



ORDINANCE NO. 2010- 009

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

**AN ORDINANCE OF THE DEL NORTE COUNTY BOARD OF SUPERVISORS  
AMENDING SECTION 20.00.050 and ADDING SECTION 20.040.645 OF THE DEL  
NORTE COUNTY CODE RELATING TO INVALID FAMILY CARE**

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

**SECTION 1.** Section 20.00.050 of Chapter 20.00, Title 20, of Del Norte County Code is amended to read as follows:

20.00.050 Invalid family care – Temporary occupancy of a manufactured home or park trailer for invalid family care

A use permit for the temporary establishment and use of a manufactured home or park model recreational vehicle may be considered by the planning commission as a second dwelling unit in any R, RR, FR, A, AE or TPZ zone district for invalid family care purposes, subject to all of the following:

A. The permit shall be issued to the owner-occupant of a parcel of property, based upon the physical condition of a specific person or persons as an invalid, and such permit shall be non transferable.

B. The occupant of the subject unit shall be a member of the immediate family of the principal resident(s) who is the owner-occupant of the subject parcel or the occupant of the subject unit shall be a court appointed guardian to the owner-occupant of the subject parcel.

C. Application for persons under the age of seventy years shall include a written statement, on a form provided by the county, completed by a practicing physician certifying the need for and purpose of the requested invalid care. Verification of need shall be submitted with each annual renewal and shall be signed by the attending physician.

D. The unit placement shall comply with all applicable building, zoning, engineering, health and fire code requirements, and must comply with any applicable architectural standards which apply to the parent zoning district except that density requirements and the requirement for a permanent foundation shall not apply due to the temporary nature of the placement.

E. Utilities for the second dwelling unit (electricity, water, sewage disposal, etc.) shall be integrated into those of the primary residence.

F. When the specified occupant(s) of the second dwelling no longer reside in the unit or no longer qualify for the use permitted under these provisions, the unit shall be removed within ninety days, and the area no longer used for second dwelling purposes.

G. A bond, or other security, in the amount of five thousand dollars, payable to the county of Del Norte, shall be posted by the applicant prior to the issuance of a building permit for the placement/installation of the subject unit. Any bond posted as security pursuant to this section

45 shall comply with the provisions of the California Bond and Underwriting Law which commences  
46 with Section 995.010 of the California Code of Civil Procedure. This performance bond is to be  
47 held by the county and may be called at any time by the county to enforce removal of the unit.

48 H. A notice of conditional approval, stating the conditions of the use permit and requiring the  
49 removal of the manufactured home or park model recreational vehicle upon cessation of need,  
50 shall be recorded at the time of issuance of the building permit for the placement (installation)  
51 of the unit. A notarized acknowledgement statement by the property owner shall be included on  
52 the notice of conditional approval.

53 I. The use permit shall be subject to annual review and verification of compliance by the  
54 planning department and/or planning commission. A fee, in an amount determined by the  
55 board of supervisors, may be charged for the annual review.

56 J. Any temporary manufactured home or park model recreational vehicle in the TPZ zone district  
57 must be located within the designated building area as identified in a Forester's Report.

58  
59 **SECTION 2.** Section 20.04.645 of Chapter 20.04, Title 20, of Del Norte County Code is added  
60 to read as follows:

61 20.040.645 Park Trailer

62  
63 "Park trailer" means a trailer designed for human habitation that meets all of the following  
64 requirements:

- 65  
66 (1) it contains 400 square feet or less of gross floor area, excluding loft area space that  
67 do not meet the requirements of Section 18033 of the Health and Safety Code. It  
68 may not exceed 14 feet in width at the maximum horizontal projection.  
69 (2) It is built upon a single chassis.  
70 (3) It may only be transported upon the public highways with a permit issued pursuant  
71 to Section 35780 of the Vehicle Code.  
72

73 **SECTION 3.** Classification. This ordinance is considered of a general and permanent nature  
74 and is classified as a codified ordinance.  
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76 **SECTION 4.** If any part of this Ordinance or its application is deemed invalid by a court of  
77 competent jurisdiction, the Board of Supervisors intends that such invalidity will not affect the  
78 effectiveness of the remaining provisions or applications and, to this end, the provisions of this  
79 Ordinance are severable.  
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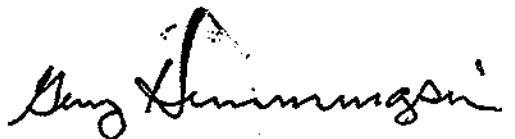
81 **SECTION 5.** This ordinance shall become effective 31 days following its final passage.  
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83 PASSED AND ADOPTED this 12<sup>th</sup> day of October, 2010 by the Board of Supervisors  
84 of the County of Del Norte by the following polled vote:  
85

86 AYES: Supervisors McClure, Finigan, McNamer, Sullivan, Hemmingsen

87 NOES: None

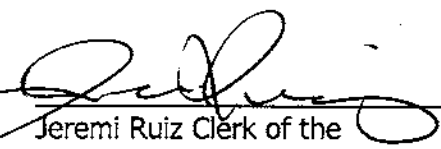
88 ABSENT: None  
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GERRY HEMMINGSEN, Chairman

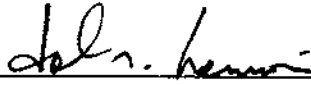
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ATTEST:

  
Jeremi Ruiz Clerk of the  
Board of Supervisors, County  
of Del Norte, State of California

Board of Supervisors

APPROVED AS TO FORM:

  
DOHN HENION, County Counsel

Date: October 12, 2010

I hereby certify that according to the  
provisions of Government Code  
Section 25103, delivery of this  
document has been made.

Clerk of the Board

By: 