

**BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF YUBA**

**RESOLUTION PROCLAIMING A  
LOCAL EMERGENCY DUE TO  
ONGOING EXTREME FIRE RISK**

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**RESOLUTION NO.** 2021-159

**WHEREAS**, the new normal for fire season in California is growing more intense and extending to a point where it is nearly year-round, increasing in severity, causing an increase in wildfires burning hundreds of thousands of acres and causing devastating loss to life and property; and

**WHEREAS**, rural and mountainous communities experience the effects of wildfires more significantly due to high percentages of forested public lands including Federal Response Areas and State Response Areas, a significant number of persons living in the Wildland Urban Interface, a smaller tax base and high amounts of tree mortality due to drought; and

**WHEREAS**, Yuba County’s median household income is approximately \$52,624 while the median household income of the State of California is approximately \$71,228, and

**WHEREAS**, On October 27, 2019 Governor Newsom proclaimed a State of Emergency due to extreme weather conditions, stating the weather conditions are unprecedented due to scale, scope, winds and dry fuel conditions that pose a serious and imminent threat to the health and safety of Californians; and

**WHEREAS**, the Yuba County General Plan identifies over half of the County being in a “High” to “Very High” fire risk zone, identified as Attachment “A”, and

**WHEREAS**, a large number of persons residing in these areas are elderly or have access and functional needs, and

**WHEREAS**, the severe and persistent fire danger represents a threat that is beyond the capacity of Yuba County’s personnel, equipment, facilities and finances and requires coordination, assistance and mutual aid from State and Federal agencies in mitigation, preparedness, response and recovery; and

**WHEREAS**, Yuba County Ordinance Code section 4.20 and Government Code § 8630 authorizes the Board of Supervisors to proclaim a state of local emergency when conditions of extreme peril exist.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Supervisors of Yuba County does hereby find that the conditions of extreme peril warrant the proclamation of an imminent threat of disaster due to extreme and persistent fire danger in Yuba County.

**BE IT FURTHER RESOLVED** that the Board of Supervisors of Yuba County requests a Director’s Concurrence by the Director of Cal OES and a Governor’s Proclamation of the existence of a local emergency in the County of Yuba. The County of Yuba further requests California Disaster Assistance Act funding and any other funding made available under State or Federal programs to include the Stafford Act to be used for the following activities:

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1. Vegetation management to create defensible space around public infrastructure.
2. Road construction for communities with one point of ingress/egress route as well as separate dedicated funding to perform road maintenance on non-primary roads for additional emergency ingress/egress.
3. Shaded fuel breaks.
4. Fuel reduction projects conducted by Fire Safe Councils, Resource Conservation Districts, Natural Recourse Conservation Services, Special Districts and the County.
5. Defensible space assistance for seniors 60 and over, those with access and functional needs and those low-income residents.

**BE IT FURTHER RESOLVED** that the Yuba County Board of Supervisors requests Governor Newsom waive the following regulations that hinder prevention, response, and recovery efforts related to severe fire and persistent fire danger:

1. California Environmental Quality Act (CEQA) for fuel reduction projects conducted by Fire Safe Council, Cal Fire, Recourse Conservation Districts, Natural Resource Conservation Services, Special Districts and the County.
2. Department of Industrial Relations Registration for fuel reduction and home hardening activities.

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**BE IT FURTHER RESOLVED** that the Board of Supervisors shall review, at least every sixty (60) days, until such emergency is terminated, the need for continuing said emergency, and shall proclaim the termination of the local emergency at the earliest possible date.


**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the 9 day of November 2021.

AYES: Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher

NOES: None

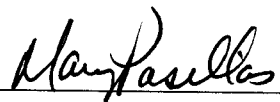
ABSENT: None

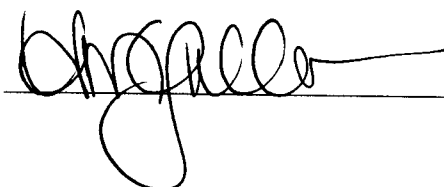
ABSTAIN: None

  
\_\_\_\_\_  
Chair

ATTEST: Rachel Ferris  
Clerk of the Board

APPROVED AS TO FORM: Michael Ciccozzi  
County Counsel

By:   
\_\_\_\_\_  
Mary Pasillas, Board Clerk

By:   
\_\_\_\_\_

ATTACHMENT "A"

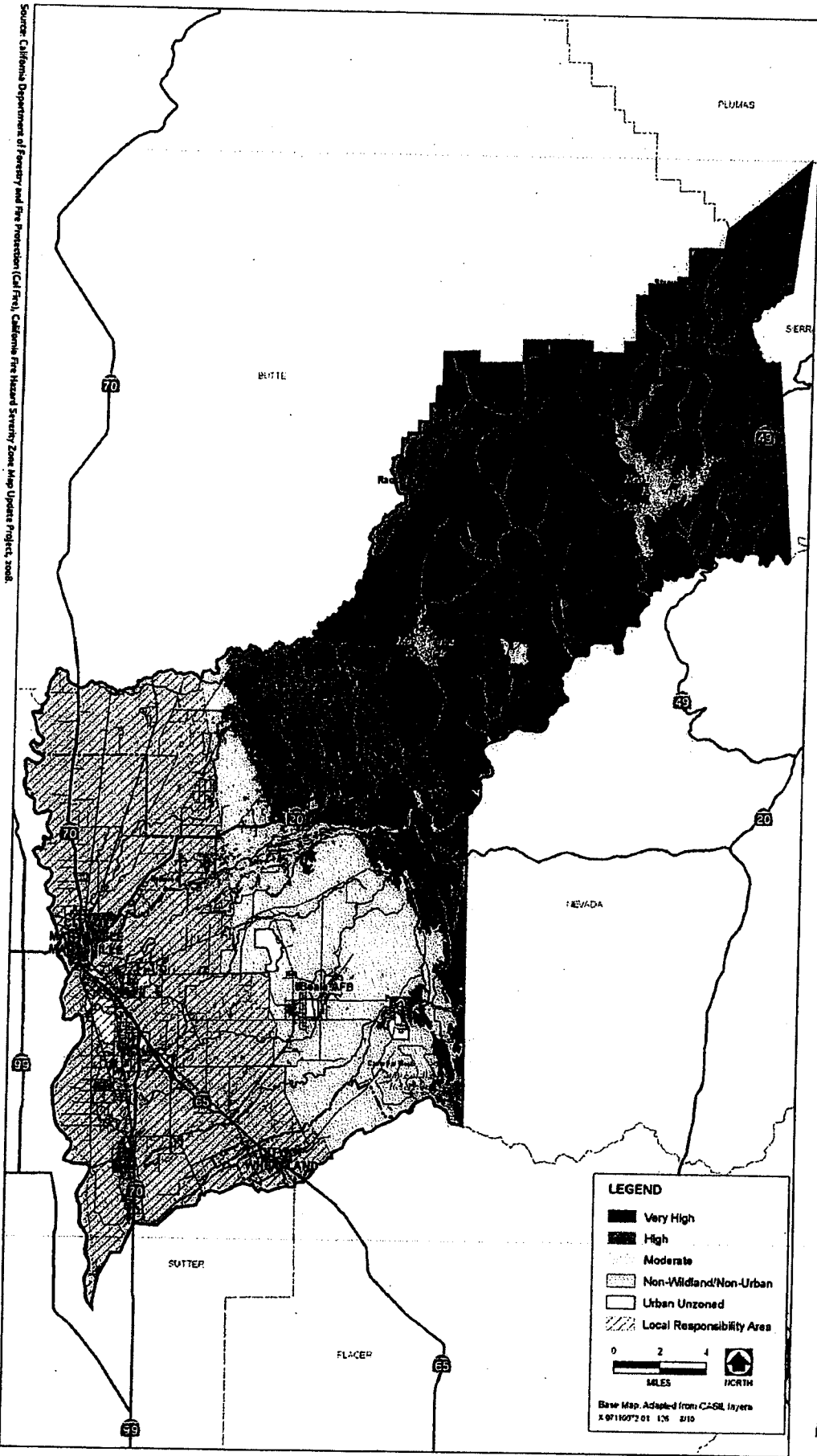


Exhibit Public Health & Safety-4. Fire Risk Severity Zones



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**GOVERNMENT CODE - GOV**

**TITLE 2. GOVERNMENT OF THE STATE OF CALIFORNIA [8000 - 22980]** ( Title 2 enacted by Stats. 1943, Ch. 134. )

**DIVISION 1. GENERAL [8000 - 8899.72]** ( Division 1 enacted by Stats. 1943, Ch. 134. )

**CHAPTER 7. California Emergency Services Act [8550 - 8669.7]** ( Chapter 7 added by Stats. 1970, Ch. 1454. )

**ARTICLE 2. General Definitions [8555 - 8561]** ( Article 2 added by Stats. 1970, Ch. 1454. )

**8558.** Three conditions or degrees of emergency are established by this chapter:

(a) "State of war emergency" means the condition that exists immediately, with or without a proclamation thereof by the Governor, whenever this state or nation is attacked by an enemy of the United States, or upon receipt by the state of a warning from the federal government indicating that such an enemy attack is probable or imminent.

(b) "State of emergency" means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions such as air pollution, fire, flood, storm, epidemic, riot, drought, cyberterrorism, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy or conditions causing a "state of war emergency," which, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single county, city and county, or city and require the combined forces of a mutual aid region or regions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage requires extraordinary measures beyond the authority vested in the California Public Utilities Commission.

(c) "Local emergency" means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by conditions such as air pollution, fire, flood, storm, epidemic, riot, drought, cyberterrorism, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage requires extraordinary measures beyond the authority vested in the California Public Utilities Commission.

*(Amended by Stats. 2018, Ch. 557, Sec. 1. (SB 532) Effective January 1, 2019.)*