## RESOLUTION OF THE BOARD OF SUPERVISORS OF ORANGE COUNTY, CALIFORNIA JAMES A. MUSICK JAIL EXPANSION AND OPERATION, ZONING CODE EXMPTION SHERIFF'S SOUTHEAST STATION, INTERIM CARE FACILITY

5 October 20, 1998 6 7 On motion of Supervisor Smith , duly seconded and carried, the following Resolution was adopted: 8 9 WHEREAS, the County of Orange, through its Board of Supervisors, is the owner and proprietor of the James A. Musick Branch Jail property in Orange County, California; and WHEREAS, the Board of Supervisors decides the location of jail facilities and when to 11 expand them, but does not operate the jail system; and 12 WHEREAS, the James A. Musick Branch Jail Project, which includes the expansion and operation of the Jail, relocation of the Interim Care Facility, and construction of a Southeast Sheriff's Station, is approved concurrently with adoption of this resolution and it is authorized that 14 construction funding be sought; and 15 WHEREAS, in adoption of the Orange County Zoning Code (Or. Co. Cod. Ord. Sec. 7-9-19 et seq.) the Board of Supervisors has provided that the provisions of the Code shall apply to land owned or controlled by the County of Orange, except when an exemption is granted; and 17 WHEREAS, the James A. Musick Branch Jail property is within the Public Facilities 18 General Plan Land Use Element classification and the Al (General Agricultural) Zoning District; and 19 WHEREAS, the Orange County Zoning Code authorizes the Board of Supervisors to exempt the County from the Zoning Code as provided in the Codified Ordinances of Orange 21 County Section 7-9-20(i) (3), as follows: "The Board of Supervisors may exempt the County from all the land use regulations of the Zoning Code, planned communities and specific plans at a public hearing, noticed per 23 Section 7-9-150, on the intended exemption if the proposed project is part of a general development plan, master plan or other capital improvement plan which has been reviewed 24 and approved by the Director, EMA, with respect to planning and environmental concerns." 25 26

Resolution No. 98-401

James A. Musick Jail Expansion and Operation;

Approval of Project;

**Zoning Exemption** 

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Zoning Exemption

WHEREAS, the Director, EMA, having directed the preparation of DEIR 564, as well as being currently involved with environmental and planning elements in implementation of the project, has reviewed and approved the James A. Musick Branch Jail Project with respect to planning and environmental concerns for purposes of this zoning exemption; and

WHEREAS, notwithstanding the zoning exemption, all construction and development concerning the James A. Musick Branch Jail Project shall comply fully with all building permit requirements as well as with all other regulations and ordinances of the County pertaining to the Uniform Building Code and the various related mechanical, electrical, plumbing, grading and sign codes as currently adopted by the Board of Supervisors; and

WHEREAS, this zoning exemption is consistent with prior action of this Board in granting an exemption from the Zoning Code on December 10, 1986 after a public hearing relating to the John Wayne Airport Master Plan Project (Board Resol. No. 86-1552); and

## NOW, THEREFORE, BE IT RESOLVED that:

- 1. The James A. Musick Branch Jail Project is hereby exempted from all land use regulations of the County Zoning Code (Or. Co. Cod. Ord. Sec. 7-9-19 et seq.), as provided under Orange County Codified Ordinances Section 7-9-20(i) (3).
- 2. The Board approves the project identified as the "Project Description" in Chapter 4 of FEIR 564 and authorizes the pursuit of funding, the initiation of design, and the construction of the James A. Musick Jail Expansion and the Southeast (now Saddleback) Sheriff's Station in accordance with the Master Site Plan. The Board authorizes the relocation of the Interim Care Facility to the Musick site if it is not relocated to the Tustin or El Toro Reuse Plan areas or to another location by the time demolition of the existing Interim Care Facility at Theo Lacy is scheduled to begin.

AYES: Supervisors:	CHARLES V. SMITH, JAMES W.	SILVA, WILLIAM G. STEINER
NOES:	TODD SPITZER, THOMAS W. WIL	SON
EXCUSED:		
ABSTAINED:		
		ty Board of Supervisors
STATE OF CALIFORNIA	• • • • • • • • • • • • • • • • • • • •	
COUNTY OF ORANGE	) ss: )	
Board and that the above and foregoing Resolution was duly and regularly adopted by the Orange County Board of Supervisors.  IN WITNESS WHEREOF, I have hereto set my hand and seal.  OCT 20 1998  DARLENE J. BLOOM Clerk of the Board of Supervisors County of Orange, State of California		
Resolution No. 98-401		
Agenda Date: <u>10/20/1998</u> Item No. 78		
Item No. 78		I certify that the foregoing is a true and correct copy of the Resoultion adopted by the Board of Supervisors, Orange County, State of California.
		DARLENE J. BLOOM, Clerk of the Board of Supervisors
		Ву:
		Deputy

The foregoing was sed and adopted by the foll ing vote of the Orange

County Board of Supervisors on October 20, 1998, to wit: