

ATTACHMENT 6

Ordinance No. 2695, Amending Title III, Division 1, Chapter 4 of the Humboldt County Code Relating to Emergency Housing Under Shelter Declaration by Adopting a Shelter Crisis Ordinance.

ORDINANCE NO. 2695, ADOPTING A SHELTER CRISIS ORDINANCE RELATING TO EMERGENCY HOUSING DURING A SHELTER CRISIS DECLARATION, BY ADDING SECTION 314-47.1 TO CHAPTER 4 OF DIVISION 1 OF TITLE III OF THE HUMBOLDT COUNTY CODE.

The Board of Supervisors of the County of Humboldt ordains as follows:

SECTION 1. PURPOSE OF SHELTER CRISIS ORDINANCE.

Title III, Division 1, Chapter 4, Inland Zoning Regulations, is hereby amended to include Emergency Housing Under Shelter Declaration (Shelter Crisis Ordinance), allowing the County to facilitate the development of emergency shelters on county-owned or county-leased land. The ordinance proposed here meets the County's obligation under AB 2553 (2020) by adopting a local ordinance to ensure compliance with building codes for Emergency Housing (Appendix O and X), and by establishing certain required reporting. This ordinance will allow emergency shelters to be developed during a shelter crisis on county-owned or county-leased land to be exempt from environmental review under CEQA, to substitute standard building codes with emergency standards, to avoid liability for ordinary negligence, and to suspend certain laws regarding occupation of mobile homes and recreational vehicles. This ordinance adds section 314-47.1 in Chapter 4 of Division 1 of Title III of the County Code.

SECTION 2. SHELTER CRISIS ORDINANCE

Section 314-47.1 pertaining to Emergency Housing during a Shelter Crisis is hereby added to Title III, Division 1, Chapter 4 of the Humboldt County Code as follows (additions are shown in underline text):

314-47.1 EMERGENCY HOUSING UNDER SHELTER CRISIS DECLARATION

47.1.1 Purpose

This section sets minimum local health and safety standards for structures within homeless shelters and facilities, effective for the duration of a Shelter Crisis declared under California Government Code Section 8698.4 and its subparts. The purpose of these standards is to mitigate the negative effects of the shelter crisis within the County while preserving the public health and safety of all of its citizens.

47.1.2 Applicability

This section applies to any Humboldt County facility for persons experiencing homelessness, including any facility for that purpose defined in this Code, that is located or constructed on any land owned or leased by the County of Humboldt, or land owned or leased jointly by the County and another public entity, for the duration of the crisis.

47.1.2.1 Joint Powers Agreements

The County's declaration of a shelter crisis and this ordinance will apply to any land owned or leased by an agency or entity created pursuant to the Joint Exercise of Powers Act (California Government Code commencing with Section 6500) if the County is one of the parties to the

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agreement creating the entity or agency and the real property owned or leased by the agency or entity is located within the jurisdiction of the County, or City and County.

47.1.3 Emergency Housing Standards Apply

Emergency Shelters, Low Barrier Navigation Centers, Safe Parking, and any other facility defined in this Code serving persons experiencing homelessness, and that is located or constructed on County, or County and City owned property, must comply with California Residential Code Appendix X and California Building Code Appendix O (collectively referred to as “Emergency Housing Standards”) and any future standards adopted by the Department of Housing and Community Development related to emergency housing or emergency housing facilities. The Emergency Housing Standards are hereby adopted by the County of Humboldt, and apply to emergency housing and emergency housing facilities, as defined in Appendix O, section O102, of the California Building Code.

47.1.4 Reporting Requirements

Providers operating facilities under the scope of this section must track and report to the County at least annually, by September 30 of each year:

- (a) The total number of residents or clients served in the facility, by month;
- (b) The total number of those served whose residence was or is a vehicle;
- (c) The total number of residents who have moved from the homeless shelter into permanent supportive housing;
- (d) The number of residents who have exited the system and are no longer in need of a homeless shelter or permanent supportive housing;
- (e) The total number of residents who have exited the system;
- (f) The bed capacity of the facility, excluding safe parking for homeless persons.

SECTION 3. EFFECTIVE DATE.

This ordinance shall become effective thirty (30) days after the date of its passage.

PASSED AND ADOPTED this 7th day of June, 2022, on the following vote, to wit:

AYES: Supervisors: Bass, Bohn, Bushnell, Madrone
 NAYS: Supervisors:
 ABSENT: Supervisors: Wilson
 ABSTAIN: Supervisors:



 VIRGINIA BASS, CHAIRPERSON,
 HUMBOLDT COUNTY BOARD OF SUPERVISORS

(SEAL)
ATTEST:

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

By: Nicole Turner
Nicole Turner, Deputy Clerk

Date: 6.7-2022