



ORDINANCE NO. 4996

**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2, Chapter 2.31 of Title 2, and Chapter 2.60 of the El Dorado County Ordinance Code are hereby renamed, amended, and/or repealed as follows: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 agency consisting of a consolidation of the former development services department, environmental management department and department of transportation. Any reference in this code to the development services department shall be understood to refer to the 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 agency is created to consolidate the 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 agency there shall be created a development services division, environmental management division and transportation division. 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)

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 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 community development 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 agency and the 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 DIVISION

2.31.010 Establishment – Consolidation of Department

There is established an environmental management division within the community development agency consisting of vector control (CSA) and environmental health 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 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)

2.31.030 Divisions

There shall be created within the community development agency an environmental health 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. (Ord. 4097 §10(part), 1990)

2.31.040 Environmental Management Division Director

The environmental management division shall be administered by a county officer to be known as the environmental management division director, who shall possess a valid certificate as a registered environmental health specialist. (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, and waste materials management director. (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 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 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 community development agency and the 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. 4097 §10(part), 1990)

2.60.060 Exempt Employees

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 department heads as designated by chapter 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. 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 30th day of April, 2013, by the following vote of said Board:

Ayes: Brian K. Veerkamp, Raymond J. Nutting,
Ron Mikulaco, Ron Briggs, Norma Santiago

ATTEST
JAMES S. MITRISIN
Clerk of the Board of Supervisors

By Marcie MacFarland
Deputy Clerk

Noes: None
Absent: None

[Signature]
Chair, Board of Supervisors
Ron Briggs

APPROVED AS TO FORM
EDWARD L. KNAPP
COUNTY COUNSEL

By [Signature]
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