



**ORDINANCE NO. 2019-014**

**BOARD OF SUPERVISORS  
COUNTY OF DEL NORTE, STATE OF CALIFORNIA**

**AN ORDINANCE OF THE DEL NORTE COUNTY BOARD OF SUPERVISORS  
AMENDING SECTION 20.42.040 AND 20.43.050 OF THE DEL NORTE COUNTY  
CODE RELATING TO MINIMUM PARCEL SIZE TO REZONE TO TIMBERLAND  
PRESERVE**

The Board of Supervisors of the County of Del Norte do ordain as follows:

**SECTION 1.** Section 20.43.040 of Del Norte County Code is amended to read as follows:

20.43.040 Other regulations

A. The following accessory uses are deemed to be compatible with the growing and harvesting of timber provided they do not significantly detract from the use of the property for, or inhibit, growing and harvesting timber:

1. Management for watershed
2. Management for fish and wildlife habitat
3. A use integrally related to the growing, harvesting and processing of forest products, including but not limited to roads, log landings, and log storage areas (portable chippers and portable sawmills are considered a part of "processing")
4. The erection, construction, alteration or maintenance of gas, electric, water or communication transmission facilities
5. Grazing and uses accessory to grazing
6. Mineral, including oil and gas and other extractive resources
7. Temporary labor camps, less than one year in duration, accessory to timber harvesting or planting operations
8. Recreational use of the land for any of the following: walking, hiking, picnicking, swimming, boating, fishing, hunting and skiing.

B. Provisions of Article 1, "General Provisions" (Section 51100), Article 2, "Establishment of Timberland Preserves" (Sections 51110 through 51119.5), Article 3, "Rezoning" (Sections 51120 and 51121), Article 4, "Immediate Rezoning" (Sections 51130 through 51134) and a portion of Article 5, "Removal from Zone" (Sections 51140 through 51146), of the Government Code of the state as it now reads or may be hereinafter amended shall apply.

C. The board of supervisors, in accordance with Section 51113 of the Government Code, shall adopt a list of criteria required to be met by parcels being considered for zoning as timberland preserve initiated by the owner or authorized agents. The minimum parcel size shall be twenty acres.

After November 1, 2017, owners of timberland not included on List A (Section 51110.1 of the Government Code) or List B (Section 51110.1 of the Government Code) may petition the board to zone his land as timberland preserve, provided all criteria to be adopted are met.

**SECTION 2.** Section 20.43.050

20.43.050 Requirements

An applicant who petitions the county to zone his land as timberland preserve shall submit the appropriate information to meet the following requirements:

- A. A map shall be prepared showing the legal description of the assessor's parcel number of the property desired to be zoned.
- B. A plan for forest management must be prepared or approved as to content for the property by a registered professional forester. Such plan shall provide for the eventual harvest of timber within a reasonable period of time as determined by the preparer of the plan.
- C. The parcel shall currently meet the timber-stocking standards as set forth in Section 4561 of the Public Resources Code and the Forest Practice Rules adopted by the State Board of Forestry for the district in which the parcel is located, or the owner must sign an agreement with the board or council to meet such stocking standards and Forest Practice Rules by the fiftieth anniversary of the signing of such agreement. If the parcel is subsequently zoned as timberland preserve under subdivision (a), failure to meet such stocking standards and Forest Practice Rules within this time period provides the board or council with a ground for rezoning of the parcel pursuant to Section 51121.
- D. The land to be included in timberland preserve shall be Timber Site IV or better.

**SECTION 3.** Classification. This ordinance is considered of a general and permanent nature and is classified as a codified ordinance.

**SECTION 4.** If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the Board of Supervisors intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

**SECTION 5.** This ordinance shall become effective 30 days following its final passage.

PASSED AND ADOPTED this 9<sup>th</sup> day of July, 2019 by the Board of Supervisors of the County of Del Norte by the following polled vote:

AYES: Supervisors Howard, Gitlin, Cowan, Hemmingsen, Berkowitz

NOES: None

ABSENT: None

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Lori L. Cowan, Chair  
Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Elizabeth Cable, County Counsel

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Kyle Goughnour, Clerk of the  
Board of Supervisors, County  
of Del Norte, State of California

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Elizabeth Cable, County Counsel