



Agenda Date: 9/11/2007  
Agenda Placement: 6P

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Susan Ingalls for Westmeyer, Robert - County Counsel  
County Counsel  
**REPORT BY:** Susan Ingalls, Paralegal, 259-8152  
**SUBJECT:** Camping/Storage of Personal Property Ordinance (Second reading)

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### **RECOMMENDATION**

Second reading and adoption of an ordinance adding a new Section 12.02 as it relates to camping and storage of personal property in the unincorporated areas of Napa County.

**ENVIRONMENTAL DETERMINATION:** General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

### **EXECUTIVE SUMMARY**

The proposed ordinance adds a new Chapter 12.02 to the Napa County code to maintain public streets and areas within the unincorporated area in a clean and accessible condition and to diminish problems such as disease, illness and crime by encouraging the use of appropriate shelter facilities.

### **FISCAL IMPACT**

Is there a Fiscal Impact?                      No

### **ENVIRONMENTAL IMPACT**

**ENVIRONMENTAL DETERMINATION:** General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

**BACKGROUND AND DISCUSSION**

The public sidewalks, accessways and streets, including rights-of-way underneath or adjacent to sidewalks, streets, and other public areas within the unincorporated area, should be readily accessible and available to residents, the public at large and county maintenance and emergency crews. The use of these areas for camping purposes or storage of personal property interferes with the rights of others to use the areas for which they were intended, and also subjects those persons using such areas to substantial health and safety risks.

Many persons, including families with young children, have been camping in automobiles and other public places in the unincorporated area in unsafe conditions, with no running water, toilets, cooking or sanitation facilities, even though accommodations in shelters are available to them, resulting in increased disease, illness and crime.

The purpose of the proposed ordinance is to maintain public streets and areas within the unincorporated area in a clean and accessible condition and to diminish problems such as disease, illness and crime by encouraging the use of appropriate shelter facilities. The proposed ordinance will provide that violation of any of the provisions of Chapter 12.02, other than provisions relating to the parking of vehicles, shall be charged as an infraction.

On August 28, 2007, the Board opened the public hearing and introduced the ordinance, read the title, waived reading the balance of the ordinance and declared its intention to adopt the ordinance on September 11, 2007. The ordinance is now before the Board for formal adoption. County Counsel recommends adoption of the Ordinance.

**SUPPORTING DOCUMENTS**

A . Ordinance

CEO Recommendation: Approve

Reviewed By: Karen Gratton