

**Sierra County  
Board of Supervisors'  
Agenda Transmittal &  
Record of Proceedings**

<b>MEETING DATE:</b> March 17, 2020	<b>TYPE OF AGENDA ITEM:</b> <input checked="" type="checkbox"/> Regular <input type="checkbox"/> Timed <input type="checkbox"/> Consent
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**DEPARTMENT:** Public Health  
**APPROVING PARTY:** Vickie Clark, Director  
**PHONE NUMBER:** (530) 993-6700

**AGENDA ITEM:** Introduction and first reading of proposed ordinance adding Subsection C to Section 36.05.050 and Amending Section 36.05.060, Subsection B and Section 36.05.070 of the Sierra County Code Pertaining to Storage of Hazardous Substances In Underground Tanks

**SUPPORTIVE DOCUMENTS ATTACHED:**  Memo  Resolution  Agreement  Other Ordinance

**BACKGROUND INFORMATION:** Please see attached memo

**FUNDING SOURCE:**  
**GENERAL FUND IMPACT:** No General Fund Impact  
**OTHER FUND:**  
**AMOUNT:** \$ N/A

**ARE ADDITIONAL PERSONNEL REQUIRED?**  
  
 Yes, -- --  
 No

**IS THIS ITEM ALLOCATED IN THE BUDGET?**  Yes  No  
  
**IS A BUDGET TRANSFER REQUIRED?**  Yes  No

**SPACE BELOW FOR CLERK'S USE**

<p><b>BOARD ACTION:</b></p> <input type="checkbox"/> Approved <input type="checkbox"/> Approved as amended <input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as amended <input type="checkbox"/> Denied <input type="checkbox"/> Other <input type="checkbox"/> No Action Taken	<input type="checkbox"/> Set public hearing For: _____ <input type="checkbox"/> Direction to: _____ <input type="checkbox"/> Referred to: _____ <input type="checkbox"/> Continued to: _____ <input type="checkbox"/> Authorization given to: _____	Resolution 2020- _____ Agreement 2020- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
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**COMMENTS:**

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\_\_\_\_\_  
CLERK TO THE BOARD

\_\_\_\_\_  
DATE

# Memorandum

To: Sierra County Board of Supervisors

From: Vickie Clark, Director of Public Health and Social Services

Reference: Agenda Item

Date of memo: March 02, 2020

Date of Board Meeting: March 17, 2020

**Requested Action:** Introduction and first reading of proposed ordinance adding Subsection C to Section 36.05.050 and Amending Section 36.05.060, Subsection B and Section 36.05.070 of the Sierra County Code Pertaining to Storage of Hazardous Substances In Underground Tanks

**Mandated by:**

## Funding

Budgeted? Yes  No

Revenue		
Expenses		
Difference	0	

**Background Information:** The code changes are updates that were requested from the 2019 CUPA audit findings. They have been approved by the state and our county counsel to meet those requirements.

**Potential Issues to consider:** NA

**Alternatives or Impacts of disapproval:** NA

**BOARD OF SUPERVISORS  
COUNTY OF SIERRA  
STATE OF CALIFORNIA**

ORDINANCE NO. \_\_\_\_\_

**Adding Subsection C to Section 36.05.050  
and Amending Section 36.05.060, Subsection B and Section 36.05.070  
of the Sierra County Code Pertaining to  
Storage of Hazardous Substances In Underground Tanks**

**THE BOARD OF SUPERVISORS OF THE COUNTY OF SIERRA ORDAINS as follows:**

**Ordinance Section One:**

Section 36.05.050, Subsection C is hereby added to read as follows:

- C. Permits are not-transferable.

**Ordinance Section Two:**

Section 36.05.060, Subsection B is hereby amended to read:

- B. All permits shall be valid for a period ending August 31<sup>st</sup> of each year.

**Ordinance Section Three:**

Section 36.05.070 is hereby amended to read:

A. Fee Schedule. The fee schedule for permits issued pursuant to this title, exclusive of surcharges adopted by the Legislature of the state of California, pursuant to Cal. Health & Safety Code § 25287(b) and amendments, shall be established and set forth by resolution of the Board of Supervisors. Permit to operate fees are collected annually.

B. State Surcharge. Sierra County shall collect the state surcharge for each underground storage tank in an amount which is imposed and determined by the state of California. The state surcharge fees are billed together with permit fees, and remitted to the state quarterly. This fee shall be in addition to any other fees collected.

**Ordinance Section Three:**

This ordinance shall take effect thirty (30) days after its passage. Before the expiration of fifteen (15) days after passage of this ordinance, it shall be published once with the names of the members of the Board of Supervisors, voting for and against the ordinance in the Mountain Messenger, a newspaper of general circulation published in the County of Sierra, State of California.

Introduced at a regular meeting of the Board of Supervisors held on the 17<sup>th</sup> day of March, 2020, and passed and adopted by the Board of Supervisors of the County of Sierra, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the following roll call vote, to-wit:

AYES: Supervisor

NOES: Supervisor

ABSTAIN:

ABSENT:

COUNTY OF SIERRA

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JIM BEARD  
CHAIRMAN, BOARD OF SUPERVISORS

ATTEST:

APPROVED AS TO FORM:

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HEATHER FOSTER  
CLERK OF THE BOARD

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DAVID PRENTICE  
COUNTY COUNSEL