

RESOLUTION NO. _____

RESOLUTION OF THE COUNTY OF HUMBOLDT DECLARING THE EXISTENCE OF A SHELTER CRISIS IN ACCORDANCE WITH GOVERNMENT CODE SECTIONS 8698-8698.2 (REVISED)

WHEREAS, the Humboldt County Board of Supervisors declared a Shelter Crisis on February 27, 2018, through its Resolution 18-15, Amended by Resolution 22-69 and Ordinance number 2695 enacted on June 7, 2022, which remains in effect until terminated by the Board and meeting the obligations under California Assembly Bill 2553 (2020) pursuant to California Government Code Section 8698.4 and its subparts;

WHEREAS, the California Legislature has enacted Government Code section 8698, et. seq., referred to herein as the "Shelter Crisis Law," which authorizes the Humboldt County Board of Supervisors to declare that a shelter crisis exists within the jurisdiction of the County upon a finding that a significant number of persons within the County are without the ability to obtain shelter and a threat exists to the health and safety of those people; and

WHEREAS, the County of Humboldt, herein referred to as County, has received information that there is presently a significant number of persons within the within the unincorporated areas of the County who are currently unsheltered, and who are unable to obtain shelter; and

WHEREAS, such persons generally camp overnight in the open spaces of the County or in County owned property such as parks, greenbelts and marshes; and

WHEREAS, such camping activities especially during the winter months places such persons at risk of injury and harm due to exposure to the elements and to other health, safety, and welfare related circumstances associated with living outside; and

WHEREAS, pursuant to Government Code Section 8698.1 (b), upon declaration of a shelter crisis, the provisions of state or local regulatory statutes, regulations, and ordinances prescribing standards of housing, health, or safety are deemed suspended and inapplicable to the extent that strict compliance with such regulations or ordinances would in any way prevent, hinder, or delay the mitigation effects of the shelter crisis; and

WHEREAS, this declaration will assist the County's efforts to streamline the establishment and operation of alternative housing for persons experiencing homelessness in public facilities;

NOW, THEREFORE, BE IT RESOLVED by the Humboldt County Board of Supervisors, hereby finds and adopts the recitals above as findings and determinations.

1. The Board finds that a significant number of persons within the County of Humboldt are without the ability to obtain shelter and that the situation has resulted in a threat to the health and safety of those persons; and
2. The Board encourages private groups and organizations within the community to provide shelter for those persons who may not have any; and

3. The Board finds that the activities of private groups and organizations may not be adequate to meet the need for shelter; and
4. The Board finds that strict compliance with otherwise applicable state or local statutes, regulations, and ordinances would prevent, hinder, or delay the County's mitigation of the effects of the shelter crisis; and
5. The Board finds that the Declaration of Shelter Crisis is statutorily exempt under CEQA.

BE IT FURTHER RESOLVED, that the Board authorizes entering into contracts without the requirements of traditional contracting processes under the Humboldt County Code, with homeless service providers, contractors, consultants and vendors who provide services needed to operate and establish emergency housing.

BE IT FURTHER RESOLVED, that a shelter crisis pursuant to Government Code section 8698.2 exists in Humboldt County based on a finding that a significant number of persons within the County are without the ability to obtain shelter, and that the situation has resulted in a threat to the health and safety of those persons. Resolution 18-15 is rescinded and replaced with this Resolution which contains revisions intended to strengthen the Shelter Crisis Declaration. This declaration shall remain in effect until terminated by the Board of Supervisors.

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

AYES: Supervisors:
 NAYS: Supervisors:
 ABSENT: Supervisors:
 ABSTAIN: Supervisors:

 STEVE MADRONE, CHAIRPERSON,
 HUMBOLDT COUNTY BOARD OF 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.

Deputy Clerk of the Board of Supervisors of
the County of Humboldt, State of California