

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



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

Agenda Number:

Prepared on: June 18, 2004
Department: Public Works
Budget Unit: 054/02/02
Agenda Date: July 6, 2004
Placement: Departmental
Estimate Time: 30 Minutes Total
Continued Item: Yes

TO: Board of Supervisors

FROM: Phillip M. Demery, Director
Public Works Department

STAFF CONTACT: Scott McGolpin, 568-3005
Deputy Director of Transportation

John McInnes, 568-3552
Innovative Programs Manager

SUBJECT: Consideration of a Residential Permit Parking Ordinance and Parking Meter Ordinance.
All Supervisorial Districts.

Recommendations:

That the Board of Supervisors:

- A. Consider the introduction (First Reading) of an Ordinance and amending Chapter 23B of the Santa Barbara County Code regarding Residential Permit Parking Program (Attachment A);
- B. Consider the introduction (First Reading) of an Ordinance adding Chapter 23D of the Santa Barbara County Code regarding Parking Meters (Attachment B);
- C. Set a hearing for July 20, 2004 to consider adoption (second reading) of an ordinance amending Chapter 23B regarding Residential Permit Parking Program; and
- D. Set a hearing for July 20, 2004 to consider adoption (second reading) of an ordinance adding Chapter 23D to the Santa Barbara County Code regarding Parking Meters.

Alignment with Board Strategic Plan:

The recommendations are primarily aligned with Goal No. 1: An Efficient Government Able to Respond Effectively to the Needs of the Community and Goal No. 5: To Maintain and Enhance the Quality of Life for all Residents.

Executive Summary and Discussion:

On June 15, 2004 your Board approved the *Isla Vista Parking Program Initiation Plan* (Initiation Plan), which summarizes the Isla Vista Parking Program (Program) and related environmental documents including the Final Revised Negative Declaration and Mitigation Monitoring program contained therein. The Program was based on extensive review, comment and input from community residents, business, property owners and affiliated organizations and associations.

California Vehicle Code section 22507 authorizes local authorities to establish preferential permit parking for residents and merchants of an identified zone by ordinance or resolution. California Vehicle Code section 22508 requires that parking meter fees and zones be established by ordinance. The County currently has a preferential parking ordinance, County Code Chapter 23B that was adopted in 1994 in anticipation of approving a parking permit program for Isla Vista at that time. An ordinance amending the County's existing ordinance (County Code Chapter 23B) is necessary in order to implement the residential permit parking program in Isla Vista as designed and detailed in the approved Initiation Plan. At this time there is no existing ordinance allowing parking meter fees and zones in the County Code. The addition of Chapter 23D to the County Code will authorize parking meters in the commercial area of Isla Vista.

Staff is recommending that the Board consider the introduction (first reading) of a) an ordinance amending Chapter 23B of the County Code regarding residential parking permits (Recommendation A) and b) an ordinance adding Chapter 23D to the County Code regarding parking meters (Recommendations B). The ordinances are provided as Attachments A and B. Both ordinances require a second reading. Consequently, staff is recommending that the Board set a hearing for July 20, 2004 to consider adoption (second reading) of both ordinances (Recommendations C and D).

Mandates and Service Levels:

The Isla Vista Parking Program is a non-mandated parking management program that was recommended by the Isla Vista Project Area Committee/General Plan Advisory Committee, community individuals and organizations, previous Grand Juries and your Board. It is also recommended as a catalyst project in the Initiation Draft Isla Vista Master Plan. The California Vehicle Code allows parking meter fees and zones to be established by ordinance (California Vehicle Code Section 22508). Preferential parking for residents and merchants of an identified zone (residential permit parking zones) may be established pursuant to California Vehicle Code section 22507.

Fiscal and Facilities Impacts:

There are no fiscal impacts associated with this action.

Special Instructions:

Please forward a copy of the minute order approving these actions to the Public Works Department, attention: Cecelia Barnes.

Concurrence:

Planning & Development
County Counsel

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS AMENDING CHAPTER 23B OF THE SANTA BARBARA COUNTY CODE BY ADDING PROVISIONS RELATING TO PERMIT PARKING PROGRAM REQUIREMENTS AND DELETING PROVISIONS INCONSISTENT WITH ADDED PROVISIONS.

The Board of Supervisors of the County of Santa Barbara ordains as follows:

SECTION 1:

Chapter 23B, Permit Parking Program, of the Santa Barbara County Code is hereby amended by the following additions and deletions:

Sec. 23B-1. Authority and Title.

This chapter is enacted pursuant to authority granted by sections 22507 and 22507.5 of the California Vehicle Code to alleviate serious problems in identified residential areas of the unincorporated area of the county due to motor vehicle congestion, particularly the long term parking of motor vehicles on the streets of such areas and neighborhoods by nonresidents thereof. In order to protect and promote the integrity of these areas and neighborhoods, it is necessary to enact regulations restricting unlimited parking by nonresidents therein, while providing the opportunity for residents to park near their homes.

This chapter shall be known as the permit parking program, and will hereinafter be referred to as this "chapter." (Ord. No. 4152, § 1)

Sec. 23B-2. Definitions.

For purposes of this chapter and any implementing resolutions, the following words and phrases shall have the meanings ascribed to them by this section:

- (a) "Director" means the Director of Public Works or his/her designee.
- (b) "Hotel" means a building or group of buildings or portion of a building which is designed for or occupied as the temporary abiding place of individuals for less than thirty consecutive days

including, but not limited to establishments held out to the public as auto courts, bed and breakfast inns, hostels, inns, motels, motor lodges, time share projects, tourist courts, and other similar uses.

(c) "Motor vehicle" means a motor vehicle as defined by section 415, or as hereinafter amended, of the California Vehicle Code.

(d) "Park" or "parking" means the standing of a motor vehicle or vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

(e) "Permit parking area" means a designated area for which a parking permit is required pursuant to this chapter or any resolution adopted to implement this chapter.

(f) "Permit parking zone" means a permit parking area.

(g) "Permitted vehicle" means a motor vehicle for which a permit has been issued.

(h) "Stop" or "stopping" means any cessation of movement of a motor vehicle or vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or official traffic control device or signal.

(i) "Vehicle" means a vehicle as defined by section 670 of the California Vehicle Code and successor statutes. (Ord. No. 4152, § 1)

Sec. 23B-3. Designation of permit parking area.

The Santa Barbara County Board of Supervisors (Board of Supervisors) may designate by resolution any area of the unincorporated area of the County of Santa Barbara, which meets the criteria established by this chapter, as a permit parking area wherein the stopping, parking or standing of a motor vehicle or vehicle is prohibited or otherwise restricted. (Ord. No. 4152, § 1)

Sec. 23B-4. Designation of criteria.

In determining whether to designate an area as a permit parking area or to establish or to modify parking exemptions or restrictions within all or any portion(s) of that area, the Board of Supervisors may consider at least the following criteria:

(a) The extent to which the residents and merchants of an area desire and need permit parking;

(b) The extent to which on-street parking spaces are (1) available for use by motor vehicles and vehicles owned by residents and merchants and their guests, and (2) not occupied by motor vehicles or vehicles owned by other persons;

(c) The size and configuration of the area as it relates to enforcement of parking and traffic regulations and the potential impact of parking and traffic congestion on this and adjacent areas as the result of the establishment of a permit parking area. (Ord. No. 4152, § 1)

Sec. 23B-5. Initiation, written report, hearing.

(a) Upon the authorization of the Board of Supervisors, the Santa Barbara County Public Works Department (Public Works Department) shall undertake and hold such surveys, studies or public meetings deemed necessary in order to prepare a written report. The Public Works Department shall thereafter submit a written report to the Board of Supervisors on the establishment of the proposed parking area.

(b) Publication shall be made pursuant to Government Code section 6066 of a notice of a hearing to be held before the Board of Supervisors for the adoption of a resolution establishing a permit parking area pursuant to this chapter, which notification shall include the location where a copy of the written report is available for public inspection ten days before the public hearing.

(c) The designation process and the designation criteria set forth in this chapter shall be used by the Board of Supervisors to modify or terminate a permit parking area. (Ord. No. 4152, § 1)

Sec. 23B-6. Written report.

The written report required by section 23B-5, subdivision (a), shall include, but shall not be limited to, the following:

(a) Boundaries of proposed permit parking area;

(b) Existing and proposed parking restrictions which may vary within a permit parking area;

(c) Information generated by surveys, studies and public meetings;

(d) Information upon which the Board of Supervisors may determine whether the criteria set forth in section 23B-4 of this chapter have been satisfied;

(e) Any other relevant information. (Ord. No. 4152, § 1)

Sec. 23B-7. Designation of streets within a permit parking area.

The Board of Supervisors may, at the time a permit parking area is established or modified, establish parking, stopping, standing prohibitions or restrictions for all or a portion of that area by resolution. (Ord. No. 4152, § 1)

Sec. 23B-8. Issuance.

(a) The Director shall issue parking permits. There shall be three categories of parking permits: (1) Annual Residential Permits, (2) Short-term Permits, and (3) Guest Permits. Except for Guest Permits, no more than one permit shall be issued for each vehicle for which application is made. Each permit issued shall reflect by statements thereon or by color thereof, or both, the particular residential parking area for which the permit is issued, the license number of the vehicle for which the permit is issued, and the duration of the permit.

(b) Parking permits may only be issued for use with vehicles, passenger motor vehicles, motor driven cycles, and trucks of three-quarter ton capacity or less. No parking permit may be issued for use by any other vehicles, including but not limited to motor vehicles in excess of three-quarter ton capacity, recreational motor homes, motor vehicles not legally licensed to travel on a public highway, or motor vehicles exceeding seven feet six inches in height or twenty-two feet in length.

(c) Annual or Short-term permits may only be issued to the following:

(1) Persons residing or owning property in the parking permit area, upon showing sufficient evidence of residency status and/or ownership, as determined by the Director; and

(2) Merchants located in the parking permit area, upon showing sufficient evidence of merchant status and location in the parking permit area, as determined by the Director; and

(3) Persons providing services to residents and/or merchants located in the parking permit area, upon showing sufficient evidence of service provider status and operations within the parking permit area, as determined by the Director.¹

(d) Guest permits may only be issued to the following, for use by their guests:

(1) Persons residing or owning property in the parking permit area upon showing sufficient evidence of residency and/or ownership, as determined by the Director; and

(2) Merchants located in the parking permit area upon showing sufficient evidence of merchant status and location in the parking permit area, as determined by the Director.

Sec. 23B-9 Application.

Each application for a parking permit shall contain such information as the Director deems necessary for the proper processing of the application. The application shall also contain a statement to the effect that the applicant agrees that the permit applied for may not be sold or transferred in any manner.

Sec. 23B-10 Parking Permits – Categories

The following categories of parking permits shall be available for purchase upon application:

(a) Annual Residential Permits. Permits issued for one year shall be valid from July 1st of the year issued to June 30st of the following year. An annual residential permit that does not indicate the license plate number of the vehicle on which it is displayed shall be invalid.

(b) Short-term Residential Permits.

(1) Monthly Permits. A monthly permit shall only be valid for the month for which it is issued. A monthly permit that does not indicate the license plate number of the vehicle on which it is displayed shall be invalid. A monthly permit that does not indicate the month for which it is issued shall be invalid. Monthly permits may only be issued for use in residential permit areas within one (1) mile of a college or university campus as determined by the Director.

(2) Temporary Permits. The Director may authorize the issuance of temporary parking permits. Temporary parking permits shall not be valid for more than forty-five (45) consecutive days. A qualified person may obtain no more than three (3) temporary permits in any twelve-

month period. Temporary permits may not be issued for use in residential permit areas within one (1) mile of a college or university campus as determined by the Director.

(c) Guest Permits. Residents and merchants of a parking permit area may be issued guest permits for use within the parking permit area by their guests. Owners or operators of hotels located within a residential parking permit area may purchase guest permits for the use of hotel guests. Guest permits shall be valid for 24 consecutive hours from the date and time of permit activation. A guest permit that does not indicate the license plate number of the guest vehicle on which it is displayed shall be invalid.

Sec. 23B-11 Permit Validity.

(a) A Parking Permit shall be valid for the duration of the term of the permit, except that prior to expiration of the term of the permit, either of the following occurrences shall invalidate the permit:

- (1) A change in ownership of the vehicle for which the permit is issued; or
- (2) A change in residency address by the permittee.

A Parking Permit shall be destroyed by the permittee upon a change in ownership of the vehicle for which it is issued, or upon a change in residency address by the permittee. The permittee shall promptly report such destruction to the Director.

Sec. 23B-12 Low Income Persons.

The Director shall make parking permits available at a discounted rate to qualified persons that also demonstrate significant financial need. Subject to approval by the Board of Supervisors, the Director shall adopt rules and regulations establishing the evidence necessary to demonstrate significant financial need.

Sec. 13B-13. [Repealed].

Sec. 23B-14. Exemptions from parking permit restrictions.

- (a) A motor vehicle on which is displayed a valid, unrevoked parking permit as provided for herein is exempt from any prohibitions or restrictions established pursuant to section 23B-3 of this chapter, provided that such motor vehicle is stopped, standing or parked in the permit parking area or portion thereof for which the permit is issued.
- (b) A parking permit shall not guarantee the holder thereof to an on-street parking space in the designated permit parking area.
- (c) Motor vehicles displaying a valid parking permit will be subject to applicable California Vehicle Code sections and all on-street parking restrictions and limitations, except those restrictions and limitations imposed pursuant to section 23B-3 of this chapter. (Ord. No. 4152, § 1)

Sec. 23B-15. Permit Applications.

- (a) The Director shall develop and adopt the forms for the applications to be submitted for applications for parking permits.
- (b) Applications for parking permits shall be submitted to the Director.
- (c) The Director shall approve or reject applications for parking permits, and shall issue parking permits authorized by this chapter.
- (d) Annual permits may be renewed, if at all, in the manner required by the Director in accord with the rules and regulations that are adopted pursuant to section 23B-17 of this chapter. No permit, other than an Annual Permit, may be renewed. (Ord. No. 4152, § 1)

Sec. 23B-16. Replacement of Permits damaged, lost, or stolen.

Upon payment of a fee established by the Board of Supervisors by resolution, an annual or short-term parking permit that has been damaged, lost, or stolen may be replaced with a new permit. The damaged, lost, or stolen permit shall be considered void. Use of any such voided permit is prohibited. Guest permits shall not be eligible for replacement due to damage, loss, or theft.

Sec. 23B-17. Fees.

Fees for implementing this chapter may be established by resolutions by the Board of Supervisors and such fees shall recover the actual costs incurred in the establishment, the

administration, the operation and the enforcement of the parking permit program authorized pursuant to this chapter. (Ord. No. 4152, § 1)

Sec. 23B-18. Rules and regulations.

The Director, in consultation with the Sheriff's Department, may adopt rules and regulations consistent with the purposes and provisions of this chapter to facilitate implementation of this chapter, which rules and regulations may include, but need not be limited to, procedures for application, issuance, suspension or revocation of permits, and provision for a limitation on the number of permits that may be issued. The rules and regulations shall be approved by the Board of Supervisors. (Ord. No. 4152, § 1)

Sec. 23B-19. Posting permit areas.

Upon adoption by the Board of Supervisors of a resolution designating a residential parking permit area, the Director shall cause appropriate signs to be erected, indicating prominently thereon the parking limitation(s), period(s) of the day for its application, and the fact that motor vehicles with valid permits shall be exempt therefrom.

Section 23B-20 Revocation for misuse.

(a) The Director is authorized to revoke a parking permit of any person found to be in violation of any of the provisions of this chapter and, upon the written notification thereof, such person shall surrender the permit to the Director or prove its destruction or disfigurement to the Director's satisfaction.

(b) Any person whose parking permit has been revoked shall not be issued a new permit until the expiration of a period of one year following the date of revocation and until such person has made required application therefore and has paid the fee required for the permit.

Sec. 23B-21. Violations and enforcement.

(a) No person shall falsely represent himself/herself as eligible for a parking permit or furnish false information in an application for a parking permit.

- (b) No parking permit which has been issued shall thereafter be assigned or transferred and any such assignment or transfer shall be void.
- (c) No person shall copy, produce, or create a facsimile or counterfeit parking permit, nor shall any person use or display a facsimile or counterfeit parking permit.
- (d) No person shall park or leave standing in a parking permit area a vehicle on which is displayed a parking permit which has been issued pursuant to the provisions of this chapter for a different vehicle.
- (e) No person whose parking permit has been revoked shall refuse or fail to surrender the permit to the Director when so requested by the Director in writing.
- (f) A violation of this section shall constitute grounds for permit revocation and shall be an infraction punishable by (1) a fine not exceeding one hundred dollars for a first violation; (2) a fine not exceeding two hundred dollars for a second violation of this section within one year; and (3) a fine not exceeding five hundred dollars for each additional violation of this section within one year. (Ord. No. 4152, § 1)

Sec. 23B-22. Towing.

The Board of Supervisors may, pursuant to section 22651, subdivision (n), of the California Vehicle Code, provide for the towing of motor vehicles and vehicles which violate the prohibitions or restrictions set forth in any resolution establishing a permit parking area. (Ord. No. 4152, § 1)

Sec. 23B-23. Exemptions.

The following vehicles shall be exempt from the parking restrictions imposed by this chapter:

- (a) A motor vehicle owned or operated under contract to a utility, whether privately or publicly owned, when used in the construction, operation, removal or repair of utility property or facilities or engaged in authorized work in the designated parking permit area.
- (b) On approval of the Director and consistent with rules and regulations promulgated by the Director pursuant to Sec. 23B-18 of this Chapter, construction and construction related

equipment otherwise authorized and permitted to park on-street pursuant to all applicable state and local laws.

(c) A motor vehicle identified as owned by or operated under contract to a governmental agency and being used in the course of official government business.

(d) Any authorized emergency vehicle as defined by California Vehicle Code section 165.

(e) Any motor vehicle displaying a permit in conformance with section 23B-14 of this Chapter.

SECTION 2:

This ordinance shall take effect and be in force thirty (30) days from the date of its passage; and before the expiration of fifteen (15) days after its passage it, or a summary of it, shall be published once, with the names of the members of the board of supervisors voting for and against the same, in the Santa Barbara News Press, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California this _____ day of _____, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

MICHAEL F. BROWN

CLERK OF THE BOARD

By _____

Deputy Clerk

Chairperson

Board of Supervisors of the

County of Santa Barbara

APPROVED AS TO FORM:

STEPHEN SHANE STARK

COUNTY COUNSEL

By _____

Deputy

APPROVED AS TO ACCOUNTING FORM:

ROBERT W. GEIS

AUDITOR-CONTROLLER

By _____

ORDINANCE NO. _____

AN ORDINANCE ADDING CHAPTER 23D TO THE SANTA BARBARA COUNTY CODE TO AUTHORIZE PARKING METERS IN DESIGNATED LOCATIONS IN THE UNINCORPORATED AREA OF THE COUNTY AND SETTING FEES THEREFORE.

The Board of Supervisors of the County of Santa Barbara ordains as follows:

SECTION 1.

The Santa Barbara County Code is hereby amended by adding a new Chapter 23D to read as follows.

Sec. 23D-1. Authority and Title

This chapter is enacted pursuant to authority granted by sections 22508 of the California Vehicle Code. This chapter may be referred to as the parking meter program.

Sec. 23D-2. Definitions.

“Parking Meter” shall mean any device controlled by the County which is designed, upon the lawful deposit of a fee, to measure in minutes or hours the period of time during which a vehicle may be parked in the parking space for which the fee was deposited, and so constructed or equipped that the same will, upon expiration of the time for which such fee was deposited, indicate such expiration of time. Parking meter shall include pay station devices that control multiple parking spaces.

Sec. 23D-3. Zones.

Parking meter zones are hereby established for the following areas:

1. Isla Vista Downtown Commercial Area:

- A. The Embarcadero Loop: Both sides of Embarcadero Del Mar and Embarcadero Del Norte, bounded by Pardall Road;
- B. Both sides of Trigo Road, bounded on the east by Embarcadero Del Mar and extending approximately 260 feet to the west;
- C. The north side of Trigo Road, bounded on the west by Embarcadero Del Norte and extending approximately 260 feet to the east;

- D. The south side of Trigo Road, bounded on the west by Embarcadero Del Norte and extending approximately 180 feet to the east;
- E. Both sides of Seville Road, bounded on the east by Embarcadero Del Mar and extending approximately 240 feet to the west;
- F. Both sides of Seville Road, bounded on the west by Embarcadero Del Norte and extending approximately 150 feet to the east;
- G. Both sides of Madrid Road, bounded on the east by Embarcadero Del Mar and extending approximately 160 feet to the west;
- H. Both sides of Madrid Road, bounded on the west by Embarcadero Del Norte and extending approximately 170 feet to the east;
- I. Both sides of Pardall Road, bounded on the east by Embarcadero Del Mar and extending approximately 260 feet to the west;
- J. The north side of Pardall Road, bounded on the west by Embarcadero Del Norte and extending approximately 330 feet to the east;
- K. The south side of Pardall Road, bounded on the west by Embarcadero Del Norte and extending approximately 250 feet to the east;
- L. Both sides of Pardall Road, bounded on the west by Embarcadero Del Mar and Embarcadero Del Norte on the east;
- M. Both sides of Embarcadero Del Mar, bounded on the south by Pardall Road and extending approximately 170 feet to the north; and
- N. Both sides of Embarcadero Del Norte, bounded on the south by Pardall Road and extending approximately 210 feet to the north.

All measurements are estimated from the center-line of the corresponding street, and are approximations.

Sec. 23D-4. Hours of Operation.

The hours of operation shall be from 7:00 AM to 8:00 PM, seven days per week, holidays excluded.

Sec. 23D-5. Fees.

Parking meter fees shall be .40 cents per fifteen minutes. The maximum amount of meter time that may be purchased at a time is forty-five (45) minutes, except that parking meter controlled parking spaces reserved for coastal access parking shall allow at least four (4) hours of time to be purchased at a time. Signs shall clearly designate parking meter controlled spaces that are reserved for coastal access parking.

Sec. 23D-6. Time limits enforced at inoperable meters.

In the event that a parking meter is rendered inoperable due to mechanical or other failure, the parking space or spaces controlled by that parking meter shall be treated as a forty-five (45) minute parking zone until such time as the parking meter is operational. It is a violation of this Chapter for a vehicle to remain parked in a parking space controlled by an inoperable meter beyond forty-five (45) minutes.

Sec. 23D-7. Unlawful to extend time beyond limit.

It is unlawful and a violation of this Chapter for any person to purchase additional time for a parking meter controlled parking space for the purpose of increasing or extending the parking time of any vehicle beyond the maximum amount of meter time that may be purchased.

Sec. 23D-8. Violations.

No person shall do any of the following:

1. Fail to pay the parking meter fee immediately after parking a vehicle in a parking meter zone during the parking meter hours of operation.
2. Deposit in a parking meter a defaced coin, slug, foreign object, or counterfeit bill.
3. Pay the parking meter fee by illegal or fraudulent use of a credit card or other means of electronic payment.
3. Deface, injure, or tamper with any part of a parking meter.
4. Deface, injure, or tamper with the parking stall numbers painted on the street
5. Attach any article to a parking meter.

6. Allow a vehicle owned or operated by such person to remain parked in a parking meter controlled parking space after the purchased time has expired. This provision does not apply to the period necessary after initial occupancy of a parking meter controlled parking space for the immediate deposit of the parking meter fee.
7. Park a vehicle across a line or marking designating a parking meter controlled parking space.
8. Allow a vehicle parked by such person to remain in a parking meter controlled parking spot after receipt of a citation for failure to pay the parking meter fee.

Sec. 23D-9 Evidence.

The parking of a vehicle in a parking meter controlled parking space for which the purchased time recorded on the parking receipt and recorded by the parking meter has expired shall constitute prima facie evidence that the vehicle has been parked in such space longer than permitted by this section. If there is a discrepancy between the time recorded on the parking receipt and the time recorded by the parking meter, the latter shall control.

Sec. 23D-10. Defense.

Mechanical or other failure of a parking meter shall be a defense to a citation for failure to pay the parking meter fee provided that the person cited is not responsible for such failure.

Sec. 23D-11. Enforcement.

A violation of this section shall constitute an infraction punishable by a fine not to exceed \$100.

SECTION 2.

This ordinance shall take effect and be in force thirty (30) days from the date of its passage; and before the expiration of fifteen (15) days after its passage it, or a summary of it, shall be published once, with the names of the members of the board of supervisors voting for and against the same, in the Santa Barbara News Press, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California this _____ day of _____, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

MICHAEL F. BROWN
CLERK OF THE BOARD

By _____
Deputy Clerk

Chairperson
Board of Supervisors of the
County of Santa Barbara

APPROVED AS TO FORM:

APPROVED AS TO ACCOUNTING

FORM:

STEPHEN SHANE STARK
COUNTY COUNSEL

ROBERT W. GEIS
AUDITOR-CONTROLLER

By _____
Deputy

By _____