROUGH A FULLY REIMBURESABLE GRANT TO INCLUDE THE PURCHASE OF A VEHICLE AND THE HIRING OF TWO EMPLOYEES

WHEREAS, the Fort Bragg Police Department spends a significant amount of resources responding to calls for service involving non-violent individuals with mental health illness; and

WHEREAS, interactions between law enforcement and individuals with mental health illnesses represent an increased risk of those individuals entering the criminal justice system; and

WHEREAS, in February of 2022, the Fort Bragg Police Department was awarded a grant through the Behavioral Health Justice Intervention Services Project (BHJIS) to fully reimburse the City of Fort Bragg for the purchase of a vehicle, supplies, and the hiring of two employees for one year; and

WHEREAS, the Fort Bragg Police Department will be purchasing a hybrid model van locally which will be staffed by two non-sworn Crisis Workers; and

WHEREAS, those Crisis Workers will respond to calls for service involving non-violent individuals with mental health illnesses; and

WHEREAS, the same Crisis Workers will act as Social Service Liaisons assisting individuals with mental health illnesses with utilizing social programs and attending court dates;

WHEREAS, based on the evidence presented, the City Council finds as follows:

1. The adjustments to the FY 2022-21 Budget as shown in Exhibit A, are necessary to cover the costs of the Social Services Liaison - Crisis Worker grant.
2. The costs associated with the Social Services Liaison - Crisis Worker program are fully reimbursable through the BHJIS grant.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby amend the previously adopted FY 2022-21 Budget to incorporate the changes enumerated in Exhibit A.

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg authorizes the expenditure of funds from Account No. 110-4200-0379 to purchase a hybrid model van for a price not to exceed \$47,384.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April, 2022, by the following vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk

BUDGET AMENDMENT

Budget Adjustment #: **2022-21**

Budget FY: **FY 2021/22**

Account Description	Account #			FY 21/22 Current Budget	Increase (+) Budget Amt	Decrease (-) Budget Amt	Revised Total Budget Amt	Description
Expenditures								
Salaries & Wages	110	4200	0101	\$ 1,555,195	\$ 40,839		\$ 1,596,034	2 Hires
Social Services Liason Grant	110	4200	0379	\$ -	\$ 52,534		\$ 52,534	Vehicle, laptop, uniforms, training, supplies
							\$ -	
							\$ -	
							\$ -	
							\$ -	
							\$ -	
Total Expenditures				\$ 1,555,195	\$ 93,373	\$ -	\$ 1,648,568	
Revenue								
Grant Reimb	110	4200	3318	\$ -	\$ 93,373		\$ 93,373	
							\$ -	
Total Revenue				\$ -	\$ 93,373	\$ -	\$ 93,373	

Reason for Amendment: RESOLUTION # : _____

Authorization:

Requested By:	_____	Signature:	_____	Date:	_____
Approval:	_____		_____		_____
Finance Use:	_____		_____		_____

Attach copies of Resolution or other documentation

		<p>05/01/2022). Employee already identified and prepared to begin work.</p> <ul style="list-style-type: none"> • Retain 1.0 FTE Social Service Liaison (SSL) @ \$20,420. SSL will provide all Direct Services under the Supervision of Project Manager. <p>b. Direct Services:</p> <p>(1) School-based Interventions (\$0) Note: Cost included under Other Personnel.</p> <ul style="list-style-type: none"> • SSL when available will handle all calls for service involving non-violent students experiencing mental health crisis to include transporting the student to Mental Health or the Emergency Room as appropriate. <p>(2) College or University Based Interventions (\$0) Note: Cost included under Other Personnel.</p> <ul style="list-style-type: none"> • SSL when available will handle all calls for service involving non-violent students experiencing mental health crisis to include transporting the student to Mental Health or the Emergency Room as appropriate. <p>(3) Reentry Interventions (\$0) Note: Cost included under Other Personnel.</p> <ul style="list-style-type: none"> • SSL will assist individuals with mental health illnesses with accountability and attending behavioral health court, mental health appointments, and social services appointments. <p>(4) Co-Response Interventions (\$0) Note: Cost included under Other Personnel.</p> <ul style="list-style-type: none"> • SSL when available will respond to all calls for service involving non-violent individuals experiencing mental health crisis to include transporting the student to Mental Health or the Emergency Room as appropriate. In those cases where mental health holds/visits are not applicable SSL will the ability to provide individuals with immediate resources from the van such as food, water, clothing, etc. SSL will also be able to start or continue case files with the goal of connecting individuals with available social services. 		
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City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-169

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: 5F.

Adopt City Council Resolution Establishing a City of Fort Bragg Master Salary Rate
Compensation Plan Adding a New Classification for Social Service Liaison - Crisis Worker

RESOLUTION NO. ____-2022

RESOLUTION OF THE FORT BRAGG CITY COUNCIL ESTABLISHING A CITY OF FORT BRAGG MASTER SALARY RATE COMPENSATION PLAN ADDING A NEW CLASSIFICATION FOR SOCIAL SERVICE LIAISON - CRISIS WORKER

WHEREAS, the Fort Bragg City Council approves all salary schedules which include classification titles and compensation rates; and

WHEREAS, the establishment of this Resolution meets the requirements of California Regulations Section 570.5 as confirmed by the California Public Employees' Retirement System (CalPERS); and

WHEREAS, the City of Fort Bragg City Council approved Resolution ____-2022 on April 11, 2022 to authorize a budget amendment to allocate funds for the Social Services Liaison Grant through the FY21/22 budget year.

WHEREAS, CalPERS code requires the City to have a publicly adopted and posted salary schedule; and

WHEREAS, the full salary schedule is available on the City's website.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby establish a compensation plan, terms, and conditions of employment for all established classifications.

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg does hereby adopt the City of Fort Bragg Master Salary Rate Compensation Plan as presented in "Exhibit A" effective retroactive to March 1, 2022.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of April, 2022, by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**
- RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Administrative Analyst (Confidential; Non-Bargaining)								
Hourly				25.68	26.96	28.31	29.73	31.22
Bi-Weekly				2,054.40	2,156.80	2,264.80	2,378.40	2,497.60
Monthly				4,451.20	4,673.07	4,907.07	5,153.20	5,411.47
Annual				53,414.40	56,076.80	58,884.80	61,838.40	64,937.60
Administrative Assistant - Administration (FBEO)								
Hourly				23.67	24.85	26.09	27.39	28.76
Bi-Weekly				1,893.60	1,988.00	2,087.20	2,191.20	2,300.80
Monthly				4,102.80	4,307.33	4,522.27	4,747.60	4,985.07
Annual				49,233.60	51,688.00	54,267.20	56,971.20	59,820.80
Administrative Assistant - Community Development (FBEO)								
Hourly				23.67	24.85	26.09	27.39	28.76
Bi-Weekly				1,893.60	1,988.00	2,087.20	2,191.20	2,300.80
Monthly				4,102.80	4,307.33	4,522.27	4,747.60	4,985.07
Annual				49,233.60	51,688.00	54,267.20	56,971.20	59,820.80
Administrative Assistant - Police (FBEO)								
Hourly				23.67	24.85	26.09	27.39	28.76
Bi-Weekly				1,893.60	1,988.00	2,087.20	2,191.20	2,300.80
Monthly				4,102.80	4,307.33	4,522.27	4,747.60	4,985.07
Annual				49,233.60	51,688.00	54,267.20	56,971.20	59,820.80
Assistant Director - Engineering Division (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Assistant City Engineer (FBEO)								
Hourly				31.96	33.56	35.24	37.00	38.85
Bi-Weekly				2,556.80	2,684.80	2,819.20	2,960.00	3,108.00
Monthly				5,539.73	5,817.07	6,108.27	6,413.33	6,734.00
Annual				66,476.80	69,804.80	73,299.20	76,960.00	80,808.00
Assistant Finance Director (Mid-Management; Non-Bargaining)								
Hourly				39.03	40.98	43.03	45.18	47.44
Bi-Weekly				3,122.40	3,278.40	3,442.40	3,614.40	3,795.20
Monthly				6,765.20	7,103.20	7,458.53	7,831.20	8,222.93
Annual				81,182.40	85,238.40	89,502.40	93,974.40	98,675.20
Assistant Planner (FBEO)								
Hourly				30.45	31.97	33.57	35.25	37.01
Bi-Weekly				2,436.00	2,557.60	2,685.60	2,820.00	2,960.80
Monthly				5,278.00	5,541.47	5,818.80	6,110.00	6,415.07
Annual				63,336.00	66,497.60	69,825.60	73,320.00	76,980.80

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Assistant to the City Manager (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Associate Planner (FBEO)								
Hourly				31.53	33.11	34.77	36.51	38.34
Bi-Weekly				2,522.40	2,648.80	2,781.60	2,920.80	3,067.20
Monthly				5,465.20	5,739.07	6,026.80	6,328.40	6,645.60
Annual				65,582.40	68,868.80	72,321.60	75,940.80	79,747.20
City Clerk (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
City Councilmember (Elected)								
Hourly								
Bi-Weekly				138.46				
Monthly				300.00				
Annual				3,600.00	Plus \$100/mo for Special District Meeting			
City Manager (Executive; At Will; Contract)								
Hourly				76.30				
Bi-Weekly				6,104.12				
Monthly				13,225.58				
Annual				158,707.00				
City Manager (Temporary Executive; At Will)								
Hourly				76.30				
Code Enforcement Officer (FBEO)								
Hourly				30.45	31.97	33.57	35.25	37.01
Bi-Weekly				2,436.00	2,557.60	2,685.60	2,820.00	2,960.80
Monthly				5,278.00	5,541.47	5,818.80	6,110.00	6,415.07
Annual				63,336.00	66,497.60	69,825.60	73,320.00	76,980.80
Community Services Officer (FBPA)								
Hourly				21.42	22.49	23.61	24.79	26.03
Bi-Weekly				1,713.60	1,799.20	1,888.80	1,983.20	2,082.40
Monthly				3,712.80	3,898.27	4,092.40	4,296.93	4,511.87
Annual				44,553.60	46,779.20	49,108.80	51,563.20	54,142.40
Construction Project Manager (Mid-Management; Non-Bargaining)								
Hourly				41.97	44.07	46.27	48.58	51.01
Bi-Weekly				3,357.60	3,525.60	3,701.60	3,886.40	4,080.80
Monthly				7,274.80	7,638.80	8,020.13	8,420.53	8,841.73

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Annual				87,297.60	91,665.60	96,241.60	101,046.40	106,100.80

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Construction Project Manager (Temporary, Part-time, At-Will)								
				41.97	44.07	46.27	48.58	51.01
Director - Community Development Department (Executive; At Will)								
Hourly				47.85	50.24	52.75	55.39	58.16
Bi-Weekly				3,828.00	4,019.20	4,220.00	4,431.20	4,652.80
Monthly				8,294.00	8,708.27	9,143.33	9,600.93	10,081.07
Annual				99,528.00	104,499.20	109,720.00	115,211.20	120,972.80
Director of Public Works (Executive; At Will)								
Hourly				47.85	50.24	52.75	55.39	58.16
Bi-Weekly				3,828.00	4,019.20	4,220.00	4,431.20	4,652.80
Monthly				8,294.00	8,708.27	9,143.33	9,600.93	10,081.07
Annual				99,528.00	104,499.20	109,720.00	115,211.20	120,972.80
Engineering Technician (FBEO)								
Hourly				28.99	30.44	31.96	33.56	35.24
Bi-Weekly				2,319.20	2,435.20	2,556.80	2,684.80	2,819.20
Monthly				5,024.93	5,276.27	5,539.73	5,817.07	6,108.27
Annual				60,299.20	63,315.20	66,476.80	69,804.80	73,299.20
Environmental Compliance Coordinator (FBEO)								
Hourly				33.53	35.21	36.97	38.82	40.76
Bi-Weekly				2,682.40	2,816.80	2,957.60	3,105.60	3,260.80
Monthly				5,811.87	6,103.07	6,408.13	6,728.80	7,065.07
Annual				69,742.40	73,236.80	76,897.60	80,745.60	84,780.80
Finance Technician I (FBEO)								
Hourly				21.34	22.41	23.53	24.71	25.95
Bi-Weekly				1,707.20	1,792.80	1,882.40	1,976.80	2,076.00
Monthly				3,698.93	3,884.40	4,078.53	4,283.07	4,498.00
Annual				44,387.20	46,612.80	48,942.40	51,396.80	53,976.00
Finance Technician II (FBEO)								
Hourly				23.53	24.71	25.95	27.25	28.61
Bi-Weekly				1,882.40	1,976.80	2,076.00	2,180.00	2,288.80
Monthly				4,078.53	4,283.07	4,498.00	4,723.33	4,959.07
Annual				48,942.40	51,396.80	53,976.00	56,680.00	59,508.80
Finance Technician III (FBEO)								
Hourly				25.93	27.23	28.59	30.02	31.52
Bi-Weekly				2,074.40	2,178.40	2,287.20	2,401.60	2,521.60
Monthly				4,494.53	4,719.87	4,955.60	5,203.47	5,463.47
Annual				53,934.40	56,638.40	59,467.20	62,441.60	65,561.60

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

						Step 1	Step 2	Step 3	Step 4	Step 5
Government Accountant I (FBEO)										
Hourly						28.59	30.02	31.52	33.10	34.76
Bi-Weekly						2,287.20	2,401.60	2,521.60	2,648.00	2,780.80
Monthly						4,955.60	5,203.47	5,463.47	5,737.33	6,025.07
Annual						59,467.20	62,441.60	65,561.60	68,848.00	72,300.80
Grant Manager (Mid-Management; Non-Bargaining)										
Hourly						36.08	37.88	39.77	41.76	43.85
Bi-Weekly						2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly						6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual						75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Grants Coordinator (FBEO)										
Hourly						28.59	30.02	31.52	33.10	34.76
Bi-Weekly						2,287.20	2,401.60	2,521.60	2,648.00	2,780.80
Monthly						4,955.60	5,203.47	5,463.47	5,737.33	6,025.07
Annual						59,467.20	62,441.60	65,561.60	68,848.00	72,300.80
Housing and Economic Development Coordinator (Confidential; Non-Bargaining)										
Hourly						31.97	33.57	35.25	37.01	38.86
Bi-Weekly						2,557.60	2,685.60	2,820.00	2,960.80	3,108.80
Monthly						5,541.47	5,818.80	6,110.00	6,415.07	6,735.73
Annual						66,497.60	69,825.60	73,320.00	76,980.80	80,828.80
Human Resources Analyst (Confidential; Non-Bargaining)										
Hourly						25.68	26.96	28.31	29.73	31.22
Bi-Weekly						2,054.40	2,156.80	2,264.80	2,378.40	2,497.60
Monthly						4,451.20	4,673.07	4,907.07	5,153.20	5,411.47
Annual						53,414.40	56,076.80	58,884.80	61,838.40	64,937.60
Intern (Part-time, Less than 20 hours week; Non-Bargaining)										
Hourly						18.00				
Laborer (Part-time, Less than 20 hours week; Non-Bargaining)										
Hourly						18.00				
Maintenance Worker I - Janitor (FBEO)										
Hourly						17.19	18.05	18.95	19.90	20.90
Bi-Weekly						1,375.20	1,444.00	1,516.00	1,592.00	1,672.00
Monthly						2,979.60	3,128.67	3,284.67	3,449.33	3,622.67
Annual						35,755.20	37,544.00	39,416.00	41,392.00	43,472.00
Maintenance Worker II (FBEO)										
Hourly						22.73	23.87	25.06	26.31	27.63
Bi-Weekly						1,818.40	1,909.60	2,004.80	2,104.80	2,210.40
Monthly						3,939.87	4,137.47	4,343.73	4,560.40	4,789.20
Annual						47,278.40	49,649.60	52,124.80	54,724.80	57,470.40

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Maintenance Worker III (FBEO)								
Hourly				23.87	25.06	26.31	27.63	29.01
Bi-Weekly				1,909.60	2,004.80	2,104.80	2,210.40	2,320.80
Monthly				4,137.47	4,343.73	4,560.40	4,789.20	5,028.40
Annual				49,649.60	52,124.80	54,724.80	57,470.40	60,340.80
Maintenance Worker IV (FBEO)								
Hourly				25.05	26.30	27.62	29.00	30.45
Bi-Weekly				2,004.00	2,104.00	2,209.60	2,320.00	2,436.00
Monthly				4,342.00	4,558.67	4,787.47	5,026.67	5,278.00
Annual				52,104.00	54,704.00	57,449.60	60,320.00	63,336.00
Maintenance Worker Lead (FBEO)								
Hourly				27.55	28.93	30.38	31.90	33.50
Bi-Weekly				2,204.00	2,314.40	2,430.40	2,552.00	2,680.00
Monthly				4,775.33	5,014.53	5,265.87	5,529.33	5,806.67
Annual				57,304.00	60,174.40	63,190.40	66,352.00	69,680.00
Mechanic (FBEO)								
Hourly				25.68	26.96	28.31	29.73	31.22
Bi-Weekly				2,054.40	2,156.80	2,264.80	2,378.40	2,497.60
Monthly				4,451.20	4,673.07	4,907.07	5,153.20	5,411.47
Annual				53,414.40	56,076.80	58,884.80	61,838.40	64,937.60
Office Assistant (Temporary Position)								
Hourly				20.00				
Operations Manager (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Operations Supervisor (FBEO)								
Hourly				33.53	35.21	36.97	38.82	40.76
Bi-Weekly				2,682.40	2,816.80	2,957.60	3,105.60	3,260.80
Monthly				5,811.87	6,103.07	6,408.13	6,728.80	7,065.07
Annual				69,742.40	73,236.80	76,897.60	80,745.60	84,780.80
Police Captain (Mid-Management; Non-Bargaining)								
Hourly				54.09	56.79	59.63	62.61	65.74
Bi-Weekly				4,327.20	4,543.20	4,770.40	5,008.80	5,259.20
Monthly				9,375.60	9,843.60	10,335.87	10,852.40	11,394.93
Annual				112,507.20	118,123.20	124,030.40	130,228.80	136,739.20
Police Chief (Executive; At Will)								
Hourly				67.17	70.53	74.06	77.76	81.65
Bi-Weekly				5,373.60	5,642.40	5,924.80	6,220.80	6,532.00

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Monthly				11,642.80	12,225.20	12,837.07	13,478.40	14,152.67
Annual				139,713.60	146,702.40	154,044.80	161,740.80	169,832.00
Interim Police Chief (Temporary Executive; At Will)								
Hourly				67.17	70.53	74.06	77.76	81.65
Police Sergeant Intermediate POST (FBPA)								
Hourly				40.47	42.49	44.61	46.84	49.18
Bi-Weekly				3,237.60	3,399.20	3,568.80	3,747.20	3,934.40
Monthly				7,014.80	7,364.93	7,732.40	8,118.93	8,524.53
Annual				84,177.60	88,379.20	92,788.80	97,427.20	102,294.40
Police Sergeant Advance POST (FBPA)								
Hourly				42.79	44.93	47.18	49.54	52.02
Bi-Weekly				3,423.20	3,594.40	3,774.40	3,963.20	4,161.60
Monthly				7,416.93	7,787.87	8,177.87	8,586.93	9,016.80
Annual				89,003.20	93,454.40	98,134.40	103,043.20	108,201.60
Police Officer Basic POST (FBPA)								
Hourly				31.50	33.08	34.73	36.47	38.29
Bi-Weekly				2,520.00	2,646.40	2,778.40	2,917.60	3,063.20
Monthly				5,460.00	5,733.87	6,019.87	6,321.47	6,636.93
Annual				65,520.00	68,806.40	72,238.40	75,857.60	79,643.20
Police Officer Intermediate POST (FBPA)								
Hourly				33.08	34.73	36.47	38.29	40.20
Bi-Weekly				2,646.40	2,778.40	2,917.60	3,063.20	3,216.00
Monthly				5,733.87	6,019.87	6,321.47	6,636.93	6,968.00
Annual				68,806.40	72,238.40	75,857.60	79,643.20	83,616.00
Police Officer Advance POST (FBPA)								
Hourly				34.70	36.44	38.26	40.17	42.18
Bi-Weekly				2,776.00	2,915.20	3,060.80	3,213.60	3,374.40
Monthly				6,014.67	6,316.27	6,631.73	6,962.80	7,311.20
Annual				72,176.00	75,795.20	79,580.80	83,553.60	87,734.40
Police Recruit (1040 hours; FBPA)								
Hourly				27.07				
Police Services Transporter: (Part-Time/On-Call, 1000 Max Annual Hours; Non-Bargaining)								
Hourly				18.00				
Public Works Administrative Analyst (FBEO)								
Hourly				25.68	26.96	28.31	29.73	31.22
Bi-Weekly				2,054.40	2,156.80	2,264.80	2,378.40	2,497.60
Monthly				4,451.20	4,673.07	4,907.07	5,153.20	5,411.47
Annual				53,414.40	56,076.80	58,884.80	61,838.40	64,937.60
				https://fortbragg.applicantpro.com/jobs/2145247.html				
Seasonal: Laborer (1000 Maximum Annual Hours; Non-Bargaining)								

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Hourly				18.00				

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Seasonal: Parking Enforcement Attendant (Part-Time, 1000 Max Annual Hours; Non-Bargaining)								
Hourly				18.00				
Senior Government Accountant (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Senior Planner (Mid-Management; Non-Bargaining)								
Hourly				36.08	37.88	39.77	41.76	43.85
Bi-Weekly				2,886.40	3,030.40	3,181.60	3,340.80	3,508.00
Monthly				6,253.87	6,565.87	6,893.47	7,238.40	7,600.67
Annual				75,046.40	78,790.40	82,721.60	86,860.80	91,208.00
Social Services Liaison-Crisis Worker (Temporary, Full-Time)								
Hourly				25.00				
Social Services Liaison-Crisis Worker (Temporary, 80% Part-Time)								
				25.00				
Systems Analyst - Lead (Confidential; Non-Bargaining)								
Hourly				31.97	33.57	35.25	37.01	38.86
Bi-Weekly				2,557.60	2,685.60	2,820.00	2,960.80	3,108.80
Monthly				5,541.47	5,818.80	6,110.00	6,415.07	6,735.73
Annual				66,497.60	69,825.60	73,320.00	76,980.80	80,828.80
Systems Analyst (Confidential; Non-Bargaining)								
Hourly				28.59	30.02	31.52	33.10	34.76
Bi-Weekly				2,287.20	2,401.60	2,521.60	2,648.00	2,780.80
Monthly				4,955.60	5,203.47	5,463.47	5,737.33	6,025.07
Annual				59,467.20	62,441.60	65,561.60	68,848.00	72,300.80
Systems Technician (FBEO)								
Hourly				21.93	23.03	24.18	25.39	26.66
Bi-Weekly				1,754.40	1,842.40	1,934.40	2,031.20	2,132.80
Monthly				3,801.20	3,991.87	4,191.20	4,400.93	4,621.07
Annual				45,614.40	47,902.40	50,294.40	52,811.20	55,452.80
Treatment Plant Operator-in-Training (FBEO)								
Hourly				19.49	20.46	21.48	22.55	23.68
Bi-Weekly				1,559.20	1,636.80	1,718.40	1,804.00	1,894.40
Monthly				3,378.27	3,546.40	3,723.20	3,908.67	4,104.53
Annual				40,539.20	42,556.80	44,678.40	46,904.00	49,254.40
Treatment Plant Operator I (FBEO)								
Hourly				24.19	25.40	26.67	28.00	29.40
Bi-Weekly				1,935.20	2,032.00	2,133.60	2,240.00	2,352.00
Monthly				4,192.93	4,402.67	4,622.80	4,853.33	5,096.00

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

Effective 03.01.2022 Resolution XXXX-2022 Add Social Services Liaison-Crisis Worker grant funded classification.

				Step 1	Step 2	Step 3	Step 4	Step 5
Annual				50,315.20	52,832.00	55,473.60	58,240.00	61,152.00
Treatment Plant Operator II (FBEO)								
Hourly				25.41	26.68	28.01	29.41	30.88
Biweekly				2,032.80	2,134.40	2,240.80	2,352.80	2,470.40
Monthly				4,404.40	4,624.53	4,855.07	5,097.73	5,352.53
Annual				52,852.80	55,494.40	58,260.80	61,172.80	64,230.40
Treatment Plant Operator - Wastewater, Lead (FBEO)								
Hourly				29.22	30.68	32.21	33.82	35.51
Biweekly				2,337.60	2,454.40	2,576.80	2,705.60	2,840.80
Monthly				5,064.80	5,317.87	5,583.07	5,862.13	6,155.07
Annual				60,777.60	63,814.40	66,996.80	70,345.60	73,860.80
Treatment Plant Operator - Water, Collection and Distribution, Lead (FBEO)								
Hourly				30.68	32.21	33.82	35.51	37.29
Biweekly				2,454.40	2,576.80	2,705.60	2,840.80	2,983.20
Monthly				5,317.87	5,583.07	5,862.13	6,155.07	6,463.60
Annual				63,814.40	66,996.80	70,345.60	73,860.80	77,563.20

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN

July 13, 2014

Fort Bragg Employee Organization - 1% COLA

			Step 1	Step 2	Step 3	Step 4	Step 5	
Administrative Assistant - Administration and Community Development (FBEO)								
Hourly			20,210.84	21,221.39	22,282.45	23,396.58	24,566.41	
Bi-Weekly			1,616.87	1,697.71	1,782.60	1,871.73	1,965.31	
Monthly			3,503.21	3,678.37	3,862.29	4,055.41	4,258.18	
Annual			42,038.55	44,140.48	46,347.51	48,664.88	51,098.12	
Engineering Technician (FBEO)								
Hourly			24,755.88	25,993.68	27,293.36	28,658.03	30,090.93	
Bi-Weekly			1,980.47	2,079.49	2,183.47	2,292.64	2,407.27	
Monthly			4,291.02	4,505.57	4,730.85	4,967.39	5,215.76	
Annual			51,492.23	54,066.85	56,770.19	59,608.70	62,589.13	
Environmental Compliance Coordinator (FBEO)								
Hourly			28,627.37	30,058.74	31,561.67	33,139.76	34,796.74	
Bi-Weekly			2,290.19	2,404.70	2,524.93	2,651.18	2,783.74	
Monthly			4,962.08	5,210.18	5,470.69	5,744.22	6,031.44	
Annual			59,544.92	62,522.17	65,648.28	68,930.69	72,377.23	
Finance Technician I (FBEO)								
Hourly			18,215.01	19,125.76	20,082.05	21,086.15	22,140.46	
Bi-Weekly			1,457.20	1,530.06	1,606.56	1,686.89	1,771.24	
Monthly			3,157.27	3,315.13	3,480.89	3,654.93	3,837.68	
Annual			37,887.22	39,781.58	41,770.66	43,859.19	46,052.15	
Finance Technician II (FBEO)								
Hourly			20,082.00	21,086.10	22,140.40	23,247.43	24,409.80	
Bi-Weekly			1,606.56	1,686.89	1,771.23	1,859.79	1,952.78	
Monthly			3,480.88	3,654.92	3,837.67	4,029.55	4,231.03	
Annual			41,770.56	43,859.09	46,052.04	48,354.64	50,772.38	
Finance Technician III (FBEO)								
Hourly			22,140.42	23,247.44	24,409.81	25,630.30	26,911.82	
Bi-Weekly			1,771.23	1,859.80	1,952.78	2,050.42	2,152.95	
Monthly			3,837.67	4,029.56	4,231.03	4,442.59	4,664.72	
Annual			46,052.07	48,354.67	50,772.41	53,311.03	55,976.58	
Government Accountant I (FBEO)								
Hourly			24,409.95	25,630.45	26,911.97	28,257.57	29,670.45	
Bi-Weekly			1,952.80	2,050.44	2,152.96	2,260.61	2,373.64	
Monthly			4,231.06	4,442.61	4,664.74	4,897.98	5,142.88	
Annual			50,772.70	53,311.34	55,976.90	58,775.75	61,714.53	
Government Accountant II (FBEO)								
Hourly			26,911.96	28,257.55	29,670.43	31,153.95	32,711.65	
Bi-Weekly			2,152.96	2,260.60	2,373.63	2,492.32	2,616.93	
Monthly			4,664.74	4,897.98	5,142.87	5,400.02	5,670.02	
Annual			55,976.87	58,775.71	61,714.50	64,800.22	68,040.23	

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN							
July 13, 2014							
Fort Bragg Employee Organization - 1% COLA							
			Step 1	Step 2	Step 3	Step 4	Step 5
Housing and Economic Development Coordinator (FBEO)							
Hourly			26.91196	28.25756	29.67044	31.15396	32.71166
BiWeekly			2,152.96	2,260.61	2,373.64	2,492.32	2,616.93
Monthly			4,664.74	4,897.98	5,142.88	5,400.02	5,670.02
Annual			55,976.89	58,775.73	61,714.52	64,800.24	68,040.26
Maintenance Worker I (FBEO)							
Hourly			14.67677	15.41060	16.18114	16.99019	17.83970
Bi-Weekly			1,174.14	1,232.85	1,294.49	1,359.22	1,427.18
Monthly			2,543.97	2,671.17	2,804.73	2,944.97	3,092.21
Annual			30,527.67	32,054.06	33,656.76	35,339.60	37,106.58
Maintenance Worker II (FBEO)							
Hourly			19.40662	20.37695	21.39579	22.46558	23.58886
Bi-Weekly			1,552.53	1,630.16	1,711.66	1,797.25	1,887.11
Monthly			3,363.81	3,532.00	3,708.60	3,894.03	4,088.74
Annual			40,365.76	42,384.05	44,503.25	46,728.41	49,064.83
Maintenance Worker III (FBEO)							
Hourly			20.37497	21.39372	22.46341	23.58658	24.76591
Bi-Weekly			1,630.00	1,711.50	1,797.07	1,886.93	1,981.27
Monthly			3,531.66	3,708.25	3,893.66	4,088.34	4,292.76
Annual			42,379.94	44,498.94	46,723.89	49,060.08	51,513.09
Maintenance Worker IV (FBEO)							
Hourly			21.38795	22.45735	23.58021	24.75922	25.99719
Bi-Weekly			1,711.04	1,796.59	1,886.42	1,980.74	2,079.77
Monthly			3,707.24	3,892.61	4,087.24	4,291.60	4,506.18
Annual			44,486.93	46,711.28	49,046.85	51,499.19	54,074.15
Maintenance Worker Lead (FBEO)							
Hourly			23.52675	24.70308	25.93824	27.23515	28.59691
Bi-Weekly			1,882.14	1,976.25	2,075.06	2,178.81	2,287.75
Monthly			4,077.97	4,281.87	4,495.96	4,720.76	4,956.80
Annual			48,935.63	51,382.41	53,951.53	56,649.11	59,481.57
Mechanic (FBEO)							
Hourly			21.07180	22.12540	23.23166	24.39325	25.61291
Bi-Weekly			1,685.74	1,770.03	1,858.53	1,951.46	2,049.03
Monthly			3,652.45	3,835.07	4,026.82	4,228.16	4,439.57
Annual			43,829.35	46,020.82	48,321.86	50,737.96	53,274.85
Office Assistant (FBEO)							
Hourly			17.34766	18.21504	19.12579	20.08208	21.08619
Bi-Weekly			1,387.81	1,457.20	1,530.06	1,606.57	1,686.89
Monthly			3,006.93	3,157.27	3,315.14	3,480.89	3,654.94
Annual			36,083.13	37,887.29	39,781.65	41,770.73	43,859.27
Planner, Assistant (FBEO)							
Hourly			25.99373	27.29342	28.65809	30.09099	31.59554
Bi-Weekly			2,079.50	2,183.47	2,292.65	2,407.28	2,527.64

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN								
July 13, 2014								
Fort Bragg Employee Organization - 1% COLA								
				Step 1	Step 2	Step 3	Step 4	Step 5
Monthly				4,505.58	4,730.86	4,967.40	5,215.77	5,476.56
Annual				54,066.96	56,770.30	59,608.82	62,589.26	65,718.72

CITY OF FORT BRAGG SALARY RATE COMPENSATION PLAN							
July 13, 2014							
Fort Bragg Employee Organization - 1% COLA							
			Step 1	Step 2	Step 3	Step 4	Step 5
Planner, Associate (FBEO)							
Hourly			27,293.38	28,658.05	30,090.95	31,595.50	33,175.27
Bi-Weekly			2,183.47	2,292.64	2,407.28	2,527.64	2,654.02
Monthly			4,730.85	4,967.40	5,215.77	5,476.55	5,750.38
Annual			56,770.23	59,608.74	62,589.18	65,718.64	69,004.57
Public Works Project Analyst (FBEO)							
Hourly			24,460.19	25,683.20	26,967.36	28,315.73	29,731.52
Bi -Weekly			1,956.82	2,054.66	2,157.39	2,265.26	2,378.52
Monthly			4,239.77	4,451.76	4,674.34	4,908.06	5,153.46
Annual			50,877.20	53,421.06	56,092.12	58,896.72	61,841.56
Treatment Plant Operator-in-Training (FBEO)							
Hourly			16,640.67	17,472.70	18,346.34	19,263.65	20,226.84
Bi-Weekly			1,331.25	1,397.82	1,467.71	1,541.09	1,618.15
Monthly			2,884.38	3,028.60	3,180.03	3,339.03	3,505.98
Annual			34,612.59	36,343.22	38,160.38	40,068.40	42,071.82
Treatment Plant Operator I (FBEO)							
Hourly			20,659.40	21,692.37	22,776.99	23,915.84	25,111.63
Bi-Weekly			1,652.75	1,735.39	1,822.16	1,913.27	2,008.93
Monthly			3,580.96	3,760.01	3,948.01	4,145.41	4,352.68
Annual			42,971.55	45,120.13	47,376.13	49,744.94	52,232.19
Treatment Plant Operator II (FBEO)							
Hourly			21,693.27	22,777.93	23,916.83	25,112.67	26,368.31
Biweekly			1,735.46	1,822.23	1,913.35	2,009.01	2,109.46
Monthly			3,760.17	3,948.18	4,145.58	4,352.86	4,570.51
Annual			45,122.00	47,378.10	49,747.01	52,234.36	54,846.08
Treatment Plant Operator - Wastewater, Lead (FBEO)							
Hourly			24,947.80	26,195.19	27,504.95	28,880.20	30,324.21
Biweekly			1,995.82	2,095.62	2,200.40	2,310.42	2,425.94
Monthly			4,324.29	4,540.50	4,767.52	5,005.90	5,256.20
Annual			51,891.43	54,486.00	57,210.30	60,070.81	63,074.35
Treatment Plant Operator - Water, Collection and Distribution, Lead (FBEO)							
Hourly			26,195.17	27,504.92	28,880.17	30,324.18	31,840.39
Biweekly			2,095.61	2,200.39	2,310.41	2,425.93	2,547.23
Monthly			4,540.50	4,767.52	5,005.90	5,256.19	5,519.00
Annual			54,485.94	57,210.24	60,070.75	63,074.29	66,228.01



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-154

Agenda Date: 4/11/2022

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In Control: City Council

File Type: Minutes

Agenda Number: 5G.

Approve Minutes of March 28, 2022



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Meeting Minutes City Council

*THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT
NO. 1 AND THE FORT BRAGG REDEVELOPMENT
SUCCESSOR AGENCY*

Monday, March 28, 2022

6:00 PM

Via Video Conference

CALL TO ORDER

Mayor Norvell called the meeting to order at 6:00 PM, all Councilmembers appearing via video conference.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Bernie Norvell, Vice Mayor Jessica Morsell-Haye, Councilmember Tess Albin-Smith, Councilmember Lindy Peters and Councilmember Marcia Rafanan

AGENDA REVIEW

Mayor Norvell reported that he will be out of state the week of April 11 and may have to miss the next City Council meeting. He appointed Vice Mayor Morsell-Haye as Acting Mayor for that meeting.

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS

None.

3. STAFF COMMENTS

Assistant Finance Director Whippy announced a Community Development Block Grant Business Assistance Workshop to be held on Thursday, March 31, 2022 at 5:30 PM at Town Hall.

4. MATTERS FROM COUNCILMEMBERS

Councilmember Peters reported on a regional meeting of the League of California Cities he attended in Ukiah last Friday. He and City Manager Spaur took a walking tour of downtown Ukiah. Councilmembers Morsell-Haye and Albin-Smith reported on the Yosemite policymakers conference last week, focusing on items such as adjusting to climate change, renewable energy, and new issues facing local governments such as affordable housing and sustainable communities.

5. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

- 5A. [22-109](#)** Accept Certificate of Completion for the Maple Street Storm Drain and Alley Rehabilitation Project, City Project No. PWP-00116, and Direct City Clerk to File Notice of Completion
- This Certificate of Completion was accepted on the Consent Calendar.**
- 5B. [22-113](#)** Accept Certificate of Completion for the C.V. Starr Center LED Lighting Project, City Project No. PWP-00114, and Direct City Clerk to File Notice of Completion
- This Certificate of Completion was accepted on the Consent Calendar.**
- 5C. [22-108](#)** Receive and Accept the City of Fort Bragg's General Plan Annual Progress Report (2021) and Housing Element Annual Progress Report (2021)
- This Report was accepted on the Consent Calendar.**
- 5D. [22-129](#)** Adopt City Council Resolution Approving Contract with Cash Carpet Service, Inc. for the C.V. Starr Center Women's Locker Room Floor Rehabilitation Project and Authorizing City Manager to Execute Same (Amount Not To Exceed \$31,926.00 Account 810-4812-0751)
- This Resolution was adopted on the Consent Calendar.**
- Enactment No: RES 4523-2022
- 5E. [22-143](#)** Approve Scope of Work for Request for Proposals from Qualified Firms Who Offer Internal Revenue Service (IRS) Code Section 115 Trust Services
- This Scope of Work was approved on the Consent Calendar.**
- 5F. [22-141](#)** Adopt City Council Resolution Making the Legally Required Findings to Continue to Authorize the Conduct of Remote "Telephonic" Meetings During the State of Emergency
- This Resolution was adopted on the Consent Calendar.**
- Enactment No: RES 4524-2022
- 5G. [22-142](#)** Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg
- This Resolution was adopted on the Consent Calendar.**
- Enactment No: RES 4525-2022

- 5H. [22-148](#) Approve City Council Letter to the Bureau of Land Management in Support of the Lost Coast Redwoods Project
This Council Letter was approved on the Consent Calendar.
- 5I. [22-150](#) Adopt City Council Resolution Approving Federal Earmark Fund Request to Establish Municipal Ocean Water Infrastructure to Support Aquariums, Research, and Aquaculture Blue Economy Innovation Hub
This Resolution was adopted on the Consent Calendar.
Enactment No: RES 4526-2022
- 5J. [22-131](#) Approve Minutes of Special Meeting of March 9, 2022
These Minutes were approved on the Consent Calendar.
- 5K. [22-135](#) Approve Minutes of March 14, 2022
These Minutes were approved on the Consent Calendar.

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

Regarding Item 8E, Councilmember Peters disclosed that he attended a tour of a cannabis microenterprise business located in Mendocino County that conducted processing and light manufacturing. He also said he met with local property owner Lyndia Pyeatt who has a cannabis business interested in renting her property. Regarding Item 8B, Councilmember Peters said he had received emails regarding the condition of the equipment at the playground. Vice Mayor Morsell-Haye disclosed that she had a discussion with Lyndia Pyeatt regarding Item 8E. Councilmember Albin-Smith reported that she also attended a tour with Councilmember Peters regarding the microenterprise business and has had conversations with Lyndia Pyeatt in the past. Mayor Norvell also disclosed a microbusiness tour permitted by the County that includes manufacturing, distribution and cultivation. He also reported that he had several discussions with members of the community and the school district regarding Item 8A.

7. PUBLIC HEARING

8. CONDUCT OF BUSINESS

- 8A. [22-136](#) Receive Report and Consider Adoption of City Council Resolution Approving Budget Amendment No. 2022-20 to Appropriate Funds from the Transient Occupancy Tax Special Projects (Account No. 110-4390-0619), Funds from Asset Forfeiture Funds (Account No. 167-7999-0799), Funds from the State Department of Parks and Recreation Grant (Account No. 329-7999-0799), and Funds from Facilities- Internal Service Funds (Account No. 520-7999-0799) for the Implementation of Two Soccer Fields at Bainbridge Park

Vice Mayor Morsell-Haye recused herself from Items 8A and 8B as she lives within close proximity to the park and playground. She left the video conference at 6:20 PM.
Assistant Director Engineering O'Neal presented the staff report on this agenda item.

Public Comment was received from Brandy Moulton, Bob Silva and Kathy Silva.

Discussion: After discussing the need for outdoor sports areas for young people and the history of Bainbridge Park, the Council was unanimous in its decision to move forward with funding the soccer fields at the park.

A motion was made by Mayor Norvell, seconded by Councilmember Peters, that this Resolution be adopted. The motion carried by the following vote:

Aye: 4 - Mayor Norvell, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

Recuse: 1 - Vice Mayor Morsell-Haye

Enactment No: RES 4527-2022

8B. [22-137](#) Receive Report and Provide Direction to Staff Regarding Funding for Replacement of Playground Equipment at Wiggly Giggly Playground in Bainbridge Park

Assistant Director Engineering O'Neal summarized the staff report for this agenda item.

Public Comment was received from Kathy Silva and Jay McMartin-Rosenquist.

Discussion/Direction: The Council consensus was that the equipment is in bad shape and needs to be replaced as soon as possible. Council directed staff to bring this matter back to the next Community Development Committee meeting with options for moving forward, obtaining community input and participation on the type of equipment, and to identify fundraising possibilities to pay for the much-needed playground equipment.

This Staff Report was referred to the Community Development Committee for further action.

8C. [22-139](#) Receive Report, Receive Finance and Administration Committee Recommendation, and Provide Direction to Staff Regarding Resumption of Water Shutoffs

Vice Mayor Morsell-Haye returned to the meeting at 7:13 PM.

Assistant Finance Director Whippy presented the staff report on this agenda item. He reported that the total amount due for the top level past-due accounts is \$82k.

Public Comment: None.

Discussion/Direction: Council unanimously directed staff to resume water shutoffs in April for accounts with \$2K past due, and to allow additional time for customers with lower balances owing to apply for financial help through the Utility Assistance Program.

This Staff Report was referred to staff for further action.

8D. [22-133](#) Receive Report and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 978-2022 Adding Chapter 6.09 (Organic Waste Disposal Reduction) to Title 6 (Health and Sanitation) of the Fort Bragg Municipal Code in Compliance with SB 1383

Assistant City Engineer Huerta summarized the staff report for this agenda item.

Public Comment: None.

A motion was made by Vice Mayor Morsell-Haye, seconded by Councilmember Peters, that this Ordinance be introduced by title only, waiving the reading of the

text. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Peters and Councilmember Rafanan

- 8E.** [22-144](#) Receive Report and Planning Commission Resolution Recommending Adoption of Ordinance 979-2022 Amending Sections 18.22.30, 18.24.30, 18.42.055, 18.42.057, 18.42.059 and 18.100.020 of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code Relating to Cannabis Regulations

Mayor Norvell recessed the meeting at 7:39 PM; the meeting resumed at 7:50 PM.

City consultant Marie Jones presented the report on this agenda item.

Public Comment was received from Jacob Patterson, Brandy Moulton and Lyndia Pyeatt.

Discussion/Direction: The following issues were discussed by Council and direction was provided to staff for inclusion in the cannabis ordinance:

- (1) **Location requirement.** A majority of Councilmembers did not agree with Planning Commission recommendation to allow cannabis businesses to the west of the center line of Franklin Street. Council consensus was to allow cannabis businesses in commercial zones with no consideration for a residential buffer.
- (2) **Limit on cannabis businesses in Central Business District (CBD).** Council agreed to limit the number of cannabis businesses in the CBD by resolution to three.
- (3) **Sensitive uses.** Planning Commission recommendation included a 150-foot buffer from sensitive uses defined as churches, parks, day cares, and youth centers. Council agreed to the 150-foot buffer, but did not include churches in the definition of sensitive uses.
- (4) **Microbusiness retail.** Council did not agree with the Planning Commission suggestion of limiting square footage in cultivation as a retail accessory use for cultivation in commercial districts but instead replaced the size limitation with a requirement for fire sprinklers.
- (5) **Green energy.** Council agreed to support the green energy requirement because they were no longer placing a square foot minimum on cannabis cultivation.
- (6) **Accessory uses.** A majority of the Councilmembers agreed to allow all accessory uses in the different commercial districts, but to more clearly define craft manufacturing to include the type of manufacturing seen by Councilmembers at their recent tour of a cannabis microbusiness with accessory uses.
- (7) **Minor Use Permit.** The majority of the Council agreed with the recommendation to require a Minor Use Permit in the three identified zoning districts.
- (8) **Microenterprise.** Council consensus was to treat the microenterprise issue in two ways: (a) in this ordinance, it will be added as a permitted use in industrial zones, with a Minor Use Permit; and (b) this issue will be brought back to Council to take a more comprehensive look at creative ways to use commercially-zoned property that can include more than cannabis as a microenterprise use.
- (9) **Quantifying Accessory Use.** Four of five Councilmembers were in favor of non-cumulative square footage in counting accessory uses within a retail cannabis business. Each accessory will be considered on its own and it cannot be larger than the primary retail business.
- (10) **Hours of Operation.** The Council unanimously agreed to allow cannabis businesses to stay open until 9:00 PM, instead of the 7:00 PM closing time recommended by the Planning Commission.

A motion was made by Councilmember Albin-Smith, seconded by Councilmember Peters, to continue the meeting past 10:00 PM. The motion carried by a unanimous vote.

This Staff Report was referred to staff for further revisions to the Ordinance and modifications to the Initial Study / Negative Declaration, if necessary based on tonight's direction.

9. CLOSED SESSION

Mayor Norvell recessed the meeting at 10:27 PM; the meeting reconvened to Closed Session at 10:35 PM.

9A. [22-145](#) PUBLIC EMPLOYEE APPOINTMENT, Pursuant to Government Code Section 54957(b): Title: City Manager

9B. [22-147](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino

Mayor Norvell reconvened the meeting to Open Session at 10:56 and reported that no action was taken on Closed Session items.

ADJOURNMENT

Mayor Norvell adjourned the meeting at 10:56 PM.

BERNIE NORVELL, MAYOR

June Lemos, MMC, City Clerk

IMAGED (_____)



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-170

Agenda Date: 4/11/2022

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number:

Approve Minutes of Special Closed Session of April 5, 2022



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Meeting Minutes Special City Council

*THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY
AS THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT
NO. 1 AND THE FORT BRAGG REDEVELOPMENT
SUCCESSOR AGENCY*

Tuesday, April 5, 2022

6:00 PM

Via Video Conference

Special Closed Session

CALL TO ORDER

Mayor Norvell called the meeting to order at 6:00 PM.

ROLL CALL

Present: 5 - Mayor Bernie Norvell, Vice Mayor Jessica Morsell-Haye, Councilmember Tess Albin-Smith, Councilmember Lindy Peters and Councilmember Marcia Rafanan

1. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Public Comment was received from Jacob Patterson.

2. CLOSED SESSION

Mayor Norvell recessed the meeting at 6:01 PM; the meeting reconvened to Closed Session at 6:02 PM.

2A. [22-161](#)

PUBLIC EMPLOYEE APPOINTMENT, Pursuant to Government Code Section 54957(b): Title: City Manager

Mayor Norvell reconvened the meeting to Open Session at 8:11 PM and reported that no reportable action was taken on the Closed Session item.

ADJOURNMENT

Mayor Norvell adjourned the meeting at 8:11 PM.

BERNIE NORVELL, MAYOR

June Lemos, MMC, City Clerk

IMAGED (_____)



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-166

Agenda Date: 4/11/2022

Version: 1

Status: Public Hearing

In Control: City Council

File Type: Report

Agenda Number: 7A.

Open Public Hearing and Immediately Continue Public Hearing to Date, Time and Place Certain -
May 23, 2022 at 6:00 PM at Town Hall, 363 N. Main Street - to Consider Introduction of
Ordinance 979-2022 Relating to Cannabis Regulations



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin St.
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Fort Bragg City Council will consider the following matter at a Public Hearing to be held at 6:00 p.m., or as soon thereafter as the matter may be heard, on **MONDAY, APRIL 11, 2022**, at Town Hall, southwest corner of Main and Laurel Streets (363 N. Main Street), Fort Bragg, California 95437. The agenda item to be discussed is:

Receive report, conduct public hearing and consider introducing by title only and waiving the first reading of Ordinance 979-2022 Amending Sections 18.22.030, 18.24.030, 18.42.055, 18.42.057, 18.42.059 and 18.100.020 of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code Relating to Cannabis Regulations

If adopted, said Ordinance will revise the existing regulations for cannabis cultivation and retail cannabis sales.

The hearing will be opened for public participation. All interested persons are invited to appear at that time to present their comments, either in person at Town Hall or virtually using the Zoom information provided at the time of agenda publication. The public comment period runs from the date this notice is published until the date of the hearing to allow sufficient time for submission of comments by mail.

The proposed ordinance is available for review and/or copying during normal office hours at Fort Bragg City Hall, 416 North Franklin Street, Fort Bragg, California. The Agenda Item Summary and supporting documents that will be considered by Councilmembers will be available for review after publication of the agenda packet at Fort Bragg City Hall and also on the City’s website: <https://www.city.fortbragg.com/>.

Written communications must be received no later than the meeting date. At the conclusion of the public hearing, the Fort Bragg City Council will consider a decision to adopt the ordinance.

DATED: March 25, 2022 _____
June Lemos, MMC, City Clerk

PUBLISH/POSTED: March 31, 2022

STATE OF CALIFORNIA)
) ss.
COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg in the Administrative Services Department and that I caused this Notice to be posted in the City Hall Notice case on March 25, 2022.

June Lemos, MMC, City Clerk



CIUDAD DE FORT BRAGG

Incorporada el 5 de agosto 1889
416 N. Franklin Street, Fort Bragg, CA 95437
Teléfono: (707) 961-2827 Fax: (707) 961-2802
<https://city.fortbragg.com/>

AVISO DE AUDIENCIA PÚBLICA

POR LA PRESENTE SE NOTIFICA que el Concejo Municipal de Fort Bragg considerará el siguiente asunto en una Audiencia Pública que se llevará el **LUNES 11 de ABRIL 2022**, en Ayuntamiento, esquina suroeste de Main y Laurel Streets (363 N. Main Street), Fort Bragg, California 95437. El tema de la agenda que se discutirá es:

Recibir el informe, realizar una audiencia pública y considerar la introducción solo por título y la renuncia a la primera lectura de la Ordenanza 979-2022 que modifica las Secciones 18.22.030, 18.24.030, 18.42.055, 18.42.057, 18.42.059 y 18.100.020 del Título 18 (Código de Desarrollo y Uso de Tierras Interiores) del Código Municipal de Fort Bragg Relativo a las Regulaciones del Cannabis

Si se adopta, dicha Ordenanza revisará las regulaciones existentes para el cultivo de cannabis y las ventas minoristas de cannabis.

La audiencia estará abierta a la participación pública. Se invita a todas las personas interesadas a presentarse en ese momento para presentar sus comentarios, ya sea en persona en el Ayuntamiento o virtualmente utilizando la información de Zoom proporcionada en el momento de la publicación de la agenda. El período de comentarios públicos se extiende desde la fecha de publicación de este aviso hasta la fecha de la audiencia para permitir el tiempo suficiente para la presentación de comentarios por correo.

La ordenanza propuesta está disponible para su revisión y/o copia durante el horario normal de oficina en el Ayuntamiento de Fort Bragg, 416 North Franklin Street, Fort Bragg, California. El resumen del tema de la agenda y los documentos de respaldo que serán considerados por los miembros del consejo estarán disponibles para su revisión después de la publicación del paquete de la agenda en el ayuntamiento de Fort Bragg y también en el sitio web de la ciudad: <https://www.city.fortbragg.com/>.

Las comunicaciones por escrito deben recibirse a más tardar en la fecha de la reunión. Al concluir la audiencia pública, el Ayuntamiento de Fort Bragg considerará la decisión de adoptar la ordenanza.

FECHA DE PUBLICACIÓN/

ENVÍO: 25 de marzo 2022

June Lemos, MMC, Secretaria de Ciudad

FECHA DE PUBLICACIÓN: 31 de marzo 2022

ESTADO DE CALIFORNIA)
) ss.
CONDADO DE MENDOCINO)

Declaro, bajo pena de perjurio, que soy empleado de la Ciudad de Fort Bragg y que hice que este aviso se publicara en la Vitrina de Avisos del Ayuntamiento el 25 de marzo 2022.

June Lemos, MMC
Secretaria de Ciudad

From: City of Fort Bragg, CA <CityofFortBragg@public.govdelivery.com>
Sent: Thursday, March 31, 2022 12:27 PM
To: Lemos, June
Subject: Public Hearing on Cannabis Ordinance

Public Hearing on Cannabis Ordinance

Post Date: 03/31/2022 12:00 PM

Cannabis Ordinance Hearing to be Continued

The City Council met on March 28, 2022 and gave direction regarding the cannabis regulations ordinance. More time is required to process the associated environmental documents and the hearing cannot go forward on April 11 as noticed. Due to the local newspaper's publication schedule, there was not sufficient time for the public hearing notice to be pulled from the legal notices section and thus it was published on March 31. The public hearing on April 11, 2022 will be opened and continued to a future date. Here is a link to the public hearing notice: [04-11-2022 Cannabis Ordinance 979-2022](#). This notice will be updated when the new hearing date is scheduled.



[Click here for more information](#)

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City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-155

Agenda Date: 4/11/2022

Version: 1

Status: Public Hearing

In Control: City Council

File Type: Ordinance

Agenda Number: 7B.

Receive Report, Receive Planning Commission Recommendation, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 980-2022 Amending Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) and Adding Section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards For Specific Land Uses) of Title 18 (Inland Land Use And Development Code) of the Fort Bragg Municipal Code



AGENCY: City Council
MEETING DATE: April 11, 2022
DEPARTMENT: CDD
PRESENTED BY: K. Locke
EMAIL ADDRESS: klocke@fortbragg.com

AGENDA ITEM SUMMARY

TITLE:

Receive Report, Receive Planning Commission Recommendation, Conduct Public Hearing, and Consider Introducing by Title Only and Waiving the First Reading of Ordinance 980-2022 Amending Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) and Adding Section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards For Specific Land Uses) of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code

ISSUE:

The construction of Accessory Dwelling Units (ADUs) brings much-needed housing to our community. ADUs, commonly referred to as “second units” or “in-law units,” are additional attached or detached residential dwellings that provide complete independent living facilities for one or more persons; ADUs are regulated in the City’s Inland Land Use & Development Code (ILUDC) section 18.42.170 “Second Units – Accessory Dwelling Unit (ADU) and Junior Accessory Dwelling Unit (JADU)”.

The City of Fort Bragg Inland General Plan, Element 9, Goal H-1 seeks to “provide a range of housing, including single-family homes, townhouses, apartments, and other housing types to meet the housing needs of all economic segments of the community.” Furthermore, Program H-1.3.5 provides direction to “Allow tiny homes as second units.” Tiny homes are small, independent, livable dwelling units that are less than 400 sq. ft., excluding lofts. These units can be categorized into two types, ones with a foundation, and moveable mobile residences that maintain the appearance of a single-family residence. Tiny homes on foundation are currently regulated through ILUDC section 18.42.170 as they are just considered small ADUs, but moveable tiny homes are not allowed in the City.

Deliverables associated with grant funding through SB2, has brought staff to the creation of a moveable tiny home ordinance to address program H-1.3.5. The primary focus of the proposed ordinance is to treat movable tiny houses as an alternative ADU rather than stand-alone housing. As well, the grant also considers “tiny home communities” where multiple tiny homes on a singular lot are allowed.

ANALYSIS:

While tiny homes are a very affordable and flexible option for housing, inherent differences between tiny homes and traditionally constructed homes present special circumstances which a proposed ordinance attempts to address. There are concerns related to location, design, development standards, and more. As a result, on January 25, 2022, staff met with the Community Development Committee (CDC) to discuss potential regulations. Staff covered a variety of regulation considerations and sought feedback from the committee and the public. Based on feedback received, City staff prepared a formal ordinance. Staff

subsequently met with the Planning Commission (PC) on March 23, 2022 to hold a public hearing regarding the proposed ordinance and seek recommendation to City Council. Analysis below shows where the current proposed regulations are, and how they have reached this point based on recommendation from Planning Commission.

A redlined draft of the proposed ordinance may be found in **Attachment 2**.

Location on a Parcel

Tiny homes are proposed to be permitted on all residentially zoned parcels. As tiny homes are considered an alternative to ADUs, this provision is consistent with current State and City regulations for ADUs.

Development Standards

As tiny homes are considered another form of ADUs, they generally follow regulations set forth in ILUDC section 18.42.170 “accessory dwelling units.” Tiny homes would not need to provide replacement parking, would not apply to lot coverage, but need to maintain 4-foot side and rear setbacks. However, there are other standards that are not addressed in this code section which are not applicable to accessory units, and more related to tiny homes.

- **Number of units per parcel** – Staff originally proposed that tiny homes could take the place of the primary unit on a lot. The primary unit tiny home would still need to comply with all residential standards in the code related to the primary unit. However, Planning Commission changed this to only allow them as accessory units. A maximum of two are permitted per parcel, and would take the place of ADU allowances. For example, if there is an existing ADU on a parcel, only one tiny home is allowed.

Staff Comment: PC decided to change this by considering the ordinance more of a “pilot program.” There were many unknowns to the Commission related to taxes, lack of building regulations, and health/safety concerns. As a result, the Commission felt starting with a more simplified ordinance would allow those concerns to be fleshed out and addressed in a future ordinance revision. Due to this change, multiple standards throughout the proposed ordinance have been removed related to the allowance of a tiny home as a primary unit.

- **Size** – The minimum size for a tiny home would be 150 sq. ft. to comply with California Health & Safety Code and the maximum would be 400 sq. ft.
- **Height** – A tiny home would have a maximum height of 13’6” from grade to the top of the unit to meet Department of Motor Vehicle towing requirements.

Design Standards

As tiny homes are generally pre-fabricated, they are built to resemble a typical home. This is what differentiates tiny homes from other moveable homes such as RVs and travel trailers. However, it is important to keep in mind that DMV towing requirements would generally result in a “boxy” home. As a result, the following prescriptive requirements have been proposed to achieve a “residential feel.”

- **Skirting.** The undercarriage (wheels, axles, tongue and hitch) shall be hidden from view with a solid wood, metal or concrete apron when parked.

- **Roof Pitch.** Roofs shall have a minimum pitch of 1:12 for greater than 50% of the roof area.
Staff Comment: Based on CDC recommendation, staff originally proposed a roof pitch of 3:12. Planning Commission wanted to ensure a high level of flexibility in these units, and revised allowances to 1:12.
- **Foundation or Pad.** A paved parking pad shall be required and include bumper guards, curbs, or other installations adequate to prevent movement of the unit. Alternative paving methods may be permitted at the discretion of the Community Development Director.
- **Mechanical Equipment.** Mechanical equipment shall be incorporated into the structure and not be located on the roof (except for solar panels). Generators are prohibited except in emergencies.
Staff Comment: Planning Commission revised this section to allow generators in emergencies to be consistent with other City regulations.
- **Materials.** Materials for the exterior wall covering shall include wood, fiber-cement or equivalent material as determined by the Community Development Director. Single piece composite laminates or interlocked metal sheathing is prohibited.
- **Windows.** Windows shall be double pane glass or better, labeled for building use, and be trimmed out.
- **Utility Connections.** A tiny home shall be connected to City water and sewer utilities through dedicated pipes. A tiny home may use on or off-grid electricity. All tiny homes shall have a GFI shutoff breaker.
Staff Comment: A ground fault circuit interrupter (GFI) is generally installed where electrical circuits may come into contact with water. They are used to help prevent electrocution. Due to utility connections for tiny homes being located outside and the City's wet coastal climate, there was public safety concern of electrocution so PC agreed to require this for all homes.

Short Term Rentals

Tiny homes shall not be used as short-term rentals as defined by section 18.42.190 – Vacation Rental Units. Tiny homes are intended to be a long-term housing option.

Applicable Codes

- Tiny homes shall meet either the provisions of ANSI 119.5 or NFPA 1192. It shall be the burden of the applicant to show compliance with these standards.
- Tiny homes shall be licensed and registered with the California Department of Motor Vehicles.

Fire Marshall Inspection

Tiny homes shall require a yearly inspection from the Fire Marshall.

Staff Comment: As tiny homes are not regulated by the residential building code, a concern of Planning Commission was ensuring these units are safe for residents and continue to comply with the proposed ordinance. Tiny homes will likely not be able to comply with typical residential standards due to size limitations, and generally follow the provisions of American National Standards Institute section 119.5 or National Fire Protection Agency section 1192

related to mobile homes. As a result, Planning Commission recommended a yearly inspection by the Fire Marshall.

RECOMMENDED ACTION:

1. Conduct a Public Hearing;
2. Introduce by title only and waive the second reading of Ordinance No. 980-2022, amending section 18.42.110 (Mobile/manufactured Homes and Mobile Home Parks) and adding section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards for Specific Land Uses) of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code as recommended by Planning Commission Resolution PC04-2022 (**Attachment 4 – Resolution PC04-2022**).

ALTERNATIVE ACTION(S):

Provide direction to staff regarding further revisions to the Inland Land Use and Development Code addressing tiny homes. Substantive changes would require further review and recommendation by the Planning Commission.

ENVIRONMENTAL DETERMINATION

The proposed ordinance is exempt from review under the California Environmental Quality Act under California Code of Regulations, Title 14, Section 15301 of the CEQA Guidelines and is also exempt from review because it does not meet the definition of a project under CEQA Guidelines section 15061, subdivision (b)(3) and section 15378, subdivision (a) and subdivision (b)(5). The proposed changes of allowing and adopting standards for moveable tiny houses as a new type of accessory dwelling unit as authorized by state law, has no potential for resulting in physical changes in the environment because it consists of changes in the standards governing issuance of ministerial permits for accessory dwelling units and does not directly or indirectly approve any applications for particular accessory dwelling units. As well, the proposed text amendments would not change the overall number of dwelling units allowed on any parcel.

FISCAL IMPACT:

If Council adopts the ordinance pertaining to tiny homes, it is likely that a limited number of new residential units would provide additional housing opportunities for our community, which could increase the population of Fort Bragg and have a fiscal impact both in services the City provides and revenue the City receives.

GREENHOUSE GAS EMISSIONS IMPACT:

The ordinance amendment would not directly have an impact on greenhouse gas emissions. New construction and living spaces would have a marginal effect on greenhouse gas emissions.

CONSISTENCY:

1. 18.94.060(B)(1)(a) – The proposed amendment is consistent with the General Plan and any applicable specific plan, because the proposed amendments are consistent with applicable land use designations and comply with State law. Furthermore, the City’s Housing Element promotes a variety of housing types accessible to all income levels,

including accessory dwelling units and multifamily developments, as illustrated in the following policies and programs:

Policy H-1.3 Secondary Dwelling Units. Continue to facilitate the construction of secondary dwelling units on residential properties.

Program H-1.3.2 No Development Impact Fees for Secondary Units. Continue to refrain from charging Capacity Fees for second units.

Program H-1.3.5 Allow Tiny Homes as Second Units: Consider revising the zoning ordinance so that people can park mobile residences (residences built under the vehicle code) as a second unit, so long as the residence looks like a house (e.g. external siding that is compatible with the residential neighborhood, skirted if the wheels would otherwise be visible from the public right of way, etc.).

Program H-1.3.6 Alternative Designs for Second Units: Explore options for allowing cutting edge construction techniques for second units including but not limited to: straw bale, rammed earth, prefabricated second units, etc.

Program H-1.7.10: Tiny Home Community. Consider adopting new zoning regulations to allow for small home subdivisions, with small individual parcel ownership, in all residential zoning districts. Consider changing the minimum lot size and minimum parcel dimensions of the LUDC to accommodate tiny home communities as part of a planned unit development.

Policy H-1.7 Workforce Housing. Encourage multi-unit housing developments in order to encourage market rate rental housing, affordable housing and lower cost ownership opportunities such as townhomes and condominiums.

Program H-2.4.5 Prioritize City Services for Housing Developments. Continue to implement procedures to grant priority service for sewer and water services to residential developments.

Program H-5.2.1 Discourage Vacation Rentals: Continue to prohibit vacation rentals in all zoning districts except for the CBD. Undertake proactive undercover code enforcement activity on a regular basis against all illegal vacation rentals in Fort Bragg. Work with the County of Mendocino at all levels to reduce or eliminate further conversions of residential units into vacation rentals as this practice has greatly increased the magnitude of the housing crisis on the Mendocino coast and in the City of Fort Bragg.

2. 18.94.060(B)(1)(b) – The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City because movable tiny homes can be an invaluable tool for providing much-needed affordable and/or available housing stock in our community. All existing and proposed residential units are constructed in compliance with City development standards.

IMPLEMENTATION/TIMEFRAMES:

If the ordinance is introduced on April 11, 2022 and adopted on April 25, 2022, it would become effective May 25, 2022.

ATTACHMENTS:

1. Ordinance 980-2022
2. Proposed ILUDC Section 18.42.175 Tiny Homes-PC Redline
3. Amendments to ILUDC
4. Planning Commission Resolution PC04-2022
5. Public Hearing Notice

NOTIFICATION:

1. Notify Me Subscriber Lists – Affordable Housing, Homeless
2. Fort Bragg Planning Commission

BEFORE THE CITY COUNCIL OF THE CITY OF FORT BRAGG

AN ORDINANCE AMENDING SECTION 18.42.110 (MOBILE/MANUFACTURED HOMES AND MOBILE HOME PARKS) AND ADDING SECTION 18.42.175 (TINY HOMES) TO CHAPTER 18.42 (STANDARDS FOR SPECIFIC LAND USES) OF TITLE 18 (INLAND LAND USE AND DEVELOPMENT CODE) OF THE FORT BRAGG MUNICIPAL CODE

ORDINANCE NO. 980-2022

WHEREAS, the City of Fort Bragg (“City”) adopted an Inland General Plan and certified an Environmental Impact Report Addendum for the General Plan on December 2, 2012; and

WHEREAS, the adoption of an Inland Land Use and Development Code (ILUDC) is necessary to: 1) provide a regulatory framework for implementation of the Inland General Plan; 2) to implement new state planning and land use requirements; and 3) update zoning regulations in accordance with the City Council policy direction; and

WHEREAS, the City updated the Inland General Plan, Housing Element in 2019, the Housing Element encourages a variety of housing types for all income levels; and

WHEREAS, the City of Fort Bragg currently regulates alternative housing models that contribute to addressing housing supply shortages and affordability, such as accessory dwelling units (ADUs); and

WHEREAS, alternative housing models, such as movable tiny homes, can provide flexible housing options for a variety of households living at different income levels; and

WHEREAS, State law allows local agencies to adopt less restrictive requirements for the development of ADUs; and

WHEREAS, the City received grant funding through Senate Bill 2 to create a tiny home ordinance; and

WHEREAS, this Ordinance adds tiny houses as a separately regulated residential use and in mobile home parks; and

WHEREAS, the Planning Commission held a properly noticed public hearing on March 23, 2022, during which all interested persons were heard, and adopted Resolution PC04-2022 recommending City Council adopt the amendments to Inland Land Use and Development Code regarding regulations pertaining to tiny homes; and

WHEREAS, the City Council received Planning Commission’s recommendation and considered aforementioned amendments at a properly noticed public hearing on April 11, 2022; and

WHEREAS, the City Council did hear and consider all said reports, recommendations and testimony herein above set forth and used independent judgment to evaluate the project.

NOW, THEREFORE, the City Council ordains as follows:

Section 1. Legislative Findings. The City Council hereby finds as follows:

1. The foregoing recitals are true and correct and are made a part of this ordinance.
2. The proposed amendment is consistent with the General Plan and any applicable specific plan, because the proposed amendments are consistent with applicable land use designations and comply with State law. Furthermore, the City's Housing Element promotes a variety of housing types accessible to all income levels, including accessory dwelling units and multifamily developments, as illustrated in the following policies and programs:

Policy H-1.3 Secondary Dwelling Units. Continue to facilitate the construction of secondary dwelling units on residential properties.

Program H-1.3.2 No Development Impact Fees for Secondary Units. Continue to refrain from charging Capacity Fees for second units.

Program H-1.3.5 Allow Tiny Homes as Second Units: Consider revising the zoning ordinance so that people can park mobile residences (residences built under the vehicle code) as a second unit, so long as the residence looks like a house (e.g. external siding that is compatible with the residential neighborhood, skirted if the wheels would otherwise be visible from the public right of way, etc.).

Program H-1.3.6 Alternative Designs for Second Units: Explore options for allowing cutting edge construction techniques for second units including but not limited to: straw bale, rammed earth, prefabricated second units, etc.

Program H-1.7.10: Tiny Home Community. Consider adopting new zoning regulations to allow for small home subdivisions, with small individual parcel ownership, in all residential zoning districts. Consider changing the minimum lot size and minimum parcel dimensions of the ILUDC to accommodate tiny home communities as part of a planned unit development.

Policy H-1.7 Workforce Housing. Encourage multi-unit housing developments in order to encourage market rate rental housing, affordable housing and lower cost ownership opportunities such as townhomes and condominiums.

Program H-2.4.5 Prioritize City Services for Housing Developments. Continue to implement procedures to grant priority service for sewer and water services to residential developments.

Program H-5.2.1 Discourage Vacation Rentals: Continue to prohibit vacation rentals in all zoning districts except for the CBD. Undertake proactive undercover code enforcement activity on a regular basis against all illegal vacation rentals in Fort Bragg. Work with the County of Mendocino at all levels to reduce or eliminate further conversions of residential units into vacation rentals as this practice has greatly increased the magnitude of the housing crisis on the Mendocino coast and in the City of Fort Bragg.

3. The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City because movable tiny homes can be an invaluable tool for providing much-needed affordable and/or available housing stock in our community. All existing and proposed residential units are constructed in compliance with City development standards.
4. The proposed ordinance is exempt from review under the California Environmental Quality Act under California Code of Regulations, Title 14, Section 15301 of the CEQA Guidelines and is also exempt from review because it does not meet the definition of a project under CEQA Guidelines section 15061, subdivision (b)(3) and section 15378, subdivision (a) and subdivision (b)(5). The proposed changes of allowing and adopting standards for moveable tiny houses as a new type of accessory dwelling unit as authorized by state law, has no potential for resulting in physical changes in the environment because it consists of changes in the standards governing issuance of ministerial permits for accessory dwelling units and does not directly or indirectly approve any applications for particular accessory dwelling units. As well, the proposed text amendments would not change the overall number of dwelling units allowed on any parcel.

Section 2. Based on the foregoing, the City Council hereby amends Table 2-1 of Article 2 (Zoning Districts and Allowable Land Uses) of Title 18 (Inland Land Use and Development Code) of the City of Fort Bragg Municipal Code as follows:

TABLE 2-1 Allowed Land Uses and Permit Requirements for Residential Zoning Districts	P Permitted use, Zoning Clearance required						
	MUP Minor Use Permit required (see § 18.71.060)						
	UP Use Permit required (see § 18.71.060)						
	S Permit requirement set by Specific Use Regulations						
	— Use not allowed						
LAND USE (1)	PERMIT REQUIRED BY DISTRICT						Specific Use Regulations
	RR	RS	RL	RM	RH	RVH	

RESIDENTIAL USES

Condominium conversion - 3 units maximum per parcel	–	–	–	P	UP	UP	
Home occupation	P	P	P	P	P	P	18.42.080
Mobile home park	UP	UP	UP	UP	UP	UP	18.42.110
Manufactured home	P	P	P	P	P	P	18.42.110
Multifamily housing, 3 units	–	–	–	P	P	P	18.42.120
Multifamily housing, 4 or more units	–	–	–	UP	UP	P	18.42.120
Co-housing, 4 or more units	–	–	–	UP	UP	P	18.42.120
Organizational housing/care facility (sorority, monastery, residential care, etc.) of more than 3,000 SF or 3 units	–	–	–	UP	UP	UP	
Residential accessory use or structure	P	P	P	P	P	P	18.42.160
Residential care facility for the elderly (RCFE)	–	–	–	UP	UP	UP	
Second unit – ADU/JADU	P	P	P	P	P	P	18.42.170
<u>Tiny Homes</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>18.42.175</u>
Single residential unit	P	P	P	P	P	P	

Section 3. Section 18.42.175 (Tiny Homes) is hereby added to Chapter 18.42 (Standards for Specific Land Uses), of Article 4 (Standards for Specific Land Uses) of Title 18 (Inland Land Use and Development Code) of the City of Fort Bragg Municipal Code and shall read as follows:

18.42.175 –Tiny Homes

- A. Applicability.** Where allowed by Article 2 (Zoning Districts and Allowable Land Uses), Tiny Homes shall comply with the standards of this section.
- B. Definitions.** A tiny home is a small towable residential unit that is not on a permanent foundation, and that meets the design and construction criteria listed in C below.
- C. Standards.** Tiny homes shall be allowed as a type of accessory dwelling unit subject to all of the following criteria:

1. **Limitation on location.**
 - a. Tiny homes are allowed on any residentially zoned parcel (RR, RS, RL, RM, RH, and/or RVH).
2. **Development Standards.** A tiny home shall conform with the following requirements:
 - a. **Height.** A tiny home shall have a maximum height of 13' 6" to comply with Department of Motor Vehicles (DMV) towing requirements.
 - b. **Location.** A tiny home shall comply with standard front setbacks for the zoning district, tiny homes shall be located toward the rear of the property, and maintain 4' side and rear setbacks.
 - c. **Size.** The minimum square footage of a tiny home shall be 150 square feet to comply with California Health & Safety Code. The maximum size shall be 400 square feet.
 - d. **Number of Units Allowed.** Tiny homes are allowed on a parcel in the following configurations:
 - i. On a parcel with an existing primary unit, a maximum of two tiny homes are permitted. Tiny homes shall be considered a type of accessory dwelling unit for the purposes of density calculations.
 - ii. Tiny homes are permitted in mobile home parks, and the maximum allowed shall be determined in the use permit process.
 - e. **Parking.** No additional parking is required for a tiny home.
3. **Design Standards.** A tiny home shall maintain a residential appearance through the following design standards.
 - a. **Skirting.** The undercarriage (wheels, axles, tongue and hitch) shall be hidden from view with a solid wood, metal or concrete apron when parked.
 - b. **Roof Pitch.** Roofs shall have a minimum of a 1:12 for greater than 50% of the roof area.
 - c. **Foundation or Pad.** A paved parking pad shall be required and include bumper guards, curbs, or other installations adequate to prevent movement of the unit. Alternative paving methods may be permitted at the discretion of the Community Development Director.
 - d. **Mechanical Equipment.** Mechanical equipment shall be incorporated into the structure and not be located on the roof (except for solar panels). Generators are prohibited except in emergencies.
 - e. **Materials.** Materials for the exterior wall covering shall include wood, HardiePanel or equivalent material as determined by the Community Development Director. Single piece composite laminates, or interlocked metal sheathing is prohibited.
 - f. **Windows.** Windows shall be double pane glass or better, labeled for building use, and be trimmed out.
 - g. **Utility Connections.** A tiny home shall be connected to City water and sewer utilities through dedicated pipes. A tiny home may use on- or off-grid electricity. All tiny homes shall have a GFI shutoff breaker.

4. **Short Term Rentals.** Tiny homes shall not be used as short-term rentals as defined by section 18.42.190 – Vacation Rental Units.
5. **Applicable Codes.**
 - a. Tiny homes shall meet either the provisions of ANSI 119.5 or NFPA 1192. It shall be the burden of the applicant to show compliance with these standards.
 - b. Tiny homes shall be licensed and registered with the California Department of Motor Vehicles.
6. **Fire Inspection.** Tiny homes shall require a yearly inspection by the Fire Marshall.

Section 4. Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) of Chapter 18.42 (Standards for Specific Land Uses) of Article 4 (Standards for Specific Land Uses), of Title 18 (Inland Land Use and Development Code) of the Fort Bragg Municipal Code is hereby amended to provide as follows:

18.42.110 - Mobile/Manufactured Homes and Mobile Home Parks

This Section provides requirements and development standards for the use of mobile homes and manufactured homes as single-family dwellings outside of mobile home parks, and for mobile home parks, where allowed by Article 2 (Zoning Districts and Allowable Land Uses).

A. Mobile home outside of a mobile home park.

1. **Site requirements.** The site, and the placement of the mobile home on the site, shall comply with all zoning, subdivision, and development standards applicable to a conventional single-family dwelling on the same parcel.
2. **Mobile home design and construction standards.** A mobile home outside of a mobile home park shall comply with the following design and construction standards:
 - a. The exterior siding, trim, and roof shall be of the same materials and treatment found in conventionally built residential structures in the surrounding area, and shall appear the same as the exterior materials on any garage or other accessory structure on the same site.
 - b. The roof shall have eave and gable overhangs of not less than 12 inches measured from the vertical side of the mobile home, and the roof pitch shall be no less than 3:12.
 - c. Tiny homes shall have a minimum roof pitch of 1:12.
 - d. The mobile home shall be placed on a foundation system or concrete pad, subject to the approval of the Building Official.
 - e. The mobile home shall be certified under the National Mobile Home Construction and Safety Standards Act of 1974 (42 USC Section 4401 et

seq.), American National Standards Institute 119.5, or National Fire Protection Agency 1192 and constructed after January 1, 1989.

Section 5. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the Ordinance. The City Council of the City of Fort Bragg hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

Section 6. Effective Date and Publication. This ordinance shall be and the same is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage. Within fifteen (15) days after the passage of this Ordinance, the City Clerk shall cause a summary of said Ordinance to be published as provided in Government Code §36933, in a newspaper of general circulation published and circulated in the City of Fort Bragg, along with the names of the City Council voting for and against its passage.

The foregoing Ordinance was introduced by _____ at a regular meeting of the City Council of the City of Fort Bragg held on April 11, 2022 and adopted at a regular meeting of the City of Fort Bragg held on April 25, 2022 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk

PUBLISH: April 14, 2022 and May 5, 2022 (by summary).
EFFECTIVE DATE: May 25, 2022.

18.42.175 –Tiny Homes

- A. Applicability.** Where allowed by Article 2 (Zoning Districts and Allowable Land Uses), Tiny Homes shall comply with the standards of this section.
- B. Definitions.** A tiny home is a small towable residential unit that is not on a permanent foundation, and that meets the design and construction criteria listed in C below.
- C. Standards.** Tiny homes shall be allowed as a type of accessory dwelling unit subject to all of the following criteria:
- 1. Limitation on location.**
 - a. Tiny homes are allowed on any residentially zoned parcel (RS, RR, RM, RH, and/or RVH).
 - 2. Development Standards.** A tiny home shall conform with the following requirements:
 - a. **Height.** A tiny home shall have a maximum height of 13' 6" to comply with Department of Motor Vehicles (DMV) towing requirements.
 - b. **Location.** A tiny home shall comply with standard front setbacks for the zoning district, tiny homes shall be located toward the rear of the property and maintain 4' side and rear setbacks.
 - c. **Size.** The minimum square footage of a tiny home shall be 150 square feet to comply with California Health & Safety Code. The maximum size shall be 400 square feet.
 - d. **Number of Units Allowed.** Tiny homes are allowed on a parcel in the following configurations:
 - i. On a parcel with an existing primary unit, a maximum of two tiny homes are permitted. Tiny homes shall be considered a type of accessory dwelling unit for the purposes of density calculations.
 - ii. Tiny homes are permitted in mobile home parks, and the maximum allowed shall be determined in the use permit process.
 - e. **Parking.** No additional parking is required for a tiny home.
 - 3. Design Standards.** A tiny home shall maintain a residential appearance through the following design standards.
 - a. **Skirting.** The undercarriage (wheels, axles, tongue and hitch) shall be hidden from view with a solid wood, metal or concrete apron when parked.
 - b. **Roof Pitch.** Roofs shall have a minimum of a 1:12 for greater than 50% of the roof area.
 - c. **Foundation or Pad.** A paved parking pad shall be required and include bumper guards, curbs, or other installations adequate to prevent movement of the unit. Alternative paving methods may be permitted at the discretion of the Community Development Director.
 - d. **Mechanical Equipment.** Mechanical equipment shall be incorporated into the structure and not be located on the roof (except for solar panels). Generators are prohibited except in emergencies.
 - e. **Materials.** Materials for the exterior wall covering shall include wood, hardiepanel or equivalent material as determined by the Community Development Director. Single piece composite laminates, or interlocked metal sheathing is prohibited.

18.21.030 - Residential District Allowable Land Uses and Permit Requirements

A. General permit requirements. Table 2-1 identifies the uses of land allowed by this Development Code in each residential zoning district, and the planning permit required to establish each use, in compliance with § 18.20.030 (Allowable Land Uses and Planning Permit Requirements).

B. Requirements for certain specific land uses. Where the last column in Table 2-1 (“Specific Use Regulations”) includes a section number, the referenced section may affect whether the use requires a Zoning Clearance, Minor Use Permit, or Use Permit, and/or may establish other requirements and standards applicable to the use.

TABLE 2-1 Allowed Land Uses and Permit Requirements for Residential Zoning Districts	P Permitted use, Zoning Clearance required MUP Minor Use Permit required (see § 18.71.060) UP Use Permit required (see § 18.71.060) S Permit requirement set by Specific Use Regulations — Use not allowed					
	PERMIT REQUIRED BY DISTRICT					
LAND USE (1)	RR	RS	RL	RM	RH	RVH

AGRICULTURAL, RESOURCE AND OPEN SPACE USES

Agricultural accessory structure	P	P	—	—	—	—	18.42.030
Animal keeping	S	S	S	S	S	S	18.42.040
Crop production, horticulture, orchard, vineyard	P	P	P	P	P	P	

RECREATION, EDUCATION AND PUBLIC ASSEMBLY USES

Equestrian facility	UP	—	—	—	—	—	
Meeting facility, public or private	UP	UP	UP	UP	UP	UP	
Park, playground	P	P	P	P	P	P	
Private residential recreation facility	UP	UP	MUP	MUP	MUP	MUP	
School - Private	UP	UP	UP	UP	UP	UP	
School - Public	P	P	P	P	P	P	

Key to Zoning District Symbols

RR	Rural Residential	RM	Medium Density Residential
RS	Suburban Residential	RH	High Density Residential
RL	Low Density Residential	RVH	Very High Density Residential

Notes:

- (1) See Article 10 for land use definitions.

TABLE 2-1 Allowed Land Uses and Permit Requirements for Residential Zoning Districts	P Permitted use, Zoning Clearance required MUP Minor Use Permit required (see § 18.71.060)					

	UP Use Permit required (see § 18.71.060) S Permit requirement set by Specific Use Regulations — Use not allowed						
LAND USE (1)	PERMIT REQUIRED BY DISTRICT						Specific Use Regulations
	RR	RS	RL	RM	RH	RVH	

RESIDENTIAL USES

Condominium conversion - 3 units maximum per parcel	-	-	-	P	UP	UP	
Home occupation	P	P	P	P	P	P	18.42.080
Mobile home park	UP	UP	UP	UP	UP	UP	18.42.110
Manufactured home	P	P	P	P	P	P	18.42.110
Multifamily housing, 3 units	-	-	-	P	P	P	18.42.120
Multifamily housing, 4 or more units	-	-	-	UP	UP	P	18.42.120
Co-housing, 4 or more units	-	-	-	UP	UP	P	18.42.120
Organizational housing/care facility (sorority, monastery, residential care, etc.) of more than 3,000 SF or 3 units	-	-	-	UP	UP	UP	
Residential accessory use or structure	P	P	P	P	P	P	18.42.160
Residential care facility for the elderly (RCFE)	-	-	-	UP	UP	UP	
Second unit – ADU/JADU	P	P	P	P	P	P	18.42.170
<u>Tiny Homes</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>18.42.175</u>
Single residential unit	P	P	P	P	P	P	

RETAIL TRADE AND GENERAL SERVICES

Accessory retail and services	-	-	-	P	P	P	18.42.020
Artisan shop	-	-	-	UP	UP	UP	
Neighborhood market	-	-	UP	UP	UP	UP	18.21.060
Restaurant, cafe, coffee shop	-	-	UP	UP	UP	UP	18.21.060

Key to Zoning District Symbols

RR	Rural Residential	RM	Medium Density Residential
RS	Suburban Residential	RH	High Density Residential
RL	Low Density Residential	RVH	Very High Density Residential

Notes:

- (1) See Article 10 for land use definitions.

TABLE 2-1 Allowed Land Uses and Permit Requirements for Residential Zoning Districts	P Permitted use, Zoning Clearance required
	MUP Minor Use Permit required (see § 18.71.060)

	UP Use Permit required (see § 18.71.060) S Permit requirement set by Specific Use Regulations — Use not allowed						
LAND USE (1)	PERMIT REQUIRED BY DISTRICT						Specific Use Regulations
	RR	RS	RL	RM	RH	RVH	

SERVICES - BUSINESS AND PROFESSIONAL (2)

Medical services - Clinic, lab, urgent care	—	—	—	UP	UP	UP	
Medical services - Doctor office	—	—	—	UP	UP	P	18.21.060
Medical services - Extended care	—	—	—	UP	UP	UP	
Medical services - Hospital	—	—	—	UP	UP	UP	
Office - Accessory	P	P	P	P	P	P	
Office - Professional or administrative	—	—	—	—	—	UP	18.21.060

SERVICES

Day care, adult - 6 or fewer clients	MUP	MUP	MUP	MUP	MUP	MUP	
Day care, adult - 7 or more clients	—	—	—	UP	UP	UP	
Day care, child - Small family day care home	P	P	P	P	P	P	
Day care, child - Large family day care home	MUP	MUP	MUP	MUP	MUP	MUP	18.42.060
Day care, child - Day care center	—	—	—	MUP	MUP	MUP	18.42.060
Mortuary, funeral home (not including cremation)	—	—	—	—	—	UP	
Personal services	—	—	UP	UP	UP	UP	18.21.060
Public safety facilities	UP	UP	UP	UP	UP	UP	

TRANSPORTATION, COMMUNICATIONS AND INFRASTRUCTURE

Pipelines, transmission lines	S	S	S	S	S	S	18.42.145
Utility facility	UP	UP	UP	UP	UP	UP	
Roof mounted solar and wind for on-site use	P	P	P	P	P	P	
Utility infrastructure	P	P	P	P	P	P	

Key to Zoning District Symbols

RR	Rural Residential	RM	Medium Density Residential
RS	Suburban Residential	RH	High Density Residential
RL	Low Density Residential	RVH	Very High Density Residential

Notes:

- (1) See Article 10 for land use definitions.

(2) A doctor's office or professional or administrative office may be approved in a residential zoning district only on a site that is adjacent to or separated only by a street or alley from a commercial or industrial zoning district.

(Ord. 930, § 2, passed 06-12-2017; Am. Ord. 959, § 2, passed 02-10-2020)

18.42.110 - Mobile/Manufactured Homes and Mobile Home Parks

This Section provides requirements and development standards for the use of mobile homes and manufactured homes as single-family dwellings outside of mobile home parks, and for mobile home parks, where allowed by Article 2 (Zoning Districts and Allowable Land Uses).

A. Mobile home outside of a mobile home park.

- 1. Site requirements.** The site, and the placement of the mobile home on the site, shall comply with all zoning, subdivision, and development standards applicable to a conventional single-family dwelling on the same parcel.
- 2. Mobile home design and construction standards.** A mobile home outside of a mobile home park shall comply with the following design and construction standards:
 - a.** The exterior siding, trim, and roof shall be of the same materials and treatment found in conventionally built residential structures in the surrounding area, and shall appear the same as the exterior materials on any garage or other accessory structure on the same site.
 - b.** The roof shall have eave and gable overhangs of not less than 12 inches measured from the vertical side of the mobile home, and the roof pitch shall be no less than 3:12.
 - c.** Tiny homes shall have a minimum roof pitch of 1:12.
 - d.** The mobile home shall be placed on a foundation system or concrete pad, subject to the approval of the Building Official.
 - e.** The mobile home is certified under the National Mobile Home Construction and Safety Standards Act of 1974 (42 USC Section 4401 et seq.), American National Standards Institute 119.5, or National Fire Protection Agency 1192 and has been constructed after January 1, 1989.

B. Mobile home park standards. The site for the mobile home park shall comply with the following requirements:

- 1. Planning and design objectives.** The City intends that each mobile home park be designed and landscaped to be compatible with adjacent residential and other uses. These standards are intended to provide a means of achieving an environment of stable, desirable character not out of harmony with the surrounding area.
- 2. Permit requirements.** A mobile home park shall require Design Review in compliance with § 18.71.050, in addition to the Use Permit approval required by § 18.21.030 (Residential Zoning District Allowable Land Uses and Permit Requirements).
- 3. Allowable uses.** Use Permit approval for a mobile home park may authorize the following uses in addition to individual mobile homes:
 - a.** Accessory uses, limited to awnings, portable, demountable or permanent carports, fences or windbreakers, garages, porches, and storage cabinets.
 - b.** A golf course, lake, park, playground, riding and hiking trails, equestrian facilities, other similar recreational structures and facilities, clubhouses, community centers, laundries, and similar uses; provided, that all of these are not allowed on the individual mobile home lots within the mobile home park.
 - c.** Public utility and public service uses and structures.

4. Standards. This Section identifies standards for mobile home park development, recognizing the dual need for moderately priced housing, and standards that will adequately protect residents of the parks and the City as a whole.

a. Phased development. Development may be in phases, so long as each phase complies with the minimum standards of this Section, and no mobile home is occupied in any phase until at least 10 mobile home lots are developed and improved on a minimum of 2 acres, and authorized by a permit for occupancy in compliance with Health and Safety Code Section 18505.

b. Density. The Commission shall determine the allowable density for each mobile home park, based on the following criteria:

- i) The provision of the space necessary for compliance with this Section;
- ii) Individual mobile home lots shall be a minimum of 2,400 square feet; and
- iii) In no case shall the density of a mobile home park exceed the maximum density of the General Plan and zoning district designation for the subject site.

c. Building lines. Each structure and mobile home shall have a minimum setback of 15 feet from all exterior property lines; and a minimum setback of 20 feet from the right-of-way of any street adjoining the mobile home park. The resulting setback area shall be landscaped and continually maintained, in compliance with Chapter 18.34 (Landscaping Standards).

d. Parking. Parking shall be provided in compliance with Chapter 18.36 (Parking and Loading).

e. Utilities. All utility distribution facilities (including cable television, communication and electric lines and boxes) within a mobile home park shall be placed underground. The developer is responsible for complying with the requirements of this Subsection, and shall make the necessary arrangements with the utility companies for the installation of the required facilities.

f. Tenant storage. A minimum of 1 75-cubic-foot storage cabinet shall be provided on each mobile home site. Adequate solid waste and recyclable materials storage enclosures shall be provided in compliance with § 18.30.110.

g. Accessory uses. Accessory uses are those that are incidental to the planned residential use, exist for the sole purpose of service to the residents, are customarily found in multifamily developments, and do not alter the character of the residential use.

- i) Any structure used for an accessory use shall meet all requirements for a primary structure.
- ii) Allowable accessory uses include a management facility, laundry facility, swimming facilities, recreation room, recreational vehicle storage areas, vending machines, and other uses that, in the opinion of the Commission, are of a similar nature.
- iii) A mobile home park may contain accessory retail and service uses for park residents as authorized by Use Permit approval, and in compliance with § 18.42.020 (Accessory Retail and Service Uses).

h. Travel trailers. An occupied travel trailer, camper, motor coach, motor home, trailer coach, or any similar vehicle not certified under the National Mobile Home Construction Safety Standards Act of 1974 (42 USC Section 4401 et seq.) shall not be allowed within a mobile home park. Unoccupied trailers and other recreational vehicles may be stored in an approved on-site storage area where authorized by Use Permit.

i. Fencing. A solid masonry wall, fence, or other decorative landscape screening of the maximum height allowed by this Development Code shall be installed as required by the review authority as part of the Use Permit approval for the mobile home park.

j. Landscaping. Landscaping shall be provided in compliance with Chapter 18.34 (Landscaping Standards).

k. Signs. A mobile home park may be allowed 1 externally illuminated identification sign not exceeding 6 feet in height or 24 square feet in area. The sign shall be integrated into the mobile home park landscaping, at a location specified in the Use Permit approval.

l. Skirting. Skirting shall be provided along all sides of each mobile home.

m. Internal streets. Internal street design shall comply with City street standards except where superseded by a standard required by State law.

(Ord. 930, § 2, passed 06-12-2017)

RESOLUTION NO. PC 04-2022

RECEIVE REPORT, HOLD A PUBLIC HEARING, AND CONSIDER RECOMMENDING TO THE FORT BRAGG CITY COUNCIL ILUDC AMENDMENT 2-22 ADDING CHAPTER 18.42.200 “TINY HOMES” AND MODIFICATION OF ILUDC SECTION 18.42.110 MOBILE/MANUFACTURED HOMES AND MOBILE HOME PARKS TO THE CITY OF FORT BRAGG INLAND LAND USE AND DEVELOPMENT CODE

WHEREAS, the City of Fort Bragg (“City”) adopted an Inland General Plan and certified an Environmental Impact Report Addendum for the General Plan on December 2, 2012; and

WHEREAS, the adoption of an Inland Land Use and Development Code is necessary to: 1) provide a regulatory framework for implementation of the Inland General Plan; 2) to implement new state planning and land use requirements; and 3) update zoning regulations in accordance with the City Council policy direction; and

WHEREAS, the City updated the Inland General Plan, Housing Element in 2019, the Housing Element encourages a variety of housing types for all income levels; and

WHEREAS, the City of Fort Bragg currently regulates alternative housing models that contribute to addressing housing supply shortages and affordability, such as accessory dwelling units (ADUs); and

WHEREAS, alternative housing models, such as movable tiny homes, can provide flexible housing options for a variety of households living at different income levels; and

WHEREAS, State law allows local agencies to adopt less restrictive requirements for the development of ADUs; and

WHEREAS, The City received grant funding through Senate Bill 2 to create a tiny home ordinance; and

WHEREAS, this Ordinance adds movable tiny houses as a separately regulated residential use and in mobile home parks; and

WHEREAS, the Planning Commission held a properly noticed public hearing on March 23, 2022, during which all interested persons were heard,

WHEREAS, the Planning Commission did hear and consider all said reports, recommendations and testimony herein above set forth and used independent judgement to evaluate the project.

NOW THEREFORE BE IT RESOLVED that the Planning Commission of the City of Fort Bragg does hereby find that the foregoing recitals are true and correct and made a part of this resolution; and the Planning Commission hereby recommends that the City Council adopt Inland Land Use and Development Code Amendment 2-22 based on the following findings as required by Section 18.94.060(B):

1. 18.94.060(B)(1)(a) – The proposed amendment is consistent with the General Plan and any applicable specific plan, because the proposed amendments are consistent with applicable land use designations and comply with State law. Furthermore, the City’s Housing Element promotes a variety of housing types accessible to all income levels, including accessory

dwelling units and multifamily developments, as illustrated in the following policies and programs:

Policy H-1.3 Secondary Dwelling Units. Continue to facilitate the construction of secondary dwelling units on residential properties.

Program H-1.3.2 No Development Impact Fees for Secondary Units. Continue to refrain from charging Capacity Fees for second units.

Program H-1.3.5 Allow Tiny Homes as Second Units: Consider revising the zoning ordinance so that people can park mobile residences (residences built under the vehicle code) as a second unit, so long as the residence looks like a house (e.g. external siding that is compatible with the residential neighborhood, skirted if the wheels would otherwise be visible from the public right of way, etc.).

Program H-1.3.6 Alternative Designs for Second Units: Explore options for allowing cutting edge construction techniques for second units including but not limited to: straw bale, rammed earth, prefabricated second units, etc.

Program H-1.7.10: Tiny Home Community. Consider adopting new zoning regulations to allow for small home subdivisions, with small individual parcel ownership, in all residential zoning districts. Consider changing the minimum lot size and minimum parcel dimensions of the LUDC to accommodate tiny home communities as part of a planned unit development.

Policy H-1.7 Workforce Housing. Encourage multi-unit housing developments in order to encourage market rate rental housing, affordable housing and lower cost ownership opportunities such as townhomes and condominiums.

Program H-2.4.5 Prioritize City Services for Housing Developments. Continue to implement procedures to grant priority service for sewer and water services to residential developments.

Program H-5.2.1 Discourage Vacation Rentals: Continue to prohibit vacation rentals in all zoning districts except for the CBD. Undertake proactive undercover code enforcement activity on a regular basis against all illegal vacation rentals in Fort Bragg. Work with the County of Mendocino at all levels to reduce or eliminate further conversions of residential units into vacation rentals as this practice has greatly increased the magnitude of the housing crisis on the Mendocino coast and in the City of Fort Bragg.

2. 18.94.060(B)(1)(b) – The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City because movable tiny homes can be an invaluable tool for providing much needed affordable and/or available housing stock in our community. All existing and proposed residential units are constructed in compliance with City development standards.
3. The proposed ordinance is exempt from review under the California Environmental Quality Act under California Code of Regulations, Title 14, Section 15301 of the CEQA Guidelines and is also exempt from review because it does not meet the definition of a project under CEQA Guidelines section 15061, subdivision (b)(3) and section 15378, subdivision (a) and subdivision (b)(5). The proposed changes of allowing and adopting standards for moveable tiny houses as a new type of accessory dwelling unit as

authorized by state law, has no potential for resulting in physical changes in the environment because it consists of changes in the standards governing issuance of ministerial permits for accessory dwelling units and does not directly or indirectly approve any applications for particular accessory dwelling units. As well, the proposed text amendments would not change the overall number of dwelling units allowed on any parcel.

The above and foregoing Resolution was introduced by Planning Commissioner Logan, seconded by Planning Commissioner Andreis, and passed and adopted at a regular meeting of the Planning Commission of the City of Fort Bragg held on the 23rd Day of March 2022, by the following vote:

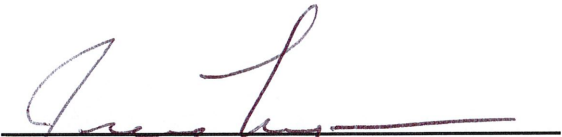
AYES: Andreis, Logan, Miklose, Roberts, Rogers

NOES: None

ABSENT: None


ABSTAIN: None

RECUSE: None



Jeremy Logan
Planning Commission Chair

ATTEST:



Sarah Peters
Administrative Assistant



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin St.
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Fort Bragg City Council will consider the following matter at a Public Hearing to be held at 6:00 p.m., or as soon thereafter as the matter may be heard, on **MONDAY, APRIL 11, 2022**, at Town Hall, southwest corner of Main and Laurel Streets (363 N. Main Street), Fort Bragg, California 95437. The agenda item to be discussed is:

Receive report and consider introducing by title only and waiving the first reading of Ordinance 980-2022 Amending Section 18.42.110 (Mobile/Manufactured Homes and Mobile Home Parks) and Adding Section 18.42.175 (Tiny Homes) to Chapter 18.42 (Standards For Specific Land Uses) of Title 18 (Inland Land Use And Development Code) of the Fort Bragg Municipal Code

The hearing will be opened for public participation. All interested persons are invited to appear at that time to present their comments, either in person at Town Hall or virtually using the Zoom information provided at the time of agenda publication. The public comment period runs from the date this notice is published until the date of the hearing to allow sufficient time for submission of comments by mail.

The proposed ordinance is available for review and/or copying during normal office hours at Fort Bragg City Hall, 416 North Franklin Street, Fort Bragg, California. The Agenda Item Summary and supporting documents that will be considered by Councilmembers will be available for review after publication of the agenda packet at Fort Bragg City Hall and also on the City’s website: <https://www.city.fortbragg.com/>.

Written communications must be received no later than the meeting date. At the conclusion of the public hearing, the Fort Bragg City Council will consider a decision to adopt the ordinance.

DATED: March 25, 2022 June Lemos
June Lemos, MMC, City Clerk

PUBLISH/POSTED: March 31, 2022

STATE OF CALIFORNIA)
) ss.
COUNTY OF MENDOCINO)

I declare, under penalty of perjury, that I am employed by the City of Fort Bragg in the Administrative Services Department and that I caused this Notice to be posted in the City Hall Notice case on March 25, 2022.

June Lemos
June Lemos, MMC, City Clerk



CIUDAD DE FORT BRAGG

Incorporada el 5 de agosto 1889
416 N. Franklin Street, Fort Bragg, CA 95437
Teléfono: (707) 961-2827 Fax: (707) 961-2802
<https://city.fortbragg.com/>

AVISO DE AUDIENCIA PÚBLICA

POR LA PRESENTE SE NOTIFICA que el Concejo Municipal de Fort Bragg considerará el siguiente asunto en una Audiencia Pública que se llevará el **LUNES 11 de ABRIL 2022**, en Ayuntamiento, esquina suroeste de Main y Laurel Streets (363 N. Main Street), Fort Bragg, California 95437. El tema de la agenda que se discutirá es:

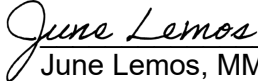
Reciba el informe y considere presentarlo solo por título y renunciar a la primera lectura de la Ordenanza 980-2022 que modifica la Sección 18.42.110 (Casas móviles/fabricadas y parques de casas móviles) y agrega la Sección 18.42.175 (Casas diminutas) al Capítulo 18.42 (Estándares para viviendas específicas) del Título 18 (Código de Desarrollo y Uso de la Tierra Interior) del Código Municipal de Fort Bragg

La audiencia estará abierta a la participación pública. Se invita a todas las personas interesadas a presentarse en ese momento para presentar sus comentarios, ya sea en persona en el Ayuntamiento o virtualmente utilizando la información de Zoom proporcionada en el momento de la publicación de la agenda. El período de comentarios públicos se extiende desde la fecha de publicación de este aviso hasta la fecha de la audiencia para permitir el tiempo suficiente para la presentación de comentarios por correo.

La ordenanza propuesta está disponible para su revisión y/o copia durante el horario normal de oficina en el Ayuntamiento de Fort Bragg, 416 North Franklin Street, Fort Bragg, California. El resumen del tema de la agenda y los documentos de respaldo que serán considerados por los miembros del consejo estarán disponibles para su revisión después de la publicación del paquete de la agenda en el ayuntamiento de Fort Bragg y también en el sitio web de la ciudad: <https://www.city.fortbragg.com/>.

Las comunicaciones por escrito deben recibirse a más tardar en la fecha de la reunión. Al concluir la audiencia pública, el Ayuntamiento de Fort Bragg considerará la decisión de adoptar la ordenanza.


FECHA DE PUBLICACIÓN/
ENVÍO: 25 de marzo 2022


June Lemos, MMC, Secretaria de Ciudad

FECHA DE PUBLICACIÓN: 31 de marzo 2022

ESTADO DE CALIFORNIA)
) ss.
CONDADO DE MENDOCINO)

Declaro, bajo pena de perjurio, que soy empleado de la Ciudad de Fort Bragg y que hice que este aviso se publicara en la Vitrina de Avisos del Ayuntamiento el 25 de marzo 2022.


June Lemos, MMC
Secretaria de Ciudad

Tiny Home Ordinance

Fort Bragg City Council

April 11, 2022

Purpose

- ▶ Add tiny homes as a type of allowable housing in the City of Fort Bragg.
- ▶ Develop specific regulations related to tiny homes.



What is a “tiny home”?

- ▶ A tiny home is a small house with independent living quarters with space for cooking, sleeping, and sanitation.
- ▶ Tiny Homes can be a small house on foundation or moveable by towing.
- ▶ Can be as small as 150 Sq. Ft.



Current City Regulations

- ▶ Tiny homes on foundation
 - ▶ Complies with Residential building code
 - ▶ Currently allowed by ILUDC & CLUDC

- ▶ Tiny homes on wheels: RV's
 - ▶ Considered vehicles - Registered with DMV
 - ▶ Allowed in designated trailer parks

Summary of Action

- ▶ Community Development Committee. (1/25/2022)
- ▶ Staff prepare a draft ordinance based on recommendations.
- ▶ Planning Commission public hearing and recommendation. (3/23/2022)

Proposed Changes to Inland Land Use & Development Code 18.42.175



Development Standards

- ▶ Number of units permitted (2)
- ▶ Location on a parcel (side or rear)
- ▶ Parking
- ▶ Unit Size (150 min, 400 max)
- ▶ Height - 13' 6"



Geographic Location

- ▶ Allowed on any residentially zoned parcel.
- ▶ Allowed in Mobile Home Parks
18.42.110



Design Considerations

- ▶ Roof Pitch (1:12)
- ▶ Siding (wood, hardiepanel, or equivalent material)
- ▶ Windows/Doors (building grade)
- ▶ Wheel Skirting
- ▶ Mechanical Equipment (AC units, etc)
- ▶ GFI Shutoff Breaker



Utilities & Ownership

- ▶ Off-grid electric allowed
- ▶ No ownership requirements



Required Permitting

- ▶ DMV Certification
- ▶ Building permits for connections and pad
- ▶ American National Standard Institute (119.5)
- ▶ National Fire Protection Agency (1192)
- ▶ Yearly Fire Inspection



Questions?

From: [Linda Jo Stern](#)
To: [Lemos, June](#)
Subject: comment for Public Hearing on 4/11/2022
Date: Friday, April 8, 2022 8:00:05 PM

Hi June. I would like to submit a comment requesting the city council to support the ordinance for having Tiny Houses on Wheels as ADUs. Thank you.

Linda Jo

Linda Jo Stern, MPH
617-435-8412 (mobile)



City of Fort Bragg

416 N Franklin Street
Fort Bragg, CA 95437
Phone: (707) 961-2823
Fax: (707) 961-2802

Text File

File Number: 22-171

Agenda Date: 4/11/2022

Version: 1

Status: Closed Session

In Control: City Council

File Type: Report

Agenda Number: 9A.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9; Name of Case: City of Fort Bragg vs. Mendocino Railway and Does 1-10, Case No.: 21CV00850, Superior Court of the State of California, County of Mendocino