



## Siskiyou County Planning Commission Staff Report September 15, 2021

### New Business Agenda Item No. 1 Papazian Use Permit (UP-21-10)

**Applicant:** Mahroushka Papazian

**Property Owners:** Mahroushka Papazian  
Gaurav Narasimhan  
227 Monterey Blvd.  
San Francisco, CA 94131

**Project Summary** The applicant is requesting approval of the following:

- Use permit to allow a short-term vacation rental use within an existing single-family dwelling.

**Location:** The project is located at 8936 Blue Jay Lane, in the unincorporated areas adjacent to the City of Weed; APN 021-530-510 Township 41N, Range 5W, Section 15, MDB&M; Latitude 41.397°, Longitude -122.408°

**General Plan:** Erosion Hazard; Building Foundation Limitations: Severe Pressure Limitation Soils; Wildfire Hazard; Woodland Productivity; and Prime Agriculture Soils.

**Zoning:** Rural Residential Agricultural, 5-acre minimum parcel size (R-R-B-5)

**Exhibits:**

- A. Draft Resolution PC-2021-021  
A Resolution of the Planning Commission of the County of Siskiyou, State of California, Determining the Project Exempt from the California Environmental Quality Act and Approving the Papazian Use Permit (UP-21-10)
  - Exhibit A-1. Notations and Recommended Conditions of Approval
  - Exhibit A-2. Recommended Findings
- B. Comments

## **Background**

The subject parcel is owned by Mahroushka Papazian and Gaurav Narasimhan. The project is located at 8936 Blue Jay Lane, in the unincorporated areas adjacent to the City of Weed.

The property is a legal parcel that was originally created as a portion of Lot 11 as shown on the Hammond Ranch Parcel Map filed for record in the Siskiyou County Recorder's Office on November 1, 1968 (Book 1, Pages 10 – 15), inclusive. The parcel is further described as Parcel 11-A as shown on Parcel Map filed for record in the Siskiyou County Recorder's Office on September 4, 1970, (Book 1, Page 55), and the Certificate of Correction thereto recorded July 16, 1971, (Volume 629, Page 168).

This approximately 5-acre parcel is developed with a single-family dwelling and an accessory structure appropriate to the Rural Residential Agricultural (R-R-B-5), 5-acre minimum parcel size zoning district. The dwelling is approximately 1,689 square foot, two-story single-family dwelling with two bedrooms. Water and sewer are provided by an on-site well (PN 72-93) and sewage disposal system (PN 93-072).

The surrounding parcels are zoned R-R-B-5 and are developed with single-family uses pursuant to the Rural Residential Agricultural zoning district.

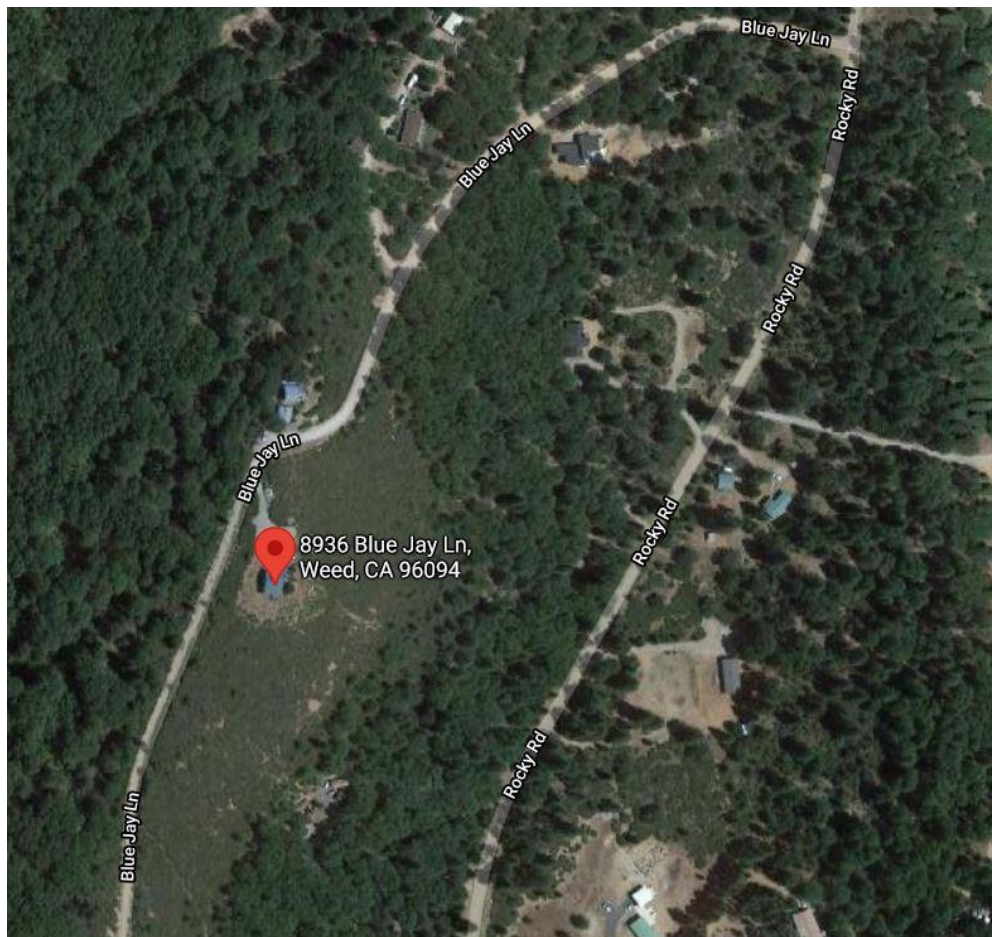


Figure 1: Project Location

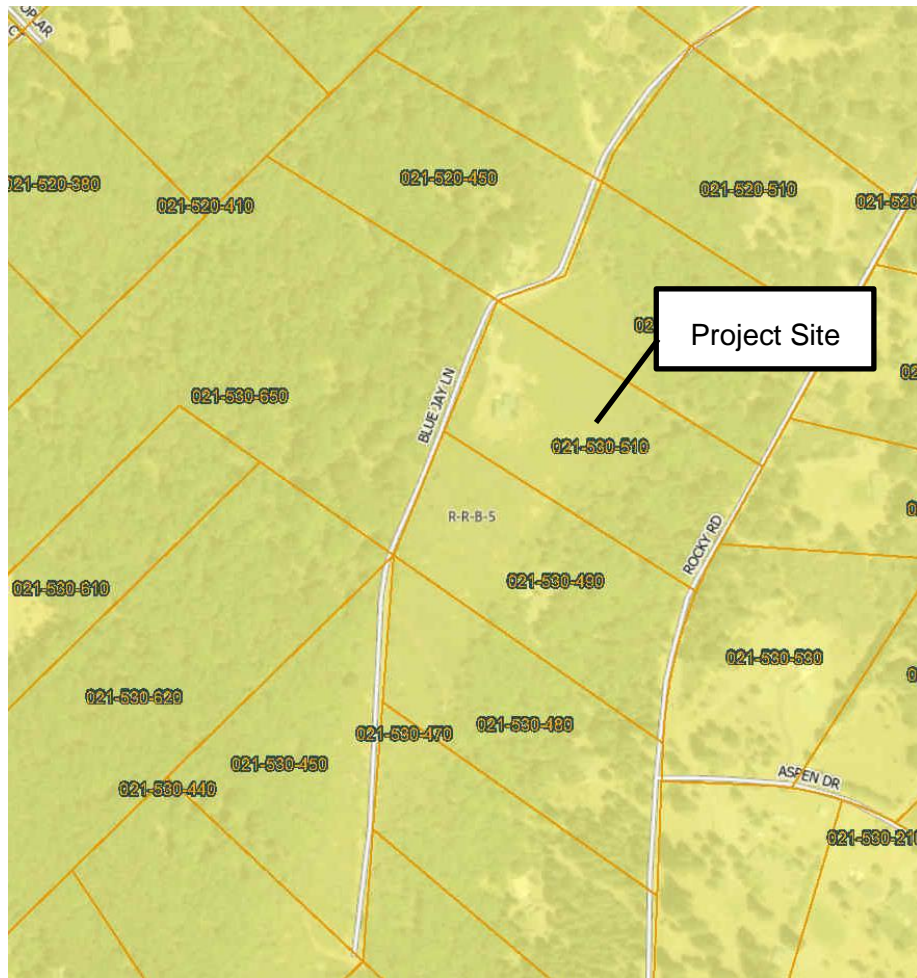


Figure 2: Zoning Map

## Analysis

### General Plan Consistency

The Land Use Element of the Siskiyou County General Plan identifies the project site as being within the mapped resource overlay areas for Erosion Hazard, Building Foundation Limitations: Severe Pressure Limitation Soils; Wildfire Hazard; Woodland Productivity; and Prime Agricultural Soils. In addition, staff has identified that Composite Overall Policies 41.3(e), 41.3(f), 41.6, 41.7, 41.8, 41.9, and 41.18 apply to the proposed project.

Staff has conducted a detailed analysis of each of the required findings and has found that the proposed project is consistent with the applicable General Plan policies governing the subject site. In addition, the proposed short-term vacation rental use as conditioned would be compatible with the surrounding land uses, has adequate roadway access for transportation, public health and safety provisions, and would not create environmental impacts to on-or off-site resources. The recommended findings are detailed in the General Plan Consistency Findings section of Exhibit A-2 attached to this staff report and are submitted for the Commission's review and consideration.

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**Zoning Consistency**

The proposed project is situated in the Rural Residential Agricultural, 5-acre minimum parcel size (R-R-B-5) zoning district, and the proposed short-term vacation rental is a conditionally permitted use pursuant to Section 10-6.1502(h) of the Siskiyou County Code. Based on staff's analysis of the proposed use, staff believes that the necessary zoning consistency findings can be made for approval of the application. The recommended findings are detailed in the Zoning Consistency Findings section of Exhibit A-2 attached to this staff report.

**Discussion**

Siskiyou County Code Section 10-6.1502(h) allows for short-term vacation rentals in single-family or two-family dwellings subject to the issuance of a use permit. Short-term vacation rentals are also subject to specific conditions, including property management requirements, maximum rental periods, occupancy limits, and parking requirements.

Inspections

Prior to the issuance of a use permit, both Siskiyou County Building and Environmental Health Division inspections are required to determine whether the facility complies with established standards. The subject property was inspected by the Siskiyou County Environmental Health Division on June 3, 2021 and the Siskiyou County Building Division inspected the property on July 12, 2021. It was determined that there is an unpermitted deck, outdoor shower area, wood heated sauna, and non-commercial spa upon the subject property. It is staff's opinion that the unpermitted work is minor in nature and can be addressed as part of the Use Permit process. Therefore, staff is recommending building permit approval or removal of the unpermitted structures prior to issuance of the Use Permit. This requirement is itemized in Exhibit A-1 as Condition of Approval number 14 and 15 and made a part of this staff report.

Property Management

Siskiyou County Code Section 10-6.1502(h)(1) requires that a short-term vacation rental be managed by a County resident or professional property management firm located in Siskiyou County and that such resident or firm be available on a twenty-four (24) hour basis. This requirement is itemized as Condition of Approval number 5 in Exhibit A-1 and made a part of this staff report.

Maximum Rental Period

Maximum rental period allowed pursuant to Siskiyou County Code Section 10-6.1508(h)(2) for short-term vacation rentals is limited to no more than thirty (30) consecutive days. This requirement is itemized in Exhibit A-1 as Condition of Approval number 6 and made a part of this staff report.

Property Owners Associations

Pursuant to Siskiyou County Code Section 10-6.1502(h)(8), the Planning Commission's action shall consider the decision of duly recognized property owners associations concerning the establishment of short-term vacation rentals within their jurisdiction. This property is not currently within a property owner's association.

Occupancy

The single-family dwelling contains two (2) bedrooms that the applicant proposes to use as sleeping rooms. The downstairs bedroom is approximately 119 square feet and the upstairs bedroom is approximately 194 square feet. Both bedrooms exceed the minimum floor area requirement of at least

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70-square feet pursuant to Siskiyou County Code Section 10-6.1502(h)(9). Based on available square footage of the two sleeping areas, up to six (6) guests could be accommodated at any one time in the proposed short-term vacation rental. This figure is within what is allowed by Siskiyou County Code Section 10-6.1502(h)(9); however, based on the capacity of the existing septic system, the maximum occupancy would be four (4) persons. An occupancy requirement is itemized in Exhibit A-1 as Condition of Approval number 2, which is made a part of this staff report.

Accessory Uses

Pools, spas, saunas, and shared laundry facilities are considered to be public facilities and shall be subject to Health and Building Department review for compliance with State and local regulations for public pools pursuant to Siskiyou County Code, Section 10-6.1502(h)(4). The property currently contains a non-commercial spa and an unpermitted outdoor shower and sauna. The unpermitted structures shall be permitted pursuant to the satisfaction of the Building and Environmental Health Divisions. This requirement is itemized in Exhibit A-1 as Condition of Approval number 14 and 15 to address the outdoor shower area, the wood heated sauna, and the spa, prior to the issuance of the Use Permit.

Parking

Siskiyou County Code Section 10-6.1502(h)(6) requires one off-street parking space for the short-term vacation rental plus one additional space for each of the available sleeping rooms. Two sleeping rooms are within the proposed short-term vacation rental; therefore, a total of three (3) off-street parking spaces are required. Adequate off-street parking exists in the driveway. This requirement is itemized in Exhibit A-1 as Condition of Approval number 7 and made a part of this staff report.

**Calls for Service History**

Siskiyou County Sheriff's Department – August 24, 2021

Within the past 12 months, a call for service was received for illegal burning within the vicinity of the project site. The owner has no knowledge of the incident for they became owners of the property after the incident had occurred.

Siskiyou County Code Enforcement – August 12, 2021

Within the past 12 months, no calls for service were received within the vicinity of the project site and associated with short-term rentals.

8936 Blue Jay Lane, Weed

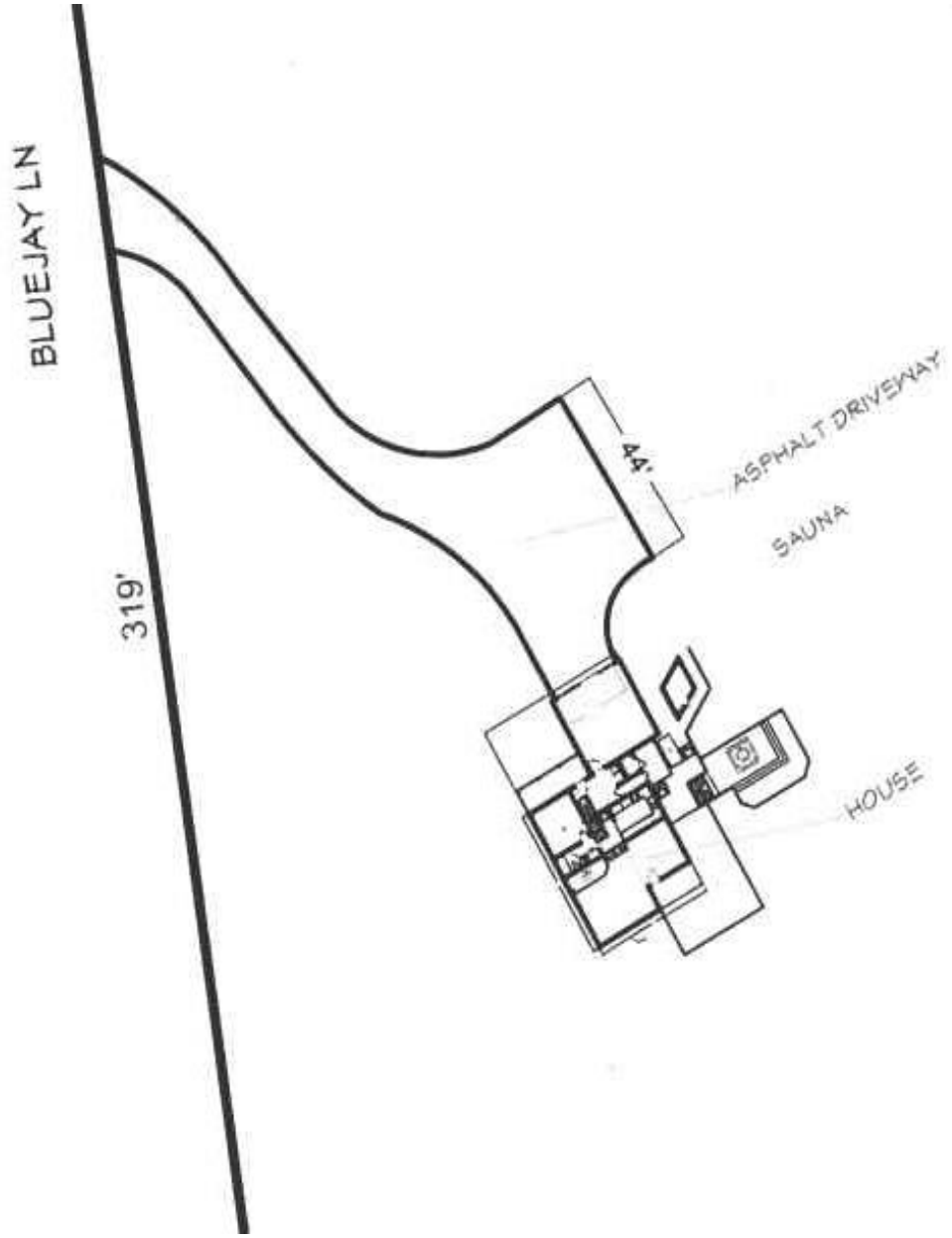


Figure 3: Site Plan

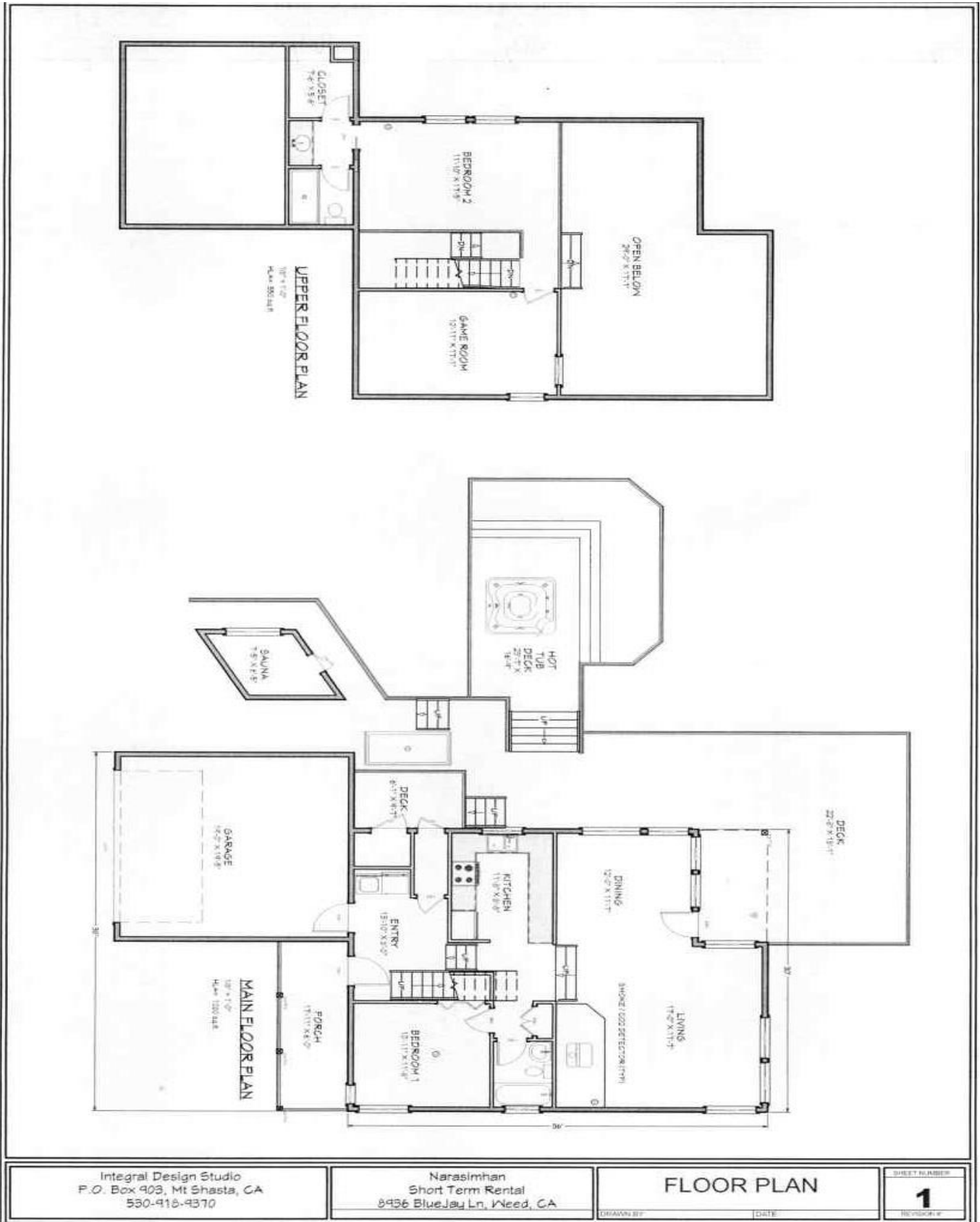


Figure 4: Floor Plan

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**Environmental Review**

Staff recommends that the proposed project (i.e., use of an existing single-family dwelling as a short-term vacation rental) be determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Class 1, *Existing Facilities*. This exemption consists of the operation, maintenance, permitting, or licensing of existing public or private structures or facilities involving negligible or no expansion of the use beyond what existed at the time of the lead agency's determination.

The Planning Commission must consider the proposed CEQA exemption together with any comments received during the public review process. Further, the exemption can only be approved if the Commission finds, based on the whole record before it, that there is not substantial evidence that there are unusual circumstances (including future activities) which might reasonably result in the project having a significant effect on the environment.

**Comments**

A Notice of Public Hearing was published in the Siskiyou Daily News on September 1, 2021 and mailed to property owners on August 30, 2021 within 300 feet of the subject property.

**Public Comments**

No comments have been received at this time.

**Agency Comments**

***Siskiyou County Environmental Health Division – June 3, 2021***

Environmental Health has reviewed information related to the proposed short-term vacation rental, and provided comments regarding garbage receptacles and trash removal, pool and spa facilities, and water and sewer services.

- Property contains a non-commercial spa. The spa must be appropriately fenced pursuant to Building Division requirements and not to be used by guests. Any water contained in the spa must be maintained so that the bottom is clearly visible and does not facilitate vector propagation.

Planning Response: Compliance with Environmental Health requirements to the satisfaction of Environmental Health has been included as recommended Conditions of Approval (numbers 3(b), 10, 11, 12, 13, 14, and 16) for the proposed project (see Exhibit A-1).

***Siskiyou County Building Division– July 12, 2021***

The Building Division reviewed the information related to the proposed short-term vacation rental and made the following comments:

- The Building Division's site inspection of the subject property discovered an unpermitted deck, sauna, outdoor shower, and spa. Prior to issuance of the requested use permit, the applicant would be required to obtain an after-the-fact building permit approval to ensure compliance with the California Building Code, or remove structures in their entirety.



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Planning Response: Compliance with the Building Code requirements to the satisfaction of the County Building Division has been included as recommended Conditions of Approval (numbers 11, 13, 14, 15, 19, and 20) for the proposed project (see Exhibit A-1).

### ***California Department of Forestry and Fire Protection (Cal Fire) –July 22, 2-2021***

Comments were submitted regarding Cal Fire’s requirements for this project, specifically those pertaining to driveway design and surface requirements, addresses for buildings, and fuel modification standards as specified pursuant to Public Resources Code 4290.

Planning Response: Compliance with Cal Fire requirements to the satisfaction of Cal Fire and Siskiyou County Planning has been included as recommended Conditions of Approval number 17 for the project (see Exhibit A-1).

### **Planning Staff Recommendations**

- Adopt Resolution PC-2021-021 taking the following actions:
  - Approve the Use Permit request based on the recommended findings and subject to the recommended conditions of approval; and
  - Determine the project exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15301, Class 1, *Existing Facilities*.

### **Suggested Motion**

I move that we adopt Resolution PC-2021-021, A Resolution of the Planning Commission of the County of Siskiyou, State of California, Approving the Papazian Use Permit (UP-21-10) and Determining the Project Exempt from CEQA.

### **Preparation**

Prepared by the Siskiyou County Planning Division.

For project specific information or to obtain copies for your review, please contact:

Shelley Gray, Assistant Planner  
Siskiyou County Planning Division  
806 S. Main Street  
Yreka, California 96097

## Resolution PC 2021-021

### **A Resolution of the Planning Commission of the County of Siskiyou, State of California Approving the Papazian Use Permit (UP-21-10) and Determining the Project Exempt from CEQA.**

**Whereas**, Section 10-6.1502(h) of the Siskiyou County Code permits short-term vacation rentals within single-family and two-family dwellings subject to approval of a use permit and provided specific conditions are met; and

**Whereas**, Mahroushka Papazian applied for a use permit to allow for a short-term vacation rental use of a single-family dwelling located at 8936 Blue Jay Lane, in the unincorporated areas adjacent to the City of Weed on Assessor Parcel Number 021-530-510; and

**Whereas**, the Planning Division presented its oral and written staff report on the proposed Use Permit UP-21-10 at the Planning Commission's regularly scheduled meeting on September 15, 2021; and

**Whereas**, the Planning Division recommended Use Permit UP-21-10 be determined categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines because it can be seen with certainty that there would not be any significant impacts to the environment resulting from the project; and

**Whereas**, the Planning Division recommended approval of Use Permit UP-21-10 subject to the conditions of approval provided in Exhibit A-1 to this resolution referenced hereto and incorporated herein; and

**Whereas**, a Notice of Public Hearing was published in the Siskiyou Daily News on September 1, 2021; and

**Whereas**, hearing notices were posted pursuant to Siskiyou County Code Section 10-6.2805 *et seq.*; and

**Whereas**, on September 15, 2021, the Chair of the Planning Commission opened the duly noticed public hearing on Use Permit UP-21-10 to receive testimony, both oral and written, following which the Chair closed the public hearing and the Commission discussed Use Permit UP-21-10 prior to reaching its decision.

**Now, therefore be it resolved** that the Planning Commission adopts the recommended findings set forth in Exhibit A-2 of the written staff report referenced hereto and incorporated herein; and

**Be it further resolved** that the Planning Commission, based on the evidence in the record and the findings set forth in Exhibit A, determines the project categorically exempt from CEQA pursuant to Section 15301 of the CEQA Guidelines and approves Use Permit UP-21-10 subject to the notations and conditions of approval contained in Exhibit A-1 to this resolution referenced hereto and incorporated herein.

**It is hereby certified** that the foregoing Resolution PC-2021-021 was duly adopted on a motion by Commissioner \_\_\_\_\_ and seconded by Commissioner \_\_\_\_\_, at a regular meeting of the Siskiyou County Planning Commission held on the 15th day of September 2021, by the following voice vote:

Ayes:

Noes:

Absent:

Abstain:

Siskiyou County Planning Commission

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Tony Melo, Chair

Witness, my hand and seal this 15th day of September, 2021.

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Kirk Skierski, Secretary of the Commission

**Exhibit A-1 to Resolution PC-2021-021**  
**Notations and Recommended Conditions of Approval**

**Notations**

1. Within ten (10) days following the date of the decision of the Siskiyou County Planning Commission, the decision may be appealed to the Siskiyou County Board of Supervisors. The appeal shall be filed with the Clerk of the Board of Supervisors.
2. Upon determination of the categorical exemption(s), a check in the amount of \$50 made payable to the Siskiyou County Clerk and submitted to the Siskiyou County Planning Division is necessary in order to file the Notice of Exemption. Failure to file the Notice of Exemption extends the statute of limitations for legal challenges to the categorical exemption from 35 days to 180 days.

**Conditions of Approval**

1. The applicant shall include and reference their Use Permit number (UP-21-10) on any written advertisement for the Short-Term Vacation Rental, including online advertisements.
2. In no instances shall occupancy exceed four (4) persons.
3. At any time while the property is in use as a Short-Term Vacation Rental, the use of firearms or fireworks upon the property is prohibited.
4. The following notices shall be posted on or next to the front door within the subject short-term vacation rental at all times that the property is being used as a vacation rental, and to the satisfaction of the Deputy Director of Planning:
  - a. The complete use permit that was approved and issued by the Siskiyou County Planning Division for the subject short-term vacation rental; and
  - b. A notice that details the following information, including but not limited to:
    - Parking restrictions
    - The prohibition of on-street parking along Blue Jay Lane.
    - Prohibition of all outdoor burning due to the wildfire hazard area
    - Emergency contact information, including the Siskiyou County Public Health Department, the 24-hour contact information for the property manager and plumber in the event of an emergency
    - A list of unacceptable items for disposal in the sewer such as diapers, feminine napkins, paper towels, etc.
    - Emergency exits and emergency escape diagram
    - Refuse collection regulations and collection times
    - Restrictions on loud noise (i.e. music, parties) after 10 P.M.
    - A site diagram showing the water shutoff valve location, location of the shutoff tool(s), if any, and a narrative of how to shut off these valves if necessary.

- Restrictive use of existing non-commercial spa by guests
  - Any other applicable or required information.
5. The project shall substantially conform to the application deemed complete on July 20, 2021, including any materials subsequently submitted to the Planning Division prior to the application being deemed complete, and as approved by the Siskiyou County Planning Commission on September 15, 2021. Any proposed amendment(s) shall be submitted to the Deputy Director of Planning. Minor amendments shall be considered by the Community Development Director. Major amendments shall be considered by the Planning Commission.
  6. The Short-Term Vacation Rental shall be managed by a County resident or professional property management firm located in Siskiyou County, and such resident or firm shall be available on a twenty-four (24) hour basis. Written confirmation in a form acceptable to the Planning Director as to the current property manager shall be submitted prior to use permit issuance. Upon a change of ownership or property management company, written confirmation in a form acceptable to the Deputy Director of Planning shall be provided within ten (10) days of said change.
  7. The maximum rental period shall be thirty (30) consecutive days per occupancy.
  8. A minimum of three (3) off-street parking spaces shall be provided and such parking spaces shall be in accordance with the Siskiyou County Code. As part of any lease or rental agreement, a specific restriction shall be included that requires all guest parking to be located off-street within designated parking spaces and prohibits parking along Blue Jay Lane. The property owner shall be responsible for enforcing this condition and in the event that this condition is violated, the Department reserves the right to revoke the Use Permit.
  9. Guests are to be advised that encroachment on a public roadway during plowing operations is prohibited per Siskiyou County Code Sec. 3-4.301. The County of Siskiyou is not responsible for damages to vehicles encroaching on the roadways during snow plowing operations.
  10. A Siskiyou County Business License shall be obtained and maintained throughout the use of the residence as a short-term vacation rental.
  11. The applicant shall comply with all adopted rules and regulations of the Siskiyou County Public Works Department, Environmental Health Division of the Siskiyou County Community Development Department, and all other local and state regulatory agencies.
  12. An inspection of the existing residence shall be required by both the Building and Environmental Health Division to determine if the facility complies with the standards specified herein. Proof of compliance is required prior to issuance of a use permit for a short-term vacation rental.
  13. The owners of the property, or designated property management firm, shall provide adequate garbage receptacles and shall have the trash removed every seven (7) days from the premises, or as often as necessary to prevent nuisance or threat to public health to the satisfaction of the Environmental Health Division.

14. Pool or spa facilities shall not be added to the premises until approval from the Environmental Health Division and the appropriate Building Permit is obtained. Prior to the issuance of the Short-Term Vacation Rental Use Permit, the existing non-commercial spa shall be appropriately fenced and permitted pursuant to Building Division requirements. The spa shall be posted with a sign which is conspicuously placed, that identifies the spa is not to be used by guests. The spa shall be maintained to satisfy Environmental Health Division's requirements, and shall be inspected annually to verify conditions are being met. The Short-Term Vacation Rental Use Permit may only be issued when the applicable building permit receives a Certificate of Final Occupancy or verification of the removal of the unpermitted structure in addition to compliance with all Conditions of Approval.
15. Prior to the issuance of the Short-Term Vacation Rental Use Permit the applicant shall obtain an after-the-fact building permit for the unpermitted deck on the east side of the residence, outdoor shower area, and wood heated sauna, to the satisfaction of the Building Division, subject to the approval of a building permit. The Short-Term Vacation Rental Use Permit may only be issued when the applicable building permits receive a Certificate of Final Occupancy or verification of the removal of the unpermitted structures, in addition to compliance with all Conditions of Approval.
16. Sewage back-ups and/or surfacing sewage in and around the septic system shall be reported telephonically to the Environmental Health Division as soon as possible. Owner/property management agency shall immediately report any signs of sewage disposal system failure.
17. The applicant shall comply with, and provide verification of compliance before the issuance of a Use Permit, with all applicable statutory requirements of the fire safe standards enacted pursuant to Public Resources Code Section 4290 and California Code of Regulations, Title 14, Fire Safe Regulations, to the satisfaction of Cal Fire and Siskiyou County Planning Division.
18. All outdoor burning is prohibited. Cooking fires contained within an enclosed grill, smoker, or similar device are exempt from the prohibition.
19. The applicant shall provide properly maintained fire extinguishers, which are required for each short-term vacation rental.
20. Smoke detectors and carbon monoxide detectors are required to be installed and maintained as per current building code before the issuance of the Use Permit.
21. Transient Occupancy Tax (TOT) shall be collected and paid to the County of Siskiyou as required by Siskiyou County Code Section 8-4.03.
22. The applicant, shall defend, indemnify and hold harmless the County, its agents, officers and employees from any claim, action, or proceeding (collectively, "Action") against the County, its agents (including consultants), officers or employees to attack, set aside, void, or annul the approvals, or any part thereof, or any decision, determination, or Action, made or taken approving, supplementing, or sustaining, the project or any part thereof, or any related approvals or project conditions imposed by the County or any of its agencies, departments, commissions, agents (including consultants), officers or employees, concerning the project, or to impose personal liability against such agents (including consultants), officers or employees resulting from

their non-negligent involvement in the project, which action is brought within the time period provided by law, including any claim for private attorney general fees claimed by or awarded to any party from the County. Said responsibilities shall be pursuant to the County's standard Agreement for Indemnification in effect at the time of application approval or Agreement for Indemnification if signed and effective prior to the date the application is approved. In the event that the applicant fails to comply with the terms of the applicable agreement, the applicant does hereby consent and agree to all remedies in said agreement and does hereby agree and consent to the County rescinding all applicable project approvals.

23. The use permit shall lapse and shall become null and void two (2) years following the date that the use permit became effective, unless prior to the expiration of two (2) years the proposed use has been established. A use permit may be renewed for additional periods of time if an application (by letter) for renewal of the use permit is filed with the Planning Commission prior to the permit's expiration date. Should the use be discontinued for a period of one-year or more the use shall only resume under the condition that the Planning Director has made a written determination that the use has not been willingly discontinued and that the circumstances and findings under which the use permit was granted are still valid. Should the Planning Director be unable to make these required findings, the use shall not recommence without approval of a new use permit by the Planning Commission.

## **Exhibit A-2 to Resolution PC-2021-021 Recommended Findings**

### **Findings**

#### **Zoning Consistency/Use Permit Findings**

1. The proposed use permit, as recommended for approval, is consistent with the applicable elements and policies of the Siskiyou County General Plan.
2. The proposed short-term vacation rental is consistent with the applicable zoning provisions outlined in Section 10-6.1502(h) of the Siskiyou County Code.
3. Due to size, scale, intensity, and location of the project, the proposed use will not result in a significant change in the existing environment that would in any way threaten the public health, safety, peace, morals, comfort, convenience, or general welfare.
4. Due to the size, scale, intensity, and location of the project, the proposed use will not cause damage or nuisances from noise, smoke, odor, dust, vibration, explosion, contamination, fire, or traffic and will be reasonably compatible with the existing and permitted uses in surrounding areas.
5. The Planning Commission has considered all written and oral comments received and based on its analysis of the public testimony and staff's analysis, the Commission has determined that the project as designed and conditioned would be compatible with existing and planned uses of the area.

#### **General Plan Consistency Findings**

##### **Composite Overall Policies**

Policy 41.3(e) - All proposed uses of the land shall be clearly compatible with the surrounding and planned uses of the area.

*The proposed short-term vacation rental would be clearly compatible with existing uses adjacent to the project site and would not in any way threaten the public health, safety, peace, morals, comfort, convenience, or general welfare of the surrounding area.*

Policy 41.3(f) – All proposed uses of the land may be allowed if they clearly will not be disruptive or destroy the intent of protecting each mapped resource.

*No new development is proposed as part of this project and, therefore, no disruption of a mapped resource would occur.*

Policy 41.6 - There shall be a demonstration to the satisfaction of the Siskiyou County Environmental Health Department and/or the California Regional Water Quality Control Board that sewage disposal from all proposed development will not contaminate ground water.

*Sewage disposal for the existing single-family dwelling is provided by an approved private septic system. No new development is proposed as part of this project.*

Policy 41.7 - Evidence of water quality and quantity acceptable to the Siskiyou County Environmental Health Department must be submitted prior to development approval.



## **Exhibit A-2 to Resolution PC-2021-021 Recommended Findings**

*Water service to the existing single-family dwelling is provided by connection to an approved groundwater well. No new development is proposed as part of this project.*

Policy 41.8 – All proposed development shall be accompanied by evidence acceptable to the Siskiyou County Health Department as to the adequacy of on-site sewage disposal or the ability to connect into an existing city or existing Community Services District with adequate capacity to accommodate the proposed development. In these cases, the minimum parcel sizes and uses of the land permitted for all development will be the maximum density and land uses permitted that will meet minimum water quality and quantity requirements, and the requirements of the county's flood plain management ordinance.

*No new development is proposed as part of this project. Sewage disposal and water service is supplied to the existing single-family residence by an approved on-site septic system and an approved on-site groundwater well.*

Policy 41.9 - Buildable, safe access must exist to all proposed uses of land. The access must also be adequate to accommodate the immediate and cumulative traffic impacts of the proposed development.

*The project site has access to Blue Jay Lane, a private roadway capable of accommodating the vehicular traffic generated by the proposed use.*

Policy 41.18 – Conformance with all policies in the Land Use Element shall be provided, documented, and demonstrated before the County can decide on any proposed development.

*Staff has reviewed all Land Use Element policies and has determined that the proposed short-term vacation rental conforms to the General Plan as outlined by these Findings and Staff Report dated September 15, 2021. No new development is proposed as part of this project.*

### **Map 2: Erosion Hazard**

Policy 7 – Specific mitigation measures will be provided that lessen soil erosion, including contour grading, channelization, revegetation of disturbed slopes and soils, and project time (where feasible) to lessen the effect of seasonal factors (rainfall and wind).

*No new development is proposed as part of this project. Therefore, there would be no potential for erosion impacts due to implementation of the project.*

### **Map 3: Building Foundation Limitations**

Policy 8 – Enforce building construction standards (uniform building code) and public works requirements.

*No new development is proposed as part of this project. Prior to the issuance of a use permit, the existing dwelling must pass inspection by the Building Division of the Siskiyou County Community Development Department to verify that the structure meets building construction standards. Although no development is proposed as part of this project, all future development will be required to meet building construction standards and public works requirements.*

## **Exhibit A-2 to Resolution PC-2021-021 Recommended Findings**

### **Map 10: Wildfire Hazard**

Policy 30 - All development proposed within a wildfire hazard area shall be designed to provide safe ingress, egress, and have an adequate water supply for fire suppression purposes in accordance with the degree of wildfire hazard.

*The proposed project is a residential use of an existing residential structure. As a condition of approval, the project must comply with fire safe standards enacted pursuant to Public Resources Code (PRC) Section 4290 and California Code of Regulations, Title 14, Fire Safe Regulations, to the satisfaction of CALFIRE and Siskiyou County Planning. The project site is approximately two miles from a county-maintained roadway on a privately maintained roadway. The nearest fire station is less than two miles away from the project site with additional fire stations located approximately 24 -28 miles in the City of Weed and Lake Shastina.*

### **Map 11: Woodland Productivity**

Policy 31 – The minimum parcel size shall be one acre on 0-15% slope, and 5 acres on 16-29% slope. The permitted density will not create erosion or sedimentation problems.

*No new parcels are proposed as part of this project.*

Policy 32 – Single family residential, light commercial, light industrial, open space, non-profit and non-organizational in nature recreational uses, commercial/recreational uses, and public or quasi-public uses only may be permitted. The permitted uses will not create erosion or sedimentation problems.

*Short-term vacation rentals are a permitted use per Policy 32 and the proposed occupancy will not create erosion or sedimentation problems.*

Policy 33 – All land uses and densities shall be designed so as not to destroy timber productivity on large parcels of high suitability woodland soils. (Class I and II.)

*No new land use or change in density is proposed as a part of this project.*

### **California Environmental Quality Act Findings**

1. Pursuant to CEQA Guidelines, Section 15301, Class 1, projects involving the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of public or private structures, facilities, mechanical equipment, or topographical features involving negligible, or no expansion of use are categorically exempt from the provisions of CEQA. Because the change in use is minor, would not involve a significant expansion of the use beyond that of the existing single-family residential use, and there is no substantial evidence demonstrating that there are unusual circumstances which would result in significant impacts that threaten the environment, the project is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15301.
2. The Planning Commission has reviewed and considered the proposed project and all comments submitted and has determined that the record, as a whole, demonstrates that there is no evidence that the proposed project will have an individually or cumulatively significant effect.

**Exhibit A-2 to Resolution PC-2021-021  
Recommended Findings**

3. The Planning Commission has determined that the custodian of all documents and material which constitute the record of proceedings shall rest with the County of Siskiyou Community Development Department.

SISKIYOU COUNTY COMMUNITY DEVELOPMENT DEPARTMENT  
LAND DEVELOPMENT REVIEW

OWNER Papazion, Mahroushka FILE # 021-530-510

LOCATION 8936 Blue Jay Lane, Weed T 41N , R 5W , SEC. 15 PD# UP-2110

REQUIREMENTS:

Sewage Disposal Test/Information:

- None Required : Connection to Approved Sewage System
- Engineered Percolation Tests –  
Parcels # \_\_\_\_\_
- Wet Weather Testing
- Engineered Sewage Disposal System
- Other \_\_\_\_\_

Water Supply Tests/Information:

- None Required : Connection to Approved Water System
- Well Logs (Existing Wells) ( ) Well Logs for Adjoining Property
- Drilled Well – Parcels # \_\_\_\_\_ ( ) Spring Source-Verification
- Pump Test (Static Level) \_\_\_\_\_ Hours
- Bacteriological Analysis ( ) Chemical Analysis ( ) Physical Analysis
- Other \_\_\_\_\_

Project Information:

- Location Map ( ) Mark Project Area ( ) Contour Map
- Food Establishment Plans ( ) Swim Pool/Spa Plans
- Waste Information (Non-Sewage)
- Other \_\_\_\_\_

Comments/Conditions:

SEE COMMENTS

REHS *Da Whitt* DATE 6/3/2021

**ENVIRONMENTAL HEALTH ACTION**

- Application Accepted ( ) Application Rejected as Incomplete (see comments)
- \*\*\*\*\*
- Approved ( ) Recommended for Denial
- Approved with conditions (see comments)

REHS *Da Whitt* DATE 6/3/2021

Date sent to Planning:

**VACATION RENTAL COMMENTS:  
PAPAZION / VACATION RENTAL  
UP /2110\_\_\_**

1. Applicant shall provide adequate garbage receptacles and have trash removed every seven days from the premises, or as often as necessary to prevent nuisance or threat to Environmental Health. (Included in Comments)
2. Pool or spa facilities may not be added to the premises until approval from Environmental Health and the appropriate Building Permit is obtained (Included in Comments)
3. Water and sewer services are provided by the City of. (N/A)
4. Sewage back-ups and/or surfacing sewage in and around the septic system shall be reported telephonically to Environmental Health as soon as possible. Owner/property management agency shall immediately report any signs of sewage disposal system failure.

Septic system is designed to accommodate 2 bedrooms or 4 occupant's maximum. Occupancy shall be regulated so as not to overload existing on-site sewage disposal system.

Contact Environmental Health at (530) 841-2100 for information on upgrading said system to accommodate an increased number of occupants. (Included in Comments)

5. Failure to comply with all conditions will result in initiation of process to revoke Vacation Rental Use Permit or other appropriate enforcement remedies. (Included in Comments)
6. Applicant shall report any water supply problems (i.e. outages, loss of pressure, pump failures etc.) to Environmental Health. In the event repairs are made to the water distribution system the pump, applicant must disinfect system and perform a bacteriologic analysis. Results must indicate absence of total coliform prior to renting to general public. (Included in Comments)
7. Property contains a non-commercial pool. Said pool **may not** be used by vacation rental occupants under any circumstances. The pool must be appropriately fenced pursuant to Building Department requirements. Owner/Property Management firm shall disclose and advise renters that pool is not to be utilized. The pool must be posted with a sign which is conspicuously placed, that reveals that pool is not to be used by guests. Any water contained in the pool must be maintained so that the bottom is clearly visible and does not facilitate vector propagation. Property is subject to an annual inspection to verify conditions are being met. Said inspection fee shall be as established in Siskiyou County Code (current fee is \$50.00). (N/A)
8. Property contains a non-commercial spa. Said spa **may not** be used by vacation rental occupants under any circumstances. The spa must be appropriately fenced pursuant to Building Department requirements. Owner/Property Management firm shall disclose and advise renters that spa is not to be utilized. The spa must be posted with a sign which is conspicuously placed, that reveals that spa is not to be used by guests. Any water contained in the spa must be maintained so that the bottom is clearly visible and does not facilitate vector propagation. Property is subject to an annual inspection to verify conditions are being met. Said inspection fee shall be as established in Siskiyou County Code (current fee is \$50.00). (Included in Comments)
9. **Provide bacteriological results of dwelling water supply indicating absence of contamination N/A**



# Vacation Rental Inspection Report

County of Siskiyou - Community Development, Building and Safety Division  
806 South Main St. Yreka CA 530-841-2100, FAX 530-841-4076

7-20-2021 Subject to change

## BUILDING DEPARTMENT VACATION RENTAL INSPECTION REPORT SECTION 10-6.1502, TITLE 10 SISKIYOU COUNTY CODE

### GENERAL INFORMATION

\*Owner Name: MAROUSSKA PARAZION \*APN: 021-530-510 Log No. \_\_\_\_\_  
 \*Owners Address: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 \*Owners Cell Phone Number: \_\_\_\_\_ \* Owners Email: \_\_\_\_\_  
 \*Vacation Rental Address: 8936 PAWE JAY LANE, WEED State: CA Zip: 96094  
 \*Number of Bedrooms: 2 \*Number of Stories: 2  
 \*Swimming Pool, Spa, Hot Tub, Other (Specify) HOT TUB / SAUNA  
 \*Water Supply: Well  Public \_\_\_\_\_ \*Sewage Disposal: Private  Public \_\_\_\_\_  
 Off-Street Parking – ONE PLUS Number of Bedrooms: \_\_\_\_\_

Note Spaces My Be Tandem.

Verify if and when a building permit was issued for the BLDG: List permit # 255330 Date: 6.24.1993

If no permit was issued = No inspection will be performed until resolved.

\* Required fields.

### VACATION RENTAL INSPECTION CHECK LIST

CATEGORY	CONFORMS	NON-CONFORMING	REMARKS: Supplemental Report Attached – YES/NO If Yes, Number of Pages <u>1</u>
	Date: <u>7.12.21</u>	Date: <u>7.12.21</u>	
Location: Building, Fuel Tank, debris away from Bldg. etc.	<input checked="" type="checkbox"/>		
Sanitation: Potable water (Cold & Hot), Sewage Disposal.	<input checked="" type="checkbox"/>		
<b>Room Dimensions:</b>			
Room Dimensions: Ceiling Height, Room Size, etc.	<input checked="" type="checkbox"/>		

<b>Laundry Facilities:</b> Washer or laundry sink located on premise	X		
<b>Swimming Pool:</b> Pool, spa, hot tub equipped with required barriers and drains		X HOT TUBS	Environmental Health inspects pool markings, filters, lighting, etc.
<b>Other:</b>		WOOD FIRED SAUNA - UN PERMITTED	

## VACATION RENTAL INSPECTION RESULTS

**CONFORMS** County of Siskiyou - Building Inspector initials & Date: \_\_\_\_\_

**NON-CONFORMING** County of Siskiyou - Building Inspector initials & Date: 7.12.2021  
 Provide acceptable modifications and or corrections.  
**INSPECTION CORRECTIONS ARE LISTED ABOVE-refer to the above noted items and / or attached inspection report.**

**RE-INSPECTION CONFORMS** County of Siskiyou - Building Inspector initials & Date: \_\_\_\_\_

NOTE: Health Department will make a separate inspection.

Copy of this report will be mailed or emailed to the applicant and forwarded to Environmental Health and Planning.

**COUNTY OF SISKIYOU**  
**806 South Main St. Yreka, California 96097**

**BUILDING & SAFETY DIVISION**  
**Phone (530) 841-2100**  
**FAX (530) 841-4076**

<b>DATE: 7-12-2021</b>	<b>APPLICATION#: UP2110</b>
<b>PROPERTY OWNER: Papazion</b> <b>ADDRESS: 8936 Blue Jay Lane, Weed</b>	<b>Property observation report</b>

On 7-12-2021, during a requested inspection of the above referenced property for a Use Permit, I observed that the existing single-family residence, and attached North & South deck area, were in conformance with the (1993) permitted drawings. I also observed numerous other structures on site that permits could not be located. Just adjacent to, and on the East side of the permitted dwelling, there is a structure which appears to be a wood heated sauna, which has lighting installed on, and within it, for which no permit could be located. Also, on the East side of the dwelling, there is a large sprawling outdoor multi-level deck area, which has a jacuzzi installed on one level of the structure, and an outdoor shower area, for which no permit could be located. Unpermitted structures should be permitted through the proper established process or removed in their entirety.

Submitted for your consideration,



Glenn Shockey  
Director of Building



**DEPARTMENT OF FORESTRY AND FIRE PROTECTION**

P. O. Box 128  
1809 Fairlane Road  
YREKA, CA 96097-0128  
(530) 842-3516  
Website: [www.fire.ca.gov](http://www.fire.ca.gov)



July 22, 2021

Siskiyou County Department of Public  
Health and Community Development  
806 South Main Street  
Yreka, CA 96097-3321

Attention: Dianne Johnson, Permit Technician

Subject: Project Application Review Papazion Vacation Rental Use Permit (UP2110)

The California Department of Forestry and Fire Protection has the following Public Resources Code 4290 requirements for the above referenced project (reference Calif. Code of Regulations Title 14, Division 1.5, Chapter 7, Article 5, Subchapter 2, SRA Fire Safe Regulations):

**DRIVEWAY DESIGN AND SURFACE REQUIREMENTS**

1273.01, 1273.02, 1273.03, 1273.04, 1273.05, 1273.06, 1273.07, 1273.08, 1273.09

**ADDRESSES FOR BUILDING**

1274.03, 1274.04

**FUEL MODIFICATION AND STANDARDS**

1276.01, 1276.02, 1276.03

**SEE THE ATTACHED "4290 SRA FIRE SAFE REGULATIONS" FOR SPECIFIC CODE REQUIREMENTS.**

If you have any questions please call me at (530) 842-3516.

A handwritten signature in blue ink, appearing to be "NP" followed by a flourish.

Nicholas Pisano  
Fire Captain Specialist- Fire Prevention  
CAL FIRE

For: Phillip Anzo  
Unit Chief

# SRA Fire Safe Regulations

## Board of Forestry and Fire Protection



FOR INFORMATIONAL USE ONLY

View the official California Code of Regulations online at  
[govt.westlaw.com/calregs](http://govt.westlaw.com/calregs)

As of July 28, 2020

California Code of Regulations  
Title 14 Natural Resources  
Division 1.5 Department of Forestry  
Chapter 7 - Fire Protection  
Subchapter 2 SRA Fire Safe Regulations  
Articles 1-5

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## Article 1 Administration

### § 1270.00. Title

These regulations shall be known as the "SRA Fire Safe Regulations," and shall constitute the basic wildfire protection standards of the California Board of Forestry and Fire Protection.

### § 1270.01. Purpose

(a) These regulations have been prepared and adopted for the purpose of establishing minimum wildfire protection standards in conjunction with building, construction and development in the State Responsibility Area (SRA).

(b) The future design and construction of structures, subdivisions and developments in the SRA shall provide for basic emergency access and perimeter wildfire protection measures as specified in the following articles.

(c) These measures shall provide for emergency access; signing and building numbering; private water supply reserves for emergency fire use; and vegetation modification. The fire protection standards which follow shall specify the minimums for such measures.

### § 1270.02. Scope

(a) These regulations shall apply to:

(1) the perimeters and access to all residential, commercial, and industrial building construction within the SRA approved after January 1, 1991 except as set forth below in subsections (b.)through (d), inclusive, and (f);

(2) the siting of newly installed commercial modulars, manufactured homes, mobilehomes, and factory-built housing, as defined in Health and Safety Code sections 18001.8, 18007, 18008, and 19971, except where being sited or installed as an accessory or junior accessory dwelling unit as set forth in subsection (d) below; (3) all tentative and parcel maps or other developments approved after January 1, 1991; and

(4) applications for building permits on a parcel approved in a pre-1991 parcel or

tentative map to the extent that conditions relating to the perimeters and access to the buildings were not imposed as part of the approval of the parcel or tentative map.

(b) These regulations do not apply where an application for a building permit is filed after January 1, 1991 for building construction on a parcel that was formed from a parcel map or tentative map (if the final map for the tentative map is approved within the time prescribed by the local ordinance) approved prior to January 1, 1991, to the extent that conditions relating to the perimeters and access to the buildings were imposed by the parcel map or final tentative map approved prior to January 1, 1991.

(c)(1) At the discretion of the local jurisdiction, and subject to any requirements imposed by the local jurisdiction to ensure reasonable ingress, egress, and capacity for evacuation and emergency response during a wildfire, these regulations shall not apply to the reconstruction or repair of legally constructed residential, commercial, or industrial buildings due to a wildfire, to the extent that the reconstruction or repair does not:

(A) increase the square footage of the residential, commercial, or industrial building or buildings that previously existed; or

(B) change the use of the building or buildings that had existed previously; or

(C) construct a new building or buildings that did not previously exist on the site.

(2) Nothing in this subsection shall be construed to alter the extent to which these regulations apply to the reconstruction or repair of a legally constructed residential, commercial, or industrial building for reasons unrelated to a wildfire.

(d) These regulations do not apply to the creation of accessory or junior accessory dwelling units that comply with Government Code sections 65852.2 or 65852.22, or any local

ordinances enacted thereunder, as applicable, including any local ordinances requiring provisions for fire and life safety.

(e) Unless otherwise exempt pursuant to this subchapter, affected activities include, but are not limited to:

- (1) permitting or approval of new parcels, excluding lot line adjustments as specified in Government Code (GC) section 66412(d);
- (2) application for a building permit for new building construction;
- (3) application for a use permit; and
- (4) road construction.

(f) EXEMPTION: Roads used solely for agricultural, mining, or the management and harvesting of wood products.

### § 1270.03. Provisions for Application of These Regulations.

This subchapter shall be applied as follows:

(a) the local jurisdictions shall provide the Director of the California Department of Forestry and Fire Protection (CAL FIRE) or their designee with notice of applications for building permits, tentative parcel maps, tentative maps, and installation or use permits for construction or development within the SRA.

(b) the Director or their designee may review and make fire protection recommendations on applicable construction or development permits or maps provided by the local jurisdiction.

(c) the local jurisdiction shall ensure that the applicable sections of this subchapter become a condition of approval of any applicable construction or development permit or map.

### § 1270.04. Local Ordinances.

(a) Nothing contained in these regulations shall be considered as abrogating the provisions of any ordinance, rule or regulation of any state or local jurisdiction provided that such ordinance, rule, or regulation is equal to or exceeds these minimum standards.

(b) Counties may submit their local ordinances for certification via email to the Board, and the Board may certify them as equaling or exceeding these regulations when they provide the same practical effect. If the Board determines that the local requirements do not equal or exceed these regulations, it shall not certify the local ordinance.

(c) When the Board grants certification, the local ordinances, in lieu of these regulations, shall be applied as described in 14 CCR § 1270.02 and used as the basis for inspections performed under 14 CCR § 1270.05.

(d) The Board's certification of local ordinances pursuant to this section is rendered invalid when previously certified ordinances are subsequently amended by local jurisdictions, or the regulations are amended by the Board, without Board re-certification of the amended ordinances. The Board's regulations supersede the amended local ordinance(s) when the amended local ordinance(s) are not re-certified by the Board. Amendments made by local jurisdictions to previously certified ordinances shall be submitted for re-certification.

### § 1270.05. Inspections.

Inspections shall conform to the following requirements:

(a) Inspection shall be made by:

- (1) the Director, or
- (2) local jurisdictions that have assumed state fire protection responsibility on SRA lands, or
- (3) local jurisdictions where the inspection duties have been formally delegated by CAL

FIRE to the local jurisdiction.

- (b) Nothing in this section abrogates CAL FIRE's authority to inspect and enforce state forest and fire laws even when the inspection duties have been delegated pursuant to this section.
- (c) Reports of violations shall be provided to the CAL FIRE Unit headquarters that administers SRA fire protection in the local jurisdiction.
- (d) When inspections are conducted, they shall occur prior to: the issuance of the use permit or certificate of occupancy; the recordation of the parcel map or final map; the filing of a notice of completion; or the final inspection of any project or building permit.

#### § 1270.06. Exceptions to Standards.

- (a) Upon request by the applicant, exceptions to standards within this subchapter or to local jurisdiction certified ordinances may be allowed by the inspection entity listed in 14 CCR § 1270.05, where the exceptions provide the same practical effect as these regulations towards providing defensible space. Exceptions granted by the inspection entity listed in 14 CCR § 1270.05 shall be made on a case-by-case basis only. Exceptions granted by the inspection entity listed in 14 CCR § 1270.05 shall be forwarded to the appropriate CAL FIRE Unit Office that administers SRA fire protection in that county and shall be retained on file at the Unit Office.
- (b) Requests for an exception shall be made in writing to the inspection entity listed in 14 CCR § 1270.05 by the applicant or the applicant's authorized representative. At a minimum, the request shall state the specific section(s) for which an exception is requested, material facts supporting the contention of the applicant, the details of the exception proposed, and a map showing the proposed location and siting of the exception. Local jurisdictions listed in 14 CCR section 1270.05 may establish additional procedures or requirements for exception requests.
- (c) Where an exception is not granted by the inspection entity, the applicant may appeal such denial to the local jurisdiction. The local jurisdiction may establish or utilize an appeal process consistent with existing local building or planning department appeal processes.
- (d) Before the local jurisdiction makes a determination on an appeal, the inspection authority shall be consulted and shall provide to that local jurisdiction documentation outlining the effects of the requested exception on wildfire protection.
- (e) If an appeal is granted, the local jurisdiction shall make findings that the decision meets the intent of providing defensible space consistent with these regulations. Such findings shall include a statement of reasons for the decision. A written copy of these findings shall be provided to the CAL FIRE Unit headquarters that administers SRA fire protection in that local jurisdiction.

#### § 1271.00. Definitions

Agriculture: Land used for agricultural purposes as defined in a local jurisdiction's zoning ordinances.

Building: Any structure used or intended for supporting or sheltering any use or occupancy, except Utility and Miscellaneous Group U buildings.

CAL FIRE: California Department of Forestry and Fire Protection.

Dead-end road: A road that has only one point of vehicular ingress/egress, including cul-de-sacs and looped roads.

Defensible space: The area within the perimeter of a parcel, development, neighborhood or community where basic wildland fire protection practices and measures are implemented, providing the key point of defense from an approaching wildfire or defense against encroaching wildfires or escaping structure fires. The perimeter as used in this regulation is the area encompassing the parcel or parcels proposed for construction and/or development, excluding the physical structure itself. The area is characterized by the establishment and

maintenance of emergency vehicle access, emergency water reserves, road names and building identification, and fuel modification measures.

Development: As defined in section 66418.1 of the California Government Code.

Director: Director of the Department of Forestry and Fire Protection or their designee.

Driveway: A vehicular access that serves up to two (2) parcels with no more than two (2) residential units and any number of non-commercial or industrial buildings on each parcel.

**Note:** Driveway standard includes up to a total of four (4) residential Units on one (1) parcel- Board of Forestry

Distance Measurements: All specified or referenced distances are measured along the ground, unless otherwise stated.

Exception: An alternative to the specified standard requested by the applicant that may be necessary due to health, safety, environmental conditions, physical site limitations or other limiting conditions, such as recorded historical sites, that provides mitigation of the problem.

Fire valve: see hydrant.

Fuel modification area: An area where the volume of flammable vegetation has been reduced, providing reduced fire intensity and duration.

Greenbelts: A facility or land-use, designed for a use other than fire protection, which will slow or resist the spread of a wildfire. Includes parking lots, irrigated or landscaped areas, golf courses, parks, playgrounds, maintained vineyards, orchards or annual crops that do not cure in the field.

Hammerhead/T: A road or driveway that provides a "T" shaped, three-point turnaround space for emergency equipment, being no narrower than the road that serves it.

Hydrant: A valved connection on a water supply or storage system, having either one two and a half (2 1/2) inch or one four and a half (4 1/2) inch outlet, with male American National Fire Hose Screw Threads (NH), used to supply fire apparatus and hoses with water.

Local Jurisdiction: Any county, city/county agency or department, or any locally authorized district that issues or approves building permits, use permits, tentative maps or tentative parcel maps, or has authority to regulate development and construction activity.

Occupancy: The purpose for which a building, or part thereof, is used or intended to be used.

One-way road: A minimum of one traffic lane width designed for traffic flow in one direction only.

Residential unit: Any building or portion thereof which contains living facilities, including provisions for sleeping, eating, cooking and/or sanitation for one or more persons. Manufactured homes, mobilehomes, and factory-built housing are considered residential units for the purposes of mandatory measures required in 14 CCR § 1270.01(c), unless being sited or installed as an accessory or junior accessory dwelling unit in accordance with 14 CCR § 1270.02(d).

Road: Vehicular access to more than two (2) parcels; more than four (4) residential units; or access to any industrial or commercial occupancy. Includes public and private streets and lanes.

Road or driveway structures: Bridges, culverts, and other appurtenant structures which supplement the traffic lane or shoulders.

Same Practical Effect: As used in this subchapter, means an exception or alternative with the capability of applying accepted wildland fire suppression strategies and tactics, and provisions for fire fighter safety, including:

- (a) access for emergency wildland fire equipment,
- (b) safe civilian evacuation,
- (c) signing that avoids delays in emergency equipment response,
- (d) available and accessible water to effectively attack wildfire or defend a structure from wildfire, and

(e) fuel modification sufficient for civilian and fire fighter safety.

Shoulder: Vehicular access adjacent to the traffic lane.

State Board of Forestry and Fire Protection (Board): As defined in Public Resources Code section 730.

State Responsibility Area (SRA): As defined in Public Resources Code sections 4126-4127; and the California Code of Regulations, title 14, division 1.5, chapter 7, article 1, sections 1220-1220.5.

Structure: That which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

Subdivision: As defined in section 66424 of the Government Code.

Traffic lane: The portion of a road or driveway that provides a single line of vehicle travel.

Turnaround: A road or driveway, unobstructed by parking, which allows for a safe opposite change of direction for emergency equipment. Design of such area may be a hammerhead/T or terminus bulb.

Turnouts: A widening in a road or driveway to allow vehicles to pass.

Utility and Miscellaneous Group U building: A structure of an accessory character or a miscellaneous structure not classified in any specific occupancy permitted, constructed, equipped, and maintained to conform to the requirements of Title 24, California Building Standards Code.

Vertical clearance: The minimum specified height of a bridge or overhead projection above the road or driveway.

Wildfire: As defined in Public Resources Code Section 4103 and 4104.

## **Article 2 Emergency Access and Egress**

### **§ 1273.00. Intent**

Roads and driveways, whether public or private, unless exempted under 14 CCR § 1270.02(d), shall provide for safe access for emergency wildfire equipment and civilian evacuation concurrently, and shall provide unobstructed traffic circulation during a wildfire emergency consistent with 14 CCR §§ 1273.00 through 1273.09.

### **§ 1273.01. Width.**

(a) All roads shall be constructed to provide a minimum of two ten (10) foot traffic lanes, not including shoulder and striping. These traffic lanes shall provide for two-way traffic flow to support emergency vehicle and civilian egress, unless other standards are provided in this article or additional requirements are mandated by local jurisdictions or local subdivision requirements. Vertical clearances shall conform to the requirements in California Vehicle Code section 35250.

(b) All one-way roads shall be constructed to provide a minimum of one twelve (12) foot traffic lane, not including shoulders. The local jurisdiction may approve one-way roads.

(1) All one-way roads shall, at both ends, connect to a road with two traffic lanes providing for travel in different directions, and shall provide access to an area currently zoned for no more than ten (10) residential units.

(2) In no case shall a one-way road exceed 2,640 feet in length. A turnout shall be placed and constructed at approximately the midpoint of each one-way road.

(c) All driveways shall be constructed to provide a minimum of one (1) ten (10) foot traffic lane, fourteen (14) feet unobstructed horizontal clearance, and unobstructed vertical clearance of thirteen feet, six inches (13' 6").



## § 1273.02. Road Surfaces

- (a) Roads shall be designed and maintained to support the imposed load of fire apparatus weighing at least 75,000 pounds and provide an aggregate base.
- (b) Driveways and road and driveway structures shall be designed and maintained to support at least 40,000 pounds.
- (c) Project proponent shall provide engineering specifications to support design, if requested by the local authority having jurisdiction.

## § 1273.03. Grades

- (a) At no point shall the grade for all roads and driveways exceed 16 percent.
- (b) The grade may exceed 16%, not to exceed 20%, with approval from the local authority having jurisdiction and with mitigations to provide for same practical effect.

## 1273.04. Radius

- (a) No road or road structure shall have a horizontal inside radius of curvature of less than fifty (50) feet. An additional surface width of four (4) feet shall be added to curves of 50-100 feet radius; two (2) feet to those from 100-200 feet.
- (b) The length of vertical curves in roadways, exclusive of gutters, ditches, and drainage structures designed to hold or divert water, shall be not less than one hundred (100) feet.

## § 1273.05. Turnarounds

- (a) Turnarounds are required on driveways and dead-end roads.
- (b) The minimum turning radius for a turnaround shall be forty (40) feet, not including parking, in accordance with the figures in 14 CCR §§ 1273.05(e) and 1273.05(f). If a hammerhead/T is used instead, the top of the "T" shall be a minimum of sixty (60) feet in length.
- (c) Driveways exceeding 150 feet in length, but less than 800 feet in length, shall provide a turnout near the midpoint of the driveway. Where the driveway exceeds 800 feet, turnouts shall be provided no more than 400 feet apart.
- (d) A turnaround shall be provided on driveways over 300 feet in length and shall be within fifty (50) feet of the building.
- (d) Each dead-end road shall have a turnaround constructed at its terminus. Where parcels are zoned five (5) acres or larger, turnarounds shall be provided at a maximum of 1,320 foot intervals.
- (e) Figure A. Turnarounds on roads with two ten-foot traffic lanes.

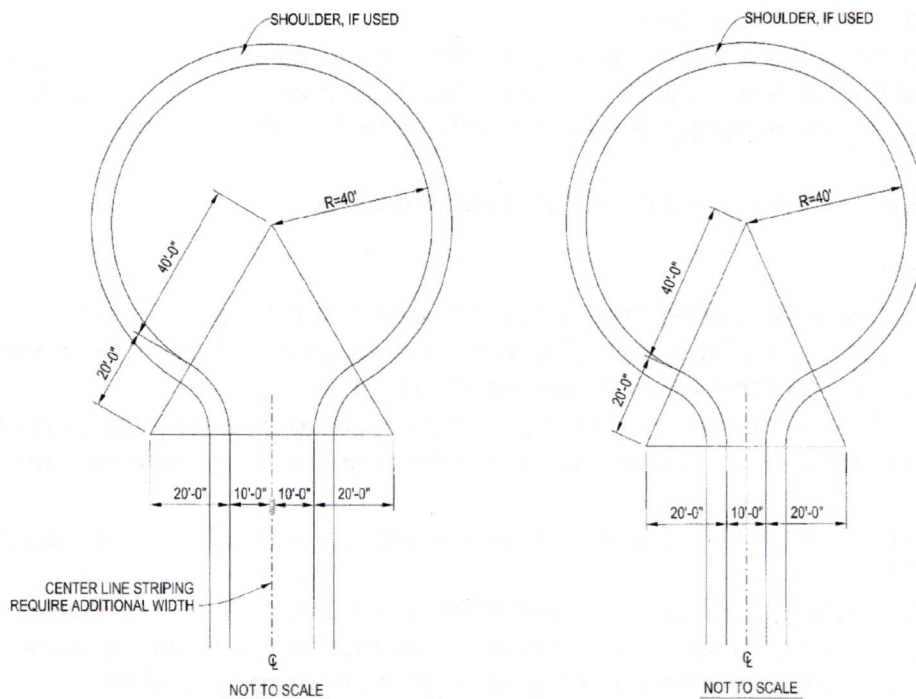


FIGURE FOR 14 CCR § 1273.05. TURNAROUND EXAMPLES

### § 1273.06. Turnouts

Turnouts shall be a minimum of twelve (12) feet wide and thirty (30) feet long with a minimum twenty-five (25) foot taper on each end.

### § 1273.07. Road and Driveway Structures

(a) Appropriate signing, including but not limited to weight or vertical clearance limitations, one-way road or single traffic lane conditions, shall reflect the capability of each bridge.

(b) Where a bridge or an elevated surface is part of a fire apparatus access road, the bridge shall be constructed and maintained in accordance with the American Association of State and Highway Transportation Officials Standard Specifications for Highway Bridges, 17th Edition, published 2002 (known as AASHTO HB-17), hereby incorporated by reference. Bridges and elevated surfaces shall be designed for a live load sufficient to carry the imposed loads of fire apparatus. Vehicle load limits shall be posted at both entrances to bridges when required by the local authority having jurisdiction.

(c) Where elevated surfaces designed for emergency vehicle use are adjacent to surfaces which are not designed for such use, barriers, or signs, or both, as approved by the local authority having jurisdiction, shall be installed and maintained.

(d) A bridge with only one traffic lane may be authorized by the local jurisdiction; however, it shall provide for unobstructed visibility from one end to the other and turnouts at both ends.

### § 1273.08. Dead-end Roads

(a) The maximum length of a dead-end road, including all dead-end roads accessed from that dead-end road, shall not exceed the following cumulative lengths, regardless of the number of parcels served:

parcels zoned for less than one acre - 800 feet

parcels zoned for 1 acre to 4.99 acres - 1,320 feet  
parcels zoned for 5 acres to 19.99 acres - 2,640 feet  
parcels zoned for 20 acres or larger - 5,280 feet

All lengths shall be measured from the edge of the road surface at the intersection that begins the road to the end of the road surface at its farthest point. Where a dead-end road crosses areas of differing zoned parcel sizes requiring different length limits, the shortest allowable length shall apply.

(b) See 14 CCR § 1273.05 for dead-end road turnaround requirements.

### § 1273.09. Gate Entrances

(a) Gate entrances shall be at least two (2) feet wider than the width of the traffic lane(s) serving that gate and a minimum width of fourteen (14) feet unobstructed horizontal clearance and unobstructed vertical clearance of thirteen feet, six inches (13' 6").

(b) All gates providing access from a road to a driveway shall be located at least thirty (30) feet from the roadway and shall open to allow a vehicle to stop without obstructing traffic on that road.

(c) Where a one-way road with a single traffic lane provides access to a gated entrance, a forty (40) foot turning radius shall be used.

(d) Security gates shall not be installed without approval. Where security gates are installed, they shall have an approved means of emergency operation. Approval shall be by the local authority having jurisdiction. The security gates and the emergency operation shall be maintained operational at all times.

## Article 3 Signing and Building Numbering

### § 1274.00. Intent

To facilitate locating a fire and to avoid delays in response, all newly constructed or approved roads and buildings shall be designated by names or numbers posted on signs clearly visible and legible from the road. This section shall not restrict the size of letters or numbers appearing on road signs for other purposes.

### § 1274.01. Road Signs.

(a) Newly constructed or approved roads must be identified by a name or number through a consistent system that provides for sequenced or patterned numbering and/or non-duplicative naming within each local jurisdiction. This section does not require any entity to rename or renumber existing roads, nor shall a road providing access only to a single commercial or industrial occupancy require naming or numbering.

(b) The size of letters, numbers, and symbols for road signs shall be a minimum four (4) inch letter height, half inch (.5) inch stroke, reflectorized, contrasting with the background color of the sign.

### § 1274.02. Road Sign Installation, Location, and Visibility.

(a) Road signs shall be visible and legible from both directions of vehicle travel for a distance of at least one hundred (100) feet.

(b) Signs required by this article identifying intersecting roads shall be placed at the intersection of those roads.

(c) A sign identifying traffic access or flow limitations, including but not limited to weight or vertical clearance limitations, dead-end roads, one-way roads, or single lane conditions, shall be placed:

(i) at the intersection preceding the traffic access limitation, and

- (ii) no more than one hundred (100) feet before such traffic access limitation.
- (d) Road signs required by this article shall be posted at the beginning of construction and shall be maintained thereafter.

### § 1274.03. Addresses for Buildings.

- (a) All buildings shall be issued an address by the local jurisdiction which conforms to that jurisdiction's overall address system. Utility and miscellaneous Group U buildings are not required to have a separate address; however, each residential unit within a building shall be separately identified.
- (b) The size of letters, numbers, and symbols for addresses shall conform to the standards in the California Fire Code, California Code of Regulations title 24, part 9.
- (c) Addresses for residential buildings shall be reflectorized.

### § 1274.04. Address Installation, Location, and Visibility.

- (a) All buildings shall have a permanently posted address which shall be plainly legible and visible from the road fronting the property.
- (b) Where access is by means of a private road and the address identification cannot be viewed from the public way, an unobstructed sign or other means shall be used so that the address is visible from the public way.
- (c) Address signs along one-way roads shall be visible from both directions.
- (d) Where multiple addresses are required at a single driveway, they shall be mounted on a single sign or post.
- (e) Where a road provides access solely to a single commercial or industrial business, the address sign shall be placed at the nearest road intersection providing access to that site, or otherwise posted to provide for unobstructed visibility from that intersection.
- (f) In all cases, the address shall be posted at the beginning of construction and shall be maintained thereafter.

## Article 4 Emergency Water Standards

### § 1275.00. Intent

Emergency water for wildfire protection shall be available, accessible, and maintained in quantities and locations specified in the statute and these regulations in order to attack a wildfire or defend property from a wildfire.

### § 1275.01. Application

The provisions of this article shall apply in the tentative and parcel map process when new parcels are approved by the local jurisdiction having authority.

### § 1275.02. Water Supply.

- (a) When a water supply for structure defense is required to be installed, such protection shall be installed and made serviceable prior to and during the time of construction except when alternative methods of protection are provided and approved by the local authority having jurisdiction.
- (b) Water systems equaling or exceeding the California Fire Code, California Code of Regulations title 24, part 9, or, where a municipal-type water supply is unavailable, National Fire Protection Association (NFPA) 1142, "Standard on Water Supplies for Suburban and Rural Fire Fighting," 2017 Edition, hereby incorporated by reference, shall be accepted as meeting the requirements of this article.

(c) Such emergency water may be provided in a fire agency mobile water tender, or naturally occurring or man made containment structure, as long as the specified quantity is immediately available.

(d) Nothing in this article prohibits the combined storage of emergency wildfire and structural firefighting water supplies unless so prohibited by local ordinance or specified by the local fire agency.

(e) Where freeze or crash protection is required by local jurisdictions having authority, such protection measures shall be provided.

### § 1275.03. Hydrants and Fire Valves.

(a) The hydrant or fire valve shall be eighteen (18) inches above the finished surface. Its location in relation to the road or driveway and to the building(s) or structure(s) it serves shall comply with California Fire Code, California Code of Regulations title 24, part 9, Chapter 5, and Appendix C.

(b) The hydrant head shall be a two and half (2 1/2) inch National Hose male thread with cap for pressure and gravity flow systems and four and a half (4 1/2) inch for draft systems.

(c) Hydrants shall be wet or dry barrel and have suitable freeze or crash protection as required by the local jurisdiction.

### § 1275.04. Signing of Water Sources.

(a) Each hydrant, fire valve, or access to water shall be identified as follows:

(1) if located along a driveway, a reflectorized blue marker, with a minimum dimension of three (3) inches shall be located on the driveway address sign and mounted on a fire retardant post, or

(2) if located along a road,

(i) a reflectorized blue marker, with a minimum dimension of three (3) inches, shall be mounted on a fire retardant post. The sign post shall be within three (3) feet of said hydrant or fire valve, with the sign no less than three (3) feet nor greater than five (5) feet above ground, in a horizontal position and visible from the driveway, or

(ii) as specified in the State Fire Marshal's Guidelines for Fire Hydrant Markings Along State Highways and Freeways, May 1988.

## Article 5 Fuel Modification Standards

### § 1276.00 Intent

To reduce the intensity of a wildfire by reducing the volume and density of flammable vegetation, the strategic siting of fuel modification and greenbelts shall provide for increased safety for emergency fire equipment and evacuating civilians by its utilization around structures and roads, including driveways, and a point of attack or defense from a wildfire.

### § 1276.01. Setback for Structure Defensible Space.

(a) All parcels shall provide a minimum thirty (30) foot setback for all buildings from all property lines and/or the center of a road.

(b) When a thirty (30) foot setback is not possible for practical reasons, which may include but are not limited to parcel dimensions or size, topographic limitations, or other easements, the local jurisdiction shall provide for same practical effect.

(i) Same practical effect requirements shall reduce the likelihood of home-to-home ignition.

(ii) Same practical effect options may include, but are not limited to, noncombustible block walls or fences; five (5) feet of noncombustible material horizontally around the

structure; installing hardscape landscaping or reducing exposed windows on the side of the structure with a less than thirty (30) foot setback; or additional structure hardening such as those required in the California Building Code, California Code of Regulations title 24, part 2, Chapter 7A.

(c) Structures constructed in the SRA are required to comply with the defensible space regulations in Title 14. Natural Resources Division 1.5. Department of Forestry and Fire Protection Chapter 7. Fire Protection Subchapter 3. Fire Hazard.

#### § 1276.02. Maintenance of Defensible Space Measures.

To ensure continued maintenance of commonly owned properties in conformance with these standards and to assure continued availability, access, and utilization of the defensible space provided by these standards during a wildfire, provisions for annual maintenance shall be provided in emergency access covenants or similar binding agreements.

#### § 1276.03 Disposal of Flammable Vegetation and Fuels

Disposal, including chipping, burying, burning or removal to a site approved by the local jurisdiction, of flammable vegetation and fuels caused by site development and construction, road and driveway construction, and fuel modification shall be completed prior to completion of road construction or final inspection of a building permit.

#### § 1276.04 Greenbelts

Subdivision and other developments, which propose greenbelts as a part of the development plan, shall locate said greenbelts strategically as a separation between wildland fuels and structures. The locations shall be approved by the local authority having jurisdiction and may be consistent with the CAL FIRE Unit Fire Management Plan or Contract County Fire Plan.

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION**

1809 Fairlane Road  
P.O. Box 128  
Yreka, CA 96097  
(530) 842-3516  
Website: [www.fire.ca.gov](http://www.fire.ca.gov)



8/15/2021

Siskiyou County Department of Public  
Health and Community Development  
806 South Main Street  
Yreka, CA 96097-3321

Attn: Bernadette Cizin

Subject: UP2110 Papazion Vacation Rental

On Sunday, August 15, 2021, an inspection of 8936 Blue Jay lane, Weed, CA. was completed for the above referenced project. The project was found to be in compliance with the requirements of Public Resources Code §4290.

Should you have any questions, please call me at 530-842-3516.

A handwritten signature in blue ink, appearing to read "NP".

Nicholas Pisano  
Fire Captain Specialist Prevention  
CAL FIRE – Siskiyou Unit

For: Phillip Anzo  
Unit Chief