

1
2 AN ORDINANCE OF THE COUNTY OF BUTTE REPEALING AND REPLACING SECTION
3 24-172, ENTITLED "SECOND UNITS AND ACCESSORY DWELLING UNITS," OF
4 CHAPTER 24, ENTITLED "ZONING ORDINANCE," OF THE BUTTE COUNTY CODE,
5 AS WELL AS AMENDING NUMEROUS OTHER SECTIONS FOR CONSISTENCY

6 The Board of Supervisors of the County of Butte ordains as
7 follows:

8 Section 1. Section 24-172 is repealed and replaced to read as
9 follows:

10 **Section 24-172 Accessory Dwelling Units and Junior Accessory**
11 **Dwelling Units.**

12 A. Purpose. This section establishes standards for the location and
13 construction of accessory dwelling units and junior accessory
14 dwelling units in conformance with Section 65852.2 and Section
15 65852.22 of the California Government Code. These standards are
16 intended to allow for accessory dwelling units as an important
17 form of affordable housing while preserving the character and
18 integrity of residential areas within the county and maintaining
19 public safety.

20 B. Permit Process. An accessory dwelling unit or a junior accessory
21 dwelling unit shall be allowed, after obtaining a building permit,
22 wherever a single-family or multi-family dwelling is allowed,
23 with certain limitations specified below.

24 C. Location.

25 1. Zones Allowing Single-Family and Multi-Family Dwellings.

26 Accessory dwelling units are allowed on any parcel that

1 contains a primary residence, and junior accessory dwelling
2 units are allowed within single-family dwellings on parcels
3 zoned for single-family dwellings, with the restrictions set
4 forth below.

5 2. Restrictions. There are additional standards to be met when
6 obtaining a building permit for an accessory dwelling unit or
7 a junior accessory dwelling unit in the State Responsibility
8 Area related to Fire Hazard Reduction and Defensible Space and
9 in the Agricultural Buffer Area, both of which are more fully
10 described below. An accessory dwelling unit or a junior
11 accessory dwelling unit shall not be allowed on a parcel
12 subject to a Williamson Act contract or located in the Timber
13 Protection Zone.

14 3. State Responsibility Area. The State Responsibility Area is an
15 area identified by the California Department of Forestry and
16 Fire Protection (CalFire) as being subject to more severe
17 fires. CalFire has imposed setbacks for this area that are
18 intended to lessen the impact of fire. Butte County has been
19 particularly hard hit by fires, especially most recently the
20 Camp Fire which destroyed approximately 14,000 homes and
21 killed 85 individuals. Requiring greater setbacks in this area
22 for fire hazard reduction and for defensible space will lessen
23 the impact of future fires which is vital to the health and
24 safety of Butte County residents.

25 4. Agricultural Buffer Area. The Agricultural Buffer Area is an
26 area composed of parcels zoned Agriculture, as well as the 300

1 feet adjoining parcels zoned Agriculture located on parcels
2 not zoned Agriculture. The area is identified in the Zoning
3 Ordinance, Article 17, Agricultural Buffers. The area
4 identifies where residents may be negatively impacted by
5 agricultural activities, including dust, odors, and the
6 spraying of pesticides. The area is intended to lessen the
7 impact of agricultural activities on nearby residents in order
8 to protect the health and safety of those residents by imposing
9 a buffer (setback) that is greater than setbacks imposed in
10 non-Agriculture zones.

11 D. Site Requirements.

- 12 1. Accessory dwelling units and junior accessory dwelling units
13 shall be permitted only on legally-created parcels.
- 14 2. Accessory dwelling units and junior accessory dwelling units
15 that conform to this chapter shall be deemed to be an accessory
16 use or an accessory structure and shall not be considered to
17 exceed the allowable density for the parcel upon which it is
18 located, and shall be deemed to be a residential use that is
19 consistent with the existing general plan and zoning
20 designations for the parcel.
- 21 3. A local agency, special district or water corporation shall
22 not impose any impact fee upon the development of an accessory
23 dwelling unit or a junior accessory dwelling unit that is less
24 than 750 square feet. Any impact fee charged for an accessory
25 dwelling unit of 750 square feet or more shall be charged
26 proportionately in relation to the square footage of the

1 additional accessory dwelling unit or junior accessory
2 dwelling unit is not allowed.

3 2. For a parcel with a multi-family dwelling, two (2) detached
4 accessory dwelling units, as well as multiple conversions of
5 areas of the multi-family dwelling that are not used as livable
6 space, are allowed.

7 3. Agricultural Worker Housing approved by the State of
8 California and Butte County shall not be considered an
9 accessory dwelling unit or counted as a primary dwelling unit
10 under this section.

11 G. Relationship to Primary Dwelling.

12 1. Accessory dwelling units and junior accessory dwelling units
13 cannot be sold separately from the primary dwelling.

14 2. The owner of the parcel with a junior accessory dwelling unit
15 shall reside in either the primary dwelling or the junior
16 accessory dwelling unit pursuant to California Government Code
17 Section 65852.22(a)(2).

18 3. An accessory dwelling unit may be within, attached to, or
19 detached from the primary dwelling, while a junior accessory
20 dwelling unit shall be located within a single-family
21 dwelling. An accessory dwelling unit shall have its own
22 kitchen, bathroom facilities, and entrance separate from the
23 primary dwelling, while a junior accessory dwelling unit may
24 have separate sanitation facilities or share them with the
25 primary dwelling.

26 H. Development Standards.

1 primary dwelling unit. Additional restrictions on imposing
2 impact fees on accessory dwelling units or junior accessory
3 dwelling units are set forth in Government Code section
4 65852.2(f).

5 4. Guest houses shall be excluded from the requirements of this
6 section and shall be regulated pursuant to Section 24-156(g)
7 (Accessory Uses and Structures).

8 5. Accessory dwelling units and junior accessory dwelling units
9 that comply with all requirements of this section are permitted
10 on a parcel containing a guest house.

11 E. Accessory Dwelling Unit Types and Sizes

12 1. Junior Accessory Dwelling Unit: A unit that meets the
13 definition of California Government Code Section
14 65852.22(h)(1).

15 2. Accessory Dwelling Unit: A unit that meets the definition of
16 California Government Code Section 65852.2(j)(1).

17 F. Maximum Number Permitted.

18 1. For a parcel with one (1) single-family dwelling, one (1)
19 accessory dwelling unit, either attached or detached, or, if
20 the parcel is also zoned for single-family dwellings, one (1)
21 junior accessory dwelling unit is allowed. If a parcel already
22 contains two (2) or more single-family dwelling units, with
23 one of the units being constructed in 1995 or later under Butte
24 County's Second Dwelling Unit Ordinance, and is located in a
25 zone that only allows one (1) single-family dwelling unit, the
26 parcel already contains an accessory dwelling unit, and an

1 1. Standards. The standards for development are as set forth in
2 the Zoning Ordinance and the Building Code, unless they are
3 modified below. There is no limit on the size of an accessory
4 dwelling unit.

5 2. Sewage Disposal and Potable Water Requirements. The accessory
6 dwelling unit shall have adequate sewage disposal facilities
7 and potable water facilities, as determined by the Butte County
8 Environmental Health Division.

9 3. Setbacks. The setbacks established in the Zoning Ordinance
10 are applicable, with the following exceptions:

11 a. There is no setback for the conversion of an existing
12 structure, without expanding the external boundary of the
13 structure, to an accessory dwelling unit;

14 b. If an accessory dwelling unit is constructed outside of an
15 existing building, the setback from the side and rear lot
16 lines, as required by state law, is four (4) feet, but if
17 you want to be a good neighbor, you won't cram it right up
18 next to your neighbor's property if there is enough room
19 to place it somewhere else;

20 c. In the State Responsibility Area, the side and rear setback
21 shall be large enough to accommodate the required
22 defensible space in an effort to ensure public safety,
23 which ranges from thirty (30) to one hundred (100) feet,
24 as specified in state law; and

25 d. In the Agricultural Buffer Area, the setback from the
26 boundary of any parcel zoned Agriculture is three hundred

1 (300) feet in an effort to ensure public safety. On parcels
2 located in the Agricultural Buffer Area, a detached
3 accessory dwelling unit shall be located in close proximity
4 to the primary dwelling unit.

5 4. Parking. Parking requirements are established as follows:

6 a. A maximum of 1 space per bedroom or per Accessory Dwelling
7 Unit shall be required, whichever is less. Parking spaces
8 may be provided in tandem on a driveway, and within setback
9 areas.

10 b. Junior accessory dwelling units are not required to provide
11 parking.

12 c. When a garage, carport, or covered parking structure is
13 demolished in conjunction with the construction of an
14 accessory dwelling unit or converted to an accessory
15 dwelling unit, those off-street parking spaces shall not be
16 replaced.

17 d. Parking standards for an accessory dwelling unit shall not
18 be imposed in any of the following instances:

19 i. The accessory dwelling unit is located within one-half
20 mile walking distance of public transit.

21 ii. The accessory dwelling unit is located within an
22 architecturally and historically significant historic
23 district.

24 iii. The accessory dwelling unit is part of the proposed or
25 existing primary residence or an accessory structure.

26 iv. When on-street parking permits are required but not

1 or a junior accessory dwelling unit is the same as for the
2 primary dwelling.

3 I. Deed Restrictions. Before obtaining a building permit
4 authorizing the establishment of an accessory dwelling unit or a
5 junior accessory dwelling unit, the applicant shall do the
6 following:

7 1. Enter into an agreement of restrictions with the county that
8 refers to the deed under which the property was acquired by
9 the applicant and provides the following:

10 a. The accessory dwelling unit or junior accessory dwelling
11 unit shall not be sold separately.

12 b. The restrictions are binding upon any successor in
13 ownership of the property and lack of compliance may
14 result in legal action by the county against the property
15 owner.

16 2. Record the agreement with the county recorder.

17 3. Prepare a disclosure statement that shall be included in any
18 future offer or sale documents. The statement shall read as
19 follows:

20 "You are purchasing a property with a permit
21 for an (junior) accessory dwelling unit. This
22 permit carries with it certain restrictions
23 that must be met by the owner of the property.
24 You are prohibited from selling the (junior)
25 accessory dwelling unit separately. The permit
26 is available from the current owner or from

1 offered to the occupant of the accessory dwelling unit.

2 v. When there is a car share vehicle located within one
3 block of the accessory dwelling unit.

4 5. Fire Hazard Reduction and Defensible Space Regulation.

5 a. State Responsibility Area. Accessory dwelling units built
6 within the State Responsibility Area are required to comply
7 with the defensible space regulations found in California
8 Code of Regulations, Title 14. Natural Resources, Division
9 1.5. Department of Forestry and Fire Protection, Chapter
10 7. Fire Protection, Subchapter 2. SRA Fire Safe
11 Regulations, Article 5. Fuel Modification Standards,
12 Section 1276.01. Setback for Structure Defensible Space,
13 and Subchapter 3. Fire Hazard, Article 3. Fire Hazard
14 Reduction Around Buildings and Structures.

15 b. Fire Sprinklers. Outside of the State Responsibility Area,
16 fire sprinklers shall not be required unless they are
17 required in the primary residence. In the State
18 Responsibility Area, fire sprinklers shall be required for
19 all new construction.

20 6. Drainage Improvements: Construction of an accessory dwelling
21 unit may require drainage improvements that are customary for
22 a building permit. The extent and timing of the improvements
23 shall be determined by the Department of Public Works and shall
24 conform to the technical standards and specifications for
25 drainage improvements as adopted by the Board of Supervisors

26 7. Rental Term: The rental term for an accessory dwelling unit

1 the Butte County Department of Development
2 Services."

3 Section 2. Subsection 24-46(D) is amended to read as follows:

4 **Section 24-46 Watershed protection overlay zone.**

5 D. Land Use Regulations. Permitted and conditionally permitted
6 uses in the -WP overlay zone are the same as the base zone,
7 except as specified below.

8 1. Existing parcel sizes in the Firhaven Creek Watershed
9 shall be maintained. No further division of lots or
10 parcels shall be permitted.

11 2. Existing zoning shall be maintained within the Magalia
12 Reservoir, Paradise Reservoir, and Firhaven Creek
13 Watersheds. Rezoning to a smaller minimum parcel size is
14 not allowed.

15 3. Prior to the approval of a rezoning or discretionary
16 permit application, the applicant shall demonstrate to
17 the satisfaction of the review authority that the
18 cumulative effects of additional sewage disposal and
19 surface water runoff resulting from the proposed action
20 will not result in any adverse impacts on the water
21 quality of the watershed.

22 4. ~~Second units and accessory~~ Accessory dwelling units
23 and any new, modified, or expanded sewage disposal
24 systems proposed within the -WP overlay zone shall
25 require ~~the approval of a Conditional Use Permittan~~
26 erosion and sediment control plan.

1 5. Clustered development as allowed by Article III,
2 Division 8 (Clustered Development) shall be prohibited
3 within the -WP overlay zone.

4 Section 3. Subsection 24-172.1(I)(1) is amended to read as follows:

5 **Section 24-172.1 Butte County short-term rental ordinance**

6 I. 1. ~~Second and~~ Accessory Dwelling Units. Both a single-
7 family dwelling that is a primary residence and ~~a second an~~
8 accessory dwelling unit on the same parcel may be permitted
9 as a short-term rental. ~~Accessory Dwelling Units as defined~~
10 ~~and permitted under Butte County Code Section 24 172 shall~~
11 ~~not be permitted for use as short term rentals.~~ The
12 administrative permit shall identify each of the units
13 permitted as short-term rentals.

14 Section 4. Subsection 24-174(F) is deleted and reserved:

15 **Section 24-174 Temporary Uses.**

16 ~~F. Temporary Mobile Homes.~~

17 ~~1. Applicability. A mobile home certified under the 1974~~
18 ~~National Mobile Home Construction and Safety Standards~~
19 ~~Act may be placed on any legal parcel in any residential~~
20 ~~zone.~~

21 ~~2. Permit Required. Temporary mobile homes require the~~
22 ~~approval of an administrative permit.~~

23 ~~3. Standards. All temporary mobile homes shall comply~~
24 ~~with the following standards:~~

25 ~~a. Occupancy of the mobile home shall be limited to~~
26 ~~a close friend or a relative by blood or marriage.~~

1 ~~An affidavit attesting to the relationship of the~~
2 ~~involved parties shall be submitted with the permit~~
3 ~~application.~~

4 ~~b. Rent shall not be charged.~~

5 ~~e. The mobile home may be owned by either the owner~~
6 ~~of the parcel on which it is placed, or the person~~
7 ~~residing therein.~~

8 ~~d. The mobile home shall be served by adequate~~
9 ~~sewer and water facilities, as determined by the~~
10 ~~Butte County Environmental Health Division.~~

11 ~~e. The siting of the mobile home shall conform to~~
12 ~~the California Residential Code.~~

13 ~~f. The mobile home is declared to be a temporary~~
14 ~~use on the property, accessory to the primary unit~~
15 ~~and shall not be placed on a permanent foundation.~~
16 ~~Additionally, a temporary mobile home shall not be~~
17 ~~permitted on a parcel where there is an approved~~
18 ~~second unit and accessory dwelling unit.~~

19 ~~g. The permit shall be granted for a term of two~~
20 ~~(2) years. Extensions of the term for the permit,~~
21 ~~not exceeding one (1) year for each extension, may~~
22 ~~be granted if the application for the extension is~~
23 ~~filed within sixty (60) calendar days prior to the~~
24 ~~date of expiration.~~

25 ~~h. The mobile home shall be vacated upon expiration~~
26 ~~of the permit and removed within one hundred twenty~~

~~(120) days after the expiration of the permit. If it is not removed within one hundred twenty (120) days, the County shall remove said mobile home and store it at the owner's expense. [Reserved]~~

Section 5. Section 24-304 is amended: to add the definition of "Accessory Dwelling Unit;" to amend the definition of "Accessory Kitchen;" to add the definition of "Junior Accessory Dwelling Unit;" and to repeal the definition of "Second Units and Accessory Dwelling Units" as follows:

Section 24-304 Definitions.

Accessory Dwelling Unit. A unit that meets the definition of California Government Code Section 65852.2(j)(1). The requirements for an accessory dwelling unit are found in Section 24-172.

Accessory Kitchen. A second kitchen that is either attached to or detached from the primary dwelling, not associated with ~~a second~~ an accessory dwelling unit, and is used for entertaining, hobby, or used for commercial purposes related to a Home Occupation.

Junior Accessory Dwelling Unit. A unit that meets the definition of California Government Code Section 65852.22(h)(1). The requirements for a junior accessory dwelling unit are found in Section 24-172.

~~Second Units and Accessory Dwelling Units. An attached or detached residential dwelling unit which provides complete independent living facilities for one (1) or more persons in accordance with the California State Government Code. Second units and accessory dwelling units provide permanent provisions for living, sleeping, eating, cooking, and sanitation on the same parcel occupied by a~~

1 ~~primary dwelling.~~

2 Section 6. Section 3-12 is amended to read as follows:

3 **Section 3-12 - Definitions.**

4 Unless the contrary is stated or clearly appears from the
5 context, the following definitions shall govern the construction
6 of the words and phrases used in this article:

7 (a) "~~Single-Single-Family Residence~~Home" is as defined in Butte
8 County Code Section 24-~~305.130~~304 and includes Duplex Home
9 as defined in Butte County Code Section 24-~~305.105~~304, as
10 well as pre-fabricated homes. It also includes ~~second~~
11 Accessory dwelling~~Dwelling units~~Units as defined in Butte
12 County Code Section 24-~~305.375~~304, but not ~~guest~~Guest
13 house~~House~~ as defined in Butte County Code Section 24-
14 ~~305.175~~304.

15 (b) "~~Multifamily residence~~Multiple-Family Housing" is as defined
16 in Butte County Code Section 24-~~305.120~~304.

17 (c) "Mobile ~~home~~Home" is as defined in Butte County Code Section
18 24-~~305.280~~304 and includes modular home ~~as defined in Butte~~
19 ~~County Code Section 24-305.288~~, as well as a ~~manufactured~~
20 Manufactured home~~Housing~~ as defined in Butte County Code
21 Section 24-304.~~but not a temporary mobile home as defined~~
22 ~~in Butte County Code Section 24-295.~~

23 (d) "Chargeable space" shall mean all of the covered and
24 enclosed space determined to be within the perimeter of a
25 commercial, industrial, office or school structure, not
26 including any parking structure. The determination of the

1 chargeable space, to be expressed in the number of square
2 feet, shall be made by the Building Division of the
3 Development Services Department of the County, in
4 accordance with the standard practice of the County.

5 (e) "Development" shall mean any project undertaken for the
6 purpose of development, and includes a project involving
7 the issuance of a permit for construction or
8 reconstruction, but not a permit to operate.

9 (f) "Dwelling unit" shall mean any building or mobile home, or
10 portion thereof, used or designed for use as a residence by
11 an individual or any group of individuals living together
12 as a family.

13 (g) "More intensive use" shall mean a land use on a particular
14 parcel of real property or any part thereof which, as
15 compared to the previous land use, involves: more
16 residents, employees, students, occupants, participants or
17 other persons onsite; the generation of more vehicular
18 traffic to and from the site; or any condition or
19 combination of conditions which create a greater need for
20 jail facilities.

21 Section 7. The Subsections listed below are amended or deleted as
22 specified below to make certain terms consistent as follows:

- 23 • Subsection 3-17(d): Delete the subsection;
- 24 • Subsection 3-173(c)(1): Replace "second units" with "accessory
25 dwelling units;"
- 26 • Subsection 3-178(d): Delete the subsection;

- 1 • Subsection 3-192(c)(1): Replace "second units" with "accessory
2 dwelling units;"
- 3 • Subsection 3-197(d): Delete the subsection;
- 4 • Subsection 3-211(c)(1): Replace "second units" with "accessory
5 dwelling units;"
- 6 • Subsection 3-216(d): Delete the subsection;
- 7 • Subsection 3-230(c)(1): Replace "second units" with "accessory
8 dwelling units;"
- 9 • Subsection 3-235(d): Delete the subsection;
- 10 • Subsection 3-249(e)(1): Replace "second units" with "accessory
11 dwelling units;"
- 12 • Subsection 3-254(f): Delete the subsection;
- 13 • Subsection 3-268(c)(1): Replace "second units" with "accessory
14 dwelling units;"
- 15 • Subsection 3-273(f): Delete the subsection;
- 16 • Subsection 3-292(c)(1): Replace "second units" with "accessory
17 dwelling units;"
- 18 • Subsection 3-297(d): Delete the subsection;
- 19 • Subsection 3-312(c)(1): Replace "second units" with "accessory
20 dwelling units;"
- 21 • Subsection 3-317(d): Delete the subsection;
- 22 • Subsection 19-3(L): Replace "primary and secondary dwelling" with
23 "primary residence and an accessory dwelling unit"
- 24 • Subsection 19-7(A)(4)(g): Replace "secondary dwelling" with
25 "accessory dwelling unit;"
- 26

- 1 • Subsection 20-133(e)(2)(c): Replace "a second dwelling" with "an
2 accessory dwelling unit;"
- 3 • Subsection 20-133(e)(2)(f): Replace "a second dwelling unit" with
4 "an accessory dwelling unit;"
- 5 • Subsection 24-12(A): Delete "second unit and;"
- 6 • Subsection 24-13(A) Table 24-13-1: Delete "Second Units and" from
7 the list of Residential Uses;
- 8 • Subsection 24-13(A) Note [4]: Replace "a second dwelling" with
9 "an accessory dwelling unit" and replace "Second units and
10 accessory" with "Accessory;"
- 11 • Subsection 24-14(A) Note [2]: Replace "Second Units and
12 accessory" with "Accessory;"
- 13 • Subsection 24-16(A) Table 24-16-1: Delete "Second Units and" from
14 the list of Residential Uses;
- 15 • Subsection 24-18(A): Replace "a second unit and" with "an;"
- 16 • Subsection 24-18(B): Replace "a second unit and" with "an;"
- 17 • Subsection 24-18(C): Replace "a second unit and" with "an;"
- 18 • Subsection 24-18(D): Replace "a second unit and" with "an;"
- 19 • Subsection 24-18(E): Delete "second units and;"
- 20 • Subsection 24-18(F): Delete "second units and;"
- 21 • Subsection 24-18(G): Delete "second units and;"
- 22 • Subsection 24-18(H): Delete "second units and;"
- 23 • Subsection 24-18(I): Delete "second units and;"
- 24 • Subsection 24-18(J): Delete "second units and;"
- 25 • Subsection 24-18(K): Delete "second units and;"
- 26 • Subsection 24-19(A) Table 24-19-1: Delete "Second Units and" from

1 the list of Residential Uses;

- 2 • Subsection 24-19(A) Note [6]: Replace "a second dwelling" with
- 3 "an accessory dwelling unit;"
- 4 • Subsection 24-20(B) Note [2]: Replace "Second units and
- 5 accessory" with "Accessory;"
- 6 • Subsection 24-20(B) Note [3]: Replace "second unit" with
- 7 "accessory dwelling unit;"
- 8 • Subsection 24-22(A) Table 24-22-1: Delete "Second Units and" from
- 9 the list of Residential Uses;
- 10 • Subsection 24-26(A): Delete "Second Units and" from the list of
- 11 Residential Uses;
- 12 • Subsection 24-29(B) Table 24-29-1: Delete "Second Units and" from
- 13 the list of Residential Uses;
- 14 • Subsection 24-93(B)(1) Table 24-93-1: Delete "Second Units and"
- 15 from the list of Residential Uses;
- 16 • Subsection 24-172.1(G)(2): Replace "second unit" with "accessory
- 17 dwelling unit;"
- 18 • Subsection 26-64(c): Delete "Second dwellings and accessory" and
- 19 replace with "Accessory;"

20 Section 8. CEQA. The Board of Supervisors adopts a CEQA Guidelines
21 Section 15061(b)(3) "Common Sense" exemption. The California State
22 Legislature amended Government Code section 65852.2 and specified
23 in subdivision (b) "When a local agency that has not adopted an
24 ordinance governing accessory dwelling units in accordance with
25 subdivision (a) receives an application for a permit to create an
26 accessory dwelling unit pursuant to this subdivision, the local

1 agency shall approve or disapprove the application ministerially
2 without discretionary review pursuant to subdivision (a)." Since
3 section 65852.2 was amended, Section 24-172, "Second units and
4 accessory dwelling units" has not been adopted in accordance with
5 subdivision (a) of section 65852.2 requiring Butte County to amend
6 it to make it conform to State Law. The proposed ordinance modifies
7 existing Butte County rules on second dwellings and accessory
8 dwelling units to incorporate State Law provisions that would have
9 applied whether Butte County had a local regulation on accessory
10 dwelling units or not. Butte County is not adopting any rules that
11 were not already in effect under State Law or existing County
12 Codes. It can be seen with certainty that the adoption of this
13 ordinance does not change existing law by either increasing or
14 decreasing the regulations concerning accessory dwelling units and,
15 therefore, there is no potential for causing a significant effect
16 on the environment.

17 Section 9. Severability. If any provision of this Ordinance or the
18 application thereof to any person or circumstances is for any reason
19 held to be invalid by a court of competent jurisdiction, such
20 provision shall be deemed severable, and the invalidity thereof shall
21 not affect the remaining provisions or other applications of the
22 Ordinance which can be given effect without the invalid provision or
23 application thereof.

24 Section 10. Effective Date and Publication. This Ordinance shall take
25 effect thirty (30) days after the date of its passage. The Clerk of
26 the Board of Supervisors is authorized and directed to publish this

1 Ordinance before the expiration of fifteen (15) days after its
2 passage. This Ordinance shall be published once, with the names of
3 the members of the Board of Supervisors voting for and against it,
4 in a newspaper of general circulation published in the County of
5 Butte, State of California.

6 **PASSED AND ADOPTED** by the Board of Supervisors of the County of Butte,
7 State of California, on the 12th day of January, 2021 by the following
8 vote:

9

10 **AYES:**

11 **NOES:**

12 **ABSENT:**

13 **NOT VOTING:**

14

_____, Chair
Butte County Board of Supervisors

15

16

17 **ATTEST:**

18 **Andy Pickett**, Chief Administrative Officer
and Clerk of the Board

19

20 By: _ Deputy

21

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