

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS,  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA  
AMMENDING CHAPTER 9 BY ADDING SECTION 9-4**

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

**CHAPTER 9: Ordinance Amendment**

**The following new section of Chapter 9 of the Santa Barbara County Code is added as provided herein:**

**Section 9.4 – Abandoned Bicycles**

Duly appointed law enforcement are hereby authorized to remove bicycles from a public place to the county bicycle pound or other place of safety, under the circumstances hereinafter enumerated:

- (a) Bicycles found to be parked in violation of Vehicle Code Section 21210, or in violation of posted restrictions, on any public path, sidewalk or street, may be removed and impounded by any sheriff, undersheriff, or deputy sheriff, or any regularly employed County employee engaged in directing traffic or enforcing parking laws or regulations of the County, so long as signs are posted giving notice of the removal of unlawfully parked bicycles from the restricted area, including the telephone number of the County Sheriff's Department.
- (b) Bicycles appearing abandoned on any public path, sidewalk or street may be removed and impounded by any sheriff, undersheriff, or deputy sheriff, or any regularly employed County employee engaged in directing traffic or enforcing parking laws or regulations of the County. For use in this section the term "appearing abandoned" shall refer to the condition of a bicycle in a state of disuse or neglect as evidenced by missing components, flat tires, or other signs of disuse or neglect.

Impoundment and disposal of property will be as follows:

- (a) Procedures for removal and storage of such bicycles shall be the same as prescribed for vehicles by Vehicle Code Section 22850, 22850.3, 22850.5, and 22852 except for:
  - (1) Those provisions which by their nature can have no application to bicycles.
  - (2) Procedures prescribed in Section 9-4 supersede Vehicle Code Sections 22850-22854 as applicable.
- (b) Prior to removing a bicycle that appears abandoned, notice shall be placed on the bicycle warning the owner of impoundment. Such notice shall be placed on a bicycle a minimum of forty-eight hours prior to impoundment.
- (c) Notice of impoundment shall be given to the owner of any impounded bicycle if the owner's name and address can be ascertained from any license, registration or other identification on the bicycle.
- (d) The department may charge a reasonable fee for recovery of an impounded bicycle to cover the costs of impoundment, storage, recordkeeping and other associated costs.
- (e) Unclaimed bicycles may be disposed of as provided for in Chapter 2, Article IX of the County Code.
- (f) Post-storage hearings, if requested per Vehicle Code 22852(4)(c), will be conducted by a Hearing Officer appointed by the Sheriff.

**PASSED, APPROVED, AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara,  
State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by the following votes:

AYES:

NOES:

ABSENT:

ABSTAINING:

<p>ATTEST: MONA MIYASATO COUNTY EXECUTIVE OFFICER CLERK OF THE BOARD</p> <p>By: _____ Deputy Clerk</p>	<p>COUNTY OF SANTA BARBARA</p> <p>By: _____ Steve Lavagnino, Chair Board of Supervisors</p> <p>.</p>
<p>APPROVED AS TO FORM: MICHAEL C. GHIZZONI COUNTY COUNSEL</p> <p>By: _____ Deputy County Counsel</p>	