# **COUNTY OF NEVADA**

## STATE OF CALIFORNIA

Supervisor Heidi Hall, District I Supervisor Ed Scofield, District II Chair Dan Miller, District III Vice Chair Susan Hoek, District IV Supervisor Hardy Bullock, District V

Julie Patterson Hunter, Clerk of the Board Alison Lehman, County Executive Officer Katharine L. Elliott, County Counsel



## **BOARD OF SUPERVISORS**

950 Maidu Avenue Nevada City, CA 95959-8617 (530) 265-1480 Fax: (530) 265-9836 bdofsupervisors@co.nevada.ca.us

## **AGENDA**

Date Time Location

Tuesday, November 16, 2021 9:00 AM

Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

The Board of Supervisors welcomes you to their regular meeting.

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Pursuant to Governor Gavin Newsom's Executive Order, and the Nevada County Public Health Officer's Order, pertaining to the convening of public meetings in response to the COVID-19 pandemic, the County of Nevada will hold its regularly scheduled meeting of the Board of Supervisors from inside the Board Chambers, located at the Eric Rood Administrative Center, 950 Maidu Avenue, First Floor, Nevada City, CA 95959. This meeting is open to in-person attendance. To remain in compliance with state and local public health guidance, face coverings are required to be worn by all individuals while inside County facilities except those specifically exempt pursuant to CDPH guidance. Members of the public who are unable to attend in person, may watch this meeting live on Nevada County Media Channel 17 in Suddenlink Channel eastern western County and on 78 in County, through the web at www.mynevadacounty.com/boardmeetings, or listen by calling 1 (415) 655-0001 (you will be prompted to provide Meeting ID# 2555 857 7247 & Password# 298 26 836). Closed Captioning is available for hearing impaired viewers.

Public comment for items not on the agenda will be taken following the Community Presentation and adoption of the consent calendars, or as soon thereafter as possible. Please refer to Pages 10 and 11 for information on how to participate in the meeting, as well as the various options being made available for members of the public to provide comment in both western and eastern County.

The meeting room is accessible to people with disabilities. Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board's office by calling (530) 265-1480 at least four days prior to the meeting. (TTY/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.) This agenda and certain supporting documents may be obtained at www.mynevadacounty.com/boardmeetings. To view the supporting documents on this agenda for a particular item, click on the SR number to the left of the item. Please note that the on-line agenda may not include all related or updated documents. Proposed actions and supporting documents are considered draft until acted upon by the Board. All items listed on the agenda may be acted upon by the Board of Supervisors.

#### **REGULAR MEETING: 9:00 AM**

## **STANDING ORDERS:**

Call the meeting to order.

Pledge of Allegiance.

Corrections and/or deletions to agenda.

## **COMMUNITY PRESENTATION:**

## Clerk of the Board: Julie Patterson Hunter

1. <u>SR 21-0853</u> Certificate of Recognition for Honorable Bernard "Bernie" Zimmerman for his public service on the Nevada County Historical Landmark's Commission and for being named Citizen of the Year by the Nevada County Historical Society.

## **CONSENT CALENDAR:**

These items are expected to be routine and noncontroversial. The Board of Supervisors will act upon them at one time without discussion. Any Board member may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

#### Behavioral Health Director: Phebe Bell

- 2. SR 21-0839 Resolution approving Amendment 1 to the contract between the County of Nevada and Sierra Mental Wellness Group for the provision of crisis intervention and community client services, and for services related to the operation of a Crisis Stabilization Unit (Res. 21-256), increasing the maximum contract price from \$2,497,912 to \$2,599,860 to reflect an expansion of mobile crisis services, for the period July 1, 2021 through June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
- Resolution accepting funds from the Substance Abuse and Mental Health Services
  Administration for the Community Mental Health Centers grant to increase peer support staffing within the County Behavioral Health System, in the maximum amount of \$1,000,000, for the period September 30, 2021 through September 29, 2023.

#### Public Health Director: Jill Blake

- 4. SR 21-0536 Resolution approving Amendment 1 to the contract between the County of Nevada and Child Advocates of Nevada County for the provision of Healthy Families America home visiting program services as a component of the County's implementation of the California Home Visiting Program (Res. 20-425), increasing the maximum contract price from \$678,922 to \$1,369,938, extending the contract term through September 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the
- SR 21-0814 Resolution accepting Workforce Development Supplemental funding from the California Department of Public Health, in the amount of \$573,399 from the federal American Rescue Plan Act of 2021, for the period July 1, 2021 through June 30, 2023, authorizing the Nevada County Public Health Director to execute any documents necessary in connection with the award, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Public Health Department budget. (4/5 affirmative vote required)

#### Director of Social Services: Rachel Roos

Amendment.

Resolution authorizing the submittal of an application for and acceptance of the County Allocation Award under the Housing Navigators Program, in the amount of \$5,915 to be expended by June 30, 2024, and authorizing the Health and Human Services Agency Director to execute any and all documents necessary to participate in the Program.

## Child Support Services, Collections, and Housing Director: Mike Dent

- Resolution approving Amendment 01 to the contract between the County of Nevada and Wallis Design Studio Architects, Inc. pertaining to architectural design services for the Ranch House Project (Res. 21-052), increasing the contract price from \$106,547 to \$124,227 to reflect a change in the scope of services for the Ranch House Conversion Plan, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Housing)
- 8. SR 21-0795 Resolution accepting Homeless Housing, Assistance, and Prevention Program Round 3 funds totaling \$300,211.37, and authorizing the Director of Child Support Services, Collections, and Housing and Community Services to execute the Standard Agreement between the County of Nevada and State of California Business, Consumer Services, and Housing Agency's Homeless Coordinating and Financing Council to provide funding to the County to support County strategic objectives to address homelessness in the region. (Housing)

## District Attorney: Jesse Wilson

9. SR 21-0836 Resolution amending Resolution 21-028, to authorize the District Attorney to execute the grant agreement and any additional documents, including extensions or amendments thereto, required by the California Office of Emergency Services and necessary for implementation of the Federal Victim of Crime Act (VOCA) grant award.

#### Agricultural Commissioner: Chris de Nijs

10. SR 21-0860 (Waive further reading/Adopt) An Ordinance amending Article 1 of Chapter XIV of the Nevada County Land Use and Development Code pertaining to Agricultural Lands and Operations Right to Farm sections.

## Building Director: Craig Griesbach

11. SR 21-0851 Resolution authorizing an application for the Fiscal Year 2021/22 Governor's Office of Business and Economic Development Cannabis Equity Grants Program for Local Jurisdictions, and authorizing the Nevada County Director of Building to execute the grant agreement.

#### Director of Public Works: Panos Kokkas

- Resolution approving Amendment 1 to the contract between the County of Nevada and Mark Thomas & Company, Inc. for engineering and design services for the Guardrail Safety Audit Project, extending the contract term to December 31, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
- 13. SR 21-0833 Resolution authorizing Environmental Clearance for the Guardrail Safety Audit Project, and authorizing the Director of Public Works to file a Notice of Exemption with the Nevada County Clerk-Recorder's office.
- Resolution approving bidding documents and specifications for the McCourtney Road Transfer Station Water Supply Test Well Project, authorizing the Purchasing Agent to solicit bids for this Project, and authorizing the Director of Public Works to award the contract to the lowest responsive and responsible bidder, in an amount not to exceed \$261,000, or to reject all bids, and authorizing the Auditor-Controller to encumber the contract. (Solid Waste)

#### Director of Human Resources: Steven Rose

15. SR 21-0852 Resolution amending the Nevada County Personnel Code (Res. 18-591), effective November 16, 2021.

Chief Information Officer: Stephen Monaghan
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16.	SR 21-0859	(Waive further reading/Adopt) An Ordinance repealing section A-II 2.1 of Article 2 of
		Chapter II of the Administrative Code of the County of Nevada regarding the County's
		adoption of supervisorial district boundaries based on United States General Census
		information.

- Resolution authorizing acceptance of the Federal Aviation Administration Grant Airport Rescue Grant Program in the amount of \$32,000, for the period November 16, 2021, through November 16, 2025, and authorizing the Director of Information and General Services to execute the grant agreement. (Airport)
- Resolution authorizing the Nevada County Airport Manager to submit an application for a California Department of Transportation (Caltrans) loan in the amount of \$227,000 for the capital asset purchase of a new jet fuel refueling truck from Skymark Refuelers, authorizing the Chair of the Board of Supervisors to accept and execute the Caltrans loan agreement, and approving the capital asset purchase. (4/5 affirmative vote required) (Airport)
- Resolution accepting the proposed Forest Reserve (Title III) spending plans for Forest Reserve funding in Fiscal Years 2021/22 (\$27,500) and 2022/23 (\$27,500), and directing staff to schedule a public hearing on January 11, 2022, for final approval. (Emergency Services)
- Resolution approving submittal of an application for grant funding to the Federal Emergency Management Agency's (FEMA) Building Resilient Infrastructure and Communities Program to fund the BRIC 2021 Nature-based Mitigation & Wildfire Retrofitting for Climate Resiliency in Nevada County Project, for hazard mitigation funding totaling \$22.3 million dollars to complete the Woodpecker Ravine Fuel Modification Zone, and authorizing the Chief Information Officer to execute the application and other required documents for the Department of Homeland Security Grant Program. (Emergency Services)

## County Executive Officer: Alison Lehman

- 21. SR 21-0837 Resolution directing the Auditor-Controller to amend various Nevada County budgets through the First Consolidated Budget Amendment for the 2021/22 Fiscal Year and to release Economic Development Infrastructure Assignment, Civil Litigation Assignment, and Unassigned Fund balance in the General Fund in Fiscal Year 2021/22. (4/5 affirmative vote required)
- 22. SR 21-0838 Resolution directing the Auditor-Controller to amend various Nevada County budgets through the Fiscal Year 2021/22 Quarter 1 Consolidated American Rescue Plan Act (ARPA) Expenditure Plan Budget Amendment. (4/5 affirmative vote required)

23.	SR 21-0855	Resolution authorizing the County Executive Officer to sign Memoranda of
		Understanding with eligible entities to fund grant writing services on their behalf, in an
		amount not to exceed \$20,000 per request and not to exceed a total of \$50,000 per
		fiscal year, to further Board objectives.

#### Clerk of the Board: Julie Patterson Hunter

24.	SR 21-0854	Resolution proclaiming November 2021 as "Hospice and Palliative Care Month" in
		Nevada County.

- 25. SR 21-0784 Resolution designating the Nevada City Chinese Cemetery, located at 9 Kidder Court, Nevada City, CA 95959 (APN 037-050-071), as a Nevada County Historical Landmark 21-06.
- Designation of the 2022 Board members to serve as delegate, Supervisor Dan Miller, and alternate, Supervisor Sue Hoek, to the Rural County Representatives of California (RCRC), the Golden State Finance Authority (GSFA), Golden State Connect Authority (GSCA); and Supervisor Dan Miller to serve as delegate, and David Garcia, Solid Waste Program Manager, and Panos Kokkas, Director of Public Works, to serve as Alternates one and two respectively, to the Rural Counties Environmental Services Joint Powers Authority (ESJPA).
- 27. SR 21-0846 Resolution approving reappointment of Lynda Lapp as Member to the Kingsbury Greens Community Services District, for a term ending December 5, 2025. (Dist. II)
- **28.** SR 21-0845 Resolution authorizing remote teleconference meetings of the Board of Supervisors and its legislative bodies pursuant to the Ralph M. Brown Act.

## Regular meeting of the Board of Directors of the Nevada County Sanitation District No. 1.

(Recess as the Nevada County Board of Supervisors & convene as the Nevada County Sanitation District No. 1 Board of Directors.)

#### Call the meeting to order:

#### **Consent:**

These items are expected to be routine and noncontroversial. The Board of Directors will act upon them at one time without discussion. Any Board member may request that an item be removed from the consent calendar for discussion. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda, may raise their concerns to the Board members prior to the consent agenda being introduced. The Directors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

#### Director of Public Works: Panos Kokkas

29. SR 21-0834 Resolution directing the Auditor-Controller to amend the Fiscal Year 2021/22 Nevada County Sanitation District No. 1 budget. (4/5 affirmative vote required)

30.	SR 21-0788	Resolution approving the adoption of a list of projects in various District zones for the Nevada County Sanitation District No. 1, authorization to procure the equipment funded by the American Rescue Plan Act (ARPA) and local Sanitation District funds in various zones, and directing the Auditor-Controller to amend the Fiscal Year 2021/2022 budget and release of fund balance. (4/5 affirmative vote required)
31.	SR 21-0840	Resolution approving plans and specifications for the Nevada County Sanitation District No. 1 Lift Station 26 Damage Repair Project, authorizing the Purchasing Agent to solicit bids for this Project, authorizing the Director of Public Works to award and execute a construction contract to the lowest responsive and responsible bidder, not to exceed \$49,000, or to reject all bids, and authorizing the Auditor-Controller to encumber the contract and amend the Fiscal Year 2021/22 budget. (4/5 affirmative vote required)
32.	SR 21-0841	Resolution approving the purchase of a capital asset, 12' x 82" Hydraulic Dump Trailer, in the amount of \$16,620, and directing the Auditor-Controller to amend the Fiscal Year 2021/22 Wastewater Administrative budget. (4/5 affirmative vote required)
33.	SR 21-0850	Resolution authorizing remote teleconference meetings of the Nevada County Sanitation District No. 1 pursuant to the Ralph M. Brown Act.

#### Clerk of the Board: Julie Patterson Hunter

**34.** SR 21-0790 Acceptance of Nevada County Sanitation District No. 1 Summary Minutes for October 12, 2021.

#### **Public comment:**

Members of the public shall be allowed to address the Board of Directors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board during the meeting by using one of the options listed on pages 10 and 11.

#### **Adjournment:**

(Adjourn as the Nevada County Sanitation District No. 1 Board of Directors and reconvene as the Nevada County Board of Supervisors.)

#### **PUBLIC COMMENT:**

Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda that are of interest to the public and are within the subject matter jurisdiction of the Board during the meeting by using one of the options listed on pages 10 and 11.

## SCHEDULED ITEM: 10:30 A.M.

## **Chief Information Officer: Stephen Monaghan**

**35.** SR 21-0794 Public Workshop regarding the 2021 Nevada County Supervisorial Redistricting process.

#### \*DEPARTMENT HEAD MATTER:

## **Sheriff-Coroner/Public Administrator: Shannan Moon**

required)

Resolution accepting the 2021 Community Policing Development Crisis Intervention
Teams Grant in the amount of \$250,000 from the Department of Justice Office of
Community Oriented Policing Services to fund the salary and benefits of a trained
Crisis Clinician for a second Mobile Crisis Team, for a two-year period commencing
November 1, 2021, authorizing the Nevada County Sheriff to electronically accept and
sign the award documents, and directing the Auditor-Controller to amend the Fiscal
Year 2021/22 Sheriff's Office and Behavioral Health budgets. (4/5 affirmative vote

## \*ANNOUNCEMENTS:

Pursuant to Government Code Section 54954.2, Board members and County Executive Officer may make a brief announcement or brief report on his or her activities. Board members and County Executive Officer may also provide a reference to staff or other resources for factual information, request staff to report back to the Board at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

## **Recess for lunch:**

## AFTERNOON SESSION

#### SCHEDULED ITEM: 1:30 P.M.

A public comment kiosk will be available for members of the public to provide input on Item #37, located inside the Prosser Room, Second Floor, Truckee Town Hall, 10183 Truckee Airport Rd., Truckee, CA 96161.

#### **Planning Director: Brian Foss**

Resolution approving a contract between the County of Nevada and Truckee Trails
Foundation for the preparation of environmental review documents for the Pines to
Mines Trail Project, in the maximum amount of \$100,000, for the period November 16,
2021 through June 30, 2023, and authorizing the Chair of the Board of Supervisors to
execute the contract.

## **ADJOURNMENT:**

\*(The Board of Supervisors can discuss these items at any time during the meeting.)

This agenda was posted on bulletin boards 72 hours in advance of the meeting at the following locations:

- 1. Eric Rood Administrative Center; outside Board office, outside Board Chambers, and outside main entrance.
- 2. Truckee Town Hall Administrative Center, 10183 Truckee Airport Rd., Truckee, CA 96161.
- 3. Outside the District V Board of Supervisors office, Truckee Town Hall Administrative Center.
- 4. Outside the Prosser Room, 2nd Floor, Truckee Town Hall, 10183 Truckee Airport Rd., Truckee, CA 96161
- 5. Online at www.mynevadacounty.com/boardmeetings and nevco.legistar.com/Calendar.aspx.

Posted: Posted November 12, 2021.

#### PERSONS DESIRING TO ADDRESS THE BOARD

#### **CONTROL OF MEETING:**

The Board Chairperson shall first caution any person at the meeting who is abusive, disruptive, or out of order, and then ask that person to leave if the person will not stop; additionally, the Chair reserves the right to recess the meeting until the person leaves or is escorted out and order is restored.

#### **PUBLIC COMMENT:**

Matters on the Agenda: The Board shall allow public comment on items appearing on the agenda when the agenda item is considered by the Board. The Chair may limit the total amount of time for comment on any agenda item and may limit any individual desiring to address the Board to no less than three (3) minutes. Comments by the public must be relevant to the item on the agenda being considered by the Board.

Matters not on the Agenda: At regular meetings of the Board, members of the public shall be allowed to address the Board of Supervisors on matters not appearing on the agenda which are of interest to the public and which are within the subject matter jurisdiction the Board. Pursuant to the Ralph M. Brown Act, the Board shall not take any action or discuss any matter not appearing on the agenda; although staff may be asked to briefly respond to or follow up on such items. Members of the public wishing to ask questions or hear discussion on items listed under the consent agenda may raise their concerns to the Board members when the consent agenda is introduced. The Supervisors will take the concerns under consideration and decide if there is adequate reason to remove the item from consent.

The Chair of the Board may limit the total amount of time allocated for public comment; provided, however, the Board will allocate at least fifteen (15) minutes for receiving public comment during any Board meeting. The Chair of the Board may limit any individual desiring to address the Board to no less than three (3) minutes. Time to address the Board will be allocated on the basis of the order in which the requests were received.

At special meetings of the Board, public comment will only be allowed on matters appearing on the agenda.

#### WAYS TO WATCH AND LISTEN DURING THE NOVEMBER 16, 2021 MEETING:

- 1) Watch from inside the Board Chambers. Face coverings are mandatory for all individuals (both vaccinated and unvaccinated) except those specifically exempt pursuant to CDPH guidance.
- 2) Listen by calling 1 (415) 655-0001 (Meeting ID# 2555 857 7247 and Password# 298 26 836).
- 3) View at www.mynevadacounty.com/boardmeetings.
- 4) View on Nevada County Media Channel 17 in western County.
- 5) View on Suddenlink Channel 78 in eastern County.

#### PROVIDE PUBLIC COMMENT BEFORE THE NOVEMBER 16, 2021 MEETING BY:

- 1) Leaving an eComment at www.mynevadacounty.com/boardmeetings.
- 2) Writing a letter to the Board of Supervisors at 950 Maidu Ave, Suite 200, Nevada City, CA 95959.
- 3) Emailing BOS.PublicComment@co.nevada.ca.us.

## PROVIDE PUBLIC COMMENT DURING THE NOVEMBER 16, 2021 MEETING BY:

#### 1) In-Person:

Eric Rood Administrative Center: Members of the public can provide comment in-person inside the Board of Supervisors' Board Chambers at the Eric Rood Administrative Center. Face coverings are mandatory for all individuals (both vaccinated and unvaccinated) except those specifically exempt pursuant to CDPH guidance.

#### 2) Over the Phone:

Members of the public can call (530) 270-3474 and will be placed in a call-in queue until they are permitted into the meeting for comment. (Please note that the 1 (415) 655-0001 number is only for listening to the meeting.)

#### 3) Public Comment Kiosk in Truckee for Agenda Item #37:

Members of the public can provide comment in-person at a virtual public comment kiosk located inside the Prosser Room, Second Floor, Truckee Town Hall, 10183 Truckee Airport Rd., Truckee, CA 96161. Face coverings are mandatory for all individuals (both vaccinated and unvaccinated) except those specifically exempt pursuant to CDPH guidance.

Please provide your name, City or District of residence, and the agenda item you wish to comment on.

## **PUBLIC HEARINGS:**

All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Chair of the Board may limit the total amount of time allocated for the public hearing and may limit any individual desiring to address the Board to not less than three (3) minutes. Any person may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board. Whenever a public hearing is conducted, the public hearing is closed and the matter is continued to a subsequent meeting for Board deliberation and/or action, the Board shall not allow public comment and/or testimony on that item at the subsequent hearing.

However, at the initial public hearing, prior to taking action, the Board may, at its sole discretion, elect to continue the matter and reopen the public hearing. At the subsequent hearing, all information will be considered. The Board may also, at the initial public hearing, prior to taking action, announce that the public hearing is being continued for specific information and the public testimony will only be heard on new information specific to the Board's direction. If, after the public hearing is closed and the Board later decides to reopen the public hearing for public testimony, appropriate notices must be published.

#### **ORDER AND DECORUM:**

Individuals or organizations desiring to address the Board shall: 1) Address the Board from the podium. Speakers are encouraged but not required to give their name and city of residence before addressing the Board. Speakers shall direct their comments to the Board, not the audience or staff. 2) Comment on the specific matter before the Board with reasons for the position taken. 3) The Chair may, at his or her discretion, allow up to five (5) minutes for those who are serving as a spokesperson for a group or organization. 4) A speaker may not yield time to another speaker. 5) No individual may speak more than once during the Public Comment period or on an item on the agenda unless recognized by the Chair as having new information. 6) In the interest of civil discourse, the rules specified in this Order and Decorum of Board Business and Robert's Rules of Order, to the extent such Rules are not in conflict with the Brown Act, shall apply at all Board meetings. It shall be the responsibility of the Chair to ensure public comments are conducted in such a manner that avoids disruptive activity, promotes mutual respect, keeps comments focused on issues, and avoids personal attack. 7) Applicants, applicant representatives and appellants desiring to speak shall be permitted to speak first during the public comment portion of a public hearing for not more than ten (10) minutes (or fifteen (15) minutes at Appeal Hearings), unless different rules for conducting the hearing are provided by County code. Time limits may be modified at the Chair of the Board's discretion.

#### **ORDINANCES:**

- 1) By statute, an ordinance may be passed immediately upon introduction only after notice and a public hearing.
- 2) An urgency ordinance may be passed immediately upon introduction.
- 3) Ordinances shall not be passed within five days of their introduction, nor at other than a regular meeting or at an adjourned regular meeting unless authorized by statute as indicated above. The Board of Supervisors will address ordinances at first readings. The public is urged to address ordinances at first readings; as passage of ordinances will be held at second readings, after reading the title.
- 4) Adoption of the ordinance is made by majority vote.
- 5) The Board reserves the right to amend any proposed ordinances and to hold a first reading in lieu of a second reading. (Gov. Code Section 25131, et seq.)

#### **INFORMATIONAL CORRESPONDENCE:**

The Board may direct any item of informational correspondence to a department head for appropriate action.

#### **REFERENCES:**

Nevada County Resolution 17-084 (Public comment)

Ralph M. Brown Act, California Government Code Sec. 54950, et. seq. (Open meetings law)

Nevada County Land Use Code Sec. L-II 5.12 (Appeals)