



# RESOLUTION No. 23-168

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION ACCEPTING THE OFFICE OF EMERGENCY SERVICES REQUEST TO EXTEND THE LOCAL EMERGENCY FOR THE 2022-2023 WINTER STORMS

WHEREAS, Government Code section 8630 authorizes the proclamation of a local emergency by an official designated by ordinance adopted by the local governing body; and

WHEREAS, Government Code section 8558 states that a local emergency means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property caused by conditions including storms; and

WHEREAS, whenever a local emergency is declared by a local official designated by ordinance, said local emergency shall not remain in effect for more than seven (7) days unless it has been ratified by the governing body; and

WHEREAS, on December 29, 2022, winter storms related to an atmospheric river system struck Nevada County, bringing damaging winds, substantial precipitation including significant snowfall at higher elevations, and flooding, and this system continues to impact the County; and

WHEREAS, the threat of mud and debris flows, particularly across county roads and bridges, causes a threat to residents; and

WHEREAS, the county road system has sustained major damages due to the amount of water passed over the road surfaces as well as culvert failures; and

WHEREAS, significant snowfall, rainfall, and high winds have resulted in debris flows, downed trees and power lines causing significant damage to critical infrastructure; and

WHEREAS, that the conditions caused by winter storms in Nevada County, by reason of their magnitude, create extreme peril to the safety of persons and property, will continue to impact significant County and community operations, including critical public infrastructure and services, and will require the provision of additional public safety and emergency services beyond the immediate capabilities of local resources, services, personnel, equipment, and facilities; and

WHEREAS, that the aforementioned conditions of extreme peril warranted and necessitated the proclamation of a local Emergency to enable the County of Nevada and other local government entities to adequately plan, prepare, and preposition resources in order to effectively respond to the threat posed by these winter storms; and

WHEREAS, on January 9, 2023, the Nevada County Director of Emergency Services proclaimed a local emergency due to the 2022-2023 winter storms; and

WHEREAS, the Board of Supervisors finds that an extension of the local emergency will assist in a coordinated public safety response to the winter storm emergency in order to protect the lives and property of citizens of the County and constitutes an emergency situation as set forth in California Government Code sections 8558 and 8630.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors of the County of Nevada, State of California hereby proclaims that a local emergency continues to exist throughout Nevada County due to the 2022-2023 Winter Storms that began on December 29, 2022, and its ongoing effects and continuing weather conditions in Nevada County and extends the Proclamation issued on January 9, 2023, by the Nevada County Director of Emergency Services. This Proclamation will be extended for an additional 60 days due to ongoing emergency related costs that continue to be incurred by the County of Nevada.

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Nevada, State of California, hereby directs that:

1. The Proclamation of Existence of a Local Emergency shall be renewed and deemed to continue to exist as provided by State law or until its termination is proclaimed by the Board of Supervisors of the County of Nevada.
2. The Director of Emergency Services for the County of Nevada, or their designee, is hereby designated as the authorized representative of the County of Nevada for the purpose of receipt, processing, and coordination of all inquiries and requirements necessary to obtain available State and Federal assistance.
3. The Director of Emergency Services, or their designee, is to immediately forward a certified copy of this Resolution extending the proclamation of a local emergency to the Governor of California.
4. During the existence of said local emergency the powers functions and duties of the Director of Emergency Services, or their designee, and the emergency organization of the County shall be those prescribed by state law, local ordinances, and resolutions of this county as approved by the Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 25<sup>th</sup> day of April, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout, Susan Hoek and Hardy Bullock.  
Noes: None.  
Absent: None.  
Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward C. Scofield, Chair

4/25/2023 cc: OES\*

**PROCLAMATION OF THE EXISTENCE OF A  
LOCAL EMERGENCY BY THE DIRECTOR OF  
EMERGENCY SERVICES FOR THE COUNTY  
OF NEVADA DUE TO THE 2022-2023 WINTER  
STORMS**

**WHEREAS**, Government Code section 8630 authorizes the proclamation of a local emergency by an official designated by ordinance adopted by the local governing body; and

**WHEREAS**, Government Code section 8558 states that a local emergency means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property caused by conditions including storms; and

**WHEREAS**, whenever a local emergency is declared by a local official designated by ordinance, said local emergency shall not remain in effect for more than seven (7) days unless it has been ratified by the governing body; and

**WHEREAS**, section A-III 2.6 of the County of Nevada Administrative Code authorizes the Director of Emergency Services of Nevada County to proclaim the existence or threatened existence of a local emergency whenever the County is affected or likely to be affected by a local emergency and the Nevada County Board of Supervisors is not in session; and

**WHEREAS**, on December 29, 2022, winter storms related to an atmospheric river system struck Nevada County, bringing damaging winds, substantial precipitation including significant snowfall at higher elevations, and flooding, and this system continues to impact the County; and

**WHEREAS**, the threat of mud and debris flows, particularly across county roads and bridges, causes a threat to residents; and

**WHEREAS**, the county road system has sustained major damages due to the amount of water passed over the road surfaces as well as culvert failures; and

**WHEREAS**, significant snowfall, rainfall, and high winds have resulted in debris flows, downed trees and power lines causing significant damage to critical infrastructure; and

**WHEREAS**, that the conditions caused by winter storms in Nevada County, by reason of their magnitude, create extreme peril to the safety of persons and property, will impact significant County and community operations, including critical public infrastructure and services, and will require the provision of additional public safety and emergency services beyond the immediate capabilities of local resources, services, personnel, equipment, and facilities; and

**WHEREAS**, that the aforementioned conditions of extreme peril warrant and necessitate

the proclamation of a local Emergency to enable the County of Nevada and other local government entities to adequately plan, prepare, and preposition resources in order to effectively respond to the threat posed by these winter storms; and

**WHEREAS**, the Board of Supervisors of the County of Nevada is not in session and cannot immediately be called into session to proclaim a local emergency caused by the 2022-2023 Winter Storms.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** by the Director of Emergency Services for the County of Nevada that as of December 29, 2022, a local emergency now exists in Nevada County as a result of the winter storms, which constitutes a substantial threat to the health and safety of thousands of residents across the County; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of said local emergency the powers, functions, and duties of the Office of Emergency Services of Nevada County shall be those prescribed by State law, and by ordinances, resolutions, and memorandums of understanding of Nevada County; and that this emergency proclamation shall expire seven (7) days after issuance unless this emergency proclamation is confirmed and ratified by the Nevada County Board of Supervisors; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that a copy of this Resolution be forwarded to the Director of the California Governor's Office of Emergency Services requesting that the Director find it acceptable in accordance with State law; that the Governor of California, pursuant to the Emergency Services Act, issue a proclamation declaring an emergency in Nevada County; that the Governor waive regulations that may hinder response and recovery efforts; that response and recovery assistance be made available under the California Disaster Assistance Act; and that the State expedite access to State and Federal resources and any other appropriate federal disaster relief programs.

Dated: January 9, 2023

By: 

Craig Griesbach  
Director of Emergency Services  
950 Maidu Avenue  
Nevada City, CA 95959



# RESOLUTION No. 23-001

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION PROCLAIMING A LOCAL EMERGENCY IN NEVADA COUNTY DUE TO THE EFFECTS OF THE 2022-2023 WINTER STORMS

WHEREAS, Government Code section 8630 authorizes the proclamation of a local emergency by an official designated by ordinance adopted by the local governing body; and

WHEREAS, Government Code section 8558 states that a local emergency means the duly proclaimed existence of conditions of disaster or extreme peril to the safety of persons and property caused by conditions including storms; and

WHEREAS, whenever a local emergency is declared by a local official designated by ordinance, said local emergency shall not remain in effect for more than seven (7) days unless it has been ratified by the governing body; and

WHEREAS, on December 29, 2022, winter storms related to an atmospheric river system struck Nevada County, bringing damaging winds, substantial precipitation including significant snowfall at higher elevations, and flooding, and this system continues to impact the County; and

WHEREAS, the threat of mud and debris flows, particularly across county roads and bridges, causes a threat to residents; and

WHEREAS, the county road system has sustained major damages due to the amount of water passed over the road surfaces as well as culvert failures; and

WHEREAS, significant snowfall, rainfall, and high winds have resulted in debris flows, downed trees and power lines causing significant damage to critical infrastructure; and

WHEREAS, that the conditions caused by winter storms in Nevada County, by reason of their magnitude, create extreme peril to the safety of persons and property, will impact significant County and community operations, including critical public infrastructure and services, and will require the provision of additional public safety and emergency services beyond the immediate capabilities of local resources, services, personnel, equipment, and facilities; and

WHEREAS, that the aforementioned conditions of extreme peril warrant and necessitate the proclamation of a local Emergency to enable the County of Nevada and other local government entities to adequately plan, prepare, and preposition resources in order to effectively respond to the threat posed by these winter storms; and

WHEREAS, on January 9, 2023, the Nevada County Director of Emergency Services proclaimed a local emergency due to the 2022-2023 winter storms; and



WHEREAS, the Board of Supervisors finds that a declaration of the local emergency will assist in a coordinated public safety response to the winter storm emergency in order to protect the lives and property of citizens of the County and constitutes an emergency situation as set forth in California Government Code sections 8558 and 8630.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Nevada, State of California hereby proclaims that a local emergency now exists throughout Nevada County due to the 2022-2023 Winter Storms that began on December 29, 2022, and its ongoing effects and continuing weather conditions in Nevada County and ratifies the Proclamation issued on January 9, 2023, by the Nevada County Director of Emergency Services

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Nevada, State of California, hereby directs that:

1. The Proclamation of Existence of a Local Emergency shall be renewed and deemed to continue to exist as provided by State law or until its termination is proclaimed by the Board of Supervisors of the County of Nevada.
2. The Director of Emergency Services for the County of Nevada, or their designee, is hereby designated as the authorized representative of the County of Nevada for the purpose of receipt, processing, and coordination of all inquiries and requirements necessary to obtain available State and Federal assistance.
3. The Director of Emergency Services, or their designee, is to immediately forward a certified copy of this Resolution ratifying the proclamation of a local emergency to the Governor of California.
4. During the existence of said local emergency the powers functions, and duties of the Director of Emergency Services, or their designee, and the emergency organization of the County shall be those prescribed by state law, local ordinances, and resolutions of this county as approved by the Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10<sup>th</sup> day of January, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Lisa Swarhout, Susan K. Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Susan K. Hoek, Chair

1/10/2023 cc: OES\*  
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