

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting on November 1, 2022

RESOLUTION NO. 22-135

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT ACCEPTING FOR PROCESSING THE GENERAL PLAN AND LOCAL COASTAL PLAN AMENDMENT AND ZONE RECLASSIFICATION PETITION APPLICATION; APNS 402-032-002 & 402-032-035; CASE NUMBER PLN-2022-17935

WHEREAS, Section 65358 of the State Government Code allows the Board of Supervisors to amend the General Plan up to four times in any calendar year; and

WHEREAS, Section 3.4 of Humboldt County General Plan specifies that a petition for amendment of this Plan may be accepted for processing upon the Board of Supervisors making one or more of the following findings:

A. Base information or physical conditions have changed; or

B. Community values and assumptions have changed; or

C. There is an error in the plan; or

D. To maintain established uses otherwise consistent with a comprehensive view of the plan; or

E. The proposed amendment has the potential for public benefit and is consistent with the Guiding Principles and applicable goals of the Plan

WHEREAS, Planning and Building Department, Planning Division, staff has evidence within planning files in support of finding that amending the General Plan designation of the property to maximize the residential multifamily density and development of the sites for future apartments, duplexes, public transit access, shopping areas, and ancillary features; and

WHEREAS, Section 312-50.6 of Humboldt County Code specifies that petitions for amendment of the Zoning Regulations may also be initiated in conjunction with a petition for a General Plan Amendment; and

WHEREAS, the property owner has submitted an application requesting a plan amendment and zone reclassification for properties as identified in Project Case Number PLN-2022-17935; and

WHEREAS, Section 312-50.2 of the Humboldt County Code) allows the Board of Supervisors to initiate, grant, deny, or modify proposed amendments to Zoning Regulations; and

WHEREAS, Section 312-50.4 Humboldt County Code allows a property owner to petition the Board of Supervisors to initiate a zone reclassification; and

WHEREAS, Section 312-50.5.2 Humboldt County Code requires that the petition demonstrate that the change will be in the public interest and consistent with the General Plan; and

WHEREAS, the petition to accept an application for zone reclassification and general plan amendment is not a project as defined in Section 21065 of the Public Resources Code and is not subject to CEQA.

NOW, THEREFORE, BE IT RESOLVED by the Humboldt County Board of Supervisors that the following findings are hereby made:

**FINDINGS FOR ACCEPTANCE FOR PROCESSING OF
GENERAL PLAN AND ZONE RECLASSIFICATION
PETITION**

- 1. FINDING** There is factual evidence the petition for general plan amendment and zone reclassification has the potential public benefit.

EVIDENCE a) The plan amendment and zone reclassification would result in a consistent residential multifamily land use and zoning designation for two adjacent properties under the same ownership which will make more feasible the future development of apartments, duplexes, public transit access, shopping areas, and ancillary features onto both parcels.

- 2. FINDING** The revision is not appropriate for the next scheduled update.

EVIDENCE a) The revision is proposed as part of a development project that is currently seeking entitlements.

- 3. FINDING** The petition is in the public interest and is consistent with the General Plan.

EVIDENCE a) The proposed amendments will maximize the development potential of the properties for multifamily residential density for the rising housing needs of the community related to student and industry housing within proximity to Eureka and Arcata.

BE IT FURTHER RESOLVED that based on the above findings, the findings in the staff report, evidence in the file for the project, and public testimony received on the project, the Board of Supervisors accepts for processing the SN Indianola LLC, General Plan Amendment and Zone Reclassification petition as recommended by the Planning and Building Department, Project Case No.PLN-2022-17935.

BE IT FURTHER RESOLVED that the Clerk of the Board is directed to provide notice of this decision to all interested parties.

Adopted on motion by Supervisor Bohn, second by Supervisor Bushnell and the following vote:

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

Virginia Bass

Virginia Bass, Chair
County of Humboldt Board of Supervisors

STATE OF CALIFORNIA)
)ss
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 a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

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

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

By *Nikki Turner*
Nikki Turner, Deputy Clerk