ORDINANCE NO. 429
AN ORDINANCE OF THE COUNTY OF SOLANO, STATE OF CALIFORNIA, APPLYING CERTAIN REGULATIONS TO THE USE OF LAND, BUILDINGS AND/OR STRUCTURES AND TO THE ERECTION, CONSTRUCTION AND ALTERATION OF BUILDINGS, STRUCTURES AND IMPROVEMENTS IN CERTAIN AREAS, DESCRIBING THE INTERIM NATURE AND URGENCY OF SUCH REGULATIONS, AND PRESCRIBING THE PENALTY FOR THE VIOLATION OF ANY OF THE PROVISIONS HEREOF

THE BOARD OF SUPERVISORS OF THE COUNTY OF SOLANO, STATE OF CALIFORNIA, DO ORDAIN AS FOLLOWS:

SECTION 1. The Board of Supervisors of the County of Solano, State of California, having heretofore instructed the County Planning Commission of said County to prepare a zoning or districting plan for said County and to make tentative reports thereon, and said Board of Supervisors thereafter having adopted the Zoning Ordinance of said County, embodying the basic structure of a Zoning plan, and applying certain detailed regulations to certain portions of the unincorporated territory of said County, said Board of Supervisors hereby declares it to be its intention to proceed with the consideration of further tentative and final reports by said County Planning Commission, when the same shall have been made, respectively, on amendments to said Zoning Ordinance to other portions of the unincorporated territory of said County, which other portions are now included in an "A" District as prescribed in said Zoning Ordinance. Said Board of Supervisors hereby finds that, owing to the territorial extent of said County, the diversity of interests therein and the necessity for the making of careful studies and thorough analysis of facts in the preparation of the aforesaid amendments to the Zoning Ordinance of said County, considerable time will necessarily elapse before the adoption of said amendments covering various portions of the unincorporated territory of said County, and that certain regulations of an interim nature are necessary to be adopted at this time in order to assure the orderly and harmonious development of said County, to protect the character and stability of residential areas and of sound land uses in general and otherwise to protect the public interest, health, comfort and convenience and to preserve the public peace, safety and welfare pending the preparation and adoption of the aforesaid amendments. Said regulations are hereinafter in this ordinance set forth.

SECTION 2. No use of any land, building or other structure shall hereafter be established or established and conducted, and no building or other structure which is designed and/or intended to be used for any purpose shall hereafter be erected, constructed, reconstructed, moved, converted, altered or added to within any interim zoning district as hereinafter in this ordinance set forth unless and until in any such case, a use permit for such erection, constructions, reconstructions, moving, conversion, alteration or addition shall first have been secured from the Board of Supervisors of said County. Application for a Use Permit under the provisions of this ordinance shall be made upon forms supplied by the office of the County Planning Commission, 321 Tuolumne Street, Vallejo, California, and shall be filed at said office. Said application shall be accompanied by a filing of ten dollars ($10.00) no part of which shall be refundable, and by plans of any existing or proposed building or structure, the front, side and rear elevations thereof, and the grounds thereof, all drawn to scale and fully dimensioned.

The County Planning Commission shall consider the same and shall report its recommendations with respect thereto to the Board of Supervisors. Said Board of Supervisors shall consider such application and report at its next succeeding meeting following receipt of such report from the Planning Commission. Said Board of Supervisors may issue such permit if, in the opinion of said Board, the proposed building, structures or use will not be detrimental to the character or development of the neighborhood thereof and will not otherwise adversely affect the welfare of said territory and/or of said County or said Board of Supervisors may refuse to issue such permit or may accomplish the purposes of this ordinance. PROVIDED, that there be excepted from the provisions of this said zoning ordinance the following uses, to wit:

Agricultural, Residential, Recreational, Industrial Manufacturing and Industrial Assembling

and that no use permit shall be required in order that one may engage in the foregoing excepted uses.

SECTION 3. Interim Zoning District "UA" is hereby established consisting of territory described as follows:
All unincorporated territory in the County of Solano, State of California, now included in an "A" District, as prescribed in said zoning ordinance hereinbefore described in Section 1 of this said ordinance, and which has not heretofore been included in previously enacted Interim Zoning Ordinances establishing such Interim Zoning Districts.

SECTION 4. All departments, officials and public employees of the County of Solano which are vested with the duty or authority to issue permits or licenses shall conform to the provisions of this ordinance and shall issue no such permit or license for uses, buildings or purposes if the same would be in conflict with the provisions of this ordinance, and any such permit or license if issued in conflict with the provisions of this ordinance, shall be null and void.

It shall be the duty of the Planning Commission of the County of Solano to enforce the provisions of this ordinance pertaining to the erection, construction, reconstruction, moving, conversion, alteration or addition to any building or structure, and to the use of any land.

It shall be the duty of the Sheriff of the County of Solano and all officers of said County herein and/or charged by law with the enforcement of this ordinance to enforce this ordinance and all the provisions of the same.

Any person, firm or corporation, whether as principal, agent, employee or otherwise, violating or causing or permitting the violation of any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not more than Three Hundred Dollars ($300.00) or by imprisonment in the County Jail of said County for a term not exceeding three (3) months or by both such fine and imprisonment. Each person, firm or corporation shall be deemed to be guilty of a separate offense for each and every day during any portion of which any violation of this ordinance is committed, continued or permitted by such person, firm or corporation, and shall be punishable as herein provided.

Any use of land or any building or structure set up, erected, constructed, altered, enlarged, converted, moved or maintained contrary to the provisions of this ordinance shall be, and the same is hereby, declared to be unlawful and a public nuisance and the District Attorney of said County shall, upon order of the Board of Supervisors, immediately commence action or proceedings for the abatement and removal and enjoyment thereof in the manner provided by law and shall take such other steps and shall apply to such court or courts as may have jurisdiction to grant such relief as will abate and remove such building or structure and restrain and enjoin any person, firm or corporation from setting up, erecting, building, maintaining or using any such building or structure or using any property contrary to the provisions of this ordinance.

The remedies provided for herein shall be cumulative and not exclusive.

SECTION 5. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors of the County of Solano, State of California, hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections sentences or phrases be declared unconstitutional.

SECTION 6. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. This ordinance is hereby declared to be an urgency measure and shall take effect and shall be in force immediately upon its adoption for the immediate preservation of the public peace, health or safety and shall be published one time on or before the 15th day after its passage in The Solano Republican, a newspaper of general circulation printed and published in said County. The conditions constituting such urgency in addition to the matters recited in Section 1 hereof, to which reference is hereby made, are as follows: The use of lands in Interim Zoning District "UA" hereby created, for uses other than agricultural, residential, recreation, industrial, manufacturing and industrial assembling uses would, except under unusual circumstances in particular cases and under appropriate conditions to be prescribed in such cases, be a menace to the public health, safety and general welfare. Said Board of Supervisors hereby finds that various persons intend so to use said lands and will do so unless prevented by the immediate adoption of this ordinance. The immediate adoption of this ordinance is therefore necessary in order to protect public health, safety and general
welfare and to preserve the public peace, health or safety.

ATTEST:
LEWIS MORRILL
Clerk of the Board

I, LEWIS MORRILL, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Solano, State of California, hereby certify that the above and foregoing Ordinance was regularly introduced, passed and adopted at a regular meeting of said Board held on the 11th day of February, 1958, by the following vote:

AYES: Supervisors Goheen, Kilby, Lopes, Mowers and Church;
NOES: Supervisors None;
ABSENT: Supervisors None.

WITNESS my hand and the Seal of said Board this 11th day of February, 1958.

LEWIS MORRILL
Clerk