

ORDINANCE NO. 2019- 1123

AN ORDINANCE OF THE COUNTY OF PLUMAS, STATE OF CALIFORNIA,
AMENDING PLUMAS COUNTY CODE TITLE 9 (PLANNING AND ZONING), CHAPTER 2, ARTICLE 4, FENCES.

The Board of Supervisors of the County of Plumas, State of California, ORDAINS as follows:

Section 1. Plumas County Code Section 9-2.407 of Article 4 of Chapter 2 of Title 9 (Planning and Zoning) of the Plumas County Code is amended and adopted as set forth in Exhibit "A".

Section 2.

Exhibit "A" shall take effect thirty (30) days after adoption by the Board of Supervisors.

Section 3. Codification.

This ordinance shall be codified.

Section 4. Publication.

A summary of this ordinance shall be published, pursuant to Section 25124(b)(1) of the Government Code of the State of California, before the expiration of fifteen days after the passage of the ordinance, once, with the names of the supervisors voting for and against the ordinance, in the *Feather River Bulletin*, the *Indian Valley Record*, the *Chester Progressive*, and the *Portola Reporter*, newspapers of general circulation in the County of Plumas.

The foregoing ordinance was introduced at a regular meeting of the Board of Supervisors on

the 15th day of OCTOBER, 2019, and passed and adopted on the 5th
day of NOVEMBER, 2019 by the following vote:

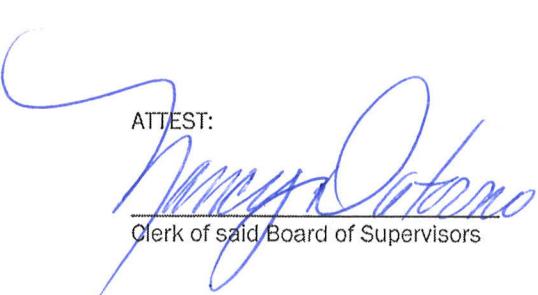
AYES: Supervisors: SIMPSON, THRALL, ENGEL, GOSS

NOES: Supervisors: NONE

ABSENT: Supervisors: NONE


Chairman, Board of Supervisors

ATTEST:


Clerk of said Board of Supervisors

•Sec. 9-2.407. - Fences.

(a) Fences not over six (6') feet **seven (7')** feet in height may be built anywhere on a property **in all zones, except as modified in (c) below.**

(b) Fences over seven (7') feet in height require that a building permit be obtained and yard requirements be met.

{b} (c) Fences within ten (10') feet of a front **property** line shall be no more than four (4') feet **in height** on parcels zoned 2-R, 3-R, 7-R, or M-R. **If the front property line is in a street, the setback shall be measured from the edge of the easement or the edge of the right-of-way line of the street. Setbacks adjacent to existing private roads without defined right-of-way or road easements shall be measured from the edge of the maintained area of the road.**

{c} (d) Fences not over eight (8') feet in height may be built anywhere on a property zoned industrial, **subject to building permit requirements.**

{d} (e) Fences not over eight (8') feet in height not in an industrial zone may be built subject to the yard requirements.

{e} (f) Heights of fences from grade shall be measured at any point along entire length of fence within five (5') feet of base grade of fence on each side of fence.

{f} (g) For fences adjacent to ascending slopes, fences can be increased in height at a rate of one (1') foot in fence height for each three (3') feet in natural elevation rise within five (5') feet of the base grade of the fence.

{g} (h) Anything attached to a fence that increases the overall height of the fence shall be considered part of the fence and subject to height restrictions.

{h} (i) Perimeter fencing, such as for the purpose of large animal husbandry, is encouraged to be wildlife friendly. A wildlife-friendly fence is one that allows animals to jump over and crawl under easily without injury.

The lowest wire comprising a wire perimeter fence should be of smooth wire, and should be placed at a height of at least sixteen (16") inches above the ground. If the perimeter fence is for the purpose of enclosure of sheep, the lowest wire shall be no more than ten (10") inches above the ground. The total height of the fence should be no more than forty-two (42") inches above the ground. The topmost wire should be of smooth wire and be flagged or somehow be made highly visible. The distance between the top two wires should be no less than twelve (12") inches apart.

RESOLUTION NUMBER P. C. 2019-1

RESOLUTION RECOMMENDING TO THE BOARD OF SUPERVISORS THAT THE ORDINANCE AMENDING SECTION 9-2.407 OF ARTICLE 4 OF CHAPTER 2 OF TITLE 9 (FENCES) BE INCORPORATED INTO THE PLUMAS COUNTY CODE AND THAT THE BOARD FIND THE ORDINANCE ADOPTION IS EXEMPT FROM CEQA UNDER SECTION 15061(b)(3)

WHEREAS, the proposed changes to Plumas County Code Section 9-2.407 of Article 4 of Chapter 2 of Title 9 (Fences) was discussed by the Planning Commission at a workshop held on February 7, 2019 and at a public hearing held on March 7, 2019; and

WHEREAS, the Planning Commission held a properly noticed public hearing on the proposed ordinance and received testimony from all interested parties; and

WHEREAS, the adoption of this ordinance will serve to update the zoning code to correspond to provisions of the California Building Code as adopted by Plumas County; and

WHEREAS, the adoption of this ordinance will serve to protect natural resources through the implementation of General Plan Policy COS 7.2.9 Wildlife Fencing.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission of the County of Plumas, State of California recommends that the Board of Supervisors find that the ordinance adoption is exempt from the California Environmental Quality Act (CEQA) under Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the ordinance may have a significant effect on the environment because the ordinance adoption will protect natural resources and public health and safety and adopt the ordinance amending Plumas County Code Section 9-2.407. Fences as shown in Exhibit "A" attached.

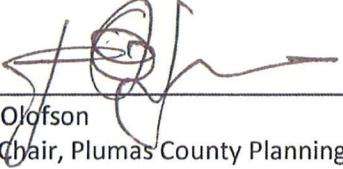
The foregoing Resolution was duly passed and adopted by the Plumas County Planning Commission at a meeting held on the 7th DAY of MARCH, 2019 by the following roll call vote:

AYES: Commissioners: Abbott, Greening, Williams, Olofson

NOES: Commissioners: None

ABSENT: Commissioners: Stout

Said resolution to be effective as of the 7th day of March, 2019.



John Olofson
Vice-Chair, Plumas County Planning Commission

ATTEST:



Randy Wilson, Planning Director