ORDINANCE NO. 1072

AN URGENCY ORDINANCE ESTABLISHING A MORATORIUM ON THE FILING OF TENTATIVE MAPS AS TO ALL LANDS HAVING GRADES IN EXCESS OF 15 PER CENT

The Board of Supervisors of the County of Solano, State of California, does hereby ordain as follows:

SECTION I.

Pursuant to its authority to protect the public health, safety, and welfare, and in addition, pursuant to the provisions of California Government Code Section 65858, the Board of Supervisors of Solano County finds:

(a) Under the Suisun Marsh Preservation Act (Public Resources Code Section 29000 et seq.) Solano County is to develop a local protection program, and under Sections 29401(h) and 29402 of the Act, the program shall include grading ordinances for the marshland itself and for areas outside the marsh, but within the marsh watershed. Said program must be adopted by the County by December 31, 1979.

(b) Under the provisions of Government Code Section 65302, 65303, and 65451 (all relating to adoptive elements of County General and Specific Plans), the Board of Supervisors may provide for ordinances establishing grading standards as they apply to housing development, street and highway construction, preservation of lands from erosion, and the protections of watersheds.

(c) Acceptance for filing of Tentative Maps (major subdivisions) other than those presently approved, may be sought as to hilly lands having grades in excess of 15 percent. Additional approvals may be in conflict with contemplated ordinances and zoning changes presently under study relative to the Suisun Marsh Preservation Act; and in addition, the Board of Supervisors of Solano County intends to independently study such grading needs prior to December 31, 1979.

(d) Acceptance for filing of Tentative Maps (major subdivisions) for land divisions, as to any hilly land with grades
in excess of 15 percent would be premature at this time, and might prejudice the development of the local protection plan under the Suisun Marsh Preservation Act.

(e) To protect the public safety, health and welfare, and to provide for an interim study period for development of grading standards, it is necessary to adopt a temporary interim ordinance for the aforesaid purposes throughout Solano County.

SECTION II.

To protect the public safety, health and welfare, an interim ordinance is hereby enacted as an urgency measure establishing a moratorium for a period of four (4) months, and prohibiting thereby the acceptance of Tentative Maps (major subdivisions) for filing when said lands included within the Tentative Map involve hilly areas with grades in excess of 15 percent. Further, this ordinance does not apply to subdivisions presently approved for filing of the Tentative Map. Further, this ordinance is enacted as an urgency ordinance and shall become effective from date of passage by the Solano County Board of Supervisors.

SECTION III.

This Ordinance shall be published once before the expiration of FIFTEEN (15) DAYS after its final passage in the Vacaville Reporter, a Newspaper of general circulation, printed and published in the County of Solano, State of California, and shall be in force and effect immediately.

ATTEST:

NEIL CRAWFORD, County Clerk and ex officio Clerk of the Board of Supervisors, By Deputy Clerk
I, NEIL CRAWFORD, County Clerk and ex officio Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the above and foregoing Ordinance was introduced, passed and adopted at a regular meeting of said Board on July 3, 1979.

On the Motion of Supervisor HEMITT and the Second of Supervisor BRAZELTON, this Ordinance was adopted this 3rd day of July, 1979, by the following vote:

AYES: SUPERVISORS: BRANN, BRAZELTON, DAVIS, HEMITT, and CHAIRMAN ASERA

NOES: SUPERVISORS: NONE

ABSENT: SUPERVISORS: NONE

WITNESS my hand and official Seal of said Board this 3rd day of July, 1979.

NEIL CRAWFORD, County Clerk

By
Deputy Clerk