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

FROM: Supervisor Buster and Supervisor Stone **SUBMITTAL DATE:** October 28, 2010

SUBJECT: Ordinance No. 449.242, An Urgency Interim Ordinance of the County of Riverside Prohibiting New Residential Subdivisions and New Residential Uses in the Northern and Southern Santa Rosa Plateau Escarpment Areas.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Ordinance No. 449.242;
2. Find that the adoption of Ordinance No. 449.242 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; and
3. Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk for posting.

BACKGROUND:
(continued on next page)

Bob Buster, First District Supervisor

Jeff Stone, Third District Supervisor

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended and the above ordinance is adopted as recommended with waiver of reading.

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: November 2, 2010
xc: Supvr. Buster, Supvr. Stone, Co.Co., MC, Recorder, COB

Kecia Harper-Ihem
Clerk of the Board
By: Deputy

3.65

Form 11
SUBJECT: Ordinance No. 449.242, An Urgency Interim Ordinance of the County of Riverside Prohibiting New Residential Subdivisions and New Residential Uses in the Northern and Southern Santa Rosa Plateau Escarpment Areas.

BACKGROUND: (continued)

New residential subdivisions and new residential uses in the Northern and Southern Santa Rosa Plateau Escarpment Areas ("Escarpment Areas") pose a current and immediate threat to the public health, safety and welfare. New residential subdivisions may conflict with a Planning Department zoning proposal that would increase the existing minimum lot size in the Escarpment Areas to ten (10) acres and impose hillside development standards. The development associated with new residential uses may destroy irreplaceable natural resources, shift existing drainage patterns, increase soil erosion, denude hillsides and scar the natural landscape in a visually obtrusive manner.

As an emergency measure, this interim zoning ordinance prohibits new residential subdivisions and new residential uses in the Escarpment Areas for forty-five (45) days and may thereafter be extended as provided by law. The purpose of this ordinance and any extensions thereafter is to give the County an opportunity to formulate and adopt regular zoning regulations that ensure development is compatible with the natural characteristics and topography of the Escarpment Areas.

Ordinance No. 449.242 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment because it prohibits, rather than allows, development.

ORDINANCE NO. 449.242

AN URGENCY INTERIM ORDINANCE OF THE COUNTY OF RIVERSIDE PROHIBITING NEW RESIDENTIAL SUBDIVISIONS AND NEW RESIDENTIAL USES IN THE NORTHERN AND SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREAS

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

Section 1. Pursuant to Section 65858 of the Government Code and section 20.4 of Ordinance No. 348 and, notwithstanding any provision of Ordinance No. 348 to the contrary, new residential subdivisions and new residential uses are hereby prohibited in the Northern and Southern Santa Rosa Plateau Escarpment Areas of Riverside County ("Escarpment Areas") more particularly described in Exhibits "A" and "B", which are attached hereto and incorporated herein by this reference. Such subdivisions and uses may be in conflict with a contemplated zoning proposal that the Planning Department is studying and may subject County residents to the adverse effects described in Section 3. of this ordinance. Until this ordinance, or any extension hereof, expires or is repealed, the County shall not approve a new residential subdivision or issue a land use approval, grading permit, building permit or any other entitlement for a new residential use in the Escarpment Areas. As used in this ordinance, the following terms shall have the following meanings:

a. New Residential Subdivision. Any Tentative Schedule Map A, B, C, D, F, G or H subdivision as described in Ordinance No. 460 that was not approved prior to the effective date of this ordinance.

b. New Residential Use. Any one-family dwelling, planned residential development, mobilehome or mobilehome park, the owner of which did not have a vested right to develop prior to the effective date of this ordinance.

Section 2. 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 forty-five (45) days from the date of its

adoption unless extended pursuant to law. In adopting this ordinance, the Board finds that new residential subdivisions and new residential uses in the Escarpment Areas pose a current and immediate threat to the public health, safety and welfare. New residential subdivisions may conflict with the above-referenced zoning proposal which may increase the existing minimum lot size in the Escarpment Areas to ten (10) acres and impose hillside development standards. The development associated with new residential uses may destroy irreplaceable natural resources, shift existing drainage patterns, increase soil erosion, denude hillsides and scar the natural landscape in a visually obtrusive manner.

Section 3. In adopting this ordinance, the Board reports that measures to alleviate the condition that led to its adoption will be taken and that such measures shall include, but not be limited to, the formulation and adoption of regular zoning regulations that ensure development is compatible with the natural characteristics and topography of the Escarpment Areas.

Section 4. The Clerk shall schedule a public hearing before the Board to consider any extension of this ordinance which shall normally be at its second regular meeting before expiration of the initial forty-five (45) day period. The Clerk shall publish notice ten (10) days before the hearing. A public hearing need not, however, be scheduled if any of the following occurs: a regular zoning ordinance regulating development in the Escarpment Areas is adopted and effective before such expiration, this ordinance is repealed, or the Board otherwise orders.

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Section 5. At or before the public hearing on any proposed extension, and at least ten (10) days prior to the expiration of this ordinance, the Board, in consultation with the Planning Director, shall issue a written report describing therein all measures taken to alleviate the condition which led to the adoption of this ordinance.

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

BY _____
Chairman, Board of Supervisors

Marion Ashley

ATTEST:

KECIA HARPER-IHEM
Clerk of the Board

By _____
(Deputy)

(SEAL)

APPROVED AS TO FORM
November 1, 2010

By _____
MICHELLE P. CLACK
Deputy County Counsel

STATE OF CALIFORNIA)
) ss
COUNTY OF RIVERSIDE)

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on November 2, 2010, the foregoing ordinance consisting of 5 Sections was adopted by the following vote:

AYES: Buster, Stone, Benoit, and Ashley

NAYS: None

ABSENT: Tavaglione

DATE: November 2, 2010

KECIA HARPER-IHEM
Clerk of the Board

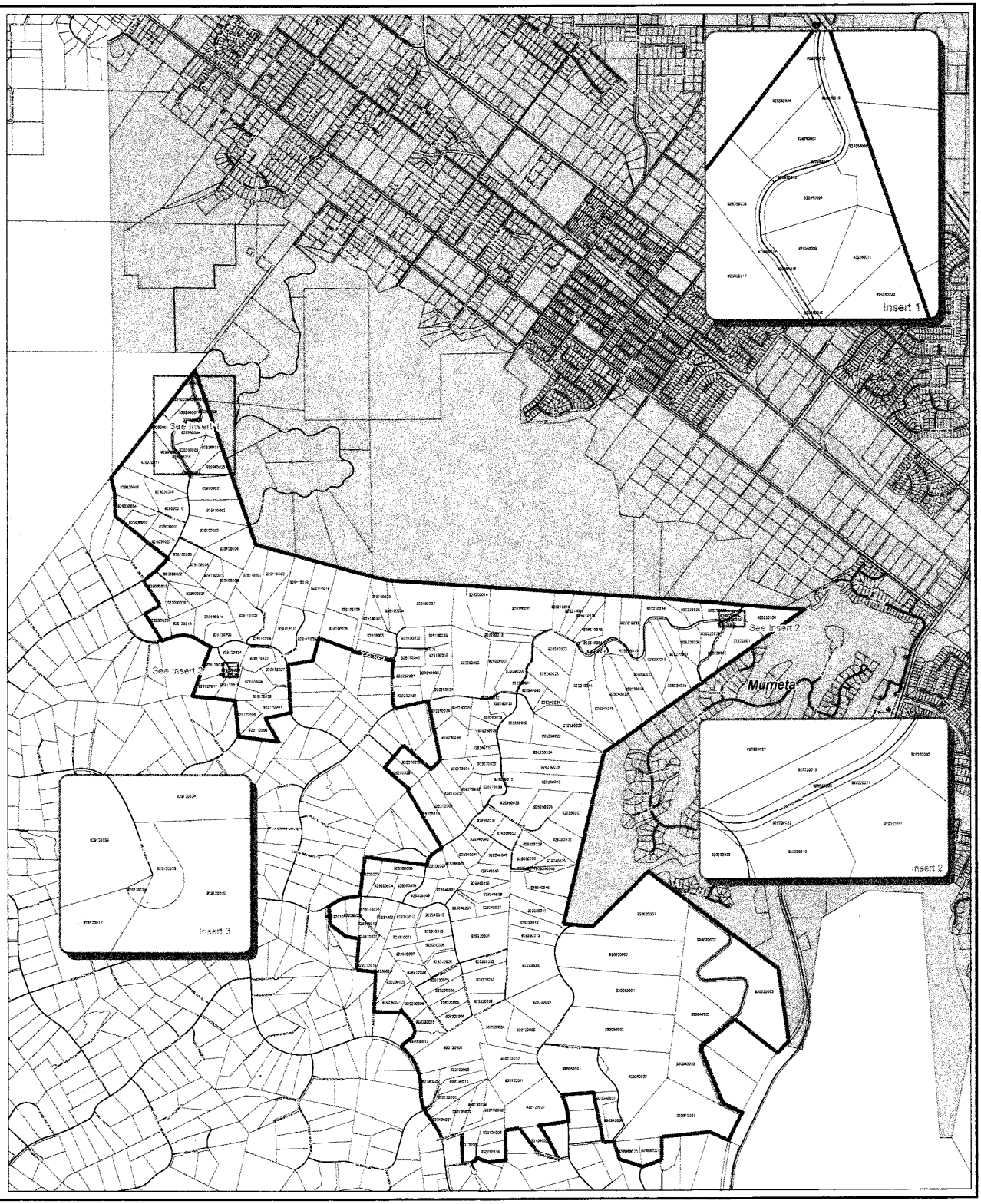
BY: _____
Deputy

SEAL

Item 3.65

NORTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

URGENCY INTERIM ORDINANCE NO. 449.242 EXHIBIT "A"



Land Within Urgency Interim Ordinance

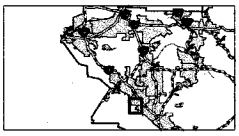
Streets
Parcel Lines
Lakes, rivers
Cities

HIGHWAYS
Interstate Highway
California State Highway
US Highway

11-02-10

N

0 1,000 2,000 Feet



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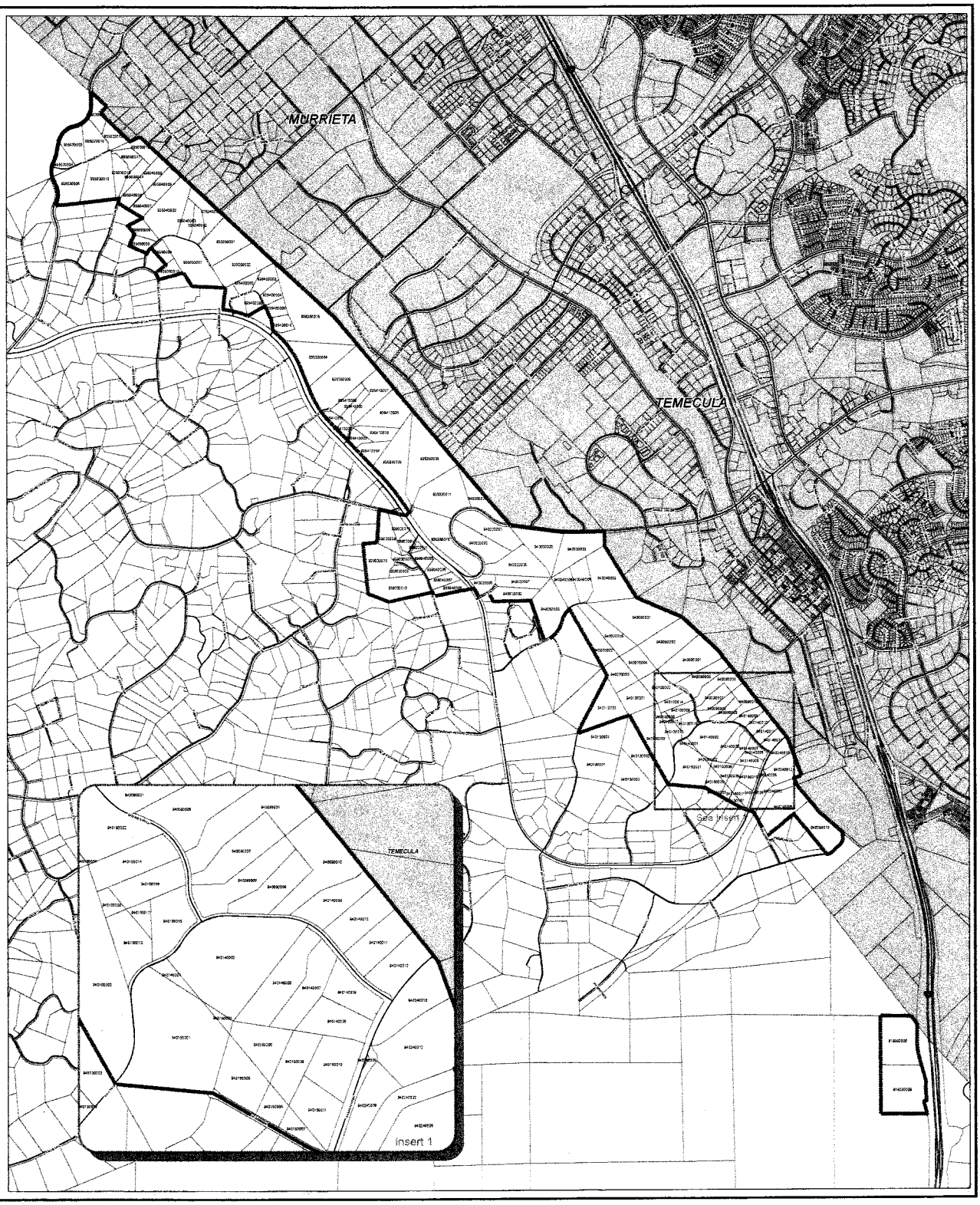
Coordinate System:
Projected: North American 1983 Stateplane California Zone 6, FIPS 0406 feet
Geographic: Geographic Coordinate System North American 1983

Source: TLMA
Prepared by: Philip Kang, GIS Analyst
Date: June 7th, 2006
Location: U:\Projects\philip\GreatRiverCalhulla\Projects\northsantarosa_north2006CZMap.mxd

SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

URGENCY INTERIM ORDINANCE NO. 449.242 EXHIBIT "B"



Land Within Urgency Interim Ordinance

- Streets
- Parcel Lines
- Lakes, rivers
- Cities

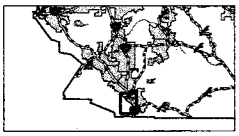
HIGHWAYS

- Interstate Highway
- California State Highway
- US Highway

11-02-10

N

0 1,000 2,000 Feet



RCTLMA GIS

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Prepared by: Philip Kang, GIS Analyst
Date: June 7th, 2006
Location: U:\Projects\hpk\Greenline\Temecula\Products\santarosa_south2006CZ.mxd

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

November 23, 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. 449.242

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Thursday, November 25, 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: Tuesday, November 23, 2010 8:20 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: ADOPTION OF ORD. NO. 449.242

Received for publication on Nov. 25th

Please Note: We will be closed on Thursday, November 25th and Friday, November 26th in observance of Thanksgiving Day and the holiday deadlines are as follows:

Thanksgiving Day Deadlines	
Pub. Date(s)	Deadline
11/24 - 11/26	Mon. 11/22 @ 10:30 AM
11/27 - 11/30	Tues. 11/23 @ 10:30 AM
12/1	Mon. 11/29 @ 10:30 AM

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Monday, November 22, 2010 5:21 PM
To: PE Legals
Subject: FOR PUBLICATION: ADOPTION OF ORD. NO. 449.242

Maria,

As I've said, here is the AD I need published the soonest possible. I have Nov. 25, Thursday in mind. Hope you can squeeze it in.

Adoption of Ordinance No. 449.242 for publication. 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. 449.242

AN URGENCY INTERIM ORDINANCE OF THE COUNTY OF RIVERSIDE PROHIBITING NEW RESIDENTIAL SUBDIVISIONS AND NEW RESIDENTIAL USES IN THE NORTHERN AND SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREAS

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

Section 1. Pursuant to Section 65858 of the Government Code and section 20.4 of Ordinance No. 348 and, notwithstanding any provision of Ordinance No. 348 to the contrary, new residential subdivisions and new residential uses are hereby prohibited in the Northern and Southern Santa Rosa Plateau Escarpment Areas of Riverside County ("Escarpment Areas") more particularly described in Exhibits "A" and "B", which are attached hereto and incorporated herein by this reference. Such subdivisions and uses may be in conflict with a contemplated zoning proposal that the Planning Department is studying and may subject County residents to the adverse effects described in Section 3. of this ordinance. Until this ordinance, or any extension hereof, expires or is repealed, the County shall not approve a new residential subdivision or issue a land use approval, grading permit, building permit or any other entitlement for a new residential use in the Escarpment Areas. As used in this ordinance, the following terms shall have the following meanings:

a. New Residential Subdivision. Any Tentative Schedule Map A, B, C, D, F, G or H subdivision as described in Ordinance No. 460 that was not approved prior to the effective date of this ordinance.

b. New Residential Use. Any one-family dwelling, planned residential development, mobilehome or mobilehome park, the owner of which did not have a vested right to develop prior to the effective date of this ordinance.

Section 2. 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 forty-five (45) days from the date of its adoption unless extended pursuant to law. In adopting this ordinance, the Board finds that new residential subdivisions and new residential uses in the Escarpment Areas pose a current and immediate threat to the public health, safety and welfare. New residential subdivisions may conflict with the above-referenced zoning proposal which may increase the existing minimum lot size in the Escarpment Areas to ten (10) acres and impose hillside development standards. The development associated with new residential uses may destroy irreplaceable natural resources, shift existing drainage patterns, increase soil erosion, denude hillsides and scar the natural landscape in a visually obtrusive manner.

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Section 4. The Clerk shall schedule a public hearing before the Board to consider any extension of this ordinance which shall normally be at its second regular meeting before expiration of the initial forty-five (45) day period. The Clerk shall publish notice ten (10) days before the hearing. A public hearing need not, however, be scheduled if any of the following occurs: a regular zoning ordinance regulating development in the Escarpment Areas is adopted and effective before such expiration, this ordinance is repealed, or the Board otherwise orders.

Section 5. At or before the public hearing on any proposed extension, and at least ten (10) days prior to the expiration of this ordinance, the Board, in consultation with the Planning Director, shall issue a written report describing therein all measures taken to alleviate the condition which led to the adoption of this ordinance.

(Insert Exhibit A & B)

Marion Ashley, Chairman of the Board

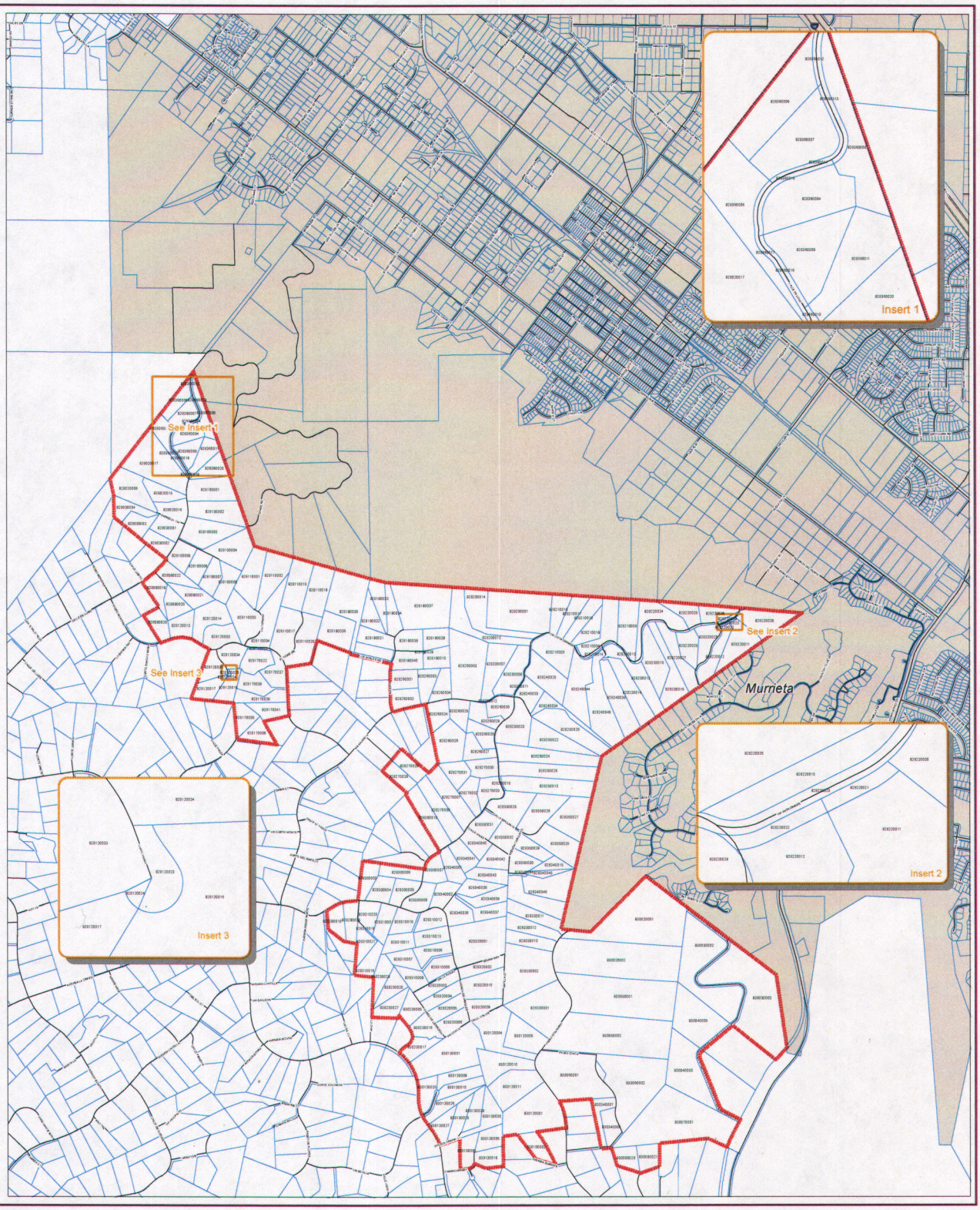
I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **November 2, 2010**, the foregoing Ordinance consisting of five (5) sections was adopted by said Board by the following vote:

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

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

NORTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

URGENCY INTERIM ORDINANCE NO. 449.242 EXHIBIT "A"



Land Within Urgency Interim Ordinance

Streets

Parcel Lines

Lakes, rivers

Cities

HIGHWAYS

Interstate Highway

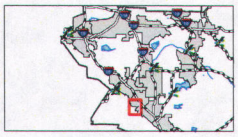
California State Highway

US Highway

11-02-10

N

0 1,000 2,000 Feet



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Coordinate System
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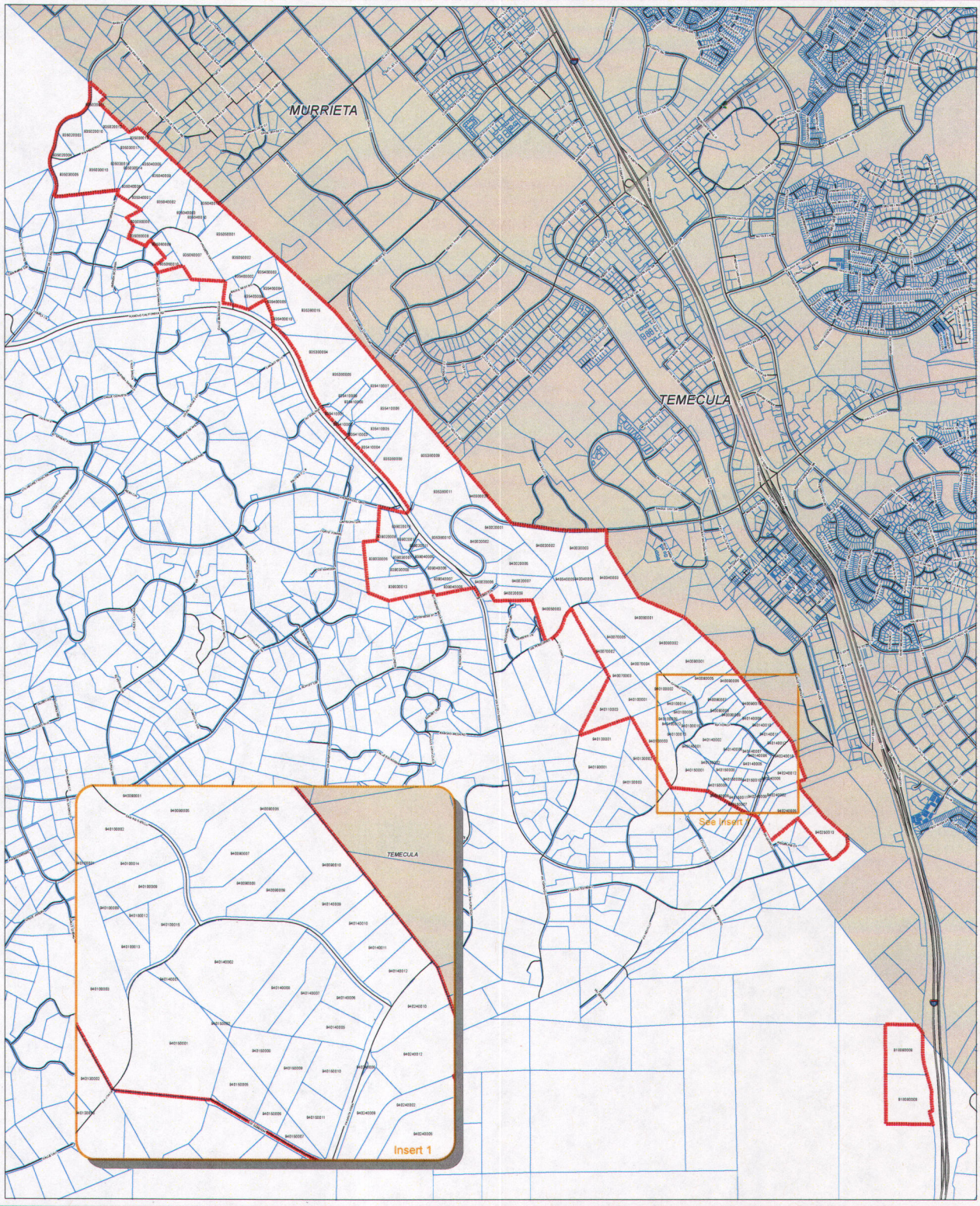
Geographic: Geographic Coordinate System North American 1983

Source: TLMA
Prepared by: Philip Kang, GIS Analyst
Date: June 7th, 2006
Location: U:\Projects\philip\GreenRiverCahuilla\Products\santarosa_north2006CZMap.mxd

SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

URGENCY INTERIM ORDINANCE NO. 449.242 EXHIBIT "B"



Land Within Urgency Interim Ordinance

Streets

Parcel Lines

Lakes, rivers

Cities

HIGHWAYS

Interstate Highway

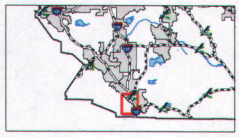
California State Highway

US Highway

11-02-10

N

0 1,000 2,000 Feet



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Date: June 7th, 2006
Location: U:\Projects\philip\GreenRiverCehuilla\Products\santarosa_south2006CZ.mxd

THE PRESS-ENTERPRISE PEcom

Legal Advertising Invoice

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

① BILLING PERIOD: 11/25/10 - 11/25/10
② ADVERTISING/CLIENT NAME: BOARD OF SUPERVISORS
⑤ BILLING DATE: 11/25/10
FOR BILLING INFORMATION CALL: (951) 368-9713
④ PAGE NO: 1
㉓ TOTAL AMOUNT DUE: 431.60
* UNAPPLIED AMOUNT
③ 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

Statement #: 56571083 Amount Paid $_____ Your Check #_____

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

⑩ DATE	⑪ REFERENCE	⑫ ⑬ ⑭ DESCRIPTION-OTHER COMMENTS/CHARGES	⑮ SAU SIZE ⑯ BILLED UNITS	⑰ RATE	⑱ GROSS AMOUNT	⑳ NET AMOUNT
11/25	4250697 CO	ADOPTION ORD. 449.242 Class : 10 Ctext Ad# 10476065 Placed By : Cecilia Gil	332 L	1.30		431.60

1st & 3rd
3.65 of 11/2/10
lhr

RECEIVED RIVERSIDE COUNTY
CLERK/BOARD OF SUPERVISORS
2010 DEC -6 PM 2:57

㉑ *CURRENT NET AMOUNT DUE	㉒ 30 DAYS	60 DAYS	OVER 90 DAYS	* UNAPPLIED AMOUNT	㉜ PLEASE PAY THIS AMOUNT
					431.60

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56571083	11/25/10 - 11/25/10	045202		BOARD OF SUPERVISORS

THE PRESS-ENTERPRISE

3450 Fourteenth Street
Riverside CA 92501-3878
951-684-1200
951-368-9018 FAX

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

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption Ord. 449.242

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:

11-25-10

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

Date: Nov. 25, 2010
At: Riverside, California

BOARD OF SUPERVISORS

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

Ad #: 10476065

PO #:

Agency #: _____

Ad Copy:

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

ORDINANCE NO. 449.242

AN URGENCY INTERIM ORDINANCE OF THE COUNTY OF RIVERSIDE PROHIBITING NEW RESIDENTIAL SUBDIVISIONS AND NEW RESIDENTIAL USES IN THE NORTHERN AND SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREAS

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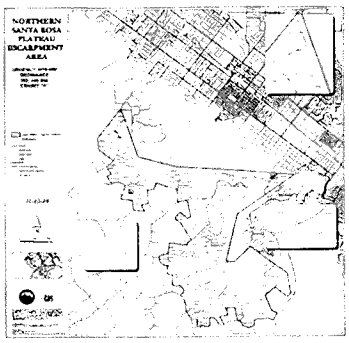
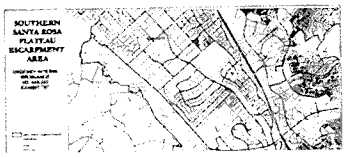
Section 4. The Clerk shall schedule a public hearing before the Board to consider any extension of this ordinance which shall normally be at its second regular meeting before expiration of the initial forty-five (45) day period. The Clerk shall publish notice ten (10) days before the hearing. A public hearing need not, however, be scheduled if any of the following occurs: a regular zoning ordinance regulating development in the Escarpment Areas is adopted and effective before such expiration, this ordinance is repealed, or the Board otherwise orders.

Section 5. At or before the public hearing on any proposed extension, and at least ten (10) days prior to the expiration of this ordinance, the Board, in consultation with the Planning Director, shall issue a written report describing therein all measures taken to alleviate the condition which led to the adoption of this ordinance.





Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **November 2, 2010**, the foregoing Ordinance consisting of five (5) sections was adopted by said Board by the following vote:

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

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

11/25