

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

**Certified copy of portion of proceedings; Meeting on October 23, 2017
Resolution No. 17-95**

**A Resolution of the Board of Supervisors of the County of Humboldt
Adopting Findings in Support of the 2017 Humboldt County General Plan,
Adopting the 2017 Humboldt County General Plan Applicable to the Inland Areas, and
Adopting the Mitigation Monitoring and Reporting Program**

WHEREAS, the California Government Code requires that all counties adopt a comprehensive, long-term general plan for the physical development of the county; and

WHEREAS, the County of Humboldt adopted portions of the Humboldt County General Plan between the years 1965 and 1980, culminating with the adoption of the Humboldt County General Plan in 1984, which was organized into two volumes, Volume I - The Framework Plan, and Volume II - The Area Plans; and

WHEREAS, between 1981 and 2002 the County of Humboldt adopted Community Plans for ten of the eighteen community plan areas identified in Volume I - The Framework Plan as amendments to the Humboldt County General Plan Volume I - The Framework Plan, and Volume II - The Area Plans; and

WHEREAS, between 1981 and 1984 the County of Humboldt adopted Area Plans, or Local Coastal Plans, for the Coastal Zone planning areas as amendments to the Humboldt County General Plan Volume I - The Framework Plan, and Volume II - The Area Plans; and

WHEREAS, in 1989 the County of Humboldt adopted Resolution 89-157 approving the Humboldt County Hazardous Waste Management Plan as an amendment to the Humboldt County General Plan Volume I - The Framework Plan, and Volume II - The Area Plans; and

WHEREAS, in 1994 the County of Humboldt adopted Resolution 94-22 amending the Solid Waste Section of the Humboldt County General Plan Volume I - The Framework Plan (Section 4600 and following) to conform to the Countywide Siting Element of the Integrated Waste Management Plan and adds five overlay areas to the General Plan Public Facilities Maps that define land within the unincorporated area, including land within Community Plan Areas, that generally meet minimum standards for landfill siting and are potentially suited for more detailed land fill search; and

WHEREAS, the Humboldt County General Plan, as amended, is comprised of the following documents:

- Arcata General Plan (Resolution 66-97)
- Northern Humboldt County General Plan (Resolution 68-49)
- Southern Humboldt County General Plan (Resolution 68-72)
- Open Space and Conservation Elements (Resolution 73-164)
- Water Supply and Waste Water Disposal Element (Resolution 74-149)
- Recreation Element (Resolution 76-92)
- McKinleyville Community General Plan (77-32)

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- Noise Element (Resolution 77-134)
- Trails Element (Resolution 79-80)
- Seismic Safety and Public Safety Elements (Resolution 79-96)
- Scenic Highways Element (Resolution 80-102)
- Framework Plan, Volume I (Resolution 84-115)
- Hazardous Waste Management Plan (Resolution 89-157)
- Framework Plan, Volume II (Inland Areas):
 - Jacoby Creek Community Plan (Resolution 82-172)
 - Orick Community Plan (Resolution 85-55)
 - Fortuna Area Community Plan (Resolution 85-55)
 - Freshwater Community Plan (Resolution 85-55)
 - Willow Creek Community Plan (Resolution 86-79)
 - Carlotta - Hydesville Community Plan (Resolution 86-143)
 - Garberville-Redway-Benbow-Alderpoint Community Plan (Resolution 87-82)
 - Eureka Community Plan Resolution 95-52b)
 - Avenue of the Giants Community Plan (Stafford, Pepperwood, Shively, Holmes, Larabee, Redcrest, Weott, Myers Flat, Miranda, and Phillippsville communities) (Resolution 2000-39)
 - McKinleyville Community Plan (Resolution 02-107)
- Framework Plan, Volume II (Humboldt County Local Coastal Program):
 - North Coast Area Plan (Resolution 81-142)
 - McKinleyville Area Plan (Resolution 81-143)
 - Eel River Area Plan (Resolution 82-119)
 - South Coast Area Plan (Resolution 83-111)
 - Humboldt Bay Area Plan (Resolution 83-144)
 - Trinidad Area Plan (Resolution 84-85)
- Housing Element (Resolution 14-38)

WHEREAS, the Board of Supervisors initiated a comprehensive update to the Humboldt County General Plan on October 24, 2000 (hereafter "General Plan Update") pursuant to Sections 65300 and following of the Government Code; and

WHEREAS, the County undertook the following key steps as part of the General Plan Update process;

- Phase 1 - Identifying Issues and Scope of Work for the Plan Update (Critical Choices);
- Phase 2 - Writing Background Technical Studies;
- Phase 3 - Selecting a Preferred Plan Alternative (Deliberative Dialogs, Sketch Plan and Draft Plan Alternatives, Urban Study Area Planning);
- Phase 4 – Draft Preliminary Plan and EIR (Administrative Hearing Draft, Planning Commission Hearing Draft General Plan and Land Use Maps, Planning Commission Approved Draft, Draft Environmental Impact Report);
- Phase 5 – Public Review and Adoption of Final Plan (Board of Supervisors Tentatively Approved Draft and Land Use Maps, Revised Draft Environmental Impact Report); and

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WHEREAS, the General Plan Update process resulted in the production of various reports used to inform the public and decision-makers about key issues concerning existing conditions, General Plan Update alternatives, and other information about the County of Humboldt, including:

- Building Communities (February 2002)
- Natural Resources and Hazards (September 2002)
- Moving Goods and People (October 2002)
- Agricultural Resources and Policies (August 2003)
- Community Design Toolkit (October 2003)
- Forest Resources and Policies (October 2003, revised April 2006))
- Residential Land Availability Survey (February 2004)
- Sketch Plan Alternatives (June 2004)
- Draft General Plan Energy Element Technical Report (October 2005)
- Living in a Networked World – Telecommunications (December 2004)
- Water Resources Technical Report (November 2007)
- Community Infrastructure and Services Technical Report (July 2008)

WHEREAS, the County of Humboldt provided various opportunities for public input on the land use mapping, goals, policies and implementation measures of the General Plan Update, including workshops and public hearings held between 2000 and 2017; and

WHEREAS, the Humboldt County Planning Commission held public hearings and accepted comments on the proposed General Plan Update during approximately 111 meetings held between 2004 and 2016;, and made recommendations regarding the General Plan Update on May 17, 2012, January 7, 2016, and April 7, 2016, that were considered by the Board of Supervisors; and

WHEREAS, the Board of Supervisors held public hearings and accepted comments on the proposed General Plan Update during approximately 75 meetings held between 2004 and 2016, plus ten additional joint public meetings with the Planning Commission between 2000 and 2005; and

WHEREAS, Members of the Board of Supervisors and planning staff attended approximately 27 publicly noticed meetings of city councils and special district boards to accept comments on the proposed General Plan Update between 2000 and 2010; and

WHEREAS, Members of the Board of Supervisors and planning staff attended approximately 47 publicly noticed community workshops to accept comments on the proposed General Plan Update between 2000 and 2011; and

WHEREAS, Members of the Board of Supervisors and planning staff attended at least 60 additional meetings with business, non-profit, and community organizations to accept comments on the proposed General Plan Update between 2000 and 2015; and

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WHEREAS, Members of the Board of Supervisors and planning staff held a number of meetings with Native American Tribes, coordinated closely with Tribal Historic Preservation Officers regarding the preparation of the Cultural Resources Section of the Conservation and Open Space Elements, and initiated Senate Bill 18 consultation within Native American Tribes on March 24, 2014, regarding the proposed Tribal Lands (TL) and Tribal Trust Lands (TTL) land use designations; and

WHEREAS, a Draft Environmental Impact Report (State Clearinghouse Number 2007012089) that evaluated the Planning Commission Draft General Plan Update was released for public review on April, 2012; and

WHEREAS, the Humboldt County Planning Commission voted unanimously on May 17, 2012, to make all of the required findings, based on evidence in the staff report, and recommend the Board of Supervisors complete the environmental review and certification of the EIR, and approve the General Plan Update; and

WHEREAS, the Board of Supervisors at its January 13, 2014, meeting referred the Conservation and Open Space Elements to the Planning Commission for further consideration, and after eight public hearings the Planning Commission made additional recommendations regarding the Conservation and Open Space Elements to the Board of Supervisors on February 27, 2014; and

WHEREAS, the Humboldt County Planning Commission made recommendations regarding specific land use map changes proposed by the Board of Supervisors that had not been previously considered by the Planning Commission after public hearings held on January 1, 2016 and April 7, 2016; and

WHEREAS, the Board of Supervisors completed its review and consideration of General Plan Update land use mapping, goals, policies and implementation measures on March 1, 2016; and

WHEREAS, a Revised Draft Environmental Impact Report was prepared for the Board of Supervisors Draft Plan (State Clearinghouse Number 2007012089) was released for public review on April 20, 2017; and

WHEREAS, a Final Environmental Impact Report prepared for the Board of Supervisors Draft Plan (State Clearinghouse Number 2007012089) was released for public review on September 22, 2017; and

WHEREAS, the County complied with the requirements of the California Environmental Quality Act, in the manner described in the Board of Supervisors Resolution adopted on October 23, 2017 certifying the Humboldt County General Plan Update Final Environmental Impact Report.

NOW, THEREFORE be it resolved by the Board of Supervisors that this Board has reviewed and considered the proposed 2017 Humboldt County General Plan in Attachment 6, which is incorporated into this resolution as if included in their entirety herein, and

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BE IT FURTHER RESOLVED, ordered and determined that this Board has reviewed and considered comments, responses and revisions at the public hearings and that all the following findings are hereby made:

1. An FEIR was prepared for the 2017 Humboldt County General Plan, which was certified by the Board of Supervisors to have been prepared in compliance with the requirements of the California Environmental Quality Act, and which was reviewed and considered by the Board of Supervisors.
2. Based on public comments at the October 23, 2017 meeting, the Board of Supervisors considered and approved revisions to the 2017 Humboldt County General Plan to clarify the intent of policy FR-P9, and to incorporate changes to Mitigation Measure 3.3.3.2.a that modified the wording of implementation measure WR-IMx as shown below:

"FR-P9 Residential Construction on TPZ Zoned Parcels. Recognize the right to construct a residence and accessory buildings under a ministerial permitting process subject to County standards consistent with other elements of the general plan when the use does not detract from the growing and harvesting of timber and associated compatible uses."

"WR-IMx. Water Supply Evaluation and Monitoring. ~~Conduct watershed level evaluations~~ Within ~~two~~ five years after the adoption of the General Plan Update the County shall prepare a watershed analysis to determine whether the long term surface and groundwater supply is available, including seasonal, average, dry year, and multiple dry year supplies, and preservation of existing beneficial uses of water. The study shall ~~to~~ determine an estimate of the quantity of water ~~will be~~ available for the level of future development described in the Revised Draft EIR for the GPU. Work with water and wastewater related special districts, regulators, and other appropriate organizations to monitor watershed conditions ~~will be available~~."

3. Based on public comments at the October 23, 2017 meeting, the Board of Supervisors considered and approved recommended revisions to the 2017 Humboldt County General Plan to add an implementation measure to Appendix A - Implementation Action Plan to inventory prime agricultural soils on parcels with an "RA" designation using maps of prime agricultural soils developed by other agencies.
4. Based on public comments at the October 23, 2017 meeting, the Board of Supervisors considered and approved recommended revisions to the 2017 Humboldt County General Plan Land Use maps in Appendix F as follows:

APN 214-041-028 - Modify the area designated "RA 5-10" to "CF" (Russel)

APN 214-041-029 - Modify the area designated "RA 5-10" to "CF" (Russel)

APN 214-081-019 - Modify the area designated "CR" to "MU" (Russel)

APN 312-071-051 - Modify the area designated "RE2-5" to "RE1-5"(Mullen);

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5. The 2017 Humboldt County General Plan as modified by the Board of Supervisors at the October 23, 2017 meeting is in the public interest because it further social, economic, housing and other goals that have been adopted by the Board of Supervisors and the State Legislature, including the following social, economic, housing and other goals
- Identify the community's land use, circulation, environmental, economic, and social goals and policies for land use and development,
 - Provide a basis for local government decision making, especially decisions on development approvals.
 - Promote equal opportunities for citizens to participate in the planning and decision-making processes of their communities.
 - Inform citizens, developers, decision makers, and other cities and agencies of the policies and standards that guide development within the County.
 - Establish a basis for subsequent planning efforts such as formulating specific development ordinances, preparing individual community plans, rezoning property, and conducting special studies.
 - Balance economic and social needs of the public with inherent characteristics of the land, plant and animal life, and air and water conditions.
 - Enforce laws and regulations to protect residents,
 - Provide for and maintain infrastructure,
 - Create opportunities for improved safety and health,
 - Encourage new local enterprise,
 - Support business, workforce development and creation of private-sector jobs,
 - Protect vulnerable populations,
3. Neither the adoption of the 2017 Humboldt County General Plan as modified by the Board of Supervisors at the October 23, 2017 meeting, nor any part thereof, will operate to limit the number of housing units which may be constructed on an annual basis in the unincorporated areas to which the Plan applies.

BE IT FURTHER RESOLVED, The Board of Supervisors has considered General Plan alternatives, and determined all the following:

- The 2017 Humboldt County General Plan (Attachment 5) as modified by the Board of Supervisors at the October 23, 2017 meeting consists of the document entitled "Humboldt County General Plan" Parts 1 through 4 and Appendices A through G which is incorporated into this resolution by reference as if it is fully set forth herein; and
- The Board of Supervisors hereby adopts the 2017 Humboldt County General Plan for the Areas Outside the Coastal Zone (Attachment 5) as modified by the Board of Supervisors at the October 23, 2017 meeting as the amended Humboldt County General Plan which incorporates

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and all of the mitigation measures described in the Final EIR (Attachment 4) that add, delete, or modify language in the 2017 Humboldt County General Plan; and

- The Board of Supervisors hereby adopts the Mitigation Monitoring and Reporting Program in the Final EIR (Attachment 4), which is incorporated into this resolution by reference as if set forth in its entirety herein; and
- The Board of Supervisors adopted amended 2017 Humboldt County General Plan as modified by the Board of Supervisors at the October 23, 2017 meeting for the Areas Outside the Coastal Zone hereby supersedes the following components of the Humboldt County General Plan: Northern Humboldt County General Plan (1965); Arcata General Plan (1966); Southern Humboldt General Plan (1968); McKinleyville Community General Plan (1977); Open Space and Conservation Elements (1973); Water Supply and Waste Water Disposal Element (1974); Humboldt County General Plan Recreation Element (1976); Noise Element (1977); Trails Element (1979); Scenic Highway Element (1980); and Framework Plan, Volume I (1984); and
- The text, goals, policies, standards, implementation measures, and maps of the following seven Community Plan Areas designated in Humboldt County General Plan Standard GP-S2 are hereby amended as shown in Appendix C - Community Plans Extract of the 2017 Humboldt County General Plan for the Areas Outside the Coastal Zone (Attachment 5): Freshwater Community Plan; Fortuna Area Community Plan; Garberville-Redway-Benbow-Alderpoint Community Plan; Hydesville-Carlotta Community Plan; Jacoby Creek Community Plan; Orick Community Plan; Willow Creek Community Plan; and
- The text, goals, policies, standards, and implementation measures of the 2017 Humboldt County General Plan for the Areas Outside the Coastal Zone (Attachment 5) as modified by the Board of Supervisors at the October 23, 2017 meeting shall serve as the Community Plans for the following seven Community Plan Areas designated in Standard GP-S2, until Community Plans are adopted for those areas: Arcata; Blue Lake; Fieldbrook-Glendale; Orleans; Rio Dell-Scotia; Trinidad-Westhaven; and Shelter Cove; and

BE IT FURTHER RESOLVED ordered and determined that Planning and Building Department staff is authorized to make minor corrections to the text of Attachment 5 to correct grammar and typos.

BE IT FURTHER RESOLVED, ordered and determined that the individual parts of this resolution are severable, such that if one or more parts are determined to be invalid, all the other parts will remain in full force and effect.

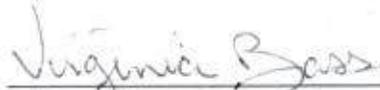
BE IT FURTHER RESOLVED, ordered and determined that all the amendments described in this resolution will become effective 30 days after adoption.

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Dated: October 23, 2017



VIRGINIA BASS, Chair
Humboldt County Board of Supervisors

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

AYES: Supervisors: Bohn, Bass, Sundberg
NOES: Supervisors: Wilson
ABSENT: Supervisors: Fennell
ABSTAIN: Supervisors --

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



By TRACY DAMICO
Deputy Clerk of the Board of Supervisors of
the County of Humboldt, State of California