

ORDINANCE NO.

**AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SHASTA
REPEALING ORDINANCE NO. 730 DECLARING A WATER SHORTAGE
EMERGENCY AND A NECESSITY FOR A WATER CONSERVATION PROGRAM,
ADOPTING A WATER CONSERVATION PROGRAM AND FINDING THAT THE
ACTIONS ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
IN COUNTY SERVICE AREA NO. 3-CASTELLA WATER**

WHEREAS, on August 15, 2017, the Shasta County Board of Supervisors adopted Ordinance No. 730 declaring a water shortage emergency and a necessity for a water conservation program, adopting a water conservation program and finding that the actions are exempt from the California Environmental Quality Act in County Service Area- No. 3-Castella Water; and

WHEREAS, due to the change in the previously impending financial inability to provide potable water with the adoption of a water rate increase effective November 2, 2017 and operative November 1, 2017; and

WHEREAS, this ordinance is exempt from the California Environmental Quality Act (Public Resources Code section 21000, et. seq.) (CEQA) because it can be seen with certainty that there is no possibility that it will have a significant effect on the environment pursuant to CEQA Guidelines §15061(b)(3). This ordinance is also exempt pursuant to CEQA Guidelines 15301 (Existing Facilities), 15305 (Minor Alterations in Land Use Limitations), and there are no unusual circumstances under CEQA Guideline 15300.2(c).

The Board of Supervisors of the County of Shasta ordains as follows:

SECTION 1. Repeal

Ordinance Number 730 is hereby repealed in its entirety.

SECTION 2. Operative Date

This ordinance shall be operative November 1, 2017.

SECTION 3. Severability

If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion or portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance in each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, senses, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 4. California Environmental Quality Act

This ordinance is exempt from the California Environmental Quality Act (Public Resources Code section 21000, et. seq.).

SECTION 5. Effective Date

This ordinance shall take effect and be in full force and effect 30 days after passage. The Clerk shall cause this ordinance to be published as required by law.

DULY PASSED AND ADOPTED this ____th day of November, 2017 by the Board of Supervisors of the County of Shasta by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:

DAVID A. KEHOE, CHAIRMAN
Board of Supervisors
County of Shasta
State of California

ATTEST:
LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy