

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



3.55

On motion of Supervisor Benoit, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED the reading being waived, that an ordinance bearing the following title, is adopted:


ORDINANCE NO. 457.102

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE, AMENDING
ORDINANCE NO. 457.101, RELATING TO THE BUILDING REQUIREMENTS AND
ADOPTING THE 1997 EDITION OF THE UNIFORM ADMINISTRATIVE CODE
ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS;
THE 2001 CALIFORNIA BUILDING CODE INCLUDING THE APPENDIX AND
STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS
COMMISSION; THE 1997 EDITION OF THE UNIFORM HOUSING CODE ADOPTED
BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 1997
EDITION OF THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS
BUILDINGS ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING
OFFICIALS; THE 2001 CALIFORNIA PLUMBING CODE, INCLUDING THE
APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING
STANDARDS COMMISSION; THE 2001 CALIFORNIA MECHANICAL CODE,
INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA
BUILDING STANDARDS COMMISSION; THE 2000 EDITION OF THE UNIFORM
SWIMMING POOL, SPA AND HOT TUB CODE ADOPTED BY THE INTERNATIONAL
ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; THE 2001
CALIFORNIA ELECTRICAL CODE ADOPTED BY THE CALIFORNIA BUILDING
STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM SIGN CODE
ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS;
AND THE 1997 EDITION OF THE CODE FOR BUILDING CONSERVATION
ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AS
THE STANDARDS OF SAID ORDINANCE.**

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on February 9, 2010 of Supervisors
Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: February 9, 2010
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By  Deputy

AGENDA NO.
3.55

xc: TLMA/Bldg. & Safety, Co.Co., MC, COB(2)

ORDINANCE 457.102

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 457.101 RELATING TO THE BUILDING REQUIREMENTS AND ADOPTING THE 1997 EDITION OF THE UNIFORM ADMINISTRATIVE CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA BUILDING CODE INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM HOUSING CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 1997 EDITION OF THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA PLUMBING CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2001 CALIFORNIA MECHANICAL CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2000 EDITION OF THE UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE ADOPTED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; THE 2001 CALIFORNIA ELECTRICAL CODE ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM SIGN CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; AND THE 1997 EDITION OF THE CODE FOR BUILDING CONSERVATION ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AS THE STANDARDS OF SAID ORDINANCE.

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Section 1.D. is repealed in its entirety.

Section 2. Existing Sections 1.E., 1.F. and 1.G. are relettered as Sections 1.D., 1.E. and 1.F. respectively.

Section 3. Section 1.H. is repealed in its entirety.

Section 4. Section 4.J.2.14. is amended to read as follows:

"14. The raising of crops or animals exclusively for commercial agricultural purposes where all excavated material remains on-site. This section does not apply to clearing or grading for buildings, structures or uses that require a building permit or other land use approval.

This section automatically applies in any of the following three (3) cases:

- a. The agricultural grading or clearing described above occurs on land in the Coachella or Palo Verde Valleys located within Riverside County Census Tracts 452.01, 452.02, 453, 454, 455, 456.01, 456.02, 457.02, 458, 459, 460, 461 and 462; or
- b. The agricultural grading or clearing described above occurs on land that has been farmed within the preceding five (5) years and is leased or owned by an operating farm; or
- c. The agricultural grading or clearing described above is conducted by an operating farm for the purpose of farming, the land graded or cleared is used exclusively to raise crops or animals within one (1) year of the grading or clearing, the land graded or cleared is not the subject of a development application that is being processed or has been approved for

1 residential, commercial or industrial development, and the land graded or cleared is
2 contiguous to the operating farm.

3 In all other cases, this exception applies only to property zoned A-1, A-2, A-P, A-D, C-V,
4 R-R and R-A pursuant to Ordinance No. 348 and if each of the following is done in the
5 order indicated prior to the commencement of grading activities:

- 6 (1) The person or entity seeking to grade or clear first obtains an approved erosion control
7 plan from the United States Department of Agriculture Natural Resources Conservation
8 Service or licensed soil engineer.
- 9 (2) The person or entity seeking to grade or clear obtains an "Agricultural Grading and
10 Clearing Registration Form" from the Office of the Agricultural Commissioner or the
11 Department of Building and Safety.
- 12 (3) The person or entity seeking to grade or clear files with the Agricultural Commissioner
13 the approved erosion control plan and completed "Agricultural Grading and Clearing
14 Registration Form."
- 15 (4) The Agricultural Commissioner reviews the approved erosion control plan and
16 "Agricultural Grading and Clearing Registration Form" and based on the information
17 contained therein and submitted therewith makes a recommendation, that in the opinion
18 of the Agricultural Commissioner, the proposed farming plan can feasibly be
19 implemented for the raising of crops or animal exclusively for commercial farming
20 purposes within two years . The Agricultural Commissioner shall within fifteen (15)
21 working days forward this recommendation to the Department of Building and Safety
22 for a determination as to whether the activities proposed qualify for an exception from
23 the requirement to obtain a grading permit as set forth in Section 4.J.2.1. through 14 of
24 this Ordinance.
- 25 (5) Within thirty (30) working days of the receipt of the recommendation from the
26 Agricultural Commissioner described in Subsection (4) above, the Department of Building
27 and Safety shall review the "Agricultural Grading and Clearing Registration Form" and
28 any other available information; shall make a determination as to whether the activities
proposed qualify for an exception from the requirement to obtain a grading permit as set
forth in Section 4.J.2.1 through 14 of this Ordinance; and shall notify the applicant by
certified mail of the process for filing an appeal.

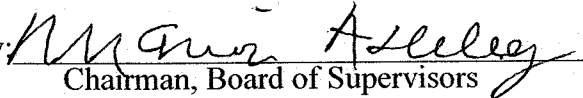
If the farming to be performed is not consistent with the farming plan described in the
"Agricultural Grading and Clearing Registration Form", a revised farming plan shall be
processed in accordance with Subsections (1) through (5) above or a grading permit shall
be required.

If the Agricultural Commissioner recommends that the proposed farming plan does not
qualify as commercial farming; if the Department of Building and Safety determines that
the proposed activities do not qualify for an exception under Section 4.J.2.1 through 14 of
this Ordinance; or if it is subsequently determined during the life of any exception actually
obtained that the planned or actual grading or clearing is not for agricultural purposes, a
grading permit shall be required. Any person or entity aggrieved by the decision of the
Building Official to require a grading permit may file a written appeal of the decision with
the Agricultural Appeals Board as set forth in Section 2.A. of this Ordinance.

1 Any agricultural grading or clearing exception obtained in accordance with Subsection (1)
2 through (5) above shall cease to be valid if the farming plan which served as the basis for
3 the exception has not shown substantial progress towards implementation within (two) 2
4 years of the date the exception was determined to be applicable by the Department of
5 Building and Safety and/or if at anytime during the excepted agricultural grading, the
6 approved erosion control plan is not being implemented. A one (1) time one (1) year
7 extension may be granted by the Building Official if the applicant can provide
8 reasonable cause why the farming plan could not be implemented within the first two (2)
9 years. A grading permit shall be required for farming plans not implemented within the
10 time allowed unless an extension is approved pursuant to a revised farming plan. "


11 **Section 5.** This ordinance shall be effective thirty (30) days after the date of adoption.

12 BOARD OF SUPERVISORS OF THE COUNTY
13 OF RIVERSIDE, STATE OF CALIFORNIA

14 By: 
15 Chairman, Board of Supervisors

16 ATTESTED:

17 KECIA HARPER-IHEM
18 Clerk to the Board

19 By: 
20 Deputy

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13 STATE OF CALIFORNIA)
14 COUNTY OF RIVERSIDE) ss
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16 I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county
17 held on February 9, 2010, the foregoing ordinance consisting of 5 Sections was adopted by
18 the following vote:

19 AYES: Buster, Tavaglione, Stone, Benoit, and Ashley

20 NAYS: None

21 ABSENT: None

22 DATE: February 9, 2010

23 KECIA HARPER-IHEM
Clerk of the Board

24 BY: 
25 Deputy

26 SEAL

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

702



FROM: TLMA/Building and Safety

SUBMITTAL DATE:
October 21, 2009

SUBJECT: Ordinance 457.102 amending Ordinance 457.101 deleting provisions duplicated in Ordinance 875, for the collection of the Coachella Valley Fringe-Toed Lizard Mitigation Fee,

RECOMMENDED MOTION: That the Board of Supervisors introduce and adopt Ordinance 457.102 on successive weeks

BACKGROUND: On January 29, 2008 (Agenda Item No. 3.48) the Board of Supervisors adopted Ordinance 875, the Coachella Valley Multiple Species Habitat Conservation Plan (CVMSHCP) and Natural Community Conservation Plan Mitigation Fee. This ordinance establishes a local development mitigation fee for the funding of the preservation of natural ecosystems in accordance with the CVMSHCP. Ordinance 875 took effect on October 1, 2008, upon the issuance of the appropriate permits authorizing take in connection with the CVMSHCP by the U.S. Fish and Wildlife Service and California Department of Fish and Game.

With the adoption and subsequent effective date of Ordinance 875, the Coachella Valley Fringe-Toed Lizard Mitigation Fee has become redundant and should no longer be collected. To avoid duplication of fee collections, the deletion of the Coachella Valley Fringe-Toed Lizard Mitigation Fee requirement in Ordinance 457 is necessary.

Mike Lara
Director of Building and Safety

FINANCIAL
DATA

Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	NO
Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:

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

C.E.O. RECOMMENDATION:

APPROVE

BY:
Alex Gann

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of the reading.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: January 26, 2010
xc: Bldg. & Safety, COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.: 01/29/08 No.3.48 | District: 4,5 | Agenda Number:

3.41

David Huff, County Counsel 1/12/10
Departmental Conference

Dept't Recomm.: ☒ Policy ☐ Consent
Per Exec. Off.: ☒ Policy ☐ Consent

ORDINANCE 457.102

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 457.101 RELATING TO THE BUILDING REQUIREMENTS AND ADOPTING THE 1997 EDITION OF THE UNIFORM ADMINISTRATIVE CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA BUILDING CODE INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM HOUSING CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 1997 EDITION OF THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA PLUMBING CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2001 CALIFORNIA MECHANICAL CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2000 EDITION OF THE UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE ADOPTED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; THE 2001 CALIFORNIA ELECTRICAL CODE ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM SIGN CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; AND THE 1997 EDITION OF THE CODE FOR BUILDING CONSERVATION ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AS THE STANDARDS OF SAID ORDINANCE.

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Section 1.D. is repealed in its entirety.

Section 2. Existing Sections 1.E., 1.F. and 1.G. are relettered as Sections 1.D., 1.E. and 1.F. respectively.

Section 3. Section 1.H. is repealed in its entirety.

Section 4. Section 4.J.2.14. is amended to read as follows:

"14. The raising of crops or animals exclusively for commercial agricultural purposes where all excavated material remains on-site, ~~but not including agricultural grading or clearing within the sand source areas identified in Exhibits B and C of the Third Amendment to the Coachella Valley Fringe-toed Lizard Habitat Conservation Plan and Implementing Agreement.~~ This section does not apply to clearing or grading for buildings, structures or uses that require a building permit or other land use approval.

This section automatically applies in any of the following three (3) cases:

- a. The agricultural grading or clearing described above occurs on land in the Coachella or Palo Verde Valleys located within Riverside County Census Tracts 452.01, 452.02, 453, 454, 455, 456.01, 456.02, 457.02, 458, 459, 460, 461 and 462; or
- b. The agricultural grading or clearing described above occurs on land that has been farmed within the preceding five (5) years and is leased or owned by an operating farm; or

- 1 c. The agricultural grading or clearing described above is conducted by an operating farm for
2 the purpose of farming, the land graded or cleared is used exclusively to raise crops or
3 animals within one (1) year of the grading or clearing, the land graded or cleared is not the
4 subject of a development application that is being processed or has been approved for
5 residential, commercial or industrial development, and the land graded or cleared is
6 contiguous to the operating farm.

7
8 In all other cases, this exception applies only to property zoned A-1, A-2, A-P, A-D, C-V,
9 R-R and R-A pursuant to Ordinance No. 348 and if each of the following is done in the
10 order indicated prior to the commencement of grading activities:

- 11 (1) The person or entity seeking to grade or clear first obtains an approved erosion control
12 plan from the United States Department of Agriculture Natural Resources Conservation
13 Service or licensed soil engineer.
- 14 (2) The person or entity seeking to grade or clear obtains an "Agricultural Grading and
15 Clearing Registration Form" from the Office of the Agricultural Commissioner or the
16 Department of Building and Safety.
- 17 (3) The person or entity seeking to grade or clear files with the Agricultural Commissioner
18 the approved erosion control plan and completed "Agricultural Grading and Clearing
19 Registration Form."
- 20 (4) The Agricultural Commissioner reviews the approved erosion control plan and
21 "Agricultural Grading and Clearing Registration Form" and based on the information
22 contained therein and submitted therewith makes a recommendation, that in the opinion
23 of the Agricultural Commissioner, the proposed farming plan can feasibly be
24 implemented for the raising of crops or animal exclusively for commercial farming
25 purposes within two years . The Agricultural Commissioner shall within fifteen (15)
26 working days forward this recommendation to the Department of Building and Safety
27 for a determination as to whether the activities proposed qualify for an exception from
28 the requirement to obtain a grading permit as set forth in Section 4.J.2.1. through 14 of
this Ordinance.
- (5) Within thirty (30) working days of the receipt of the recommendation from the
Agricultural Commissioner described in Subsection (4) above, the Department of Building
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any other available information; shall make a determination as to whether the activities
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certified mail of the process for filling an appeal.

If the farming to be performed is not consistent with the farming plan described in the
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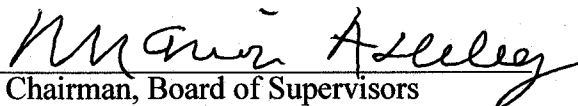
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grading permit shall be required. Any person or entity aggrieved by the decision of the Building Official to require a grading permit may file a written appeal of the decision with the Agricultural Appeals Board as set forth in Section 2.A. of this Ordinance.

Any agricultural grading or clearing exception obtained in accordance with Subsection (1) through (5) above shall cease to be valid if the farming plan which served as the basis for the exception has not shown substantial progress towards implementation within (two) 2 years of the date the exception was determined to be applicable by the Department of Building and Safety and/or if at anytime during the excepted agricultural grading, the approved erosion control plan is not being implemented. A one (1) time one (1) year extension may be granted by the Building Official if the applicant can provide reasonable cause why the farming plan could not be implemented within the first two (2) years. A grading permit shall be required for farming plans not implemented within the time allowed unless an extension is approved pursuant to a revised farming plan. "

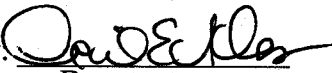
Section 5. This ordinance shall be effective thirty (30) days after the date of adoption.


BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: 
Chairman, Board of Supervisors

ATTESTED:

KECIA HARPER-IHEM
Clerk to the Board

By: 
Deputy

FORM APPROVED COUNTY COUNSEL
BY:  DATE 1/12/10
DAVID H.K. HUFF



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

February 17, 2010

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

FAX: (951) 368-9018
E-MAIL: legals@pe.com

RE: ADOPTION OF ORDINANCE NO. 457.102

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Friday, February 19, 2010.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: [REDACTED]
Sent: Tuesday, February 16, 2010 4:52 PM
To: Gil, Cecilia
Subject: [REDACTED]

Received for publication on Feb. 10

Thank You! ~Maria G. Tinajero • The Press Enterprise Legal Adv. • 1.800.880.0345 (Phone) • 951.368.9018 (fax) • Please Note: Deadline is 10:30 AM two (2) business days prior to the date you would like to publish.

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Tuesday, February 16, 2010 4:50 PM
To: PE Legals
Subject: FOR PUBLICATION: ADOPTION OF ORD. NO. 457.102

Hello!

Attached is an Adoption of Ord. No. 457.102, for publication on Friday, Feb. 19, 2010. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

***THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.***



OFFICE OF
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FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

February 17, 2010

THE DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

FAX: (760) 778-4731
E-MAIL: legals@thedesertsun.com

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Sincerely,

McGil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: [REDACTED]
Sent: Tuesday, February 16, 2010 4:58 PM
To: Gil, Cecilia
Subject: [REDACTED]

[REDACTED]

Charlene Moeller
Public Notice Customer Service Rep.
The Desert Sun Newspaper
750 N. Gene Autry Trail, Palm Springs, CA 92262
(760) 778-4578, Fax (760) 778-4731
Desert Sun legals@thedesertsun.com
& Desert Post Weekly dpwlegals@thedesertsun.com
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From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
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BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

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- c. The agricultural grading or clearing described above is conducted by an operating farm for the purpose of farming, the land graded or cleared is used exclusively to raise crops or animals within one (1) year of the grading or clearing, the land graded or cleared is not the subject of a development application that is being processed or has been approved for residential, commercial or industrial development, and the land graded or cleared is contiguous to the operating farm.

In all other cases, this exception applies only to property zoned A-1, A-2, A-P, A-D, C-V, R-R and R-A pursuant to Ordinance No. 348 and if each of the following is done in the order indicated prior to the commencement of grading activities:

- (1) The person or entity seeking to grade or clear first obtains an approved erosion control plan from the United States Department of Agriculture Natural Resources Conservation Service or licensed soil engineer.
- (2) The person or entity seeking to grade or clear obtains an "Agricultural Grading and Clearing Registration Form" from the Office of the Agricultural Commissioner or the Department of Building and Safety.
- (3) The person or entity seeking to grade or clear files with the Agricultural Commissioner the approved erosion control plan and completed "Agricultural Grading and Clearing Registration Form."
- (4) The Agricultural Commissioner reviews the approved erosion control plan and "Agricultural Grading and Clearing Registration Form" and based on the information contained therein and submitted therewith makes a recommendation, that in the opinion of the Agricultural Commissioner, the proposed farming plan can feasibly be implemented for the raising of crops or animal exclusively for commercial farming purposes within two years . The Agricultural Commissioner shall within fifteen (15) working days forward this recommendation to the Department of Building and Safety for a determination as to whether the activities proposed qualify for an exception from the requirement to obtain a grading permit as set forth in Section 4.J.2.1. through 14 of this Ordinance.
- (5) Within thirty (30) working days of the receipt of the recommendation from the Agricultural Commissioner described in Subsection (4) above, the Department of Building and Safety shall review the "Agricultural Grading and Clearing Registration Form" and any other available information; shall make a determination as to whether the activities proposed qualify for an exception from the requirement to obtain a grading permit as set forth in Section 4.J.2.1 through 14 of this Ordinance; and shall notify the applicant by certified mail of the process for filing an appeal.

If the farming to be performed is not consistent with the farming plan described in the "Agricultural Grading and Clearing Registration Form", a revised farming plan shall be processed in accordance with Subsections (1) through (5) above or a grading permit shall be required.

If the Agricultural Commissioner recommends that the proposed farming plan does not qualify as commercial farming; if the Department of Building and Safety determines that the proposed activities do not qualify for an exception under Section 4.J.2.1 through 14 of this Ordinance; or if it is subsequently determined during the life of any exception actually obtained that the planned or actual grading or clearing is not for agricultural purposes, a grading permit shall be required. Any person or entity aggrieved by the decision of the Building Official to require a grading permit may file a written appeal of the decision with the Agricultural Appeals Board as set forth in Section 2.A. of this Ordinance.

Any agricultural grading or clearing exception obtained in accordance with Subsection (1) through (5) above shall cease to be valid if the farming plan which served as the basis for the exception has not shown substantial progress towards implementation within (two) 2 years of the date the exception was determined to be applicable by the Department of Building and Safety and/or if at anytime during the excepted agricultural grading, the approved erosion control plan is not being implemented. A one (1) time one (1) year extension may be granted by the Building Official if the applicant can provide reasonable cause why the farming plan could not be implemented within the first two (2) years. A grading permit shall be required for

farming plans not implemented within the time allowed unless an extension is approved pursuant to a revised farming plan. "

Section 5. This ordinance shall be effective thirty (30) days after the date of adoption.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **February 9, 2010**, the foregoing Ordinance consisting of five (5) sections was adopted by said Board by the following vote:

AYES: Buster, Tavaglione, Stone, Benoit and Ashley
NAYS: None
ABSENT: None

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

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02/19	4157509 C0	ORDINANCE NO. 457.102 Class : 10 Ctext Ad# 10166488 Placed By : Cecilia Gil	425 L	1.30		552.50
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**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Ordinance No. 457.102

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper of general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673 and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

02-19-10

I Certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: Feb. 19, 2010
At: Riverside, California

BOARD OF SUPERVISORS

P.O. BOX 1147
COUNTY OF RIVERSIDE
RIVERSIDE CA 92502

Ad #: 10166488

PO #:

Agency #: _____

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF
RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE 457.102

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 457.101 RELATING TO THE BUILDING REQUIREMENTS AND ADOPTING THE 1997 EDITION OF THE UNIFORM ADMINISTRATIVE CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA BUILDING CODE INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM HOUSING CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 1997 EDITION OF THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; THE 2001 CALIFORNIA PLUMBING CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2001 CALIFORNIA MECHANICAL CODE, INCLUDING THE APPENDIX AND STANDARDS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 2000 EDITION OF THE UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE ADOPTED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; THE 2001 CALIFORNIA ELECTRICAL CODE ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; THE 1997 EDITION OF THE UNIFORM SIGN CODE ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; AND THE 1997 EDITION OF THE CODE FOR BUILDING CONSERVATION ADOPTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AS THE STANDARDS OF SAID ORDINANCE.

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Section 1.D. is repealed in its entirety.

Section 2. Existing Sections 1.E., 1.F. and 1.G. are relettered as Sections 1.D., 1.E. and 1.F. respectively.

Section 3. Section 1.H. is repealed in its entirety.

Section 4. Section 4.J.2.14. is amended to read as follows:

"14. The raising of crops or animals exclusively for commercial agricultural purposes where all excavated material remains on-site. This section does not apply to clearing or grading for buildings, structures or uses that require a building permit or other land use approval.

This section automatically applies in any of the following three (3) cases:

a. The agricultural grading or clearing described above occurs on land in the Coachella or Palo Verde Valleys located within Riverside County Census Tracts 452.01, 452.02, 453, 454, 455, 456.01, 456.02, 457.02, 458, 459, 460, 461 and 462; or

b. The agricultural grading or clearing described above occurs on land that has been farmed within the preceding five (5) years and is leased or owned by an operating farm; or

c. The agricultural grading or clearing described above is conducted by an operating farm for the purpose of farming, the land graded or cleared is used exclusively to raise crops or animals within one (1) year of the grading or clearing, the land graded or cleared is not the subject of a development application that is being processed or has been approved for residential, commercial or industrial development, and the land graded or cleared is contiguous to the operating farm.

In all other cases, this exception applies only to property zoned A-1, A-2, A-P, A-D, C-V, R-R and R-A pursuant to Ordinance No. 348 and if each of the following is done in the order indicated prior to the commencement of grading activities:

- (1) The person or entity seeking to grade or clear first obtains an approved erosion control plan from the United States Department of Agriculture Natural Resources Conservation Service or licensed soil engineer.
- (2) The person or entity seeking to grade or clear obtains an "Agricultural Grading and Clearing Registration Form" from the Office of the Agricultural Commissioner or the Department of Building and Safety.
- (3) The person or entity seeking to grade or clear files with the Agricultural Commissioner the approved erosion control plan and completed "Agricultural Grading and Clearing Registration Form."
- (4) The Agricultural Commissioner reviews the approved erosion control plan and "Agricultural Grading and Clearing Registration Form" and based on the information contained therein and submitted therewith makes a recommendation, that in the opinion of the Agricultural Commissioner, the proposed farming plan can feasibly be implemented for the raising of crops or animal exclusively for commercial farming purposes within two years. The Agricultural Commissioner shall within fifteen (15) working days forward this recommendation to the Department of Building and Safety for a determination as to whether the activities proposed qualify for an exception from the requirement to obtain a grading permit as set forth in Section 4.J.2.1. through 14 of this Ordinance.
- (5) Within thirty (30) working days of the receipt of the recommendation from the Agricultural Commissioner described in Subsection (4)

above, the Department of Building and Safety shall review the "Agricultural Grading and Clearing Registration Form" and any other available information; shall make a determination as to whether the activities proposed qualify for an exception from the requirement to obtain a grading permit as set forth in Section 4.J.2.1 through 14 of this Ordinance; and shall notify the applicant by certified mail of the process for filing an appeal.

If the farming to be performed is not consistent with the farming plan described in the "Agricultural Grading and Clearing Registration Form", a revised farming plan shall be processed in accordance with Subsections (1) through (5) above or a grading permit shall be required.

If the Agricultural Commissioner recommends that the proposed farming plan does not qualify as commercial farming; if the Department of Building and Safety determines that the proposed activities do not qualify for an exception under Section 4.J.2.1 through 14 of this Ordinance; or if it is subsequently determined during the life of any exception actually obtained that the planned or actual grading or clearing is not for agricultural purposes, a grading permit shall be required. Any person or entity aggrieved by the decision of the Building Official to require a grading permit may file a written appeal of the decision with the Agricultural Appeals Board as set forth in Section 2.A. of this Ordinance.

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Section 5. This ordinance shall be effective thirty (30) days after the date of adoption.

Marion Ashley, Chairman of the Board
I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on February 9, 2010, the foregoing Ordinance consisting of five (5) sections was adopted by said Board by the following vote:

AYES: Buster, Tavaglione, Stone, Benoit and Ashley

NAYS: None

ABSENT: None

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

The Desert Sun

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Due Date	Amount Due
03/15/10	3,721.32
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Date	EDT	Class	Description	Times Run	Col	Depth	Total Size	Rate	Amount
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0205	CLS	0001	CECILIA NO 0461 NOTICE O	8	2	135.00	2160.00		230.10
0205	CLS	0001	CECILIA NO 0462 BOARD OF	8	2	67.00	1072.00		117.22
0207	CLS	0001	CECILIA NO 0513 BOARD OF	8	2	730.00	1680.00		1,217.80
0212	CLS	0001	CECILIA NO 0590 NOTICE O	8	2	92.00	1472.00		158.72
0213	CLS	0001	CECILIA NO 0615 NOTICE O	8	2	75.00	1200.00		130.50
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0214	CLS	0001	CECILIA NO 0627 NOTICE O	8	2	92.00	1472.00		158.72
0214	CLS	0001	CECILIA NO 0628 NOTICE O	8	2	65.00	1040.00		113.90
0219	CLS	0001	CECILIA [REDACTED] BOARD OF	8	2	208.00	3328.00		351.28
0219	CLS	0001	CECILIA NO 0690 BOARD OF	8	2	242.00	3872.00		407.72
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THE DESERT SUN PUBLISHING CO.
ADVERTISING INVOICE/STATEMENT

3.55 of 02/09/10

**PROOF OF PUBLICATION
(2015.5.C.C.P)**

STATE OF CALIFORNIA
County of Riverside

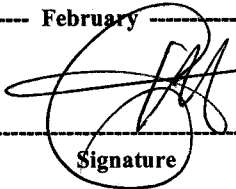
I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of a printer of the, DESERT SUN PUBLISHING COMPANY a newspaper of general circulation, printed and published in the city of Palm Springs, County of Riverside, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Riverside, State of California under the date of March 24, 1988. Case Number 191236; that the notice, of which the annexed is a printed copy (set in type not smaller than non paniel, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

February 19th, 2010

All in the year 2010

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Palm Springs, California this --19th, -- day
of----- February -----, 2010


Signature

