MINUTES OF THE CITY OF BIGGS
REGULAR COUNCIL MEETING
COUNTY OF BUTTE, STATE OF CALIFORNIA

January 14, 2014

Call To Order

The regular council meeting was called to order at 6:30 p.m. by Mayor Frith. Vice Mayor Sheppard, Council Members Arnold, Busch and Thompson were present. Staff present: City Administrator Mark Sorensen, City Attorney Greg Einhorn, City Planner Scott Friend, City Engineer Brian Martin and City Clerk Roben Dewsnup.

1. COMMUNITY PARTICIPATION: None

City Administrator Mark Sorensen asked council to add an item to the agenda regarding purchase authority for Jurisdictional Delineation for the WWTP Phase 2 Waste Water Treatment Plant Project.

Motion/Second to add the item to the agenda. (Frith/Busch, MCU)

2. PUBLIC HEARINGS:

A. Zoning Text Amendment ZCA#2013-03.

City Planner Scott Friend stated this item was an amendment to the Biggs Municipal Code addressing density bonuses, emergency shelter, farm work housing, single room occupancy, and supportive and transition housing.

Mayor Frith opened the hearing to the public.

With no public comment, the hearing was closed to the public.

Motion/Second to determine the project is Categorically Exempt from further environmental review pursuant to the California Environmental Quality Act (CEQA) and meets the requirements of Section 15305, Minor Alterations in Land Use Limitations of the State CEQA Guidelines as a Class 5 exemption. (Frith/Sheppard, MCU)

Motion/Second to approve the first reading of Ordinance No. 400 (AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIGGS AMENDING VARIOUS SECTIONS OF TITLE 14, ZONING OF THE BIGGS MUNICIPAL CODE ACCORDING TO THE IMPLEMENTATION STRATEGIES OF THE 2009-2014 HOUSING ELEMENT OF THE BIGGS GENERAL PLAN AND STATE LAW) approving ZCA #2013-03, an amendment to Title 14, adding definitions and eliminating a definition in Chapter 14.010, adding Chapter 14.170 Affordable Housing Incentives/Residential Density Bonuses, amending Section 14.100.030 Residential Use Table, and amending Section 14.140.030 Industrial Use Table of the Biggs Municipal Code. (Frith/Sheppard, MCU)

B. Zoning Text Amendment ZCA#2014-01

Mr. Friend stated this text amendment would change the regulations for accessory structures and add a new definition to Chapter 14.10, Definitions. The new code would allow a maximum height of 12 feet in lots smaller than ½ acre and 20 feet for lots over ½ acre. There would be no exemptions for lots which abut an alley. The height limit for front years would be 6 foot with the exception of garages. A new standard would cap the maximum amount of lot coverage in the backyard to 50%. The code covers detached structures.

Mayor Frith opened the hearing to the public.

Resident Mary Frith asked if an existing structure falls down, does the homeowner need to comply with the new regulations and Mr. Friend stated new structures must comply with new codes, but if remodeling a structure, it may fall under the pre-existing/non-conforming use.

Mayor Frith closed the hearing to the public.

Council discussed side yard versus back yard coverage.

Motion/Second that the City Council determines the project is Categorically Exempt from further environmental review pursuant to the California Environmental Quality Act (CEQA) and meets the requirements of Section 15305, Minor Alterations in Land Use Limitations of the State CEQA Guidelines as a Class 5 exemption. (Frith/Arnold, MCU)

Motion/Second to approve the first reading of Ordinance No. 401 (AN ORDINANCE OF THE BIGGS CITY COUNCIL AMENDING THE BIGGS MUNICIPAL CODE TITLE 14, ZONING; ADDING A DEFINITION TO CHAPTER 14.10, DEFINITIONS; AND MODIFYING REGULATIONS RELATING TO ACCESSORY STRUCTURES IN SECTION 14.60.040, ACCESSORY BUILDING - DETACHED) approving ZCA #2014-01, an amendment to Title 14, Zoning of the Biggs Municipal Code amending Section 14.60.040, Accessory Buildings - Detached, and adding a definition to Chapter 14.10, Definitions. (Frith/Thompson, MCU)

3. CONSENT CALENDAR:

A. Approval of Council Minutes for Regular Meeting of December 10, 2013.
B. Approval of warrants: #8450 - 8460; Z00958 - Z00976, and 27556 - 27606 for the month of December 2013 in the amount of $339,950.87.
C. Acknowledge receipt of Gridley-Biggs Police Department Report for the months of November and December 2013.
D. Acknowledge receipt of Gridley-Biggs Animal Control Report for the months of November and December 2013.
E. Acknowledge receipt of Biggs Fire Department Report for the month of December 2013.
Action: It is recommended items "A" through "E" be acted on simultaneously unless separate actions are requested by a Councilmember or a member of the audience. MOTION to approve the consent calendar.

Motion/Second to approve the Consent Calendar as presented. (Thompson/Frith, MCU)

4. UTILITY LATE FEES:

Mr. Sorensen stated Council Member Thompson had requested a review and consideration of the assessment of Utility Late Fees. He asked council if they would like to review the procedure or make changes.

Council Member Thompson stated a citizen asked council to review the process of adding and waving late fees.

Mayor Frith stated he would like to review the policy and make changes if necessary.

Council would come back in the near future with possible changes.

5. HOMETOWN CELEBRATION:

Resident Brian Bassett asked to table this discussion and possibly discuss at a later date.

6. DEPARTMENT REPORTS:

A. Planning:

1. Planning / Code Enforcement: Mr. Friend reviewed the Activity Report for December 2013 / January 2014.

2. Certification of a Final Environmental Impact Report for the Biggs Wastewater Treatment Plant Enhancement Project.

   Mr. Friend stated staff was seeking Council action to certify the Final Environmental Impact Report for the Biggs Wastewater Treatment Plant Enhancement Project and make findings and a Statement of Overriding Consideration in support of the action. The City did receive four comment letters.

   Mr. Friend asked council to slightly amend the statement and motion from what was included in the agenda packet.

   Motion/Second to adopt Resolution No. 2014-01 (RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT (SCH # 2013042029), ADOPTING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS, ADOPTING THE PROPOSED PROJECT AND AUTHORIZING STAFF TO SUBMIT APPLICATIONS IN CONTINUED PURSUIT OF THE PROJECT) and make the Finds of Fact and Statement of Overriding Considerations (attachment B and Noted below), and certifying that the Final EIR (EIR10-001 State Clearinghouse No. 2013042029) is adequate for the Biggs Wastewater Enhancement Project; has been completed in compliance with the California Environmental Quality Act; reflects the independent judgment of the lead agency; approving the wastewater land disposal project and directing staff to continue its pursuit of such; directing staff to file the Notice of Determination for the project; and authorizing staff to submit applications supporting the continued pursuit of the project. (Busch/Frith, MCU)

2. a. Purchase Authority for Jurisdictional Delineation for the WWTP Phase 2 Waste Water Treatment Plant Project. Mr. Sorensen asked council to grant authority to him to contract for professional services for a Jurisdictional Delineation.

   Motion/Second to authorize the City Administrator to contract for professional services to produce a Preliminary Wetland Delineation Report for the South Option parcels, not to exceed $6,000. (Sheppard/Arnold, MCU)

B. Engineering: City Engineer Brian Martin reviewed the Department Activity Report – December 2013 / January 2014.

C. Public Safety: Interim Police Chief Dean Price reported there was an increase in arrests in the last month.

   Fire Captain Todd Tindill reported Chief George Morris had retired in December and Greg McFadden took his place.

   Mayor Frith asked that a proclamation be written for Chief Morris's retirement.

Resident Carrie Wheeler stated her concerns about the increase in arrests and questioned what the reason was. Chief Price stated there was an increase in patrol in focus areas.

D. Sutter Butte Flood Control Agency (SBFCA). Nothing to report.

E. Pubic. Nothing to report.

F. Electric. Mayor Frith reported on electric issues pertaining to the City of Biggs.

G. BCAG. Council Member Busch reported on the BCAG meeting he attended and stated fare increases had been approved.

H. Air Quality. Council Member Thompson reported there would be a public hearing at the Chico fairgrounds tomorrow regarding a wood stove replacement program.

I. Solid Waste. Council Member Arnold asked if there should be a time limit for use of the extra yard waste bins.

Resident Mary Frith stated Waste Management was doing an excellent job in the community of cleaning up extra trash.

J. Mosquito Abatement. Nothing to report.

K. Other commission reports. None.

M. City Administrator.

1. Authorization to Replace Two Light Trucks.

Mr. Sorensen asked council to consider authorizing the sale of two trucks and to purchase two replacement light trucks.

Council Member Busch was in favor of repairing the F-150 for $8,000 because that cost was less than the $25,000 replacement cost. He felt there should be more than one repair estimate.

Council Member Arnold would like to replace the trucks. Vice Mayor Sheppard would like to see more than one estimate.

Resident Mary Frith stated the city qualifies for purchasing either from GSA or the State of California.

Motion/Second to authorize the replacement of two trucks. (Arnold/Thompson, MC; Noes: Busch & Sheppard) Council Member Busch asked the record to reflect he voted "no" because of the position Council was placed in.

The Public Works Committee could discuss the type of trucks needed.

2. Water Meter Purchase Authorization and Budget Modification.

Mr. Sorensen asked council to consider authorizing him to purchase 20 water meters for the CHIP Project and to make corresponding budget modifications.

Motion/Second to authorize the City Administrator to purchase (20) 1" Badger E-Series water meters at a cost not to exceed $7000. (Sheppard/Arnold, MCU)

3. Waste Water Treatment Plant Upgrade Project Installment Sale Agreement.

   Mr. Sorensen asked council to consider adopting a resolution authorizing the Mayor to execute a Project Installment Sale Agreement.

   Motion/Second to approve Resolution No. 2014-02, "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIGGS – AUTHORIZATION TO EXECUTE INSTALLMENT SALE AGREEMENT." (Thompson/Sheppard, MCU)

4. City Attorney Request for Proposal Process.

   Mr. Sorensen stated the City had received 8 proposals. Council had stated they would like to form an ad hoc committee to screen the applications. Vice Mayor Sheppard and Council Member Busch would like to serve on the committee with Council Member Thompson as the alternate. The City Administrator and Attorney would also serve on the committee.

5. Potential Council Correspondence Regarding Biggs-Gridley Memorial Hospital Name Change.

   Council Member Arnold felt the council should write a letter on behalf of the citizens of Biggs voicing displeasure of the hospital name change.

   Mr. Sorensen would draft a letter.

7. INFORMATIONAL: None

8. CLOSED SESSION: Council adjourned to closed session at 9:15 p.m. for conference with real property negotiators.

9. RESUME REGULAR SESSION: Council resumed regular session at 10:22 p.m. with no announcement.

10. ADJOURNMENT: The regular meeting was adjourned at 10:22 p.m.

ATTEST:

Roben Dewsnup, CITY CLERK

APPROVED:

Roger L. Frith, MAYOR

Warrant Num	P#	Date	Payroll Number	Period Begin	Period End	*** Employee or Vendor *** Nbr	Name	Cal Prd	Gross Earnings	Tax Withheld	Deductions Withheld	Warrant Amount
8461	00	01/02/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	B40102		1194.55
8461	01	01/02/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	1B40102		1887.38
8461	02	01/02/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	2B40102		441.42
										TOTAL FOR VENDOR BOA01:		3523.35
8462	00	01/02/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	B40102		403.53
8462	01	01/02/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	1B40102		152.21
										TOTAL FOR VENDOR EDD01:		555.74
8463	00	01/02/14	VENDOR PAYMENT	--------		PUB01	PERS-Retirement Syst	01-14	INVOICE NO.:	B40102		2514.00
										TOTAL FOR VENDOR PUB01:		2514.00
8464	00	01/15/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	B40115		1178.66
8464	01	01/15/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	1B40115		1879.84
8464	02	01/15/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	2B40115		439.64
										TOTAL FOR VENDOR BOA01:		3498.14
8465	00	01/15/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	B40115		392.63
8465	01	01/15/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	1B40115		151.61
										TOTAL FOR VENDOR EDD01:		544.24
8466	00	01/15/14	VENDOR PAYMENT	--------		LAB02	Laborers Local 185	01-14	INVOICE NO.:	B40115		96.00
										TOTAL FOR VENDOR LAB02:		96.00
8467	00	01/15/14	VENDOR PAYMENT	--------		PUB01	PERS-Retirement Syst	01-14	INVOICE NO.:	B40115		2514.00
8468	00	01/29/14	1of12	01/01/14	01/31/14			01-14	300.00	25.95	.00	274.05
8469	00	01/29/14	1of12	01/01/14	01/31/14			01-14	300.00	25.95	.00	274.05
										TOTAL FOR VENDOR PUB01:		2514.00
8470	00	01/29/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	B40129		.00
8470	01	01/29/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	1B40129		186.00
8470	02	01/29/14	VENDOR PAYMENT	--------		BOA01	BANK OF AMERICA, NT&	01-14	INVOICE NO.:	2B40129		43.50
										TOTAL FOR VENDOR BOA01:		229.50
8471	00	01/29/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	B40129		.00
8471	01	01/29/14	VENDOR PAYMENT	--------		EDD01	Employment Developme	01-14	INVOICE NO.:	1B40129		15.00
Z00977	00	01/03/14	1of24	12/16/13	12/31/13			01-14	1907.13	599.13	1308.00	.00
Z00978	00	01/03/14	1of24	12/16/13	12/31/13			01-14	309.60	26.79	282.81	.00
Z00979	00	01/03/14	1of24	12/16/13	12/31/13			01-14	1832.13	440.72	1391.41	.00
Z00980	00	01/03/14	1of24	12/16/13	12/31/13			01-14	1367.25	451.85	915.40	.00
Z00981	00	01/03/14	1of24	12/16/13	12/31/13			01-14	2651.21	794.43	1856.78	.00
Z00982	00	01/03/14	1of24	12/16/13	12/31/13			01-14	1934.60	577.69	1356.91	.00
Z00983	00	01/03/14	1of24	12/16/13	12/31/13			01-14	3291.67	880.05	2411.62	.00
Z00984	00	01/03/14	1of24	12/16/13	12/31/13			01-14	3081.83	1080.60	2001.23	.00
Z00985	00	01/17/14	2of24	01/01/14	01/15/14			01-14	2002.26	625.41	1376.85	.00
Z00986	00	01/17/14	2of24	01/01/14	01/15/14			01-14	290.25	25.11	265.14	.00
Z00987	00	01/17/14	2of24	01/01/14	01/15/14			01-14	1832.13	440.72	1391.41	.00
Z00988	00	01/17/14	2of24	01/01/14	01/15/14			01-14	1548.21	489.58	1058.63	.00
Z00989	00	01/17/14	2of24	01/01/14	01/15/14			01-14	2651.21	794.42	1856.79	.00
Z00990	00	01/17/14	2of24	01/01/14	01/15/14			01-14	1623.50	486.09	1137.41	.00
Z00991	00	01/17/14	2of24	01/01/14	01/15/14			01-14	3291.67	880.05	2411.62	.00
Z00992	00	01/17/14	2of24	01/01/14	01/15/14			01-14	3075.45	1077.79	1997.66	.00
Z00993	00	01/29/14	1of12	01/01/14	01/31/14			01-14	300.00	25.95	274.05	.00
Z00994	00	01/29/14	1of12	01/01/14	01/31/14			01-14	300.00	25.95	274.05	.00
Z00995	00	01/29/14	1of12	01/01/14	01/31/14			01-14	300.00	25.95	274.05	.00
									34190.10	9800.18	23841.82	14038.07

City of Biggs
Month End Cash Disbursements Report
Report for 01-14 BANK ACCOUNT 1010

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
01-14	027607	01/06/14	NCPA (Northern CA Power Agency)		141,812.00	.00	141,812.00	Automatic Generated Check
	027608	01/06/14	91601 (916 North Activities)		220.00	.00	220.00	Automatic Generated Check
	027609	01/06/14	ATT02 (AT&T)		318.55	.00	318.55	Automatic Generated Check
	027610	01/06/14	BEE01 (Mary Beebe & John Russell)		92.46	.00	92.46	Automatic Generated Check
	027611	01/06/14	BUT03 (Butte Auto Parts)		80.28	.00	80.28	Automatic Generated Check
	027612	01/06/14	BUT04 (Butte County Clerk Recorder)		3,029.75	.00	3,029.75	Automatic Generated Check
	027613	01/06/14	BUT11 (Butte County Air Quality)		718.50	.00	718.50	Automatic Generated Check
	027614	01/06/14	COM04 (Comcast)		122.43	.00	122.43	Automatic Generated Check
	027615	01/06/14	COM05 (Commercial Pump & Mechanical		562.50	.00	562.50	Automatic Generated Check
	027616	01/06/14	COR01 (CORBIN WILLITS SYSTEM INC)		328.95	.00	328.95	Automatic Generated Check
	027617	01/06/14	FLE00 (Fletcher's Plumbing &)		1,625.00	.00	1,625.00	Automatic Generated Check
	027618	01/06/14	GCS02 (GCS Environmental Equipment		233.07	.00	233.07	Automatic Generated Check
	027619	01/06/14	GEC01 (GE Capital)		129.00	.00	129.00	Automatic Generated Check
	027620	01/06/14	GRI08 (Gridley Country Ford)		399.90	.00	399.90	Automatic Generated Check
	027621	01/06/14	GRIHE (Gridley Herald)		183.00	.00	183.00	Automatic Generated Check
	027622	01/06/14	HAR05 (Harshbarger Ace Hardware)		422.38	.00	422.38	Automatic Generated Check
	027623	01/06/14	HAR06 (Harris Tree Service)		1,600.00	.00	1,600.00	Automatic Generated Check
	027624	01/06/14	IND03 (Industrial Power Products)		324.44	.00	324.44	Automatic Generated Check
	027625	01/06/14	KIM01 (KIMBALL MIDWEST)		61.79	.00	61.79	Automatic Generated Check
	027626	01/06/14	LES02 (Les Schwab Tire Center Inc)		179.52	.00	179.52	Automatic Generated Check
	027627	01/06/14	NOR02 (North Valley Barricade, Inc.		3,502.35	.00	3,502.35	Automatic Generated Check
	027628	01/06/14	NOR10 (Northern California Gloves)		243.49	.00	243.49	Automatic Generated Check
	027629	01/06/14	PHI01 (Phil's Heating & Air Conditi		813.36	.00	813.36	Automatic Generated Check
	027630	01/06/14	PIT01 (PITNEY BOWES, INC.)		285.83	.00	285.83	Automatic Generated Check
	027631	01/06/14	PRI02 (PLIC - SBD Grand Island)		114.85	.00	114.85	Automatic Generated Check
	027632	01/06/14	PUB02 (Calif Public Employees')		9,261.92	.00	9,261.92	Automatic Generated Check
	027633	01/06/14	SEI01 (Roy R. Seiler, CPA)		474.38	.00	474.38	Automatic Generated Check
	027634	01/06/14	SOR02 (Mark Sorensen)		368.13	.00	368.13	Automatic Generated Check
	027635	01/06/14	STA06 (State Board of Equalization)		1,278.67	.00	1,278.67	Automatic Generated Check
	027636	01/06/14	TRI03 (Tri-City Powered Equipment)		40.11	.00	40.11	Automatic Generated Check
	027637	01/06/14	UNI04 (Univar USA Inc)		1,813.54	.00	1,813.54	Automatic Generated Check
	027638	01/06/14	VER00 (Verizon Wireless)		80.81	.00	80.81	Automatic Generated Check
	027639	01/06/14	VSP01 (Vision Service Plan-(CA))		84.90	.00	84.90	Automatic Generated Check
	027640	01/06/14	WAS04 (Waste Management)		11,990.06	.00	11,990.06	Automatic Generated Check
	027641	01/06/14	WRI01 (Wright One Electric)		187.50	.00	187.50	Automatic Generated Check
	027642	01/06/14	BUT04 (Butte County Clerk Recorder)		50.00	.00	50.00	Automatic Generated Check
	027643	01/22/14	ADV02 (Advanced Document Concepts)		27.36	.00	27.36	Automatic Generated Check
	027644	01/22/14	AFL01 (Aflac)		352.08	.00	352.08	Automatic Generated Check
	027645	01/22/14	AME00 (American Express)		263.01	.00	263.01	Automatic Generated Check
	027646	01/22/14	AME06 (American Fidelity Assurance)		178.50	.00	178.50	Automatic Generated Check
	027647	01/22/14	ARA01 (Aramark Uniform Services)		672.75	.00	672.75	Automatic Generated Check
	027648	01/22/14	BEN02 (Bennett Engineering Services		19,142.25	.00	19,142.25	Automatic Generated Check
	027649	01/22/14	BUT26 (BUTTE REGIONAL TRANSIT)		163.75	.00	163.75	Automatic Generated Check
	027650	01/22/14	CED01 (CED - SACRAMENTO)		51.07	.00	51.07	Automatic Generated Check
	027651	01/22/14	COM04 (Comcast)		122.43	.00	122.43	Automatic Generated Check
	027652	01/22/14	COR01 (CORBIN WILLITS SYSTEM INC)		328.95	.00	328.95	Automatic Generated Check
	027653	01/22/14	DEL01 (Preferred Benefit)		516.88	.00	516.88	Automatic Generated Check
	027654	01/22/14	DFM01 (DFM Associates)		53.75	.00	53.75	Automatic Generated Check
	027655	01/22/14	DIV01 (Division of the State Archit		13.80	.00	13.80	Automatic Generated Check
	027656	01/22/14	DUN12 (Michael Dunham, Jr.)		22.92	.00	22.92	Automatic Generated Check
	027657	01/22/14	EIN01 (Gregory P. Einhorn)		4,000.00	.00	4,000.00	Automatic Generated Check
	027658	01/22/14	GRI04 (City of Gridley)		74,783.01	.00	74,783.01	Automatic Generated Check
	027659	01/22/14	MAX01 (Maximum Security Systems)		78.75	.00	78.75	Automatic Generated Check
	027660	01/22/14	NOR02 (North Valley Barricade, Inc.		163.40	.00	163.40	Automatic Generated Check
	027661	01/22/14	OFF01 (Office Depot)		33.89	.00	33.89	Automatic Generated Check
	027662	01/22/14	PGE01 (PACIFIC GAS & ELECTRIC CO)		481.55	.00	481.55	Automatic Generated Check
	027663	01/22/14	PMC01 (PMC, Inc.)		17,854.54	.00	17,854.54	Automatic Generated Check
	027664	01/22/14	PUB02 (Calif Public Employees')		9,261.92	.00	9,261.92	Automatic Generated Check
	027665	01/22/14	QUI01 (Quill Corporation)		581.78	.00	581.78	Automatic Generated Check
	027666	01/22/14	REM01 (Remax Altima)		150.00	.00	150.00	Automatic Generated Check
	027667	01/22/14	RES01 (Reserve Account)		800.00	.00	800.00	Automatic Generated Check
	027668	01/22/14	RIG01 (Right Way Pest Control)		119.00	.00	119.00	Automatic Generated Check
	027669	01/22/14	SCORE (Small Cities Organized Risk		6,522.00	.00	6,522.00	Automatic Generated Check
	027670	01/22/14	SEL02 (Select Janitorial Services,		206.00	.00	206.00	Automatic Generated Check
	027671	01/22/14	SHE01 (Duke Sherwood Contracting, I		1,611.25	.00	1,611.25	Automatic Generated Check
	027672	01/22/14	SOR02 (Mark Sorensen)		290.39	.00	290.39	Automatic Generated Check
	027673	01/22/14	WES02 (Western Renewable Energy Gen		95.10	.00	95.10	Automatic Generated Check
	027674	01/22/14	YUB01 (City of Yuba City)		2,468.30	.00	2,468.30	Automatic Generated Check
			Total for Bank Account 1010 ----->		324,443.80	.00	324,443.80	
			Grand Total of all Bank Accounts ----->		324,443.80	.00	324,443.80	

City of Gridley
Gridley-Biggs Police Department

City of Gridley

GARY D. KEELER
Chief of Police

CITY OF BIGGS · WHERE THE PEOPLE OWN THE WATER AND POWER ·

MONTHLY COUNCIL REPORT
CITY OF BIGGS
JANUARY. 2014

ARREST AND CRIME SUMMARY

TYPE	THIS MONTH	YEAR TO DATE- 2014
NUMBER OF ARRESTS	*13*	13
ADULTS	13	13
JUVENILE	0	0
TYPE OF ARRESTS	*13*	13
MISDEMEANOR	12	12
FELONY	1	1
NUMBER OF CRIMES REPORTED	*9*	9
FELONY	2	2
MISDEMEANOR	7	7

RESERVE/RSVP/EXTRA HELP SUMMARY

	THIS MONTH	YEAR TO DATE-2014
# OF RESERVE HOURS	112	112
# OF EXTRA HELP HOURS	60	60
# OF RSVP HOURS	8	8

INCIDENT SUMMARY

	THIS MONTH	YEAR TO DATE-2014
TOTAL INCIDENTS	155	155
BATTERY	2	2
BURGLARY	0	0
DECEASED PERSON	0	0
VANDALISM	0	0
STOLEN VEHICLE	1	1
ROBBERY	0	0
PUBLIC INTOXICATION	0	0
PATROL REQUEST	2	2
MEDICAL AID	0	0
HOMICIDE	0	0
TOTAL 911 CALLS	*12*	12
- LANDLINE	4	4
- CELLULAR	8	8

685 Kentucky Street • Gridley, CA 95948 • Phone (530) 846-5670 • Fax (530) 846-0411

TRAFFIC SUMMARY

TYPE	CURRENT MONTH	YEAR TO DATE-2014
TOTAL ACCIDENTS	*0*	0
ACCIDENT FATALITY	0	0
ACCIDENT PERSONAL INJURY	0	0
ACCIDENT PEDESTRIAN	0	0
ACCIDENT PROPERTY DAMAGE	0	0
HIT AND RUN PDO	0	0
HIT AND RUN INJURY	0	0
NAME EXCHANGE	0	0
TOTAL TRAFFIC CITATIONS	7	7
MOVING VIOLATIONS	6	6
NON-MOVING VIOLATIONS	1	1
SPEEDING VIOLATIONS	0	0
PARKING CITATIONS	0	0
D.U.I ARRESTS	0	0
TRAFFIC STOPS	51	51

COMMENTS:

GRIDLEY BIGGS POLICE DEPARTMENT
CITY OF BIGGS MONTH IN REVIEW
JANUARY. 2014

PERSONNEL

01/06/14	Chief Price attended Gridley Council Meeting
01/08/14	Chief Price attended City Safety Meeting
01/10/14	Chief Price attended Technology/Smart Justice Demonstration in Rancho Cardova
01/14/14	Chief Price attended Biggs Council Meeting
01/15/14	Chief Price and Information Technician Hensley attended the Emergency Operations Plan, Study Session in Gridley
01/16/14	Chief Price attended BINTF & Law Enforcement Administrators' meetings in Chico
01/21/14	Chief Price attended Gridley Council Meeting
01/23/14	Chief Price, Dispatcher Silvas and Sgt. Smallwood attended North Valley Gang Information Network Meeting in Oroville
01/23/14	Management and Supervisory Staff attended Field Training Officer Meeting
01/24/14	Chief Price attended Orchard Hospital Services Analysis Meeting
01/28/14	Chief Price participated on the Police Commander Promotional Panel for Yuba City PD
01/31/14	Chief Price attended the Central Sierras Police Chief's Association Quarterly Meeting in Roseville

Response times for this month are as follows:

Priority 1	Events that involve injury, are life threatening or in progress
Priority 2	Events that involve property loss or damage
Priority 3	Events that do not involve injury, threat of life, property loss or damage.
Priority 1	3 minutes
Priority 2	3 minutes
Priority 3	5 minutes

Biggs Fire Department
2013

Report on Conditions
Final Statistics

For 2013 the total of incidents in the City of Biggs was one hundred (108). Our local fire engine (Engine 73) and Volunteer Fire Company (Company 74) responded to many other incidents in the County and City of Gridley. Listed below are the official* year end statistics from the Emergency Command Center for the City of Biggs.

	City of Biggs
Medical	**76**
Traffic collision	**2**
Hazardous Condition	**1**
Public Assist	**16**
Other	**5**
Vegetation	**1**
Structure	**4**
Other fire	**1**
False alarm	**2**
Total	**108**

*These official statistics reflect only those calls within the Biggs City limits and are the most local picture of the entire response workload of our regional fire protection system. Additionally there were one hundred twelve incidents (112) responded to in the Butte County area surrounding Biggs. The local City / County area covered by Engine 73 had a combined two hundred twenty incidents (220) in 2013.

For 2013 responses for both the City of Biggs and surrounding Butte County area were similar to recent years, with one exception; although structure fires were only four in number within the City limits, two were especially destructive. Responses in the City were modestly up and those in the County were slightly down, consequently our local fire station had only one more incident than in 2012.

ROY R. SEILER
CERTIFIED PUBLIC ACCOUNTANT
201 C. North Tehama
Willows, CA 95988
Phone: 530-934-8841
Fax: 530-934-8849

ACCOUNTANT'S COMPILATION REPORT

City of Biggs,
Biggs, California

I have compiled the accompanying monthly cash and investment report, for the City of Biggs, as of November 30, 2013. I have not audited or reviewed the accompanying statement and, accordingly, do not express an opinion or provide any assurance about whether the statement is in accordance with accounting principles generally accepted in the United States of America.

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America and for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the financial statements.

My responsibility is to conduct the compilation in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information in the form of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements.

I am not independent with respect to the City of Biggs

January 16, 2014
Roy R. Seiler, CPA

City of Biggs
Monthly Cash and Investments Report
November, 2013

Pooled Cash and Investments:

Bank of America:		
General Checking Accounts		$ 1,209,484.15
Local Agency Investment Fund:		
Fund Account Balance		$ 1,597,356.01
Total Pooled Cash and Short Term Investments		$ 2,806,840.16

Other Investments:

Northern California Power Authority (NCPA)		
Reflects Latest Available Balance		
General Operating Reserve (GOR):		
Committed Reserve	$ 131,348.00	
Available Reserve	$ 491,666.00	
Total Reserve		$ 623,014.00
Reflects Latest Available Balance		
California Independent System Operators (CAISO):		
Scheduling Coordination Program Agreement, Balancing Account, Current Balance		$ 77,164.00
Total Other Investments		$ 700,178.00

See Accountant's Compilation Report

ROY R. SEILER

CERTIFIED PUBLIC ACCOUNTANT

201 C. North Tehama
Willows, CA 95988

Phone: 530-934-8841
Fax: 530-934-8849

ACCOUNTANT'S COMPILATION REPORT

City of Biggs,
Biggs, California

I have compiled the accompanying monthly cash and investment report, for the City of Biggs, as of December 31, 2013. I have not audited or reviewed the accompanying statement and, accordingly, do not express an opinion or provide any assurance about whether the statement is in accordance with accounting principles generally accepted in the United States of America.

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America and for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the financial statements.

My responsibility is to conduct the compilation in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information in the form of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements.

I am not independent with respect to the City of Biggs

January 16, 2014
Roy R. Seiler, CPA

City of Biggs
Monthly Cash and Investments Report
December, 2013

Pooled Cash and Investments:

Bank of America:		
General Checking Accounts		$ 1,224,409.88
Local Agency Investment Fund:		
Fund Account Balance		$ 1,597,356.01
Total Pooled Cash and Short Term Investments		$ 2,821,765.89

Other Investments:

Northern California Power Authority (NCPA)		
Reflects Latest Available Balance		
General Operating Reserve (GOR):		
Committed Reserve	$ 89,452.00	
Available Reserve	$ 536,330.00	
Total Reserve		$ 625,782.00
Reflects Latest Available Balance		
California Independent System Operators (CAISO):		
Scheduling Coordination Program Agreement, Balancing Account, Current Balance		$ 77,214.00
Total Other Investments		$ 702,996.00

See Accountant's Compilation Report

ROY R. SEILER
CERTIFIED PUBLIC ACCOUNTANT
201 C. North Tehama
Willows, CA 95988
Phone: 530-934-8841
Fax: 530-934-8849

City of Biggs,

Biggs, California

I have compiled the accompanying recaps of discretionary funds and funds with restricted uses (cash balances), for the City of Biggs, as of December 31, 2013. I have not audited or reviewed the accompanying statement and, accordingly, do not express an opinion or provide any assurance about whether the statement is in accordance with accounting principles generally accepted in the United States of America.

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America and for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the financial statements.

My responsibility is to conduct the compilation in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information in the form of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements.

I am not independent with respect to the City of Biggs

January 16, 2014
Roy R. Seiler, CPA

City of Biggs
Recap of Discretionary Funds
CASH BALANCE
Committed Vs. Uncommitted Funds
(Unaudited)

Fund No.	Fund Name				Unaudited CASH Balance as of December, 2013	Net Available	
Cash Balances of Funds Available for Commitment:							
010	General Fund				145,611		
	Less 40% of Budgeted Revenues,	492,695	Minimum Reserve		(197,078)	(51,467)	
011	Building and Equipment Reserve					122,418	
012	Fire Engine Replacement Reserve					92,908	
013	Bridge Replacement Reserve					48,455	
016	Street Maintenance Reserve					158,693	
145	1939 Fire Engine Restoration Reserve					3,009	
165	CDBG Miscellaneous Program Income					67,169	
214	General Plan Update					35,516	
050	Electric Fund			1,540,444			
052	Electric Fund	NCPA GOR, Uncommitted Reserve		536,330			
			Subtotal		2,076,774		
	Less 40% of Budgeted Revenues,	2,513,300	Minimum Reserve		(1,005,320)	1,071,454	
Subtotal							1,548,155
Cash Balances of "Restricted Funds with Negative Balances:							
030	Sewer Fund					(76,884)	
105	Sewer Improvement					(93,505)	
107	WWTP-Phase One					(224,310)	
108	WWTP-Phase Two					(75,414)	
131	Sixth Street Bridge					(34,864)	
200	CFD N. Biggs Estate					(9,202)	
217	E McCain					(110)	
Subtotal							(514,289)
Net Computed Uncommitted Cash Reserves							1,033,866

Note there are several on going projects, some of which have negative fund balances
This may be due to timing, underfunding or other issues.

City of Biggs
CASH BALANCE
Funds with Restricted Uses
(Unaudited)

		Unaudited CASH Balance as of December 30, 2013	
014	Regional Detention Basin Reserve	16,431	
017	Public Works Facility Reserve	17,588	
022	Gas Tax	99,549	
030	Sewer Fund	(76,885)	
031	Drainage Fund Impact Fee	4,938	
032	Road Dev. Impact Fee	3,855	
033	Parks and Recreation Impact Fee	6,639	
034	Gen Gov. Impact Fee	456	
035	Police Dev. Impact Fee	70	
036	Fire Dev. Impact Fee	490	
040	Water Fund	2,535	
051	Electric Fund, Public Benefits	103,803	
054	GHG Credits	77,720	
060	Solid Waste	5,616	
080	TDA/LTF Street Funds	52,606	
090	TDA/STA SB 620 Funds	2,712	
092	RSTP/STIP Exchange	55,629	
100	Electric Improvement	253,314	
105	Sewer Improvement	(93,505)	
106	Sewer Bond Reserve	52,220	
107	WWTP-Phase One	(224,310)	
108	WWTP-Phase Two	(75,414)	
110	Water Improvement	84,729	
112	Water Reserve	138,085	
125	HOME	46,952	
131	Sixth Street Bridge	(34,864)	Ongoing Project
150	CDBG , 1982	49	
170	CDBG, 1994	55,346	
196	01 STBG	7,731	
Trust Funds			
200	CFD N. Biggs Estates	(9,201)	
202	Fourth Street Apts	5,982	
207	SunWest	4,688	
210	Betzler/Summit	8,642	
217	E McCain	(110)	
230	HomeTown Cele	430	
245	Sunwest Expansion	11,026	
Total, For Reference Only		605,542	

CITY OF BIGGS
Planning Staff Report

TO: **City of Biggs City Council**

FROM: Mark Sorensen, City Administrator
Scott Friend, AICP – City Planner

MEETING DATE: February 11, 2014; 6:30 p.m.
Biggs City Hall, 465 C Street, Biggs, CA 95917

SUBJECT: **Ordinance No. 400 2nd Reading. Zoning Text Amendment ZCA#2013-03**: An amendment to Title 14, *Zoning*, of the Biggs Municipal Code adding definitions and amending a definition in Chapter 14.10; adding Chapter 14.170, *Affordable Housing Incentives/Residential Density Bonuses*; amending Section 14.100.030, *Residential Use Table*; and amending Section 14.140.030, *Industrial Use Table*.

Ordinance Summary:

At the regular meeting of the City Council on January 14, 2014, a public hearing was held on a draft Ordinance identified as Zoning Text Amendment ZCA#2013-03 amending Title 14, *Zoning*, of the Biggs Municipal Code to meet the required amendments stated in the Programs of the 2009-2014 Housing Element. Following a public hearing on the matter, the Council voted unanimously to approve the first-reading of the draft Ordinance with no changes. This is the second-reading of Ordinance No. 400.

CITY OF BIGGS ORDINANCE NO. 400

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BIGGS AMENDING VARIOUS SECTIONS OF TITLE 14, ZONING OF THE BIGGS MUNICIPAL CODE ACCORDING TO THE IMPLEMENTATION STRATEGIES OF THE 2009-2014 HOUSING ELEMENT OF THE BIGGS GENERAL PLAN AND STATE LAW

WHEREAS, the Biggs 2009-2014 Housing Element promotes the provision of a variety of housing types to serve the community's needs; and

WHEREAS, the Housing Element also provides an opportunity for the City to demonstrate how this goal will be achieved; and

WHEREAS, according to State law, the Housing Element must provide information, policies and programs to encourage the development of housing to meet the needs of all the City's residents; and

WHEREAS, on May 3, 2010 the City Council of the City of Biggs adopted the 2009-2014 Housing Element of the City's General Plan; and

WHEREAS, various Implementations Strategies of the Plan require the City to amend the Biggs Municipal Code in order to provide for a variety of housing types in order to comply with State law; and

WHEREAS, the proposed change is consistent with the policies, standards, and land uses specified in the general plan and any applicable specific plan; and

WHEREAS, the proposed is consistent and compatible with the uses authorized in, and the regulations prescribed for, the zoning district for which it is proposed; and

WHEREAS, the Council has determined that the amendments to the Biggs Municipal Code included herein were exempt from the requirements of the California Environmental Quality Act pursuant to Section 15305 of the Public Resources Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BIGGS DOES ORDAIN AS FOLLOWS (deletions are ~~overstruck~~, additions are <u>underlined</u>):

****

Section I: Chapter 14.10 of the Biggs Municipal Code shall be amended to retitle the following definition:

14.10.840 Residential care home <u>- Large</u>.

"Residential care home<u> - Large"</u> means a building or structure designed, intended or used as a residence for more than six individuals who require any form of institutional care or supervision where such care or supervision is maintained on the premises during a 24-hour day. "Institutional residence" includes such uses as rest homes, foster homes, orphanages, residential facilities for the blind, handicapped and mentally ill, maternity homes and homes for juvenile court commitments.

Section II: Chapter 14.10 of the Biggs Municipal Code shall be amended to include the following additional definitions:

14.10.075 Agricultural worker housing.

"Agricultural worker housing" means housing for agricultural employees consisting of six or fewer persons in a single family home.

14.10.275 Density bonus.

"Density bonus" means a density increase over the otherwise maximum allowable residential density under the applicable zoning ordinance and land use element of the general plan.

14.10.365 Emergency shelters.

"Emergency shelters" means housing with minimal supportive services for homeless persons that is limited to occupancy of six months or less by a homeless person. No individual or household may be denied emergency shelter because of an inability to pay. (See also "transitional housing")

14.10.845 Residential care home - Small.

"Residential care home - Small" means a building or structure designed, intended or used as a residence for six individuals or less who require any form of institutional care or supervision where such care or supervision is maintained on the premises during a 24-hour day. "Institutional residence" includes such uses as rest homes, foster homes, orphanages, residential facilities for the blind, handicapped and mentally ill, maternity homes and homes for juvenile court commitments.

14.10.905 Single-room occupancy (SRO) housing.

"Single-room occupancy (SRO) housing" means a compact dwelling unit with limited cooking and living facilities designed primarily for one individual and within a multiple-unit structure.

14.010.975 Supportive housing.

"Supportive housing" means housing with no limit on length of stay, that is occupied by the target population, and that is linked to onsite or offsite services that assist the supportive housing resident in retaining the housing, improving his or her health status, and maximizing his or her ability to live and, when possible, work in the community.

14.010.995 Transitional housing.

"Transitional housing" means buildings configured as rental housing developments, but operated under program requirements that call for the termination of assistance and recirculation of the assisted unit to another eligible program recipient at some predetermined future point in time, which shall be no less than six months.

Section III: Section 14.100.030 shall be revised to include the following:

14.100.030 Residential use table.

		R-1	R-2	R-3
Residential				
1.	Single-family dwelling	X	X	X
2.	Duplex	-	X	X
3.	Triplex/fourplex	-	-	X
4.	Apartment	-	-	X
5.	Townhouse/row house	-	-	X
6.	Residential care home - Large	-	-	U
7.	Accessory use or structure	X	X	X
8.	Lodge, fraternal hall, fraternity, sorority	-	-	U
9.	Condominium	-	U	X
10.	Residential care home - Small	X	X	X
11.	Agriculture worker housing	X	X	X
12.	Single-room occupancy (SRO) housing	-	-	X

Section IV: Section 14.140.030 shall be revised to include the following:

14.140.030 Industrial use table.

		M-1	M-2	M-A
Residential				
26.	Data processing and computer operations	X	X	
27.	Emergency shelter, transitional housing, supportive housing	X	-	-
~~27~~28.	Equipment rental agency	X	X	
~~28~~29.	Feed yard; hay, seed or grain store	X	X	X

(The Use Table will be subsequently renumbered to accommodate the addition of a use.)

Section V: Chapter 14.170, Affordable Housing Incentives/Residential Density Bonuses to be placed in its entirety:

Chapter 14.170

AFFORDABLE HOUSING INCENTIVES/RESIDENTIAL DENSITY BONUSES

Sections:
14.170.010 Purpose.
14.170.020 Applicability.
14.170.030 Application and approval.
14.170.040 Planning Commission recommendation.
14.170.050 Determination of housing density bonus or incentives.

14.170.010 Purpose.
The purpose of providing a housing density bonus or incentives is to contribute to the economic feasibility of low income and moderate income housing in housing developments proposed within the City.

14.170.020 Applicability.
When a developer enters into an agreement pursuant to Government Code Section 65915 consisting of at least one of the following:

- 5 percent of units restricted to very low-income households, or
- 10 percent of the total units of a housing development restricted to low-income households, or
- 10 percent of the total for-sale of a common interest housing development restricted to moderate-income households, or
- The project donates at least one (1) acre of land with the appropriate general plan, zoning, permitting, and approvals and access to public facilities needed for such housing to the city for very low-income units, or
- The project is restricted to seniors.

The developer shall be eligible for a housing density bonus of up to 35 percent and up to three incentives or concessions if the housing development consists of five or more units.

14.170.030 Application and approval.
Any person requesting a housing density bonus, incentives, or concessions shall apply for a development agreement. A housing density bonus, incentives, or concessions shall be granted by approval of the development agreement which shall specify the density bonus and/or incentives, and any conditions attached to the approval of such bonus, incentive and/or concession.

14.170.040 Planning Commission recommendation.
Prior to Council action on a development agreement providing a housing density bonus or incentives, the Commission, if applicable, shall consider the development agreement and make a recommendation to the Council.

14.170.050 Determination of housing density bonus or incentives.
The project developer may specify the requested housing density bonus or incentives; however, the City may agree to provide a housing density bonus or incentives other than those requested, so long as such housing density bonus or incentives meet the requirement set forth in the California Government Code.

I HEREBY CERTIFY that the above and foregoing Ordinance was introduced on the 14th day of January, 2014 and DULY AND REGULARLY ADOPTED this 11th day of February, 2014 by the following vote:

AYES: COUNCILMEMBER _____

NOES: COUNCILMEMBER _____

ABSENT: COUNCILMEMBER _____

ABSTAIN: COUNCILMEMBER _____

ATTEST:

_____
Roben Dewsnup
CITY CLERK

APPROVED:

_____
Roger L. Frith
MAYOR

CITY OF BIGGS
Planning Staff Report

TO: **City of Biggs City Council**

FROM: Mark Sorensen, City Administrator
Scott Friend, AICP – City Planner

MEETING DATE: February 11, 2014; 6:30 p.m.
Biggs City Hall, 465 C Street, Biggs, CA 95917

SUBJECT: **Ordinance No. 401 – 2nd Reading. Zoning Text Amendment ZCA#2014-01**: An amendment to Title 14, *Zoning*, of the Biggs Municipal Code adding a definition to Chapter 14.10, *Definitions*, and amending Chapter 14.60, *Development Standards – General*, to change the regulations for accessory structures.

Ordinance Summary:

At the regular meeting of the City Council on January 14, 2014, a public hearing was held on a draft Ordinance identified as Zoning Text Amendment ZCA#2014-01 adding a definition to Chapter 14.10 and amending Chapter 14.60 of the Orland Municipal Code. The amendment modifies the Code regarding accessory structures by reducing the height allowance for lots under one half acre; removing the provision that allows no rear yard setback for accessory structures along an alley regardless of height; adding new restrictions on accessory structures in a front yard; adding a definition for *rear yard area*; and adding a limitation on the total rear yard area that accessory structures can cover. Following a public hearing on the matter, the Council voted unanimously to approve the first-reading of the draft Ordinance with no changes. This is the second-reading of Ordinance No. 401.

CITY OF BIGGS

ORDINANCE NO. 401

AN ORDINANCE OF THE BIGGS CITY COUNCIL AMENDING THE BIGGS MUNICIPAL CODE TITLE 14, ZONING; ADDING A DEFINITION TO CHAPTER 14.10, DEFINITIONS; AND MODIFYING REGULATIONS RELATING TO ACCESSORY STRUCTURES IN SECTION 14.60.040, ACCESSORY BUILDINGS – DETACHED

WHEREAS, the City staff has proposed an amendment to Title 14, *Zoning*, of the Biggs Municipal Code to add a definition to Chapter 14.10, *Definitions*, and to modify Section 14.60.040, *Accessory Buildings – Detached*; and

WHEREAS, the City Council reviewed the proposed amendments to Title 14, *Zoning*, at the Council's regularly scheduled meeting on January 14, 2014; and

WHEREAS, the City Council held a public hearing on the proposed amendments to Title 14, *Zoning*, in order to provide the community and interested parties an opportunity to comment on the proposed amendments; and

WHEREAS, the City Council determined the proposed amendments to Title 14, *Zoning*, are exempt from further review pursuant to the California Environmental Quality Act (CEQA) under Section 15305, *Minor Alterations in Land Use Limitations* of the CEQA Guidelines.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BIGGS DOES HEREBY ORDAIN AS FOLLOWS (deletions are ~~overstruck~~, additions are <u>underlined</u>):

Section I: Chapter 14.10 of the Biggs Municipal Code shall be amended to include the following definitions:

Chapter 14.10
DEFINITIONS

Sections:
14.10.1050 Yard, rear.
<u>14.10.1055 Yard area, rear</u>.
14.10.1060 Yard, side.

<u>14.10.1055 Yard area, rear.</u>

<u>For the purposes of implementing Section 14.60.040, "rear yard area" means the total area of the rear yard, including side yard areas, located between the rear line of the lot and the rear line of the main building or enclosed or covered porch nearest the rear line of the lot.</u>

Section II: Section 14.60.040 shall be revised as follows:

Chapter 14.60
DEVELOPMENT STANDARDS - GENERAL

14.60.040 Accessory buildings – Detached.

The following setback criteria shall apply to all detached nonresidential accessory buildings or structures located in residential zoning districts:

(1) Accessory structures are allowed in the front yard area if the accessory structure is under six (6) feet in height and meets the setback requirements for primary dwellings. Detached garages are allowed in the front yard area if the detached garage does not exceed twenty (20) feet in height and meets the setback requirements for primary dwellings. ~~Accessory buildings or structures shall comply with front yard requirements for primary dwellings.~~

(2) The accessory building or structure shall comply with the following minimum side yard and rear yard setbacks, subject to meeting all ~~Uniform~~ California Building Code requirements~~; provided, that if the lot abuts an alley, no rear yard setback shall be required~~.

For lot sizes less than ½ acre:

Accessory Building Height	Minimum Side and Rear Yard Setbacks
<6'	0'
6' – 9'	3'
10'	4'
11'	5'
12'	6'
~~13'~~	~~7'~~
~~14'~~	~~8'~~
~~15'~~	~~9'~~
~~16'~~	~~10'~~
~~17'~~	~~11'~~
~~18'~~	~~12'~~
~~19'~~	~~13'~~
~~20'~~	~~14'~~

For lot sizes ½ acre or greater:

Accessory Building Height	Minimum Side and Rear Yard Setbacks
Accessory structure heights less than 13' shall be consistent with the setback requirements for lots less than ½ acre in size	
13'	7'
14'	8'
15'	9'
16'	10'
17'	11'
18'	12'
19'	13'
20'	14'

(3) The street-side setback of an accessory building or structure shall be no less than what is required by the zone district in which the building is located.

(4) The accessory building or structure may be connected to the main building with a breezeway.

(5) Accessory buildings or structures shall be located no closer than six feet to any other building.

(6) Swimming pools may be constructed no closer than five feet to any side or rear property line and no closer than 10 feet to any residential structure.

(7) Shade structures may be constructed no closer than five feet to any side or rear property line.

(8) The total coverage area of all accessory buildings or structures can not exceed fifty (50) percent of the rear yard area as defined in Section 14.10.1055.

I HEREBY CERTIFY that the above and foregoing Ordinance was introduced on the 14th day of January, 2014 and DULY AND REGULARLY ADOPTED this 11th day of February, 2014 by the following vote:

AYES: COUNCILMEMBER _____

NOES: COUNCILMEMBER _____

ABSENT: COUNCILMEMBER _____

ABSTAIN: COUNCILMEMBER _____

ATTEST:

_____
Roben Dewsnup
CITY CLERK

APPROVED:

_____
Roger L. Frith
MAYOR