

ORDINANCE NO. _____

**AN ORDINANCE OF THE BOARD OF SUPERVISORS,
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA
AMENDING SECTIONS 26-37 OF CHAPTER 26
OF THE SANTA BARBARA COUNTY CODE**

WHEREAS, Section 26-37 of the County Code defines, regulates and prohibits, certain items from being brought into County Parks and Beaches; and

WHEREAS, such items defined as weapons are prohibited to protect public safety; and

WHEREAS, the California Department of Fish and Game regulates items allowed as fishing gear and fishing methods (CCR, T14, Chapter 2, Article 1); and

WHEREAS, the growth of Carp in Cachuma Lake has been a point of growing concern; and

WHEREAS, Carp are generally a nuisance fish that can impact other fish species and impact water quality in bodies of water in which they reside; and

WHEREAS, the California Department of Fish & Game explicitly allows for the use of Bow Fishing equipment for the taking of Carp and other detrimental fish species; and

WHEREAS, the California Department of Fish and Game regulations provide for the taking of Carp year round, without any limit; and

WHEREAS, Bow fishing for Carp is a growing sport that can benefit Santa Barbara County through the assisted control of Carp populations which will come at no cost to the County; and

WHEREAS, the amendment of Section 26-37 as proposed herein will authorize the Director of Parks to issue permits allowing the use of bow fishing equipment for the taking of Carp in Lake Cachuma; and

WHEREAS, Bow fishing for Carp will encourage visitors to Santa Barbara County, and Cachuma Lake, thus sustaining revenues to the County; now therefore

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

SECTION 1.

Section 26-37 of the County Code is hereby amended to read as follows (*additions herein indicated by underline*):

[Continued next page]

“Except as may be required of peace officers, or as may be authorized in writing by the Director of Parks for purposes of allowing Bow Fishing in accordance with State Law, no person shall bring any firearm, air-powered, gas- or spring-propelled weapon, slingshot, bow, cross-bow, blowgun or other device designed, intended or customarily used to harm, threaten or damage any person, animal or thing into any county park or county beach. Cutlery, utensils, saws and hatchets, properly used in context with the preparation of food, shall be excepted from this prohibition. The Parks Director or designee may issue permits authorizing the possession of Bow Fishing Equipment and use of such items under conditions and limitations deemed appropriate by the Director.”

SECTION 2. Publication and Effective Date.

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 a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED AND ADOPTED this 28 day of September, 2010, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

JANET WOLF,
Chair, Board of Supervisors

ATTEST:
MICHAEL BROWN
CLERK OF THE BOARD

By:_____
Deputy

APPROVED AS TO FORM:
DENNIS A. MARSHALL,
COUNTY COUNSEL

By:_____
Deputy County Counsel