



COUNTY OF HUMBOLDT

Legislation Details (With Text)

File #: 18-1375 **Version:** 1 **Name:**
Type: Ordinance **Status:** Passed
File created: 10/16/2018 **In control:** Planning and Building
On agenda: 12/11/2018 **Final action:** 12/11/2018
Title: Adoption of County of Humboldt Extraction Review Team (CHERT) Ordinance (Establishing Procedures for Appointment, Duties and Compensation Mechanism for CHERT members)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Staff Report, 2. Ordinance 2617.pdf, 3. Proof of Publication.pdf

Date	Ver.	Action By	Action	Result
12/11/2018	1	Board of Supervisors	approved	Pass

To: Board of Supervisors

From: Planning and Building Department

Agenda Section: Consent

SUBJECT:

Adoption of County of Humboldt Extraction Review Team (CHERT) Ordinance (Establishing Procedures for Appointment, Duties and Compensation Mechanism for CHERT members)

RECOMMENDATION(S):

That the Board of Supervisors:

1. Adopt Ordinance No. _____ (Attachment 1), relating to establishing procedures for appointment, duties and compensation mechanism for CHERT members, adding Chapter 2 to Division 9 of Title III of the Humboldt County Code.

SOURCE OF FUNDING:

Costs to prepare this agenda item and subsequent costs for CHERT activities will be borne by annual charges to surface mining operators.

DISCUSSION:

The County of Humboldt Extraction Review Team (CHERT) provides recommendations for extraction quantities, extraction methods, disturbance minimization measures, and mitigations that tier to the Mad River and Eel/Van Duzen Rivers and the Program Environmental Impact Reports (PEIRs') general project design features and mitigation measures. CHERT is also concerned with possible adverse impacts to infrastructure such as levees, bridges, and the water district facilities. The Army Corps of Engineers and the Department of Fish and Wildlife also utilize the CHERT review process for

assessing gravel extraction effects including impacts to listed salmonids and designated critical habitat.

The County of Humboldt Planning and Building Department, in collaboration County Counsel, has developed the attached draft Ordinance establishing procedures for appointment, duties and compensation mechanism for CHERT members.

CHERT was formed by Resolution of the Board on May 14, 1996. On May 14, 1996, the Board appointed five scientists to CHERT. Since that time, one CHERT member has died and one has resigned. The County is in need of a method to fill vacancies on CHERT and desires to codify that process and the roles and responsibilities of CHERT. To this end, the ordinance would add Chapter 2 of Division 9 of Title III of the Humboldt County Code.

On December 4, 2018, your Board introduced the above ordinance for adoption; with a directive to the Clerk of the Board to publish a pre-adoption summary of the ordinance and set the ordinance for adoption at least one week away. This action completes the adoption of the ordinance and will result in publication of a post-adoption summary.

FINANCIAL IMPACT:

Adoption of the proposed ordinance will have a minimal net impact to the general fund.

OTHER AGENCY INVOLVEMENT:

None

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Board discretion.

ATTACHMENTS:

Ordinance and Post Adoption Summary

PREVIOUS ACTION/REFERRAL:

Board Order No.: N/A

Meeting of: N/A