



County of El Dorado

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Legislation Details (With Text)

File #: 08-0227 **Version:** 4
Type: Agenda Item **Status:** Department Matters
File created: 3/18/2010 **In control:** Board of Supervisors
On agenda: 5/18/2010 **Final action:**
Title: Rescind Resolution Nos. 32-2008 through 43-2008 as adopted on the Board of Supervisors' agenda dated February 26, 2008, Item No. 25 (Legistar file 08-0227). (Refer to Legistar file 09-0348, Item 31, 5/19/09 and Item 21, 8/18/09) (Cont'd 4/27/10, Item 36)

Sponsors:

Indexes:

Code sections:

Attachments: 1. V3 - Memo from Sup. Sweeney - dtd 4-20-10 att'd 4-23-10, 2. V2 - A EDAC Fire Code Summary, 3. V2 - B Attachment Legislative Plan, 4. V2 - Email from Mark and Susan att'd 4-5-10, 5. V2 - C Minute Order 09-0348, 6. V2 - Letter rcvd from T. Keating EDC Fire Chief Assoc. att'd 4-5-10, 7. V2 - Letter from Taxpayers Assoc. att'd 4-6-10.pdf, 8. V2 - Letter rcvd from Kevin Reinertson att'd 4-6-10, 9. Resolution-32-2008.pdf, 10. Resolution 33-2008.pdf, 11. Resolution 34-2008.pdf, 12. Resolution 35-2008.pdf, 13. Resolution 36-2008.pdf, 14. Resolution 37-2008.pdf, 15. Resolution 38-2008.pdf, 16. Resolution 39-2008.pdf, 17. Resolution 40-2008.pdf, 18. Resolution 41-2008.pdf, 19. Resolution 42-2008.pdf, 20. Resolution 43-2008.pdf, 21. V2-email rcvd from Fred Ott att'd

Date	Ver.	Action By	Action	Result
5/18/2010	4	Board of Supervisors	Continued	Pass
4/27/2010	3	Board of Supervisors	Continued	Pass
4/6/2010	2	Board of Supervisors	Continued	Pass
2/26/2008	1	Board of Supervisors	Adopted As Amended	Pass

Rescind Resolution Nos. 32-2008 through 43-2008 as adopted on the Board of Supervisors' agenda dated February 26, 2008, Item No. 25 (Legistar file 08-0227). (Refer to Legistar file 09-0348, Item 31, 5/19/09 and Item 21, 8/18/09) (Cont'd 4/27/10, Item 36)

Background:

On February 26, 2008 the Board of Supervisors did adopt such resolutions believing, as set forth on the goldenrod for the item, that we were doing an "adoption of resolutions - ratification of the 2007 California Fire Code as adopted by the individual fire districts within El Dorado County". What I believe we did was adopt the individual districts ordinances which are similar but individualized. Through this action we have complicated county permit processes, have exceeded what is allowed/required under the State Fire Code, and passed our authority of to the fire districts which is probably not legal.

Individuals may wish to review the agenda items #31 of May 19, 2009 (09-0348) and #21 of August 18, 2009 (09-0348), the latter being for our workshop wherein we passed the following motion:

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to direct staff and Economic Development Advisory Committee to work with Cal Fire and Fire Districts to compile one set of comprehensive standards for the County. Yes: Knight, Sweeney, Nutting, Briggs & Santiago.

I believe from all I have read and from our workshop that the adoption of those resolutions was inordinate and possibly an inappropriate delegation of our authority. Perhaps, the rescission of the resolutions will assist in accomplishing the direction given on August 18, 2009.

Thank you for your consideration.