

RESOLUTION NO. 5259

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF ARROYO GRANDE CONFIRMING THE EMERGENCY
SERVICES DIRECTOR'S PROCLAMATION OF
EXISTENCE OF A LOCAL EMERGENCY IN ARROYO
GRANDE AND WAIVING DEMOLITION PERMIT AND
INSPECTION FEES FOR FLOODED RESIDENTS**

WHEREAS, California Government Code section 8630 and Section 8.12.060 (a) of the Arroyo Grande Municipal Code empower the Emergency Services Director/City Manager to proclaim a local emergency if the City Council is not in session; and

WHEREAS, California Government Code section 8630 requires that the City Council shall take action to ratify the proclamation within seven days thereafter; and

WHEREAS, pursuant to the provisions of Government Code section 8558(b), on January 4, 2023, the Governor of the State of California issued a Proclamation of a State of Emergency ("Governor's Proclamation") relating to severe winter storms and a series of atmospheric river systems that struck California, bringing high winds, substantial precipitation, and river, stream and urban flooding; and

WHEREAS, on January 8, 2023, the President of the United States declared that an emergency exists in the State of California relating to severe winter storms, flooding, landslides, and mudslides; and

WHEREAS, The Presidential Declaration makes residents in impacted counties who had damage or losses from the storms eligible to apply for federal disaster assistance; and

WHEREAS, on January 9, 2023, the County Administrative Officer of San Luis Obispo issued a Proclamation of Local Emergency relating to severe winter storms and a series of atmospheric river systems that struck San Luis Obispo County, bringing high winds, substantial precipitation, and river, stream and urban flooding; and

WHEREAS, on January 17, 2023, San Luis Obispo County was added as an affected county, meaning San Luis Obispo County residents who had damage or losses from the storms may now apply for Federal Emergency Management Agency (FEMA) disaster assistance; and

WHEREAS, conditions of disaster or extreme peril to the safety of persons and/or property have arisen within the City of Arroyo Grande as a result of severe storm weather conditions, including flooding and high winds, causing damage to public and private structures and facilities including multiple homes and residences within the City limits that experienced significant flooding, and related local emergency impacts throughout the City, as defined by California Government Code section 8558(c)

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beginning on or about December 27, 2022, and escalating in a manner warranting the proclamation of a local emergency, commencing on or about 8:00 a.m. on the 4th day of January, 2023, at which time the City Council of Arroyo Grande was not in session; and

WHEREAS, on January 18, 2023, the City Manager acting as the Emergency Services Director did properly proclaim the existence of a local emergency within the City commencing on or about 8:00 am on January 4, 2023, due to the storm events that began on December 27, 2022.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Arroyo Grande, that:

1. The proclamation of existence of a local emergency, as issued by the Emergency Services Director/City Manager on January 18th, 2023, is hereby ratified and confirmed.
2. Demolition permit and inspection fees will be waived for residents and businesses who have experienced flooding resulting from this emergency.

BE IT FURTHER RESOLVED that the conditions constituting a local emergency emerged on or about December 27, 2022, and continued and escalated in a manner warranting a local emergency proclamation as of January 4, 2023, and shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of Arroyo Grande.

On motion of Council Member Barneich, seconded by Council Member George, and on the following roll call vote, to wit:

AYES: Council Members Barneich, George, Guthrie, Secrest, and Mayor Ray Russom

NOES: None

ABSENT: None

The foregoing Resolution was passed and adopted this 24th day of January, 2023.

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CAREN RAY RUSSOM, MAYOR

ATTEST:



JESSICA MATSON, CITY CLERK

APPROVED AS TO CONTENT:



WHITNEY McDONALD, CITY MANAGER

APPROVED AS TO FORM:



TIMOTHY J. CARMEL, CITY ATTORNEY

OFFICIAL CERTIFICATION

I, JESSICA MATSON, City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that the attached Resolution No. 5259 was passed and adopted at a regular meeting of the City Council of the City of Arroyo Grande on the 24th day of January, 2023.

WITNESS my hand and the Seal of the City of Arroyo Grande affixed this 26th day of January, 2023.



JESSICA MATSON, CITY CLERK