

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Supervisors John J. Benoit and Jeff Stone

SUBMITTAL DATE:
July 25, 2013

SUBJECT: Ratify the Proclamation of Local Emergency Resolution #2013-205

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify the Proclamation of Local Emergency by the Director of Emergency Services; and,
2. Adopt Resolution 2013-205, declaring a Local Emergency within Riverside County.

BACKGROUND: The severe fire in the San Jacinto Mountains has endangered the safety of people and property in Riverside County, threatening the communities of Idyllwild, Trails End, Mountain Center, Bonita Vista, Apple Canyon, Pine Springs Ranch, Garner Valley and Lake Hemet with potential flooding and debris flow. The Director of Emergency Services proclaimed a Local Emergency in Riverside County on July 18, when the Board of Supervisors was not in session. It is requested that the Board of Supervisors ratify this Proclamation of a Local Emergency by the Director of Emergency Services and adopt Resolution 2013-205, declaring the Local Emergency and asking for state and federal assistance through a Presidential Declaration and/or the California Disaster Assistance Act (CDAA) and/or a Small Business Administration (SBA) Disaster Declaration for the purposes of recovering response costs.

John J. Benoit
Supervisor John J. Benoit, 4th District

Jeff Stone
Supervisor Jeff Stone, 3rd District

☒ Consent
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☒ Consent
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Dept Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 3,4

Agenda Number:

3-69

1 **RESOLUTION DECLARING THE EXISTENCE**
2 **OF A**
3 **LOCAL EMERGENCY**

4 **Board of Supervisors**

County of Riverside

5 **COUNTY OF RIVERSIDE**
6 **STATE OF CALIFORNIA**
7 **RESOLUTION NO. 2013-205**

8 **RESOLUTION DECLARING THE EXISTENCE OF A LOCAL EMERGENCY UNDER**
9 **GOVERNMENT CODE SECTION 8630 AND COUNTY ORDINANCE NO. 533.5**

10 **WHEREAS**, Government Code Section 8630 authorizes the Board of Supervisors
11 to proclaim the existence of a "local emergency;" and,

12 **WHEREAS**, Government Code Section 8558(c) defines a "local emergency" to
13 include "conditions of disaster or of extreme peril to the safety of persons and property
14 within the territorial limits of a county, city and county, or city, caused by such conditions
15 as air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy
16 shortage, plant or animal infestation or disease, the Governor's warning of an earthquake,
17 or volcanic prediction, or an earthquake or other conditions, other than conditions resulting
18 from a labor controversy, which conditions are likely to be beyond the control of the
19 services, personnel, equipment and facilities of that political subdivision and require the
20 combined forces of other political subdivisions to combat"; and,

21 **WHEREAS**, severe devastation occurred to the areas of San Jacinto as a result of
22 the Mountain Fire that started on July 15, 2013; and, at which time the Board of
23 Supervisors of the County of Riverside was not in session; and,

24 **WHEREAS**, recent and potential future damage resulting from the fire has set
25 prime groundwork for the formation of extensive mud and debris flows throughout the
26 area; and,

27 **WHEREAS**, substantial amounts of rainfall in the fire-damaged areas will produce
28 potential conditions of extreme peril to the safety of persons and property that are likely to
29 occur within the County of Riverside during the next three to five years; and,
30

1 **WHEREAS**, the potential ramifications that are likely to occur include flooding, mud
2 and debris flows, road closures and evacuations of critical facilities and citizens; and,

3 **WHEREAS**, these affects will not only impact the burn areas, but the adjoining area
4 of Palm Springs, the Agua Caliente Band of Cahuilla Indians land, the flood control
5 channels of the Tahquitz Dam and Outlet Channel, the Palm Canyon Wash and
6 surrounding areas; and,

7 **WHEREAS**, the aforementioned conditions of extreme peril warrant and
8 necessitate the Proclamation of a "Local Emergency".

9 **NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that a "Local Emergency"
10 exists throughout the County of Riverside; and,

11 **BE IT FURTHER RESOLVED AND ORDERED** that during the existence of said
12 emergency, powers, functions, and duties of the Director of Emergency Services and the
13 Office of Emergency Services of Riverside County shall be those prescribed by State law
14 and the ordinances, resolutions, and approved plans of the County of Riverside in order to
15 mitigate the effects of said emergency; and,

16 **BE IT FURTHER RESOLVED AND ORDERED** that all County officials and
17 employees cooperate and coordinate efforts with officials and employees of other political
18 subdivisions and officials and employees of the state and federal government in bringing
19 the present condition of local emergency and disaster under control; and,

20 **BE IT FURTHER RESOLVED AND ORDERED** that within the next fourteen (14)
21 days a report on the most recent conditions of emergency and disaster be presented to
22 this Board of Supervisors so that this Board may determine whether conditions of
23 emergency and disaster still exist; and,

24 **BE IT FURTHER RESOLVED AND ORDERED** that Peter Lent, Deputy Director of
25 the Riverside County Fire Department, Office of Emergency Services, is hereby
26 designated as the authorized representative of the County of Riverside for the purpose of
27 receipt, processing and coordination of all inquiries and requirements necessary to obtain
28 available state and federal assistance; and,

29 **BE IT FURTHER RESOLVED AND ORDERED** that a copy of this resolution be
30 forwarded to the Governor of California with the request that he proclaim the existence of
a State of Emergency throughout Riverside County and that the Governor request a

1 Presidential Declaration and/or a California Disaster Assistance Act (CDAA) and/or a
2 Small Business Administration (SBA) Disaster Declaration for the purposes of recovering
3 response costs.
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COUNTY OF RIVERSIDE
STATE OF CALIFORNIA

PROCLAMATION OF A LOCAL EMERGENCY
BY THE DIRECTOR OF EMERGENCY SERVICES

WHEREAS, Ordinance 533.5 of the County of Riverside empowers the Director of Emergency Services to proclaim the existence of a "Local Emergency" when the Board of Supervisors is not in session; and,

WHEREAS, the Director of Emergency Services finds:

That at the time of this proclamation the Board of Supervisors is not in session; and,

WHEREAS, severe devastation occurred to the areas of San Jacinto as a result of the Mountain Fire that started on July 15, 2013; and;

WHEREAS, recent and potential future damage resulting from the fire has set prime groundwork for the formation of extensive mud and debris flows throughout the area; and,

WHEREAS, substantial amounts of rainfall in the fire-damaged areas can produce conditions of extreme peril to the safety of persons and property that are likely to occur within the County of Riverside during the next three to five years; and,

WHEREAS, the potential ramifications that are likely to occur include flooding, mud and debris flows, road closures and evacuations of critical facilities and citizens; and,

WHEREAS, these affects will not only impact the burn areas, but the adjoining area of Palm Springs and Agua Caliente Band of Cahuilla Indians land, the flood control channels of the Tahquitz Dam and Outlet Channel, Palm Canyon Wash, and surrounding areas; and,

WHEREAS, the potential of the aforementioned conditions of extreme peril warrant and necessitate the proclamation of a "Local Emergency".

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a "Local Emergency" exists throughout the County of Riverside; and,

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said "Local Emergency", the powers, functions and duties of the Director of Emergency Services and the Emergency Management Organization of this County shall be those prescribed by State law and the charter, ordinances, resolutions and approved plans of the County of Riverside in order to mitigate the effects of said "Local Emergency"; and,

IT IS FURTHER PROCLAIMED AND ORDERED that said "Local Emergency" shall be deemed to continue to exist for the next seven days, and thereafter by ratification of the Board of Supervisors, until its termination is proclaimed by the Board of Supervisors of the County of Riverside.

IT IS FURTHER PROCLAIMED AND ORDERED that a copy of this proclamation be forwarded to the Governor of California with the request that he proclaim the existence of a State of Emergency throughout the impacted areas of Riverside County, and the Riverside County Board of Supervisors formally request California Disaster Assistance Act (CDAA) funding, and the Governor request a Presidential Declaration and to request Small Business Administration (SBA) declaration.

Dated: July 25, 2013



Director of Emergency Services
County of Riverside