

BOARD OF SUPERVISORS, COUNTY OF PLUMAS
RESOLUTION NO. 2020 – 8482

RESOLUTION AMENDING RESOLUTION NO. 76-2914
SUBSECTION 6 (MISCELLANEOUS COMPATIBLE USES)

WHEREAS, the Board of Supervisors adopted “Exhibit C” or uniform rules governing the establishment and administration of Agricultural Preserves, including compatible uses by Resolution No. 76-2914 adopted November 23, 1976; and

WHEREAS, subsequent amendments, by resolution, have been made to certain sections of “Exhibit C” in 1979, 1981, 1985, 1988, and 1994; and

WHEREAS, on January 14, 2020 the Board of Supervisors approved Resolution of Intention No. 2020-8459 with the resolve to address potential amendments to Resolution No. 76-2914 regarding uses determined to be compatible within Agricultural Preserves; and

WHEREAS, on May 19, 2020 a public hearing before the Board of Supervisors was held and public testimony was received; and

WHEREAS, it is the desire of the Board of Supervisors to amend said resolution deeming commercial social events, limited and commercial social events as compatible uses within established Agricultural Preserves.

NOW, THEREFORE, BE IT RESOLVED BY the Board of Supervisors of the County of Plumas, State of California that said Resolution No. 76-2914 adopting uniform rules governing the establishment and administration of Agricultural Preserves is hereby amended as follows:

Subsection 6 (Miscellaneous compatible uses) of paragraph “J” to include items “k” and “l” as follows:

- k. Commercial social event, limited
- l. Commercial social event

The foregoing Resolution was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a meeting held on the 19th day of MAY, 2020 by the following roll call vote:

AYES: Supervisors: SIMPSON, GOSS, ENGEL

NOES: Supervisors: THRALL

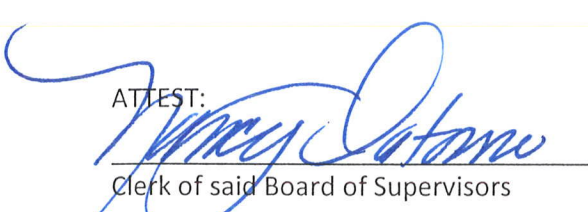
ABSENT: Supervisors: NONE

Said resolution to be effective as of the 19th day of MAY, 2020.



Chair, Board of Supervisors

ATTEST:



Clerk of said Board of Supervisors

Exhibit C

UNIFORM RULES GOVERNING THE ESTABLISHMENT AND ADMINISTRATION OF AGRICULTURAL PRESERVES, INCLUDING COMPATIBLE USES (Resolution No. 76-2914, as amended)

A. "Agricultural Preserve" means an area devoted to any uses and compatible uses as defined in the Land Conservation Act of 1965, as amended, and consistent with the County General Plan.

B. An Advisory Board is hereby established to be known as "The Land Conservation Advisory Board", consisting of the Agricultural Commissioner, Planning Director, Director of the Cooperative Extension Service, three (3) members representing Ranching operations, one (1) member representing Commercial Timber production, one (1) member representing Christmas Tree production, one (1) member representing local Businessmen, and one (1) member representing the general public. The County Counsel and the County Assessor shall act as resource people.

The Agricultural Commissioner, Planning Director, and the Director of the Cooperative Extension Service shall serve as members of the Advisory Board. All other members shall serve at the pleasure of the Board of Supervisors for a term of four (4) years with staggered terms as follows:

1975 one (1) Local Businessman and one (1) general public member;
1976 one (1) Ranching representative and one (1) Commercial Timber representative;
1977 one (1) Ranching representative and one (1) Christmas Tree representative; and
1978 one (1) Ranching representative.

This same schedule of appointments shall continue in the following years. These appointments shall be made in January of each year and be effective March 1 of that year.

C. It shall be the duty of said Advisory Board to make recommendations to the Board of Supervisors on the establishment of Agricultural Preserves, the signing of individual contracts within Preserves and matters relative thereto.

D. Agricultural Preserves may be either of the following types:

1. Area preserves--designated areas in which the County desires to enter into contracts pursuant to the Land Conservation Act of 1965, as amended.
2. Specific preserves--whose boundaries coincide with individual contract applications otherwise acceptable to the County but which fall outside established area preserves.

E. Agricultural Preserves may be established by the following methods:

1. Upon written request to the Planning Department of one or more land owners the County shall initiate proceedings to consider the establishment of Agricultural Preserves.
2. The County may on its own initiate proceedings to establish Agricultural Preserves.

F. Requests to establish Agricultural Preserves shall be transmitted to the Land Conservation Advisory Board for study and recommendation.

G. A public hearing shall be held by the Board of Supervisors prior to the establishment of an agricultural preserve in accordance with Government Code Section 51230.

H. An Agricultural Preserve shall consist of no less than 100 acres; provided that in order to meet this requirement two or more parcels may be combined if they are contiguous or if they are in common ownership and further provided that an Agricultural Preserve may be less than 100 acres at the discretion of the County in accordance with Government Code Section 51230.

I. The basis for approval of a contract within an Agricultural Preserve shall be as follows:

1. The applicant uses his land for the production of food and/or fibre for commercial purposes to support the agricultural economy.

3. The minimum area for contract of field crops type of cultivation or for irrigated pasture* shall be eighty (80) acres. The uses permitted for residence shall be one (1) family dwelling for the use of an owner or manager or a person employed on said land by not exceeding one (1) dwelling for each parcel of not less than eighty (80) acres.

*A general guide line for determining what constitutes irrigated pasture is: Pastureland receiving eighteen (18) inches or more of irrigation water per growing season; 25% of which is received after July 15th.

or

4. The minimum area for contract of commercial timber type cultivation or land for grazing shall be one hundred sixty (160) acres. The uses permitted for residence shall be one (1) family dwelling for the use of an owner or manager or a person employed on said land but not exceeding one (1) dwelling for each parcel of not less than one hundred sixty (160) acres.

5. The aforementioned acreage limitations shall apply only to the use of the land in question at the date of signing of a particular contract, the land owner may change the type of crop or agricultural use at the sole discretion of the land owner, but subject to the permitted uses described in Section J. herein.

6. Within Area Agricultural Preserves contracts may be offered for parcels smaller than the minimum acreages provided in I-2, I-3, or I-4, provided there are no residential dwellings. The contract shall prohibit any future division of the property or any construction of residential dwellings during the contract period.

(I.,2., Resolution 81-3401, eff. Feb. 3, 1981)

J. The following uses are hereby determined to be agricultural and compatible uses within Agricultural Preserves:

1. General farming, commercial livestock, poultry production and warehousing and storage pertinent to the agricultural operation, timber or Christmas tree production.
(Resolution 81-3401, eff. Feb. 3, 1994)

2. Single family dwellings as provided in I-2, I-3, I-4, or I-6.

3. Additional housing facilities within a contract area (including trailers) to accommodate only agricultural employees and their families, employed by the owner or operator of the premises and provided that such additional housing facilities shall be considered accessory to the main building.

4. Accessory buildings and uses pertinent to the permitted uses including agricultural processing plants.

5. A stand or display for agricultural commodities produced on the premises; sales of products produced off the premises is acceptable provided that the sale of such products is incidental and secondary to the sale of agricultural products produced on the premises.

6. Miscellaneous compatible uses:

a. The drilling for and/or production of hydrocarbon, mineral and thermal production including the installation and use of such equipment, structures, and facilities as are necessary.

b. Public utility and public services including structures, uses and buildings.

c. Airport or aircraft landing facilities.

d. Farm labor camps.

e. Sand and gravel operations.

f. Flood control.

g. Wildlife enhancement and preservation.

h. Cemeteries.

i. Any other use determined to be compatible use in all agricultural preserves by the Board of Supervisors after public hearing on ten (10) days published notice and such other notice, if any, as they may specify.

j. Recreational uses, but not limited to walking, hiking, picnicking, camping, swimming, boating, fishing, hunting, or other outdoor games or sports for which facilities are provided for public participation.

(Resolution 85-3893, eff. July 9, 1985)

k. Commercial social event, limited
(Resolution 20-8482, eff. May 19, 2020)

l. Commercial social event
(Resolution 20-8482, eff. May 19, 2020)

K. Submission of applications for contracts and/or establishing Agricultural Preserves shall be as follows:

1. Applications shall be submitted upon forms to be supplied by the Plumas County Planning Department, and must be completed in detail.

2. All applications must be submitted and be filed with the Plumas County Planning Department on or before September 1st in order that the contract will become effective during the following year.

3. Applications must be accompanied by a legal description and corresponding Assessor parcel maps covering the lands applied for.

4. A fee of five hundred (\$500) dollars shall be submitted with the application, and this fee shall not be returned in the event the application is turned down by the County.

(Resolution 79-3243, eff. Aug. 16, 1979, amended by Resolution 85-3936, eff. Nov. 5, 1985, amended by Resolution 88-4305, eff. Nov. 1, 1988)

5. An application for zoning, if necessary, shall be submitted to the Plumas County Planning Department at the same time as an application for contract and/or Agricultural Preserve.

L. Cancellation of contracts and/or alteration of Agricultural Preserve shall be accomplished in the same manner noted in K. above and with the same fees.