

ATTACHMENT 1

Resolution Making Findings to Amend the Discharge of Firearms Ordinance Section 915-6 of Chapter 5 and the Target Shooting Ordinance Section 915.5-7 of Chapter 5.5 of Division 1, Title IX of Humboldt County Code

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings; meeting on _____

RESOLUTION NO. _____ of the Board of Supervisors of the County of Humboldt Resolution Making Findings to Amend the Discharge of Firearms Ordinance Section 915-6 of Chapter 5 of Division 1, Title IX of Humboldt County Code and the Target Shooting Ordinance to Section 915.5-7 of Chapter 5.5 of Division 1, Title IX of Humboldt County Code.

WHEREAS, California Government Code Section 25003 et seq. authorizes counties to make and enforce regulations necessary for the preservation of order, and sets forth procedures governing the adoption and amendment of such ordinances; and

WHEREAS, at its regularly scheduled meeting on February 4, 2020 the Board of Supervisors considered a staff report and public comment that described how the frequent discharge of firearms for target practice on the Samoa Peninsula (and other densely populated residential and recreational areas of the county) has become an immediate concern for residents who are worried about their safety because shots are fired so close to their homes and public places; and

WHEREAS, the staff report noted the cities of Eureka and Arcata have ordinances restricting target shooting within city limits, but there are no such restrictions on target shooting in the residential districts of the unincorporated areas of the county; and

WHEREAS, the Board was advised at that meeting that hunters are prohibited by state law from discharging any firearm or other deadly weapon within a 150-yard safety zone protecting occupied buildings located anywhere in the county (Fish and Game Code Section 3004(a)), and adoption of an ordinance restricting target shooting in residential areas could provide for a similar safety zone to help ensure that target shooting is conducted safely; and

WHEREAS, based on the staff report and public testimony at the meeting, the Board directed Planning and Building Department staff to, “come back with language to amend the existing ordinance to include the prohibition of shooting within a (sic) 150 yards from any occupied structure and heavily used recreational areas, and expands the prohibition of shooting of a firearm on the Samoa Peninsula and direct staff to provide the Board language to establish an ad hoc committee within communities.”

WHEREAS, on May 25, 2021 the Board of Supervisors held a public hearing on the proposed ordinance amendments, received public comments, and reviewed and considered all public testimony and evidence presented at the hearing;

Now, THEREFORE BE IT RESOLVED, that the Board of Supervisors makes all the following findings:

Environmental Review:

CONSISTENCY WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).			
5.	FINDING:		The proposed ordinance are exempt from environmental review per CEQA Guidelines Section 15061(b)(3), the common sense exemption.
	EVIDENCE:	a)	This project is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Section 1061. The Common Sense Exemption which states CEQA applies only to projects which have the potential for causing a significant effect on the environment.

Now, THEREFORE BE IT FURTHER RESOLVED, that the Board of Supervisors:

1. Directs the Clerk of the Board to publish the Post-Adoption Summary of the Ordinances within fifteen (15) days after its passage.
2. Directs Planning Department staff to prepare and file a Notice of Determination with the County Clerk and Office of Planning and Research; and
3. Directs the Clerk of the Board to give notice of the decision to any interested party.

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on June 22, 2021 by the following vote:

Adopted on motion by Supervisor _____, seconded by Supervisor _____ and the following vote:

AYES: Supervisors:

NAYS: Supervisors:

ABSENT: Supervisors:

ABSTAIN: Supervisors:

VIRGINIA BASS, CHAIRPERSON,
HUMBOLDT COUNTY BOARD OF SUPERVISORS

(SEAL)

ATTEST:

Kathy Hayes, Clerk of the Board of Supervisors
of the County of Humboldt, State of California

By: _____
Ryan Sharp, Deputy Clerk

Date: