



Lake Shastina Community Services District

ORDINANCE NO. 1-95



AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT AMENDING DISTRICT ORDINANCES PERTAINING TO BURNING WITHIN THE DISTRICT.

The Board of Directors of the Lake Shastina Community Services District find that the District is authorized by the California Public Resources Code Section 4117 to adopt ordinances, rules or regulations to provide fire prevention restrictions or regulations that are necessary to meet local conditions of weather, vegetation, or other fire hazards. Such ordinances, rules, or regulations may be more restrictive than State statutes in order to meet local fire hazard conditions. The Board of Directors further finds that the District Board is authorized, by the California Health and Safety Code Section 13869, to adopt and enforce reasonable ordinances for the prevention and suppression of fires and conflagrations and for the protection and preservation of life and property against the hazards of fire and conflagrations.

The Board of Directors find that a more restrictive burn ordinance is needed than that provided for by State statutes due to the large amounts of old decadent brush, the generation of extreme wind conditions due to certain climatic conditions, the presence of nonrated shake shingle roofs, and the minimum requirement of only a five foot set back from the side property lines for all improvements disabling the ability for the owner to readily obtain a "Defensible Space" of a minimum of thirty feet from a hostile fire. In addition to all of the foregoing, the Board of Directors must consider the limitations of the volunteer fire department resources.

IT IS NOW, THEREFORE, ORDAINED AS FOLLOWS:

1. ORDINANCE NO. 2-85: Amendment 1, contained therein to ORDINANCE 3-81 is hereby repealed; and
2. ORDINANCE NO. 3-81 ARTICLE 2. Subsection 2.2.B. (in its entirety) pertaining to open fires and incinerator fires is hereby repealed, thereby precluding open fires and incinerator fires within the District; and
3. ORDINANCE NO. 1-92 is hereby amended as follows:
 - a. ARTICLE 2. Section 2.0, Last sentence is to read: "No burning is allowed on any numbered residential parcels."
 - b. ARTICLE 2. Section 2.2 B. is hereby repealed.
 - c. ARTICLE 2. Section 2.2 E. is to read: "Project type burning will be allowed during the time the Executive Officer is on duty within the District or Fire Chief is present at site of project burn."

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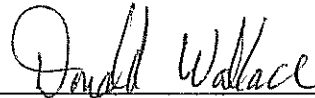
Passed and adopted this 15th day of March, 1995, at a regular meeting of the Board of Directors by the following vote:

AYES: Directors Brezinsky, Coplan, Dean, Johns & Wallace

NOES: None.

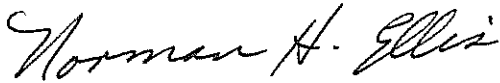
ABSENT: None.

ABSTAIN: None.

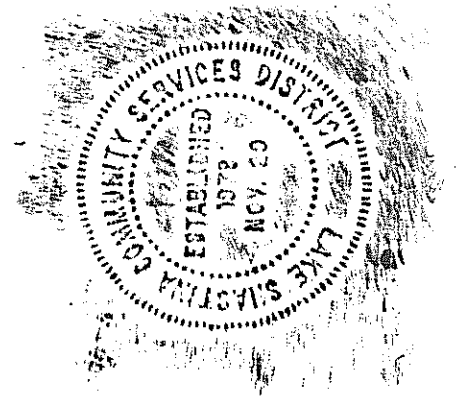


DONALD WALLACE, President
Board of Directors

ATTEST:



NORMAN H. ELLIS, District Secretary





Lake Shastina Community Services District

CERTIFICATE OF POSTING ORDINANCE NO. 1-95

NORMAN H. ELLIS, under penalty of perjury, certifies as follows:

That he is, and during all times herein mentioned was, the duly appointed and qualified Secretary of the Lake Shastina Community Services District, Siskiyou County, California;

That on the 17th of March, 1995, he caused to be posted a full, true and correct copy of:

Ordinance No. 1-95, an ordinance of the Board of Directors of the Lake Shastina Community Services District Amending District Ordinances Pertaining to Burning Within the District.

in the official office of the District, 15440 Juniper Peak Road, Weed, California, located in the Lake Shastina Mutual Water Company construction yard; Bulletin Boards on Elk Trail Rd, Lake Shore Drive, Lake Shastina Drive, Rancho Hills Entrance, Lake Shastina Community Center.

Executed this 17th of March, 1995.

NORMAN H. ELLIS
District Secretary

have to be obtained from the adjacent landowner. If necessary, the south dike may have to be widened to facilitate the fence and future maintenance/operation costs. Presently, a portion the south dike is on property not owned by the CSD.

Supt. Lea stated that he is about 1/2 way through laying out Units 8-1 & 8-2 sewer line backbone. A copy of the topo maps were furnished to the District Engineer who is to quote a price for his laying out a backbone system.

a. Approval of Sewer Extension to Lot 63 Unit 7-3. Supt. Lea explained that quotes have not been received regarding the last two extensions that the board approved. Director Dean moved to authorize the extension to Lot 63 in Unit 7-3. Director Coplan duly seconded and motion carried unanimously.

7. Community Unification Committee Report, refer to CUC Minute Book. CSD CUC Representative Jack Dean briefed the following:

Tentative site approval has been granted for the new Civic Services Office. LSPOA Board has approved the quitclaim to its surface rights to that specific area. The next step in the project is to establish the various phases which should be determined at the next CUC meeting. Setting up town hall meetings should also be forthcoming. Estimates of costs per square foot vary considerably from person to person.

B. PUBLIC HEARING re: Prohibiting Burning Within District Except Under Special Circumstances. There was no public input.

1. Proposed Amendments to Existing Burn Ordinances 2D Reading (Distributed at last meeting). District Secretary Ellis read the proposed ordinance to the audience. Director Johns moved that adoption of Ordinance 1-95 be approved. Director Dean duly seconded and the motion carried unanimously by a roll call vote. The ordinance is effective thirty days from date of posting. (Ordinance was posted by District Secretary on March 17, 1995, in Civic Services Office and all Lake Shastina area bulletin boards. An item regarding the ordinance is also being published in the Social Activities Committee April newsletter.)

C. PUBLIC HEARING re: Departmental Recommended Adjustments to FY-95 Budget, by reference incorporated herein. There was no public input.

General Manager Smith explained the adjustments contained on the sheets which he handed out. He noted that any modifications being made today will change the totals on the bottom of the sheets. Police Department noted one adjustment that was overlooked; i.e., increasing Repair & Maintenance of building to \$2,000. It was noted that sewer depreciation amount was increased. However, fire and police departments operate under a special tax and are non-enterprise funds which do not depreciate. Director Johns moved to approve the CSD mid-year budget as spoken of and modified for the remainder of the fiscal year. Director Coplan duly seconded and motion carried unanimously.