

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COUNTY OF SANTA CRUZ  
ESTABLISHING INTERIM ZONING REGULATIONS  
REGARDING TIMBER HARVESTING OPERATIONS**

WHEREAS, California Government Code Section 65858 enables local legislative bodies, in order to protect the public health, safety, and welfare, to adopt interim zoning regulations pending the study, or consideration of permanent zoning regulations;

WHEREAS, the use of non-contiguous parcels for staging and loading timber as part of timber operations involving helicopters poses a current and immediate threat to the public health, safety and general welfare because residents of parcels over which the helicopters would fly would be subject to the danger of multi-ton logs falling over and near their homes and to extremely high-decibel noise levels; and

WHEREAS, the County of Santa Cruz has determined that the use of helicopter staging and loading areas for timber harvesting operations should be restricted in accordance with this ordinance pending the adoption and implementation of permanent zoning regulations expressly addressing the location of helicopter staging and loading areas as part of timber operations.

NOW, THEREFORE, the Board of Supervisors of the County of Santa Cruz ordains as follows:

**SECTION I**

During the time this interim ordinance is in effect, staging or loading activities for timber operations involving the use of helicopters shall be prohibited unless the staging or loading area: (1) is on the parcel, or on a parcel which is contiguous to the parcel, from which the timber is being harvested, (2) is within a parcel that is either zoned TP or in another zone district which permits timber harvesting, and (3) is within the boundaries of the Timber Harvest Plan (THP) or the Non Industrial Timber Management Plan (NTMP) at issue and the THP or NTMP is approved by the California Department of Forestry and Fire Protection.

**SECTION II**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid by the decision of any court of competent jurisdiction, such decision shall not effect the remaining portions of this Ordinance. The Board of

Supervisors of this County hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of any such decision.

### SECTION III

The Board of Supervisors hereby finds, determines, and declares that this ordinance is adopted consistent with Government Code Section 65858 and is necessary for the protection of the public health, safety and general welfare. The facts constituting the need for such a measure are set forth in the preamble of this ordinance.

In accordance with Government Code Section 65858, this ordinance shall be in force and effect for 45 days from its date of adoption unless, after formal public hearing, the Board of Supervisors, by a four-fifths vote, extends the interim ordinance in accordance with Government Code Section 65858.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 1999, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS  
 NOES: SUPERVISORS  
 ABSENT: SUPERVISORS  
 ABSTAIN: SUPERVISORS

\_\_\_\_\_  
 Chairperson of the  
 Board of Supervisors

Attest: \_\_\_\_\_  
 Clerk of the Board

APPROVED AS TO FORM

  
 DWIGHT L. HERR, County Counsel

DISTRIBUTION: County Counsel  
 County Administrative Office  
 Planning Department