



RESOLUTION No. 17-144

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION TO CREATE AND ESTABLISH THE PENN VALLEY AREA MUNICIPAL ADVISORY COUNCIL WITH AN EFFECTIVE DATE OF JULY 1, 2017 AS A PILOT PROGRAM FOR TWO YEARS UNTIL JULY 1, 2019

WHEREAS, General Plan Goal 1.2, “Recognize and allow for a range of land uses that preserve the qualities of each *Community Region, Rural Region and Rural Place*”; and

WHEREAS, General Plan Goal 1.4 :*Within Community Regions, provide for an adequate supply and broad range of residential, employment-generating, and cultural, public and quasi-public uses located for convenience, efficiency, and affordability while protecting, maintaining, and enhancing communities and neighborhoods*”; and

WHEREAS, General Plan Goal 2.1, “Provide for a strong economic base while protecting and maintaining communities and neighborhoods”; and

WHEREAS, the unincorporated community areas of Penn Valley, Lake Wildwood, and Rough and Ready are historic communities within Nevada County possessing unique character and tradition that shall be protected; and

WHEREAS, Penn Valley, and Rough and Ready are disadvantaged communities referred to as Legacy Communities in the General Plan; and

WHEREAS, Community input on land use and development projects and/or planning can provide additional resources for decision making purposes that act as an informative tool for the Board of Supervisors and the Planning Commission that can result in a higher quality of life for residents; and

WHEREAS, the residents of the Penn Valley area have expressed interest in having input in an advisory only capacity into development and land use issues within the area; and

WHEREAS, California Government Code §31010 outlines that the Board of Supervisors of any county may by resolution establish and provide for the operation of a municipal advisory council, for any unincorporated area in the county to advise the board on such matters which relate to that area as may be designated by the board concerning services which are or may be provided to the area by the county or other local governmental agencies, including but not limited to public health, safety, welfare, public works, and planning.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors of the County of Nevada hereby creates and establishes the Penn Valley Area Municipal Advisory Council with an effective date of July 1, 2017 as a pilot program for two years until July 1, 2019 to advise the County regarding development, land use and any applicable item requested by the County as follows:

Section 1. Municipal Advisory Council Name: The Penn Valley Area Municipal Advisory Council

Section 2. Area of Responsibility: The Council shall review and make recommendations regarding the community of interest area designated as the Penn Valley Area Municipal Advisory Council which incorporates the boundaries of the Western Gateway Regional Recreation & Park District and the Penn Valley Fire Protection District to the extent and only within the boundaries of Supervisorial District IV.

Section 3. Council Purpose: The Council shall review and make recommendations to the District IV Supervisor, Planning Commission and Board of Supervisors regarding the following in the area of responsibility:

1. Discretionary project applications.
2. Implementation of the General Plan land use designations.
3. Zoning Ordinance Updates
4. Other issues as directed by the District IV Supervisor and/or Board of Supervisors.

Section 4. Membership: The Council shall be comprised of a minimum of five (5) and maximum of seven (7) members whose composition shall include members of the community that represent a fair cross-section of the community as determined by the District IV Supervisor. All members shall reside in the Penn Valley Area Municipal Advisory Council area of responsibility. Members shall serve without compensation. All members shall be appointed, and may be removed, by the District IV Supervisor and Board of Supervisors.

Section 5. Terms of Office: The term of office of all members shall be two years. The Council and all members shall not represent the County on any issue to the public, public or private institution, agency or organization, and state and/or federal government.

Section 6. Meetings: The Council shall meet at least quarterly or more often as deemed necessary by the Council, District IV Supervisor or Board of Supervisors. The Council may establish a time and place for regular meetings. Special meetings of the Council may be called by the Chairperson with approval of the District IV Supervisor. Regular and special meetings shall be noticed as required by law. Agendas of regular and special meetings shall be posted as required by law.

Section 7. Officers of the Council: At the first meeting of the Council, held after July 1 in each fiscal year, the Council shall select one of its members as Chairperson and one of its members as Vice-Chairperson, who shall hold office for one year and until the election of their successors. The Chairperson shall be responsible for chairing meetings, calling special meetings and conferring with District IV Supervisor and staff on meeting agendas. The Vice-Chairperson shall assume the duties and responsibilities of the Chairperson in the Chairperson's absence.

Section 8. Designated Powers and Duties: The Council shall serve at the pleasure of the District IV Supervisor and Board of Supervisors and shall not represent the County on any issue to the public, public or private institution, agency or organization, state and/or federal government. The Council shall be an advisory body only to the District IV Supervisor, Planning Commission and Board of Supervisors and shall not have any power to approve, deny, delay or other formal action on land use, development or other issues reviewed by the Council but rather shall only provide advisory recommendations as a representative cross-sector of the community of the area of responsibility.

Section 9. Organization and Procedure: The Council may make or alter all rules and regulations governing its organization and procedure that are not inconsistent with this resolution, any ordinance of the County, or law of the State of California which shall be articulated in the organization's written bylaws. The initial bylaws and any changes thereafter shall be subject to the approval of the District IV Supervisor.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 28th day of March, 2017, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Hank Weston, Chair

3/28/2017 cc: COB*
AC*

