

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



3.53

9:30 a.m. being the time set for public hearing on the recommendation from Supervisor Marion Ashley regarding the Adoption of Urgency Ordinance 449.241 an Ordinance of the County of Riverside Amending Ordinance 449.240 Prohibiting Parolee-Probationer Homes, the chairman called the matter for hearing.

Scott Hines spoke in support of the Ordinance.

The chairman closed the public hearing.

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

ORDINANCE NO. 449.241

AN ORDINANCE OF THE COUNTY OF RIVERSIDE, AMENDING ORDINANCE NO. 449.240 EXTENDING URGENCY INTERIM ORDINANCE NO. 449.239 PROHIBITING PAROLEE-PROBATIONER HOMES

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on _____ October 19, 2010 _____ of Supervisors Minutes.

(seal)

WITNESS my hand and the seal of the Board of Supervisors
Dated: October 19, 2010
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

By: _____ Deputy

AGENDA NO.
3.53

xc: Supvr. Ashley, Probation, MC, COB

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



FROM: Supervisor Marion Ashley

SUBMITTAL DATE: October 14, 2010

SUBJECT: Ordinance No. 449.241, An Ordinance of the County of Riverside Amending Ordinance No. 449.240 Prohibiting Parolee-Probationer Homes

RECOMMENDED MOTION: That the Board of Supervisors adopt Ordinance No. 449.241 following the public hearing (4/5ths vote required).

BACKGROUND: On July 27, 2010, the Board adopted Urgency Interim Ordinance No. 449.239 prohibiting parolee-probationer homes. On August 10, 2010, the Board adopted Ordinance No. 449.240 extending Urgency Interim Ordinance No. 449.239 for ten (10) months and fifteen (15) days.

In the process of determining how to enforce the parolee-probationer home prohibition, stakeholder agencies and departments have suggested that Ordinance No. 449.240 be revised to delete misdemeanants from the definition of "probationer." Without such a revision, a large number of individuals who do not typically pose the same risks as felons would be displaced in the enforcement process. It has also been suggested that Ordinance No. 449.240 be revised to exempt both of the following: (1) parolee-probationer homes operating in accordance with entitlements issued before the effective date of Ordinance No. 449.239; and (2) entitlement applications for parolee-probationer homes filed before the effective date of Ordinance No. 449.239.

The suggested revisions are set forth in Ordinance No. 449.241, which if adopted, would secure public safety while providing adequate parolee-probationer housing.

Ordinance No. 449.241 would take effect immediately upon its adoption.


Marion Ashley, Chairman of the Board

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AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 449.240 EXTENDING
URGENCY INTERIM ORDINANCE NO. 449.239
PROHIBITING PAROLEE-PROBATIONER HOMES

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

Section 1. Section 1.c. of Ordinance No. 449.240 is amended to read as follows:

“c. Probationer. A person convicted of a felony who has received a suspension of the imposition or execution of a sentence and an order of conditional and revocable release in the community under the supervision of a probation officer.”

Section 2. A new Section 2. is added to Ordinance No. 449.240 to read as follows:

“This ordinance shall not apply to any application for a land use approval, building permit or any other entitlement for a parolee-probationer home filed before the effective date of Ordinance No. 449.239 or to any parolee-probationer home operating in accordance with any of the above-referenced entitlements issued before the effective date of Ordinance No. 449.239.”

Section 3. Existing Sections 2. through 6. of Ordinance No. 449.240, and all references thereto, are renumbered Sections 3. through 7. respectively.

Section 4. Pursuant to section 65858 of the Government Code and section 20.4 of Ordinance No. 348, this ordinance is hereby declared to be an urgency measure and shall take effect upon its adoption. It shall be of no further force or effect ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.239, unless extended pursuant to law. In adopting this ordinance, the Board finds that parolee-probationer homes pose a current and immediate threat to the public health, safety and welfare for the following reasons:

Parolee-probationer homes are proliferating in Riverside County as a result of new laws mandating the early release of certain state prisoners;

1 Riverside County can expect over 5,000 inmates to be paroled in the next twelve (12)
2 months with ties to the area;

3 The California Department of Corrections and Rehabilitation is increasingly placing
4 parolees and probationers in the County even when they committed crimes in other counties and have no
5 ties to the area;

6 Based on reports generated by various public agencies throughout California, parolee-
7 probationer homes often result in increased criminal activity and generate a disproportionate number of
8 requests for law enforcement services; this adversely affects other segments of the community needing
9 such services and unduly imposes a burden on law enforcement services in general;

10 Parolee-probationer homes often result in parking and noise problems and have other
11 harmful secondary effects, such as encouraging the illegal conversion of garages and living spaces into
12 sleeping spaces;

13 The harmful secondary effects associated with parolee-probationer homes may negatively
14 affect surrounding home values and result in increased foreclosures and resident displacement;

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Existing zoning regulations do not adequately address parolee-probationer homes and
absent this ordinance, parolee-probationer homes could be located near schools, day care centers, parks,
playgrounds and other sensitive uses.

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

By: Marion Ashley
Chairman
Marion Ashley

ATTEST:

Kecia Harper-Ihem
CLERK OF THE BOARD

By: Karen Dauter
Deputy

(SEAL)

APPROVED AS TO FORM

October 9, 2010

By: Katherine A. Lind
KATHERINE A. LIND
Assistant County Counsel

KAL:mdk
09/29/10
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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 October 19, 2010, the foregoing ordinance consisting of 4 Sections was adopted
18 by the following vote:

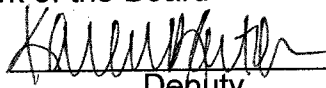
19 AYES: Buster, Tavaglione, Stone, Benoit, and Ashley

20 NAYS: None

21 ABSENT: None

22 DATE: October 19, 2010

23 KECIA HARPER-IHEM
Clerk of the Board

24 BY: 
25 Deputy

26 SEAL



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

October 7, 2010

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

E-MAIL: legals@pe.com
FAX: (951) 955-368-9018

RE: INTRODUCTION OF ORDINANCE NO. 449.241

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, October 9, 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

353

Gil, Cecilia

From: PE Legals [legals@pe.com]
Sent: Wednesday, October 06, 2010 4:53 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Intro of Ord. No. 449.241

Received for publication on Oct. 9

Thank You!
Maria

Maria G. Tinajero • Legal Advertising Department • 1-800-880-0345 • Fax: 951-368-9018

enterprise media

Publisher of the Press-Enterprise

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****Additional days required for larger ad sizes****

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Wednesday, October 06, 2010 4:50 PM
To: PE Legals
Subject: FOR PUBLICATION: Intro of Ord. No. 449.241

Hello! Attached is an Introduction of Ordinance, for publication on Saturday, Oct. 9, 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.
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OFFICE OF
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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

October 7, 2010

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

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

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Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, October 9, 2010**.

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

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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: Moeller, Charlene [CMOELLER@palmspri.gannett.com]
Sent: Wednesday, October 06, 2010 5:01 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Intro of Ord. No. 449.241

Ad received and will publish on date(s) requested.

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
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& Desert Post Weekly dpwlegals@thedesertsun.com
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Please Be Kind to the Environment; Think before you print.

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Wednesday, October 06, 2010 4:51 PM
To: tds-legals
Subject: FOR PUBLICATION: Intro of Ord. No. 449.241

Hello! Attached is an Introduction of Ordinance, for publication on Saturday, Oct. 9, 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.

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside, on **Tuesday, October 19, 2010 at 9:30 a.m.** to consider adoption of the following ordinance:

ORDINANCE NO. 449.241
AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 449.240
EXTENDING URGENCY INTERIM ORDINANCE NO. 449.239
PROHIBITING PAROLEE-PROBATIONER HOMES

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

Section 1. Section 1.c. of Ordinance No. 449.240 is amended to read as follows:
"c. Probationer. A person convicted of a felony who has received a suspension of the imposition or execution of a sentence and an order of conditional and revocable release in the community under the supervision of a probation officer."

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Parolee-probationer homes are proliferating in Riverside County as a result of new laws mandating the early release of certain state prisoners;

Riverside County can expect over 5,000 inmates to be paroled in the next twelve (12) months with ties to the area;

The California Department of Corrections and Rehabilitation is increasingly placing parolees and probationers in the County even when they committed crimes in other counties and have no ties to the area;

Based on reports generated by various public agencies throughout California, parolee-probationer homes often result in increased criminal activity and generate a disproportionate number of requests for law enforcement services; this adversely affects other segments of the community needing such services and unduly imposes a burden on law enforcement services in general;

Parolee-probationer homes often result in parking and noise problems and have other harmful secondary effects, such as encouraging the illegal conversion of garages and living spaces into sleeping spaces;

The harmful secondary effects associated with parolee-probationer homes may negatively affect surrounding home values and result in increased foreclosures and resident displacement;

Existing zoning regulations do not adequately address parolee-probationer homes and absent this ordinance, parolee-probationer homes could be located near schools, day care centers, parks, playgrounds and other sensitive uses.

Dated: October 7, 2010

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

⑨ REMITTANCE ADDRESS
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RIVERSIDE, CA 92502-2209
FAX (951) 368-9026

① BILLING PERIOD 10/09/10 - 10/09/10
⑤ BILLING DATE 10/09/10
② TOTAL AMOUNT DUE 253.50
⑩ ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
FOR BILLING INFORMATION CALL (951) 368-9713
⑪ UNAPPLIED AMOUNT 0
⑬ PAGE NO 1
TERMS OF PAYMENT Due Upon Receipt

⑧ BILLED ACCOUNT NAME AND ADDRESS
BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
P.O. BOX 1147
RIVERSIDE CA 92502

⑥ BILLED ACCOUNT NUMBER 045202
REP NO LE04

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10/09	4235487 CO	ORD. NO. 449.241 Class : 10 Ctext Ad# 10423058 Placed By : Cecilia Gil	195 L	1.30		253.50

5th District
3.53 of 10/19/10

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CLERK / BOARD OF SUPERVISORS
2010 OCT 18 PM 3:25

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**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Ord. No. 449.241

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:

10-09-10

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

Date: Oct. 9, 2010
At: Riverside, California

BOARD OF SUPERVISORS

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

Ad #: 10423058

PO #:

Agency #: _____

Ad Copy:

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

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ORDINANCE NO. 449.241

AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 449.240
EXTENDING URGENCY INTERIM
ORDINANCE NO. 449.239

PROHIBITING PAROLEE-PROBATIONER HOMES
The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Section 1.c. of Ordinance No. 449.240 is amended to read as follows:

"c. Probationer. A person convicted of a felony who has received a suspension of the imposition or execution of a sentence and an order of conditional and revocable release in the community under the supervision of a probation officer."

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Dated: October 7, 2010

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

10/9

The Desert Sun

mydesert.com

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11/15/10	2,397.48
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Date	EDT	Class	Description	Times Run	Col	Depth	Total Size	Rate	Amount
0927			BALANCE FORWARD						12,302.18
1004			PAYMENT - THANK YOU						9,751.38-
1022			PAYMENT - THANK YOU						2,361.30-
0929	CLS	0001	CECLIA NO 4106 NOTICE I	4	2	141.00	1128.00		484.12
1008	CLS	0001	CECILIA NO 4290 BOARD OF	2	2	224.00	896.00		387.84
1009	CLS	0001	CECILIA NO 4312 NOTICE O	2	2	99.00	396.00		180.34
1010	CLS	0001	CECILIA NO 4328 NOTICE O	2	2	96.00	384.00		175.36
1015	CLS	0001	CECILIA NO 4396 BOARD OF	2	2	265.00	1060.00		455.90
1021	CLS	0001	CECILIA NO 4471 NOTICE O	2	2	93.00	372.00		170.38
1021	CLS	0001	CECILIA NO 4472 NOTICE O	2	2	92.00	368.00		168.72
1030	CLS	0001	CECILIA NO 4650 BOARD OF	2	2	102.00	408.00		185.32
<div> <div>3.53 of 10/19/10</div> <div> <div>2010 NOV - 8 PM 3:37</div> <div>RECEIVED RIVERSIDE COUNTY CLERK / BOARD OF SUPERVISORS</div> </div> </div>									
Current		Over 30 Days	Over 60 Days	Over 90 Days	Over 120 Days	Total Due			
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Palm Springs, CA 92262
760-778-4578 / Fax 760-778-4731

State Of California ss:
County of Riverside

Advertiser:

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST
RIVERSIDE CA 925013

2000227913

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non paniel) in each and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

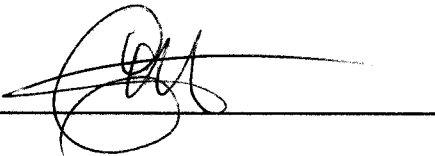
Newspaper: .The Desert Sun

10/9/2010

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of October, 2010 in Palm Springs, California.

Declarant



Certificate of Publication

No 4312
**NOTICE OF PUBLIC HEARING BEFORE
THE BOARD OF SUPERVISORS OF THE
COUNTY OF RIVERSIDE**

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside, on Tuesday, October 19, 2010 at 9:30 a.m. to consider adoption of the following ordinance:

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"This ordinance shall not apply to any application for a land use approval, building permit or any other entitlement for a parolee-probationer home filed before the effective date of Ordinance No. 449.239 or to any parolee-probationer home operating in accordance with any of the above-referenced entitlements issued before the effective date of Ordinance No. 449.239."

Section 3. Existing Sections 2. through 6. of Ordinance No. 449.240, and all references thereto, are renumbered Sections 3. through 7. respectively.

Section 4. Pursuant to section 65858 of the Government Code and section 20.4 of Ordinance No. 348, this ordinance is hereby declared to be an urgency measure and shall take effect upon its adoption. It shall be of no further force or effect ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.239, unless extended pursuant to law. In adopting this ordinance, the Board finds that parolee-probationer homes pose a current and immediate threat to the public health, safety and welfare for the following reasons:

Parolee-probationer homes are proliferating in Riverside County as a result of new laws mandating the early release of certain state prisoners; Riverside County can expect over 5,000 inmates to be paroled in the next twelve (12) months with ties to the area;

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Based on reports generated by various public agencies throughout California, parolee-probationer homes often result in increased criminal activity and generate a disproportionate number of requests for law enforcement services; this adversely affects other segments of the community needing such services and unduly imposes a burden on law enforcement services in general; Parolee-probationer homes often result in parking and noise problems and have other harmful secondary effects, such as encouraging the illegal conversion of garages and living spaces into sleeping spaces;

The harmful secondary effects associated with parolee-probationer homes may negatively affect surrounding home values and result in increased foreclosures and resident displacement;

Existing zoning regulations do not adequately address parolee-probationer homes and absent this ordinance, parolee-probationer homes could be located near schools, day care centers, parks, playgrounds and other sensitive uses.

Dated: October 7, 2010
Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

Published: 10/9/10



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

October 28, 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. 449.241

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, October 30, 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: PE Legals [legals@pe.com]
Sent: Wednesday, October 27, 2010 4:44 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Adoption of Ord. No. 449.241

Received for publication on Oct. 30

Thank You!
Maria

Maria G. Tinajero • Legal Advertising Department • 1-800-880-0345 • Fax: 951-368-9018

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Publisher of the Press-Enterprise

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****Additional days required for larger ad sizes****

From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Wednesday, October 27, 2010 4:41 PM
To: PE Legals
Subject: FOR PUBLICATION: Adoption of Ord. No. 449.241

Hello Again!

Attached is another Adoption of Ordinance, for publication on Saturday, Oct. 30, 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
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

October 28, 2010

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

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

RE: ADOPTION OF ORDINANCE NO. 449.241

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, October 30, 2010**.

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

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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: Moeller, Charlene [CMOELLER@palmspri.gannett.com]
Sent: Wednesday, October 27, 2010 4:45 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Adoption of Ord. No. 449.241

Ad received and will publish on date(s) requested.

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
The Coachella Valley's #1 Source in News & Advertising! Visit us at mydesert.com
Please Be Kind to the Environment; Think before you print.

From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Wednesday, October 27, 2010 4:42 PM
To: tds-legals
Subject: FOR PUBLICATION: Adoption of Ord. No. 449.241

Hello!

Attached is Adoption of Ordinance, for publication on Saturday, Oct. 30, 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.**

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

ORDINANCE NO. 449.241

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 449.240 EXTENDING
URGENCY INTERIM ORDINANCE NO. 449.239
PROHIBITING PAROLEE-PROBATIONER HOMES**

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

Section 1. Section 1.c. of Ordinance No. 449.240 is amended to read as follows:

"c. **Probationer.** A person convicted of a felony who has received a suspension of the imposition or execution of a sentence and an order of conditional and revocable release in the community under the supervision of a probation officer."

Section 2. A new Section 2. is added to Ordinance No. 449.240 to read as follows:

"This ordinance shall not apply to any application for a land use approval, building permit or any other entitlement for a parolee-probationer home filed before the effective date of Ordinance No. 449.239 or to any parolee-probationer home operating in accordance with any of the above-referenced entitlements issued before the effective date of Ordinance No. 449.239."

Section 3. Existing Sections 2. through 6. of Ordinance No. 449.240, and all references thereto, are renumbered Sections 3. through 7. respectively.

Section 4. Pursuant to section 65858 of the Government Code and section 20.4 of Ordinance No. 348, this ordinance is hereby declared to be an urgency measure and shall take effect upon its adoption. It shall be of no further force or effect ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.239, unless extended pursuant to law. In adopting this ordinance, the Board finds that parolee-probationer homes pose a current and immediate threat to the public health, safety and welfare for the following reasons:

Parolee-probationer homes are proliferating in Riverside County as a result of new laws mandating the early release of certain state prisoners;

Riverside County can expect over 5,000 inmates to be paroled in the next twelve (12) months with ties to the area;

The California Department of Corrections and Rehabilitation is increasingly placing parolees and probationers in the County even when they committed crimes in other counties and have no ties to the area;

Based on reports generated by various public agencies throughout California, parolee-probationer homes often result in increased criminal activity and generate a disproportionate number of requests for law enforcement services; this adversely affects other segments of the community needing such services and unduly imposes a burden on law enforcement services in general;

Parolee-probationer homes often result in parking and noise problems and have other harmful secondary effects, such as encouraging the illegal conversion of garages and living spaces into sleeping spaces;

The harmful secondary effects associated with parolee-probationer homes may negatively affect surrounding home values and result in increased foreclosures and resident displacement;

Existing zoning regulations do not adequately address parolee-probationer homes and absent this ordinance, parolee-probationer homes could be located near schools, day care centers, parks, playgrounds and other sensitive uses.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **October 19, 2010**, the foregoing Ordinance consisting of four (4) 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

⑨ REMITTANCE ADDRESS
POST OFFICE BOX 12009
RIVERSIDE, CA 92502-2209
FAX (951) 368-9026

① BILLING PERIOD 10/30/10 - 10/30/10
② ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
③ BILLING DATE 10/30/10
④ PAGE NO 1
⑤ TOTAL AMOUNT DUE 254.80
⑥ UNAPPLIED AMOUNT (951) 368-9713
⑦ TERMS OF PAYMENT Due Upon Receipt

⑧ BILLED ACCOUNT NAME AND ADDRESS
BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
P.O. BOX 1147
RIVERSIDE CA 92502

⑨ BILLED ACCOUNT NUMBER 045202
⑩ REP NO LE04

Statement #: 56567183 Amount Paid \$ _____ Your Check # _____

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

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10/30	4242323 CO	ADOPTION OF ORD. NO. 449,241 Class : 10 Ctext Ad# 10448788 Placed By : Cecilia Gil	196 L	1.30		254.80

5th
3.53 of 10/19/10
1hr

RECEIVED RIVERSIDE COUNTY
CLERK/BOARD OF SUPERVISORS
2010 NOV - 8 PM 3:38

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**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption of Ord. No. 449.241

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:

10-30-10

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

Date: Oct. 30, 2010

At: Riverside, California

BOARD OF SUPERVISORS

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

Ad #: 10448788

PO #:

Agency #: _____

Ad Copy:

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

ORDINANCE NO. 449.241

AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 449.240 EXTENDING
URGENCY INTERIM ORDINANCE NO. 449.239

PROHIBITING PAROLEE-PROBATIONER HOMES
The Board of Supervisors of the County of Riverside
ordains as follows:

Section 1. Section 1.c. of Ordinance No. 449.240 is
amended to read as follows:

"c. Probationer. A person convicted of a felony who
has received a suspension of the imposition or exe-
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Section 2. A new Section 2. is added to Ordinance No.
449.240 to read as follows:

"This ordinance shall not apply to any application
for a land use approval, building permit or any other
entitlement for a parolee-probationer home filed
before the effective date of Ordinance No. 449.239
or to any parolee-probationer home operating in ac-
cordance with any of the above-referenced entitle-
ments issued before the effective date of Ordinance
No. 449.239."

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No. 449.240, and all references thereto, are renumbered
Sections 3. through 7. respectively.

Section 4. Pursuant to section 65858 of the Government
Code and section 20.4 of Ordinance No. 348, this ordi-
nance is hereby declared to be an urgency measure and
shall take effect upon its adoption. It shall be of no fur-
ther force or effect ten (10) months and fifteen (15) days
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pose a current and immediate threat to the public health,
safety and welfare for the following reasons:

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Riverside County can expect over 5,000 inmates to be
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area;

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bilitation is increasingly placing parolees and proba-
tioners in the County even when they committed crimes
in other counties and have no ties to the area;

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cies throughout California, parolee-probationer homes
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the community needing such services and unduly im-
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rages and living spaces into sleeping spaces;

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and resident displacement;

Existing zoning regulations do not adequately ad-
dress parolee-probationer homes and absent this ordi-
nance, parolee-probationer homes could be located
near schools, day care centers, parks, playgrounds and
other sensitive uses.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the
Board of Supervisors of said County, held on October 19,
2010, the foregoing Ordinance consisting of four (4)
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

10/30

The Desert Sun

mydesert.com

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Main Office: (760) 322-8889

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102

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RIVERSIDE CA 92502-1147

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Customer No.	Invoice No.
RIV069	0003879838
For the Period	Thru
09/27/10	10/31/10
Due Date	Amount Due
11/15/10	2,397.48
AMOUNT PAID	

Date	EDT	Class	Description	Times Run	Col	Depth	Total Size	Rate	Amount
0927			BALANCE FORWARD						12,302.18
1004			PAYMENT - THANK YOU						9,751.38-
1022			PAYMENT - THANK YOU						2,361.30-
0929	CLS	0001	CECLIA NO 4106 NOTICE I	4	2	141.00	1128.00		484.12
1008	CLS	0001	CECILIA NO 4290 BOARD OF	2	2	224.00	896.00		387.84
1009	CLS	0001	CECILIA NO 4312 NOTICE O	2	2	99.00	396.00		180.34
1010	CLS	0001	CECILIA NO 4328 NOTICE O	2	2	96.00	384.00		175.36
1015	CLS	0001	CECILIA NO 4396 BOARD OF	2	2	265.00	1060.00		455.90
1021	CLS	0001	CECILIA NO 4471 NOTICE O	2	2	93.00	372.00		170.38
1021	CLS	0001	CECILIA NO 4472 NOTICE O	2	2	92.00	368.00		168.72
1030	CLS	0001	CECILIA NO 4650 BOARD OF	2	2	102.00	408.00		185.32
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Current		Over 30 Days	Over 60 Days	Over 90 Days	Over 120 Days	Total Due			
2,207.98		.00	.00	.00	189.50	2,397.48			
Contract Type		Contract Qnty.	Expiration Date	Current Usage	Total Used	Quantity Remaining	Salesperson		
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THE DESERT SUN PUBLISHING CO.
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760-778-4578 / Fax 760-778-4731

Certificate of Publication

State Of California ss:
County of Riverside

Advertiser:

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST
RIVERSIDE CA 925013

2000231440

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non paniel) in each and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

Newspaper: The Desert Sun

10/30/2010

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 30th day of October, 2010 in Palm Springs, California.



Declarant

No 4650
BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA
ORDINANCE NO. 449.241

AN ORDINANCE OF THE COUNTY OF
RIVERSIDE AMENDING ORDINANCE
NO. 449.240 EXTENDING URGENCY IN-
TERM ORDINANCE NO. 449.239 PRO-
HIBITING PAROLEE-PROBATIONER
HOMES

The Board of Supervisors of the County of River-
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adoption. It shall be of no further force or effect
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date of expiration of Ordinance No. 449.239, un-
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ties to the area;

The California Department of Corrections and Re-
habilitation is increasingly placing parolees and
probationers in the County even when they com-
mitted crimes in other counties and have no ties to
the area;

Based on reports generated by various public
agencies throughout California, parolee-
probationer homes often result in increased criminal
activity and generate a disproportionate number
of requests for law enforcement services; this
adversely affects other segments of the community
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burden on law enforcement services in general;
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Marion Ashley, Chairman of the Board

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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

Published: 10/30/10

**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Scott Hines

Address: 777 E. Talquist Canyon Way Ste 111
(only if follow-up mail response requested)

City: Palm Springs **Zip:** 92262

Phone #: 760-327-9708

Date: 10/19 **Agenda #** 3.53

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

☒ **Support** ☐ **Oppose** ☐ **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

☐ **Support** ☐ **Oppose** ☐ **Neutral**

I give my 3 minutes to: _____

3.53 moved to public hearing
after 9.9.

10-19-2010

3.53