



ORDINANCE NO. \_\_\_\_\_

**THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES  
ORDAIN AS FOLLOWS:**

Section 1. The Board of Supervisors finds and determines that amendments to Chapters 2.30 and 2.31, and Chapter 2.60, are necessary to update the El Dorado County Ordinance code to reflect the consolidation of the departments of development services, environmental management and transportation into a re-established community development agency.

Section 2. Chapter 2.30 of Title 2, Chapter 2.31 of Title 2, and Chapter 2.60 of the El Dorado County Ordinance code are hereby renamed, amended, and/or repealed as follows:

**Chapter 2.30**

**COMMUNITY DEVELOPMENT AGENCY**

**2.30.010 Establishment – Consolidation of Departments.**

There is established a community development ~~department~~agency consisting of a consolidation of the former ~~building inspection department and planning development services~~ department, ~~environmental management department and department of transportation~~. Any reference in this code to the ~~building department or planning development services~~ department shall be understood to refer to the ~~department of~~ community development agency. Any reference in this code to the development services director or community development director shall be understood to refer to the community development agency director or his/her designated representative (Ord. 4097 §1, 1990; Ord. 3513 §1-(part), 1985)

**2.30.020 Purpose.**

The community development ~~department~~agency is created to consolidate the ~~building inspection~~

~~department and planning department development services department, environmental management department and department of transportation. (Ord. 4097 §2, 1990: Ord. 3513 §1 (part), 1985)~~

**2.30.030 Divisions.**

Within the community development ~~department~~agency there shall be created a ~~building inspection division and a planning division development services division, environmental management division and transportation division. The community development director may, upon approval by the board of supervisors, create other divisions or administrative units to more effectively coordinate and administer the programs and responsibilities of the department. Where referenced in state statute or elsewhere in this code, the community development agency director or his/her designated representative shall serve as the planning director, zoning administrator, executive secretary to the planning commission, and road commissioner. (Ord. 4097 §3, 1990: Ord. 3513 §1(part), 1985)~~

**~~A. Community Development Director.~~**

~~The community development department shall be administered by a county officer to be known as the community development director, who shall be appointed by the board of supervisors and shall hold office at the pleasure of the board of supervisors. (Ord. 3513 §1(part), 1985)~~

**~~A. Definitions of Titles.~~**

~~Where referenced in state statute or elsewhere in this code, the community development director or his designated representative shall serve as the planning director, LAFCO executive officer, zoning administrator, executive director of the El Dorado redevelopment agency, executive secretary to the planning commission, director of recreation. (Ord. 3513 §1(part), 1985)~~

**~~2.30.042 Duties.~~**

~~The community development director shall have the following duties:~~

- ~~1. Administer all mandated and discretionary programs within the community development department;~~
- ~~2. Coordinate review of developments proposed within the unincorporated areas of the county and direct all administrative actions and recommendations on proposed developments to the planning commission and board of supervisors;~~
- ~~3. Prepare and administer a comprehensive general plan for the county in accordance with state law;~~
- ~~4. Assist the local agency formation commission (LAFCO) in its designated responsibilities;~~
- ~~5. Appoint all staff within the department, including supervisory staff;~~
- ~~6. Administer the environmental protection policies of the county as may be necessary under the provisions of county and state law, including the Public Resources Code and the Health and Safety Code. (Ord. 4107 §1, 1990: Ord. 4097 §4, 1990: Ord. 3513 §1(part), 1985)~~

**~~2.30.050~~ — ~~Department Budget.~~**

~~The community development director shall prepare an annual budget for the department which shall include an estimate of revenues and expenditures for the forthcoming year and which shall be adequate to meet all mandated responsibilities. In addition, the director shall include budgets for the planning commission, recreation commission, and local agency formation commission which components shall be approved or recommended, as appropriate, by the respective commissions prior to consideration by the board of supervisors. (Ord. 3513 §1(part), 1985)~~

**2.30.60 Building Official.**

Where used in this code or in the California Building, Plumbing, Mechanical and Housing Codes and the National Electrical Code, the term "building official" means the chief building inspector, who shall serve as the supervisor of the building safety division. The chief building inspector shall serve under the administrative authority of the community development services department ~~agency~~ director, but shall have the primary responsibility for interpreting and administering the California Building Standards Code as the building official. (Ord. 4948, 10-19-2010)

**2.30.61 Powers and Duties of Chief Building Inspector.**

The powers and duties of the chief building inspector shall be as follows:

- A. The chief building inspector shall enforce all the provisions of law, this code, and the other rules and regulations pertaining to the installation, erection, reconstruction, movement, enlargement, conversion, alteration, repair, removal, demolition or arrangement of structures and systems identified in the California Building Standards Code. The responsibility for enforcement of building standards adopted by the State Fire Marshal and published in the California Building Standards Code relating to fire and panic safety, as they apply to Group R, Division 3 dwellings, as described in Section 310.1 of Part 2 of the California Building Standards Code, are delegated to the chief building inspector of the county;
- B. To review applications for construction permits, issue permits, collect fees therefore, make inspections, issue certificates of occupancy and such other functions as are imposed on the chief building inspector by the codes referenced in this chapter, either in person or by such assistants, deputies, or employees authorized by the development services department;
- C. To inspect the installation of manufactured homes for compliance with applicable state and local laws and ordinances;
- D. To collect and deposit fees as directed by county ordinance(s);
- E. To perform such other duties as may be assigned by the ~~director of the community development services department~~ agency director. (Ord. 4948, 10-19-2010)

**2.30.62 Purpose.**

The purpose of the building code and the implementation by the chief building inspector is to provide minimum standards to safeguard life or limb, health, property or public welfare by

regulating and controlling the design, construction, quality of material, use and occupancy, location, the installation and maintenance of electrical installations, plumbing installations, and heating and mechanical installations of all buildings and structures and certain equipment specifically regulated in this chapter and to provide for their enforcement by the building inspection division. (Ord. 3513 §1(part), 1985)

### **2.30.075      Coordination of Health Department and Environmental Health Division.**

The board of supervisors directs the community development agency director to ensure that the environmental health division of the community development ~~department~~ agency and the ~~Health Department health services division of the health and human services agency~~ maintain close communication and effective coordination of operations in order to insure an efficient and adequate overall public health program in the county. (Ord. 3513 §1(part), 1985)

## **Chapter 2.31**

### **ENVIRONMENTAL MANAGEMENT ~~DEPARTMENT~~DIVISION**

#### **2.31.010      Establishment – Consolidation of Department.**

There is established an environmental management ~~department~~ division within the community development agency consisting of ~~the former air pollution control division,~~ vector control (CSA) ~~division and the environmental health division and waste materials management programs.~~ Any reference in this code to environmental health department, vector control department or environmental health department shall be understood to refer to the environmental management ~~department~~ division of the community development agency. Any reference in this code to the environmental management director or community development director shall be understood to refer to the community development agency director or his/her designated representative. (Ord. 4097 §10 -(part), 1990)

#### ~~2.31.020      Purpose.~~

~~The environmental management department is created to consolidate the air pollution control division, the vector control division and the division of environmental health. In order to better coordinate environmental management issues and service, the environmental management department will maintain all environmental health services and programs at a level equal to those provided by the county community development department under the existing program plan submitted to the state department of health services. (Ord. 4097 §10(part), 1990)~~

#### **2.31.030      Divisions.**

~~Within the environmental management department there~~ There shall be created within the community development agency an environmental health division ~~a vector control division, a waste materials management division and air pollution control division.~~ In order to better

~~coordinate environmental management issues and services, the environmental management division will maintain all environmental health services and programs at a level equal to those provided under the existing program plan submitted to the state department of health services. The environmental management director may, upon approval by the board of supervisors, create other divisions or administrative units to more effectively coordinate and administer the programs and responsibilities of the department.~~ (Ord. 4097 §10(part), 1990)

**2.31.040 Environmental Management Division Director.**

The environmental management ~~department~~ division shall be administered by a county officer to be known as the environmental management division director, who shall ~~be appointed by the board of supervisors,~~ possess a valid certificate as a registered environmental health specialist ~~and shall hold office at the pleasure of the board of supervisors.~~ (Ord. 4097 §10(part), 1990)

**2.31.050 Definition of Titles.**

Where referenced in state statute or elsewhere in this code, the environmental management division director or his or her designated representative shall serve as the environmental health director, vector control director, ~~air pollution control director~~ and waste materials management director. (Ord. 4097 §10(part), 1990)

**~~2.31.060~~ ~~Duties.~~**

~~The environmental management director shall have the following duties:~~

- ~~A. Provide leadership and administrative policy direction for the environmental management department; plan, direct and control long and short term programs and services of the department; establish and communicate performance goals and objectives which are consistent with law and policy; establish standards and methods for the measurement of activities and work performed;~~
- ~~B. Formulate and administer programs and services designed to enforce applicable provisions, laws and ordinances pertaining to environmental management;~~
- ~~C. Establish and maintain effective communication and working relationships with related county departments and key officials of state, federal and local agencies, other county departments; businesses and the general public;~~
- ~~D. Direct the county's environmental health program, solid waste management programs, hazardous waste handling and disposal program, air pollution, vector control programs; act as the air pollution control officer;~~
- ~~E. Represent the department and the county before public and private organizations;~~
- ~~F. participate as a member of various committees, commissions and boards concerned with waste management issues; confer with and advise engineers, architects, builders, developers and others on matters relating to environmental management;~~
- ~~G. Direct and participate in preparation of departmental budget; direct preparation, negotiation and administration of contracts;~~

~~H. Evaluate the performance of subordinate managers; approve or disapprove merit salary increases; adjust employee grievances within limits of delegated authority, has authority to hire and discharge employees in the department; delegate authority and hold subordinate managers accountable for the efficient administration of their divisions or sections. (Ord. 4097 §10(part), 1990)~~

~~**2.31.070 — Department Budget.**~~

~~The environmental management director shall prepare an annual budget for the department which shall include an estimate of revenues and expenditures for the forthcoming year and which shall be adequate to meet all mandated responsibilities. In addition, the director shall include budgets for CSA #3, CSA #10, the integrated waste/materials management committee and the air pollution control board, which components shall be approved or recommended, as appropriate. (Ord. 4097 §10(part), 1990)~~

~~**2.31.080 — Coordination of Community Development Department and Environmental Management Department.**~~

~~The environmental management director shall ensure that the environmental management department and the community development department maintain close communication and effective coordination of operations in order to insure efficient and adequate development of the county. (Ord. 4097 §10(part), 1990)~~

**2.31.090 Environmental Health Director-Deputy Health Officer.**

The environmental health division shall be administered by a county officer, known as the environmental health director, who shall be appointed by the ~~director of environmental management~~community development agency director. The environmental health director shall possess a valid certificate as a registered environmental health specialist in the state and shall have substantial experience in public health, as established by the board of supervisors for the position. (Ord. 4097 §10(part), 1990)

**2.31.100 Deputization.**

The environmental health director shall function as deputy health officer in the fields of food and water sanitation control, occupational health, vector control, noise sanitation, solid and liquid waste, and other environmentally based public health programs as identified in "Services in a Local Environmental Health and Sanitation Program" by the state health department. (Ord. 4097 §10(part), 1990)

**2.31.110 State of Emergency.**

Nothing contained in this chapter shall be interpreted as abridging or otherwise limiting the authority of the county health officer during a state of emergency. A state of emergency exists when declared by the health officer who shall retain all powers, duties, and responsibilities

relating to the protection of public health as set forth in section 452 of the Health and Safety Code of the state. The declaration of emergency shall be confirmed by the board of supervisors if the state of emergency exceeds seven days. (Ord. 4097 §10(part), 1990)

**2.31.120 Level of Staffing.**

The environmental management division shall supervise a staff of registered sanitarians meeting the qualifications established by the state department of health pursuant to the provisions of the Health and Safety Code. The level of staffing and other support personnel shall be adequate to implement mandated services and programs as determined appropriate by the board of supervisors. (Ord. 4097 §10(part), 1990)

**2.31.130 Laboratory Services.**

All necessary microbiology laboratory services shall be provided to the environmental health division by the department—health and human services agency, division of health services, laboratory or equivalent state-certified laboratory. (Ord. 4097 §10(part), 1990)

**2.31.140 Coordination of Health Department and Environmental Health Division.**

The environmental health director shall ensure that the environmental health division of the environmental management—department—community development agency and the health department—services division of the health and human services agency maintain close communication and effective coordination of operations in order to insure an efficient and adequate overall public health program in the county. (Ord. 4097 §10(part), 1990)

**2.60.060 Exempt Employees.**

~~All employees of the county who~~ The classified service consists of all positions in which employees have achieved civil service status as provided in this chapter except the following persons who are exempted from the provisions of this chapter:

- A. Elected county officers;
- B. Appointed ~~iveed~~ department heads as designated by chapter ~~2.57~~ 2.14.010;
- C. All appointed boards, committees, and commissions;
- D. All persons serving without compensation;
- E. Casual patient and inmate employees at county institutions;
- F. The following administrative personnel charged with making policy decisions:
  - 1. Undersheriff, Assistant Sheriff, with the exception that employees who have previously held classified positions in the Sheriff's Department with the County of El Dorado and have the right to return to the classified service as provided by Section 2.60.065 may not be considered exempt employees.
  - 2. Deputy Director of Welfare;

- G. ~~Supervisor's assistant~~ Any person holding a confidential position to each member of the Board of Supervisors. (Ord. 4549, 2-1-2000);
- H. persons employed to render professional, scientific, technical or expert services on a temporary basis for a specific project;
- I. Persons covered under State Merit Systems;
- K. Persons otherwise excluded by operation of law.

Section 3. This ordinance shall become effective thirty (30) days following adoption hereof.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the \_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote of said Board:

Ayes:

**ATTEST**  
**JAMES S. MITRISIN**  
Clerk of the Board of Supervisors

Noes:  
Absent:

By \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Chair, Board of Supervisors

**APPROVED AS TO FORM**  
**EDWARD L. KNAPP**  
**COUNTY COUNSEL**

By \_\_\_\_\_  
Name  
Title

**I CERTIFY THAT:**  
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

**Date** \_\_\_\_\_  
**ATTEST:** JAMES S. MITRISIN, Clerk of the Board of Supervisors  
of the County of El Dorado, State of California.

By \_\_\_\_\_  
Deputy Clerk



