



A Tradition of Stewardship
A Commitment to Service

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Minh C. Tran
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MEMORANDUM

To: Board of Supervisors	From: Helene Franchi
Date: November 6, 2020	Re: BOS Agenda for November 10, 2020 Legislative Item 11A

The following are corrections to the item recommending revisions to the County Policy Manual and County Code to provide relief measures for those impacted by COVID-19 and 2020 fires.

1. Placement of the item – the item was incorrectly placed in Section 11 Legislative Items rather than Section 10 Administrative Items. It is now correctly identified as item 10 I.
2. Revised Ordinance and Resolution – please replace the ordinance and resolution with the attached. The new paragraph provides the ability to do the following: (1) locate temporary housing on commercially zoned properties; (2) allow multiple recreational vehicles to be located on a single parcel, under the management of a non-profit organization; and (3) require that temporary housing comply with the provisions of the November 2, 2020, memo from the County Health Officer and the PBES Director titled “Re-occupying Property with Fire-Related Debris and Ash and Fire Damage.”
3. Recommendation – item number 3 should read: “Discussion and possible direction on any additional COVID-19 and/or fire recovery relief measures.”
4. Background of Agenda Item – please replace in its entirety the last section with the following:

ADDITIONAL ISSUES FOR DISCUSSION AND POSSIBLE DIRECTION

Various industry groups have requested further measures (listed below) related to regulatory relief for COVID-19 and/or fire impacts, in addition to those recommended by staff. These requests require more discussion and analysis, and require coordination with multiple County departments and outside agencies, before a recommendation can be made. Requested items can be generally categorized as follows:

1. Refer to Legislative Committee

- a. Advocate to the San Francisco Regional Water Quality Control Board (RWQCB) to waive Wastewater Discharge Requirements (WDRs) for wildfire impacted properties; and

- b. Advocate for the State Insurance Commissioner to require insurance companies to provide coverage for undamaged properties within or near fire-damaged areas.

2. Refer to Future Agenda Item:

- a. Allow recovery measures to remain in effect through 2023;
- b. Allow wine tastings and events to take place subject only to infrastructure limitations like parking, septic capacity, fire, health and safety standards, and applicable County Code requirements pertaining to noise, health department, etc.;
- c. Clarify that the removal of brush piles, trees, and debris associated with firebreaks created in response to the recent wildfires is permitted and will not result in enforcement or liability;
- d. Expand all winery tasting room hours to include mornings and evenings, 9 AM to 7 PM, subject only to limitations of infrastructure;
- e. Expand tasting areas to include all areas of the winery footprint that comply with ADA (Americans with Disabilities Act) requirements;
- f. State that landowners do not face liability or County enforcement when taking protective actions during an emergency, such as grading, emergency tree removal, or other efforts for fire and damage prevention; and
- g. Suspend the by-appointment requirement for wine tasting for all wineries
- h. Establish a fire safety design review process for new construction.

3. Refer to Department Heads:

- a. Assign a staff person within PBES to act as a single point of contact for TTB (Alcohol and Tobacco Tax and Trade Bureau) and ABC (Alcoholic Beverage Control) referrals;
- b. Provide additional support to the Assessor's Office to process requests to defer property taxes and have properties reassessed to reflect post-disaster values; and
- c. Support Firewise groups to reduce fuel load in rural areas through the removal of invasive species, prescribed burns, chipping programs, and enforced requirements for defensible space.

Cc: Minh C. Tran
Jeff Brax