



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin Street, Fort Bragg, California 95437
707.961.2823 - [Website](#)

LIMITED TERM PERMIT ACTION NOTIFICATION

This document provides notification of the decision to approve LTP 1-24. If you have any questions, please contact the Community Development Department at City Hall.

FILE NO.: Limited Term Permit 1-24 (LTP 1-24)
APPLICANT: Rotary Club of Fort Bragg & Mendocino Coast Sports Foundation
REQUEST: Limited Term Permit to authorize the Fort Bragg Rotary "Drive Thru Crab Feed" to occur Saturday, January 20, 2024
LOCATION: 141 S. Main St, Fort Bragg (APN 008-161-04)
DATE OF ACTION: January 8, 2024
ACTION BY: Community Development Director
ACTION TAKEN: Approved (See attached Findings and Conditions)
EFFECTIVE DATE: January 18, 2024, unless a timely appeal is filed
LOCAL APPEAL PROCESS AND FEE: Decisions of the Community Development Director shall be final unless appealed to the Planning Commission in writing within 10 days of the decision date with a filing fee of \$1,000 to be filed with the Community Development Department. This project is not appealable to the California Coastal Commission.

NOTIFICATION MAILED TO: Mendocino Coast Sports Foundation ,200 Chestnut St., Fort Bragg, CA 95437 AND mindy@sportautocenter.com
DATE OF MAILING: January 8, 2024
CONDITIONS OF APPROVAL: See attached findings and conditions

Community Development Department Statement: I hereby certify that conditions which must be met prior to issuance of this permit have been met and that this permit is deemed by the City of Fort Bragg Community Development Department to be a valid permit subject to all conditions of approval.


Juliana von Hacht Cherry, Community Development Director

January 8, 2024
Date

Statement of Responsible Party: I am responsible for assuring the temporary event is carried out in compliance with all applicable regulatory requirements, and I hereby certify that I have reviewed the conditions of approval and the project will be carried out in conformance with the specified conditions as attached.

Responsible Party

Date

Notice: This permit must be signed and returned to the Community Development Department.

LIMITED TERM PERMIT 1-24

On January 20, 2024, the Mendocino Coast Sports Foundation and Rotary Club will host the 2024 Rotary Club Crab Feed at 141 S Main Street. A drive-through fundraiser including distribution of foods is arranged where vehicles will enter the alley from Oak Street to pick up their food and then exit the alley onto Alder Street.

LTP 1-24 has been approved based on the findings and conditions:

FINDINGS

1. The proposed short term activity as described in the application and supplemental materials, as modified by any conditions of approval, is in conformity with the City of Fort Bragg's Coastal Land Use and Development Code (CLUDC), including but not limited to all applicable standards of Section 17.71.030 of the Coastal Land Use and Development Code, and the proposed short-term activity will not adversely affect the environment; and
2. The proposed project is a temporary use for a limited term, one calendar day, and is compatible with existing uses on the property; and
3. The Secretary of Resources has identified classes of projects do not have a significant effect on the environment and are declared to be categorically exempt from CEQA; therefore, the application for a short-term event is LTP Event Application is consistent with CEQA Guidelines §15304(e) that provides a Categorical Exemption for minor temporary use of land; and
4. The proposed location of the use and conditions under which it may be operated or maintained will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.

STANDARD CONDITIONS

1. This action shall become final on the 11th working day following the decision unless an appeal to Planning Commission is filed pursuant to Chapter 18.92.030.
2. The application, along with supplemental exhibits and related material, shall be considered elements of this permit, and compliance therewith is mandatory, unless an amendment has been approved by the City;
3. This permit shall be subject to the securing of all necessary permits for the proposed development from City, County, State and Federal agencies having jurisdiction. All plans submitted with required permit applications shall be consistent with this approval;
4. This permit shall be subject to revocation or modification upon a finding of any one or more of the following:
 - a) That such permit was obtained or extended by fraud.
 - b) That one or more of the conditions upon which such permit was granted have been violated.
 - c) That the use for which the permit was granted is so conducted as to be detrimental to the public health, welfare or safety or as to be a nuisance.
 - d) A final judgment of a court of competent jurisdiction has declared one or more conditions to be void or ineffective, or has enjoined or otherwise prohibited the enforcement or operation of one or more conditions; and
5. In accordance with ILUDC §18.71.030.K.1 *Condition of the site following short-term activity*, each site occupied by a short-term activity shall be cleaned of debris, litter, or other evidence of the temporary activity on completion or removal of the activity, and shall thereafter be used in compliance with the provisions of the Inland LUDC.

LIMITED TERM PERMIT 1-24

SPECIAL CONDITIONS

6. This permit is granted for an event scheduled on Saturday, January 21, 2023, between the hours of 9 A.M. to 7 P.M.
7. The applicant shall adhere to the Mendocino County Health Orders. As health orders frequently change, the applicant shall contact the County's COVID-19 Call Center at 707-472-2759, at least 24-hours prior to any screening in order to ensure the proposed event is in compliance.
8. The applicant shall obtain a "Temporary Food Facility Permit Application" at least a month in advanced as required by the Mendocino County Department of Environmental Health. Please contact Manuel Rameriz of Mendocino County Environmental Health at (707) 234-6633.
9. The applicant shall obtain a temporary license to sell factory-sealed bottles of wine and beer, and conditions for said license shall be strictly adhered to.
10. Tickets for wine and beer will be sold in advance of purchasers' receiving their meals and ID's will be checked both at the time of sale and the time of pick-up. No one under the age of 21 will be able to purchase beer/wine tickets or pick up the beer/wine at the event.
11. Applicant shall adhere to the circulation plan reviewed and approved for the event.
12. Applicant shall limit the maximum amount of vehicles in queue to pick up to-go bags to 20 vehicles. Applicant can have two pickup lanes.
13. All electrical connections shall be made through a GFCI type connector. Contact Michael Oliphant, County Building Inspector, at (707) 964-5379 regarding electrical building permits and for scheduling an inspection of the electrical connections.
14. Applicant shall supply portable toilet facilities and hand washing stations per Mendocino County Health Requirements. For details, please contact Manuel Ramirez, 707-234-2885.
15. Trash and recycling shall be provided on site and disposed of at a designated facility.
16. All wastewater shall be contained and disposed of in an approved method.
17. Applicant shall provide the Fort Bragg Police Department with the name and phone number of an on-site contact during all hours of the event. Please contact Fort Bragg Police Dept. at least 7-days prior to event at (707) 961-2808.

ENCROACHMENT PERMIT GENERAL PROVISIONS

18. *A permit is issued under the provisions of Chapter 5.5 of Division 2 of the Streets and Highways Code and Chapter 9.72 of the Fort Bragg Municipal Code. Except as otherwise provided for public agencies and franchise holders, the permit is revocable on five (5) days' notice.*
19. It is understood and agreed by the applicant that the doing of any work under the permit shall constitute an acceptance of the provisions, terms, conditions and/or restrictions.
20. The permit shall be kept at the site of the work and must be shown to any representative of the grantor or any law enforcement officer upon demand.
21. *PUBLIC CONVENIENCE - Applicant shall so conduct operations as to offer the least possible obstruction and inconvenience to the public. Unless otherwise provided on the permit, all public traffic shall be permitted to pass through the work with as little inconvenience and delay as possible. Spillage resulting from hauling operations along or across any public traveled way shall be removed immediately by the permittee at his/her expense. Any soil or debris tracking from a construction site is strictly prohibited. If the spillage is hazardous, the Mendocino County Office of Environmental Health must be notified at 964-2714, as well as the Fort Bragg Police Department at 964-0200.*
22. **PUBLIC SAFETY** - Should the Applicant's operations create a condition hazardous to the public, he/she shall furnish, erect, and maintain, at his/her expense, such fences, barricades, lights, signs, and other devices as are necessary. Applicant shall furnish at his/her expense, such flagmen and guards as are necessary to prevent accidents or damage or injury to the public. No material or equipment shall be stored where it will interfere with the free and safe

LIMITED TERM PERMIT 1-24

passage of public traffic. Should the Applicant's operations create a condition hazardous to traffic, please see Special Conditions attached.

23. *An encroachment permit does not relieve permittee from the responsibility of obtaining all applicable permits and/or licenses as may, in connection with the work or activity therein described, be required from other public agencies and/or commissions. Failure by applicant to secure all necessary and applicable permits and/or licenses shall nullify the permit.*
24. **LIABILITY FOR DAMAGES** - Applicant is responsible for all liability for personal injury or property damage which may arise out of work herein permitted, or which may arise out of failure on the permittee's part to perform his/her obligations under the permit in respect to maintenance. In the event any claim of such liability is made against the City of Fort Bragg, or any department, officer, or employee, thereof, applicant shall defend, indemnify and hold them and each of them harmless from such claim.
25. *DUE CARE shall be exercised to avoid injury to existing Highway improvements or facilities. City road surfacing shall be replaced by equal or better than the surfacing disturbed. The cost of all materials, labor, etc. necessary for installation of the encroachment shall be borne by the permittee. The cost of any labor and materials for repairs to the road by city forces, made necessary by the work done under the permit, shall be charged to the permittee at actual cost.*