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ORDINANCE NO. XXXX

AN ORDINANCE DELEGATING AUTHORITY FOR CERTAIN LEASES AND LICENSES FOR AIRPORT PURPOSES.

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

Section 1. Section 3.08.021 of the El Dorado County Ordinance Code entitled "Property exempted from competitive bidding requirements" is hereby amended as follows:

Sec. 3.08.021. - Property exempted from competitive bidding requirements.

In addition to any other procedures otherwise provided by law, the following lease categories are exempt from the public bidding requirements of this chapter.

- A. Any property or lease interest therein owned by the County, together with any or all improvements thereon, may be leased by the County without compliance with the formal bidding procedures required by Government Code §§ 25526 through 25535; provided that such leases shall not be for a period exceeding five years in duration and shall not exceed an estimated \$1,000.00 monthly rental value. If a lease is entered into by the County pursuant to the authority granted in this section, the actual monthly rental in the executed lease shall not exceed \$1,000.00 per month, the term of the executed lease shall not exceed a period of five years' duration, and the lease shall not be renewable.
- B. Except as provided in C. below, Leaseholds ~~leaseholds~~ for any airport purposes, including, but not limited to, the use or servicing of aircraft, provided that said airport leases awarded without public bidding shall receive an affirmative four-fifths Board of Supervisors vote as authorized by Government Code § 25536 or any successor statute. Airport leases shall not exceed 50 years in duration and are not subject to the non-bid lease restrictions of Subsection A of this section and State law.
- C. Delegating Lease or License Authority for Airport Purposes.

1. Notwithstanding Subsection B, above, the following categories of leases and licenses for airport purposes may be executed without compliance with the formal bidding procedures required by Government Code §§ 25526 through 25535:
 - a. The County of El Dorado Director of Planning and Building may execute temporary use agreements, ~~airport ground leases, and County-owned hangar leases~~ for use of the Placerville or Georgetown Airport, subject to approval by County Counsel as to form. The County of El Dorado Director of Planning and Building shall comply with the notice requirements established in Government Code § 25537, as it now reads or may thereafter be amended.
 - b. The County of El Dorado Airport Operations Supervisor may execute ~~tie-down agreements~~ for use of the Placerville or Georgetown Airport, subject to approval by County Counsel as to form. The County of El Dorado Airport Operations Supervisor shall comply with the notice requirements established in Government Code § 25537, as it now reads or may thereafter be amended.
2. The authority granted under this Subsection C is limited to a lease or license for airport purposes that does not exceed ten (10) years in duration, it is nonrenewable, and the rental amount does not exceed \$10,000.
3. The delegation of authority granted under this Subsection C shall expire five years after the ordinance adopting this subsection is effective.

Section 2. California Environmental Quality Act.

The adoption of this Ordinance is exempt from the California Environmental Quality ACT (CEQA) under CEQA Guideline § 15061(b)(3) because it can be seen with certainty that delegating authority to enter into lease or licenses for airport purposes to County officers would not have a significant effect on the environment because the environmental impact of hangars at the Placerville or Georgetown Airports have been adequately studied by the Airport Land Use Compatibility Plan adopted by the Airport Land Use Commission for El Dorado County.

Section 3. Effective date

Pursuant to California Government Code section 25123, this ordinance shall become effective thirty (30) days from the date of final passage by the Board of Supervisors.

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 _____, 2023, by the following vote of said Board:

ATTEST

Kim Dawson

Ayes:

Clerk of the Board of Supervisors

By _____

Deputy Clerk

Noes:

Absent:

Chair, Board of Supervisors

**APPROVED AS TO FORM
DAVID LIVINGSTON
COUNTY COUNSEL**

By: _____

Daniel Vandekoolwyk

Deputy County Counsel