



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Community Services
Department No.: 057
For Agenda Of: April 19, 2016
Placement: Set Hearing (4/19/2016)
Dept. (5/3/2016 – First
Reading)
Admin (5/10/2016 –
Second Reading)
Estimated Tme: 10 minutes on 5/3 Dept.
Agenda
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department George Chapjian, Community Services Department Director
Director(s) (805) 568-2467
Contact Info: Paddy Langlands, Community Services Department Deputy Director
(805) 568-2475

SUBJECT: Amendments to Chapter 26 of the County Code

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Risk

As to form: Yes

Recommended Actions:

That the Board of Supervisors consider the following recommendations:

On April 19, 2016 set a public hearing on the Departmental Agenda of May 3, 2016 to consider recommendations regarding amendments to “Chapter 26 – Parks and Recreation” of the County Code as follows:

- a) Introduce (first reading) an Ordinance amending “Chapter 26 – Parks and Recreation” of the County Code that makes minor changes, clarifies various sections of the Chapter, adds a subsection on “Unlawful use of Vehicle/Recreation Vehicles” and provides authority to outside agencies that contract with the Parks Division of the Community Services Department to carry out enforcement on County-owned Park property (Attachments A and B).
- b) Read the title of the Ordinance into the record and waive full reading of the Ordinance; and
- c) Continue to the Administrative Agenda of May 10, 2016 to consider recommendations as follows:

- i. Approve the adoption (second reading) of an Ordinance amending “Chapter 26 – Parks and Recreation” of the County Code; and
- ii. Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines, Section 15061(b) (3), finding that the Ordinance is not subject to CEQA because of the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and further find that there is no possibility that the enactment of the Ordinance may have a significant effect on the environment.

Summary Text:

Approving these recommended actions will provide clarification and needed updates to Chapter 26 of the County Code. These changes provide authority to partner agencies to enforce Chapter 26 ordinances in County Parks, adds a section regarding unlawful use of vehicle/recreation vehicles in parks, and provides minor clarification to several other sections.

Background:

The County operates and maintains 67 parks, various open spaces and preserves. The County is obligated to maintain a safe and enjoyable environment for our visitors. Chapter 26 is designated as the section of the County Code, which authorizes and empowers authorized personnel to enforce various rules and regulations including the authority to issue citations and evict uncooperative visitors from County operated and maintained property. The majority of the changes are minor in nature and add clarity to several sections (e.g. correcting the statement “County Director of Community Services” to “Director of Community services).

There are two significant revisions and these are:

- a) Sections 26-3. Public Officers-Citations and 26-3.1. Park Rangers.

The county owns several properties that are not maintained or patrolled by county staff but are maintained and patrolled by a third party agency under a separate operational and maintenance agreement between the two agencies. E.g. Isla Vista Parks and Recreation District (IVPRD) maintains and controls the county owned parcels located in Isla Vista area. This change to Chapter 26 will improve the ability of these external agencies to enforce County Chapter 26 regulations on the County property they are responsible for.

- b) Section 26-38.1. Unlawful use of Vehicle/Recreational Vehicle.

This purpose of this section is to regulate County Park parking lots with respect to size of vehicles in parking stalls and actual use of parking stalls.

Fiscal and Facilities Impacts:

There are no negative fiscal impacts associated with the proposed changes.

Special Instructions:

1. Publish the Notice of Public Hearing pursuant to Section 6066 of the Government Code (10 days prior to the hearing and again 5 days prior to the hearing) in the Santa Barbara Daily Sound and the Santa Maria Times; and

2. Send a copy of the minute order and a signed copy of the Notice of Public Hearing to the Community Services Department office, Attn: Marie Gensler.
3. Publish the ordinance within 15 days of its adoption.
4. Return one original adopted Ordinance and one Minute Order to the Community Services Department office, Attn: Marie Gensler.

Attachments:

Attachment A – Original Ordinance

Attachment B – Amended Ordinance

Attachment C – CEQA NOE

Attachment D – Presentation

Authored by:

Paddy Langlands, CSD Deputy Director