

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified Copy of Portion of Proceedings for the Meeting of **June 2, 2023**

Direction Amended for California Coastal Commission Acted on **November 4, 2025**

RESOLUTION NO. _____-_____ OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT CERTIFYING COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND ADOPTING FINDINGS OF FACT PERTAINING TO SUPPORTIVE AND TRANSITIONAL HOUSING INSIDE THE COASTAL ZONE.

WHEREAS, California Government Code Section 65850, et seq. authorizes counties to regulate land use, and to adopt and amend general plans and zoning and building ordinances for such purposes, and sets forth procedures governing the adoption and amendment of such ordinances; and

WHEREAS, changes to California Government Code Sections 65582, 65583, and 65650 et seq. prescribe certain aspects of local zoning regulations related to supportive and transitional housing; and

WHEREAS, Humboldt County's General Plan 2019 Housing Element Update includes Implementation Measure H-IM51, directing the County to amend the Zoning Regulations for supportive and transitional housing to be consistent with Government Code Sections 65582 and 65583; and Implementation Measure H-IM71, directing the County to amend related parts of the General Plan; and

WHEREAS, the proposed Supportive and Transitional Housing Ordinance has been reviewed by appropriate county departments, state agencies and local tribes and their input has been collected and considered; and

WHEREAS, the proposed Coastal Ordinance is exempt from environmental review under Sections 21080.5 and 21080.9 of the Public Resources Code and Sections 15250, 15251, and 15265 of the CEQA Guidelines; and

WHEREAS, the Planning Division prepared and made available to the public the draft Supportive and Transitional Housing Ordinances, related General Plan Amendments, and a *Permitting Guidelines and Best Practices* manual on the County's webpage at <https://humboldt.gov/2448/2019-Housing-Element>; and

WHEREAS, the Findings in this resolution include substantial evidence that support approving the proposed inland and coastal zoning ordinance amendments and General Plan amendments; and

WHEREAS, on or before October 6, 2022 the Planning Division caused to be published in the Eureka Times-Standard, a newspaper of general circulation in Humboldt County, a Notice of Public Hearing on the proposed Zoning Amendments regarding Supportive and Transitional Housing in the Coastal Zone; and

WHEREAS, the Humboldt County Planning Commission held a public hearing on the Supportive and Transitional Housing Ordinances and General Plan Amendments on October 20, 2022 during

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which the Planning Commission reviewed, took public comments, considered a report, supplements, evidence and testimony; and

WHEREAS, the Planning Commission considered said report, the Required Findings of Approval incorporated herein containing evidence, findings, and conclusions in support of the proposed ordinances and amendments, as well as any supplements thereto, together with any other written evidence and testimony presented, and as a result of its review recommended that the Board of Supervisors:

- 1) Find that the proposed Coastal Supportive and Transitional Housing Amendments are exempt from CEQA;
- 2) Adopt the Required Findings of Approval prepared by Planning Division staff;
- 3) Adopt the Coastal Supportive and Transitional Housing Ordinance, amending the Coastal Zoning Regulations (Section 313 of Title III, Division 1, Chapter 3 of Humboldt County Code) as shown in Attachment 4 of the Board report; and
- 4) Direct the Planning Staff to prepare and file a Notice of Exemption with the County Clerk and Office of Planning and Research; and

WHEREAS, on or before June 27, 2023 the Planning Division caused to be published in the Eureka Times-Standard, a newspaper of general circulation in Humboldt County, a Notice of Public Hearing on the proposed Zoning Amendments and General Plan Amendments regarding Supportive and Transitional Housing; and

WHEREAS, on July 11, 2023 the Board of Supervisors held a public hearing on and approved the proposed ordinances and related General Plan Amendments, and received public comments, reviewed and considered all public testimony and evidence and presented at the hearing; and

WHEREAS, the Humboldt County Board of Supervisors amended the resolution for the Coastal Supportive and Transitional Housing Ordinance on November 4, 2025, and directed staff to transmit the ordinance to the California Coastal Commission for certification.

Now, THEREFORE BE IT RESOLVED, that the Board of Supervisors makes all the following Required Findings of Approval:

CONSISTENCY WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).

1. FINDING: The proposed Supportive and Transitional Housing Ordinance and General Plan Amendments are exempt from environmental review.

CEQA Guidelines Section 15060(c)(2) exempts from environmental review

EVIDENCE: activities that will not result in a direct or indirect, reasonably foreseeable

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physical change in the environment; the project is exempt under Section 15061(b)(3) (the Common Sense Exemption) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

FINDINGS FOR GENERAL PLAN AMENDMENT.

2. FINDING: Public Interest §312-50 of Humboldt County Code. The proposed General Plan Amendment is in the public interest.

EVIDENCE: a) State housing law tasks the County with designating adequate sites for, and facilitating development of supportive and transitional housing. Under the Housing Accountability Act, the County is obligated to actively facilitate these types of housing development. The proposed ordinance advances these goals, and is therefore in the public interest.

2b. FINDING: Changed conditions, Humboldt County General Plan G-P8. Community values and assumptions have changed. The proposed General Plan Amendment responds to changes in state law and terminology usage.

EVIDENCE: a) Changes to State housing law, Gov. Code Secs. 65582, 65853, and 65650 define and regulate zoning and development of supportive housing and transitional housing. The proposed General Plan Amendment harmonizes language and standards in accordance with that change. Housing Element Implementation Measures H-IM51 and H-IM71 direct that the General Plan be amended to reflect current Government Code; therefore, the amendments respond to these changes.

FINDINGS FOR AMENDMENTS TO THE ZONING REGULATIONS.

3. FINDING: Public Interest, §312-50 of Humboldt County Code The proposed zoning ordinance amendments are in the public interest.

EVIDENCE: a) State housing law tasks the County with designating adequate sites for, and facilitating development of supportive and transitional housing. Under the Housing Accountability Act, the County is obligated to actively facilitate these types of housing development. The proposed ordinance advances these goals, and is therefore in the public interest.

4. FINDING: General Plan Consistency, §312-50 of Humboldt County Code The proposed zoning amendments are consistent with the General Plan.

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EVIDENCE: a) The 2019 Housing Element, Chapter 8 of the General Plan, includes implementation measure H-IM51: amend the Zoning Regulations consistent with Government Code Article 11, commencing at Section 65650, and Government Code Section 65582(j) and 65582(c)(3) for transitional and supportive housing. The proposed amendments carry out these implementation measures, and are therefore consistent with the General Plan.

5. FINDING: Consistency with the Coastal Act, §312-50 of Humboldt County Code. The proposed LCP Amendment is consistent with the policies of Chapter 3 (commencing with Section 30200) of the Coastal Act, which sets forth policies regarding the following issues:

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EVIDENCE

- a) Access (including provisions for access with new development projects, public facilities, lower cost visitor facilities, and public access).

The proposed ordinance ensures that supportive and transitional housing are treated the same as other residential uses. No impacts to coastal access facilities are expected, beyond those due to any other residential use.

- b) Recreation (including protection of water-oriented activities, ocean-front land protection for recreational uses, aquacultural uses, and priority of development purposes).

The proposed ordinance reinforces supportive and transitional housing as residential uses subject to standards that apply to other residential units in the containing zone. The changes in regulation are not expected to impact coastal recreation facilities beyond those due to any other residential use.

- c) Marine Resources (including protecting biological productivity, prevent hazardous waste spills, diking, filling and dredging, fishing, revetments and breakwaters, and water supply and flood control).

Supportive and transitional housing are residential uses that occur in areas zoned for residences, not in Marine Resource designations. Therefore, the proposed ordinance would not impact coastal marine resources.

- d) Land Resources (including environmentally sensitive habitats, agricultural lands, timberlands, and archaeological resources).

Supportive and transitional housing are residential uses subject to the same conditions as other residential uses in zones where they are allowed. All setbacks, buffers, and provisions around sensitive habitats, agricultural lands, timberlands, and archaeological resources apply to supportive and transitional housing to the same extent as other types of development in the containing zone. The ordinance changes do not alter the regulation of Land Resources, and therefore would not impact coastal land resources.

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- EVIDENCE**
Cont.
- e) Development (including scenic resources, public works facilities, safety, and priority of coastal dependent developments).
Supportive and transitional housing are indistinguishable from residential uses already allowed, so that the proposed changes are not expected to impact coastal scenic resources.
 - f) Industrial Development (including location and expansion, use of tanker facilities, oil and gas development and transport (both onshore and off), and power plants).
Under the proposed zoning changes, supportive and transitional housing are not allowed in heavy industrial or coastal dependent zoning districts; therefore, they would not displace or otherwise affect industrial uses on the coast.

CONSISTENCY WITH STATE HOUSING ELEMENT DENSITIES.

6. FINDING: Consistency with Housing Element Densities, §312-50 of Humboldt County Code That the proposed zoning amendments will not reduce the residential density for any parcel below that utilized by the Department of Housing and Community Development in determining compliance with housing element law (the midpoint of the density range specified in the plan designation)

EVIDENCE: The proposed supportive and transitional housing amendments potentially affect multifamily sites that could be included in the residential land inventory. However, the proposed changes would not reduce the residential density for any parcel below that used by the Department of Housing and Community Development in determining compliance with the housing element because the same number of housing units can be constructed on any given parcel with the proposed amendments as without them.

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

1. Finds that the proposed amendments to the Coastal Zoning Regulations conform to and appropriately carry out the policies of each of Humboldt County's six Coastal Plans and Chapter 3 of the Coastal Act, and further finds that the proposed Zoning Regulation Amendments will be carried out in accordance with the Coastal Act; and
- ~~2. Directs Planning and Building Department staff to transmit the Coastal Supportive and Transitional Housing Amendments, including all necessary supporting documentation, to the California Coastal Commission as an amendment to the certified Local Coastal Program for their review and certification in accordance with Public Resources Code Section 305143; and~~

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- ~~3. Directs and hereby provides notice to the California Coastal Commission and its staff that modifications to the proposed amendments to the Zoning Regulations required by the Coastal Commission for certification shall first be brought back to the Board of Supervisors for consideration at a future public hearing prior to certification by the Coastal Commission.~~
2. Finds that the changes to the Coastal Zoning Regulations will become effective only upon certification by the California Coastal Commission; and
3. Certifies that this amendment is intended to carry out the provisions of the local coastal program adopted by the County and certified by the California Coastal Commission per public resources code 30510; and
4. Directs Planning and Building Department staff to transmit the Coastal Supportive and Transitional Housing Ordinance (25-), including all necessary supporting documentation, to the California Coastal Commission as an amendment to the certified Local Coastal Program for their review and certification in accordance with Public Resources Code Section 30514.

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

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

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on _____, 2023 by the following vote:

Dated:

Supervisor ~~Steve Madrone~~ Michelle Bushnell, Chair
Humboldt County Board of Supervisors

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

AYES: Supervisors --

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NAYS: Supervisors --

ABSENT: Supervisors --

ABSTAIN: Supervisors --

STATE OF CALIFORNIA)

County of Humboldt)

I, TRACY DAMICO, 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.

~~NIKKI TURNER~~ By Kaleigh Maffei

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