



ORDINANCE NO. 2019-1

AN ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF FORT JONES AMENDING SECTION 18 OF THE FORT JONES MUNICIPAL CODE RELATING TO THE EMERGENCY SHELTER REQUIREMENTS FOR THE TOWN OF FORT JONES.

Chapter 18.46 EMERGENCY SHELTERS

18.46.010 – Purpose.

It is the purpose of this section to facilitate and encourage the provision of emergency shelter for homeless persons and households by allowing permanent year-round emergency shelters without a conditional use permit or other discretionary action in the C-1 (central business) zone, subject only to the same development standards that apply to the other permitted uses in these zones, except for the following requirements unique to emergency shelters, as authorized by Government Code Section 65583(a)(4):

- A. The maximum number of beds or persons to be served nightly by an emergency shelter shall be thirty-five.
- B. Off-street parking shall be based upon demonstrated need, provided that parking for an emergency shelter shall not be more than that required for other commercial or industrial uses permitted in the central business (C-1) zone.
- C. Appropriately sized and located exterior and interior on-site waiting and intake areas shall be provided.
- D. Appropriate exterior lighting shall be provided.
- E. On-site management shall be provided.
- F. Security shall be provided during the hours that the emergency shelter is in operation.
- G. The maximum length of stay by a homeless person in an emergency shelter shall be six months.
- H. An emergency shelter shall not be required to be more than three hundred feet of another emergency shelter.
- I. No individual or household shall be denied emergency shelter because of an inability to pay.

18.46.020 - Standards for emergency shelters.

In addition to the standards set forth in here and below, emergency shelters shall also be required to comply with the California Building Code and California Fire Code in effect at the time of building permit application.

18.46.030 - Health and safety standards.

In addition to the standards set forth in here and below, emergency shelters shall also be required to comply with the California Housing Code in effect at the time of building permit application.

18.46.040 - Management plan.

Prior to commencing operation, the emergency shelter provider must have a written management plan, which shall be approved by the planning commission. The management plan must include, but is not be limited to, provisions for staff training, resident identification process, neighborhood outreach, policies regarding pets, the timing and placement of outdoor activities, temporary storage of residents' personal belongings, safety and security, screening of residents to insure compatibility with services provided at the facility, and training, counseling and social service programs for residents, as applicable.

18.46.050 - Occupancy load and bathroom facilities.

Each resident shall be provided a minimum of fifty gross square feet of personal living space per person, not including space for common areas. In no case shall occupancy exceed thirty-five residents at any one time. Bathing facilities shall be provided in quantity and location as required in the California Plumbing Code (Title 24 Part 5), and shall comply with the accessibility requirements of the California Building Code (Title 24 Part 2).

18.46.060 - Common facilities and services.

The emergency shelter facility may provide one or more of the following specific facilities and services, including but not limited to:

- A. Commercial kitchen facilities designed and operated in compliance with the California Retail Food Code;
- B. Dining area;
- C. Laundry;
- D. Recreation room;
- E. Support services, (e.g., training, counseling);
- F. Child care facilities.

18.46.070 - Lighting.

Adequate external lighting shall be provided for security purposes. The lighting shall be stationary, full cut-off downward facing hooded lighting and directed away from adjacent properties and public rights-of-way, and of intensity compatible with the neighborhood.

18.46.080 - Outdoor activities.

Outdoor activities, such as recreation, eating, and staging for drop-off, intake, and pick-up, may be conducted at the facility. Conducting such activities either at a back entrance or inner courtyard is encouraged. For the purposes of noise abatement in residential districts, outdoor activities may only be conducted between the hours of 8:00 a.m. to 10:00 p.m.

18.46.090 - Shelter location, and concentration of uses.

Emergency shelters must be sited within the R-3 (high density residential), R-4 (residential mixed-use), and C-2 (general commercial) zones. No more than one emergency shelter is permitted within a radius of one thousand feet from another emergency shelter.

18.46.100 - Design standards.

To assure that new and renovated buildings are compatible with the existing character and scale of the surrounding commercial environment, new and infill buildings must be consistent with the architectural design guidelines.

18.46.110 - Shelter provider.

The agency or organization operating the shelter shall comply with the following requirements:

- A. Temporary shelter shall be available to residents for no more than sixty days. Extensions up to a total stay of one hundred eighty days may be provided if no alternative housing is available.
- B. Staff and services shall be provided to assist residents to obtain permanent shelter and income. Such services shall be available at no cost to all residents of a provider's shelter or shelters.
- C. The provider shall not discriminate in any services provided.
- D. The provider shall not require participation by residents in any religious or philosophical ritual, service, meeting or rite as a condition of eligibility.

18.46.111 – If any provision of this chapter, or of any section hereof, is determined to be void or unenforceable, the remainder thereof shall remain in full force and effect.

18.46.112 – This ordinance shall take effect and be in force thirty (30) days after its passage.

18.46.113 – This ordinance, or a summary hereof prepared by the City Administrator, shall be published in the Siskiyou Daily News, a newspaper of general circulation in the Town of Fort Jones, within fifteen (15) days after its passage.

I HEREBY CERTIFY the foregoing ordinance was introduced for first reading at a Special Meeting of the City Council of the Town of Fort Jones held the 21st day of October 2019, and thereafter adopted at a Regular Meeting of said Council held the 12th day of November, 2019, by the following vote to wit:

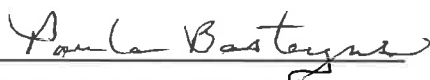
AYES: C. Flynn, K. Tasem, M. DeCausmaker, M. Garcia, B. Beckwith

NOES: *NONE*

ABSENT: *NONE*

ABSTAIN: *NONE*

ATTEST:



Paula Basteys, City Clerk



Chris Flynn, Mayor