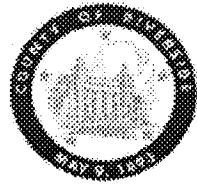


944



**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**FROM:** Community Health Agency/Department of Environmental Health

**SUBMITTAL DATE:**  
May 26, 2010

**SUBJECT:** Initiation of an Amendment to Riverside County Ordinance No. 769 and Development of New Body Art Ordinance

**RECOMMENDED MOTION:** That the Board of Supervisors:

- 1) Approve the initiation of an amendment to Riverside County Ordinance No. 769, which governs the assessment of Parcel Fees to cover the estimated operating cost of residential collection centers in Anza, Idyllwild and Pinyon;
- 2) Approve the initiation of an ordinance that would further regulate Body Art establishments and practitioners beyond requirements of State regulations; and
- 3) Direct the Department of Environmental Health to prepare and process:
  - a. The amendment to Riverside County Ordinance No. 769, and
  - b. A new Body Art Ordinance, in the event applicable State legislation is not passed by December 31, 2010.

(continued)

SVS:JW

Steve Van Stockum, Director

**FINANCIAL DATA**

Current F.Y. Total Cost:	N/A	In Current Year Budget:	Yes
Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
Annual Net County Cost:	\$ 0	For Fiscal Year:	09/10

**SOURCE OF FUNDS:** Contract revenue and department budget

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

BY:   
Debra Cournoyer

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL  
 BY:   
 JIMINY PARK  
 DATE: 5/24/10  
 Departmental Concurrence  
 Dept' Recomm.:  Consent  Policy  
 Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: None

District: All

Agenda Number:

## **BACKGROUND:**

### Riverside County Ordinance No. 769

The Board adopted Ordinance 769 to establish parcel fees to cover the expense of operating the residential collection centers in the communities of Anza, Idyllwild and Pinyon. Curbside collection is not provided in these areas due to topography, road condition and distance between residences. As such, collection centers are operated in each community to provide a location for residents to dispose of solid waste for no additional charge. The cost of billing and collections is avoided by placing the expense on the property taxes, which in turn keeps the cost low for the residents. Periodically, it is necessary to adjust the amount charged as specified in the franchise agreement between the solid waste hauler and the Department of Environmental Health (Department). The last increase was in June 2007. The increase requested this year would be 1.8% which is based on the Consumer Price Index (CPI-U) using methodology set forth in the franchise agreement.

### Body Art Ordinance

The Department, along with other counties throughout California, has been waiting for the State to pass new regulations for the Body Art industry, which covers activities such as tattoo, body piercing and permanent cosmetics. A recent Grand Jury report recommends the County implement an ordinance for this industry. Although state-wide regulation of the industry appears to be the best approach, numerous attempts at passage of State regulations have failed, including the Governor's veto of the most recent legislation in December 2009. A newly introduced bill (California Assembly Bill 223), however, has proposed regulations for the body art industry. If passed, such regulations would preempt local ordinances. Accordingly, the statewide association of Directors of Environmental Health (CCDEH) has recommended that the Department delay implementing a new ordinance with the expectation that AB 223 will pass. The Department will therefore introduce the new ordinance no sooner than December 31, 2010, to provide time for the possible implementation of the new state regulations. Despite the pending state regulations, the Department would like to obtain approval for initiation at this time, in the event that the regulations do not pass.

## **FISCAL**

The approval of this ordinance amendment will result in no cost to the County; implementation expenses will be paid through fees.