

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

834A



SUBMITTAL DATE:
November 23, 2010

FROM: County Counsel

SUBJECT: Ordinance No. 449.243, An Ordinance of the County of Riverside Extending Urgency Interim Ordinance No. 449.242 Prohibiting New Residential Subdivisions and New Residential Uses in the Northern and Southern Santa Rosa Escarpment Areas

RECOMMENDED MOTION: That the Board of Supervisors adopt Ordinance No. 449.243 following the public hearing, thereby extending Urgency Interim Ordinance No. 449.242 for ten (10) months and fifteen (15) days (4/5ths vote required).

BACKGROUND:
(Continued on next page)

Departmental Concurrence

Michelle P. Clack, Deputy County Counsel
for Pamela J. Walls, County Counsel

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:	N/A
	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	X

C.E.O. RECOMMENDATION:

APPROVE

BY:
Denise C. Harden

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent
- Dept't Recomm.:
- Per Exec. Ofc.:

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Buster and duly carried, IT WAS ORDERED that the above Ordinance is adopted as recommended.

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: December 7, 2010
xc: Co. Co., MC, COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.: 11/2/10 Item 3.65 | District: 1 | Agenda Number:

9.1

BACKGROUND: (continued)

On November 2, 2010, the Board adopted Urgency Interim Ordinance No. 449.242 prohibiting new residential subdivisions and new residential uses in the Northern and Southern Santa Rosa Escarpment Areas. Ordinance No. 449.242 is valid for a period of forty-five (45) days and shall be of no further force or effect on December 17, 2010 unless extended.

State law requires a legislative body to issue a written report ten (10) days before the expiration of an interim ordinance describing the measures taken to alleviate the condition which led to the adoption of the ordinance. This report is set forth in Section 4. of Ordinance No. 449.243 which extends Ordinance No. 449.242 for ten (10) months and fifteen (15) days.

It is unlikely that Ordinance No. 449.243 will have the effect of denying approvals needed for the development of projects with a significant component of multi-family housing because the projects typically developed in the Northern and Southern Santa Rosa Escarpment Areas are one-family dwellings. The appropriate findings, however, have been made in Section 3. of Ordinance No. 449.243 because the definition of New Residential Use in Ordinance No. 449.243 includes planned residential developments, mobilehomes or mobilehome parks.

Continued approval of the development of multi-family housing projects within the Northern and Southern Santa Rosa Escarpment Areas would have the specific, adverse impacts upon the public health or safety described in Section 2. of Ordinance No. 449.243. More particularly, shifting drainage patterns and increasing soil erosion may result in landslides, subsidence and flooding. The prohibition of new residential subdivisions and new residential uses in Ordinance No. 449.243 is necessary to mitigate or avoid these adverse impacts because construction activities directly cause the impacts and the County currently does not have sufficient authority to regulate these activities in a manner so as to ensure that the impacts are mitigated or avoided.

1 ORDINANCE NO. 449.243

2 AN ORDINANCE OF THE COUNTY OF RIVERSIDE

3 EXTENDING URGENCY INTERIM ORDINANCE NO. 449.242 PROHIBITING NEW
4 RESIDENTIAL SUBDIVISIONS AND NEW RESIDENTIAL USES IN THE NORTHERN AND
5 SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREAS

6
7 The Board of Supervisors of the County of Riverside ordains as follows:

8 Section 1. Pursuant to Section 65858 of the Government Code and section 20.4 of
9 Ordinance No. 348 and, notwithstanding any provision of Ordinance No. 348 to the contrary, Ordinance
10 No. 449.242 is hereby extended for ten (10) months and fifteen (15) days from the date of its expiration,
11 during which time new residential subdivisions and new residential uses are hereby prohibited in the
12 Northern and Southern Santa Rosa Plateau Escarpment Areas of Riverside County ("Escarpment
13 Areas") more particularly described in Exhibits "A" and "B", which are attached hereto and
14 incorporated herein by this reference. Such subdivisions and uses may be in conflict with a
15 contemplated zoning proposal that the Planning Department is studying and may subject County
16 residents to the adverse effects described in Section 2. of this ordinance. Until this ordinance, or any
17 extension hereof, expires or is repealed, the County shall not approve a new residential subdivision or
18 issue a land use approval, grading permit, building permit or any other entitlement for a new residential
19 use in the Escarpment Areas. As used in this ordinance, the following terms shall have the following
20 meanings:

- 21 a. New Residential Subdivision. Any Tentative Schedule A, B, C, D, F, G or
22 H subdivision as described in Ordinance No. 460 that was not approved
23 prior to the effective date of Ordinance No. 449.242.
- 24 b. New Residential Use. Any one-family dwelling, planned residential
25 development, mobilehome or mobilehome park, the owner of which did
26 not have a vested right to develop prior to the effective date of Ordinance
27 No. 449.242.

1 Section 2. Pursuant to Section 65858 of the Government Code and Section 20.4 of
2 Ordinance No. 348, this ordinance is hereby declared to be an urgency measure and shall take effect
3 upon its adoption. It shall be of no further force or effect ten (10) months and fifteen (15) days from the
4 date of expiration of Ordinance No. 449.242, unless extended pursuant to law. In adopting this
5 ordinance, the Board finds that new residential subdivisions and new residential uses in the Escarpment
6 Areas pose a current and immediate threat to the public health, safety and welfare. New residential
7 subdivisions may conflict with the above-referenced zoning proposal which may increase the existing
8 minimum lot size in the Escarpment Areas to ten (10) acres and impose hillside development standards.
9 The development associated with new residential uses may destroy irreplaceable natural resources, shift
10 existing drainage patterns, increase soil erosion, denude hillsides and scar the natural landscape in a
11 visually obtrusive manner. This may result in landslides, subsidence and flooding.

12 Section 3. In adopting this ordinance, the Board finds each of the following:
13 continued approval of the development of multi-family housing projects within the Escarpment Areas
14 would have the specific, adverse impacts upon the public health or safety described in Section 2. of this
15 ordinance; this ordinance is necessary to mitigate or avoid these specific, adverse impacts; and there is
16 no feasible alternative to satisfactorily mitigate or avoid the specific, adverse impacts as well or better,
17 with a less burdensome or restrictive effect, than the adoption of this ordinance.

18 Section 4. In adopting this ordinance, the Board reports that the following measures
19 have been taken to alleviate the condition which led to its adoption and the adoption of Ordinance No.
20 449.242: the Planning Department, in consultation with the Office of County Counsel, is currently
21 studying and formulating regular zoning regulations that adequately address development within the
22 Escarpment Areas. These regulations will protect the public health, safety and welfare by ensuring that
23 development is compatible with the natural characteristics and topography of the Escarpment Areas.

24 Section 5. The Clerk shall schedule a public hearing before the Board to consider any
25 extension of this ordinance which shall normally be at its second regular meeting before expiration of
26 the ten (10) month and fifteen (15) day period. The Clerk shall publish notice ten (10) days before the
27 hearing. A public hearing need not, however, be scheduled if any of the following occurs: a regular
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STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE) ss

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on December 7, 2010, the foregoing ordinance consisting of 6 Sections was adopted by the following vote:

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

DATE: December 7, 2010

KECIA HARPER-IHEM
Clerk of the Board

BY: *[Signature]*
Deputy

SEAL

1 zoning ordinance regulating development in the Escarpment Areas is adopted and effective before such
2 expiration, this ordinance is repealed, or the Board otherwise orders.

3 Section 6. At or before the public hearing on any proposed extension, and at least ten
4 (10) days prior to the expiration of this ordinance, the Board, in consultation with the Planning Director,
5 shall issue a written report describing therein all measures taken to alleviate the condition which led to
6 the adoption of this ordinance and Ordinance No. 449.242.

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

10
11 BY Marion Ashley
Chairman, Board of Supervisors

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Marion Ashley

ATTEST:

KECIA HARPER-IHEM
Clerk of the Board

By Kecia Harper-Ihem
(Deputy)

(SEAL)

APPROVED AS TO FORM
November 23, 2010

By Michelle P. Clack
MICHELLE P. CLACK
Deputy County Counsel

NORTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

ORDINANCE NO. 449.243 EXHIBIT "A"

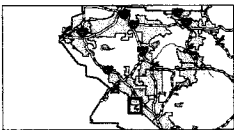
Land Within Ordinance

- Streets
 - Parcel Lines
 - Lakes, rivers
 - Cities
- HIGHWAYS**
- Interstate Highway
 - California State Highway
 - US Highway

12-07-10

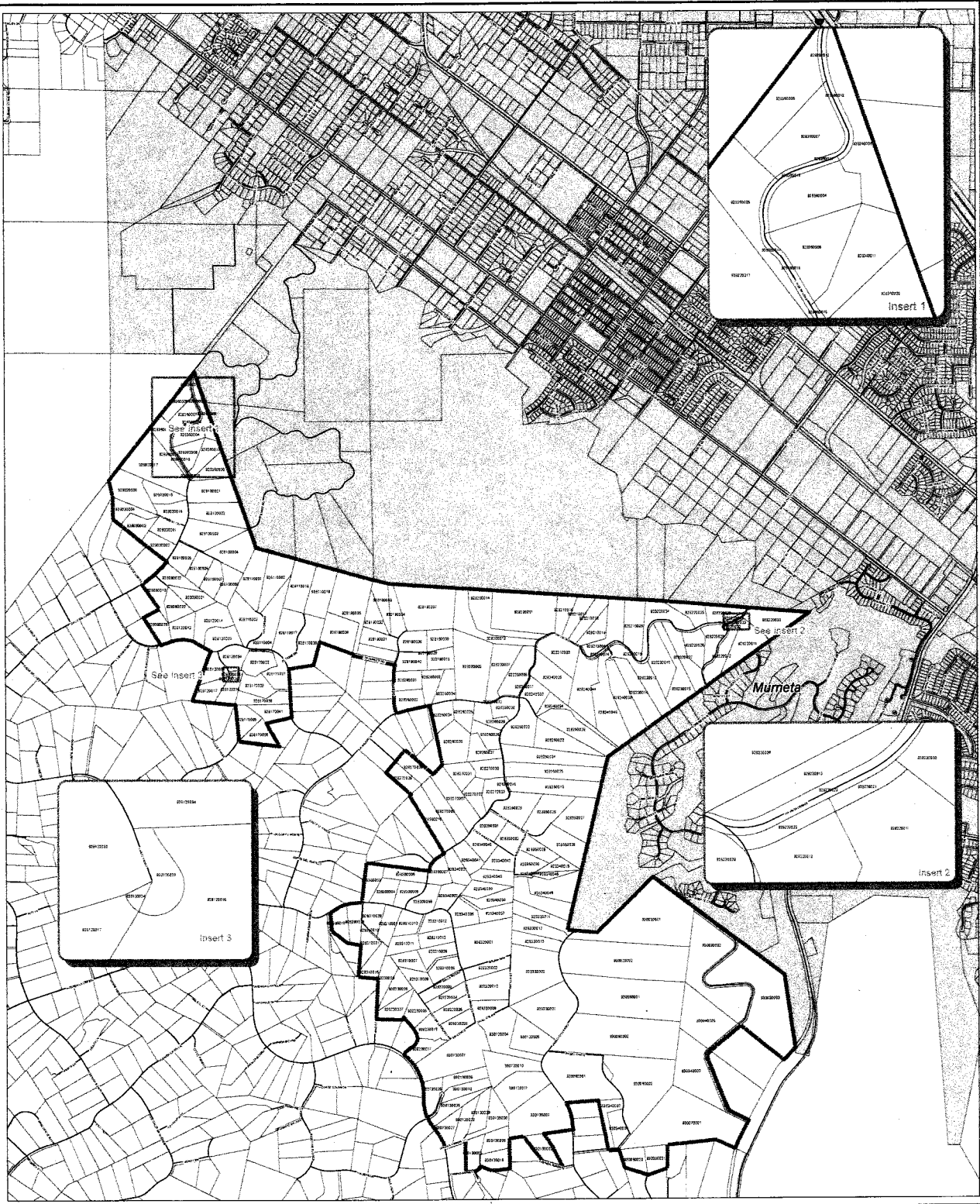


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Coordinate System: Projected North American 1983 StatePlane California Zone 9, FIPS 4082 feet
Geographic: Geographic Coordinate System North American 1983
Source: TMAP
Prepared by: Philip Yang, GIS Analyst
Date: November 25, 2010
Location: U:\img\GIS\MapServer\Files\CA\MapServer\data\chapters_river_north_120710.mxd



SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

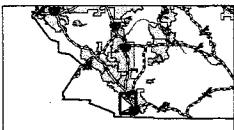
ORDINANCE NO. 449.243 EXHIBIT "B"

-  Land Within Ordinance
-  Streets
-  Parcel Lines
-  Lakes, rivers
-  Cities
- HIGHWAYS**
-  Interstate Highway
-  California State Highway
-  US Highway

12-07-10



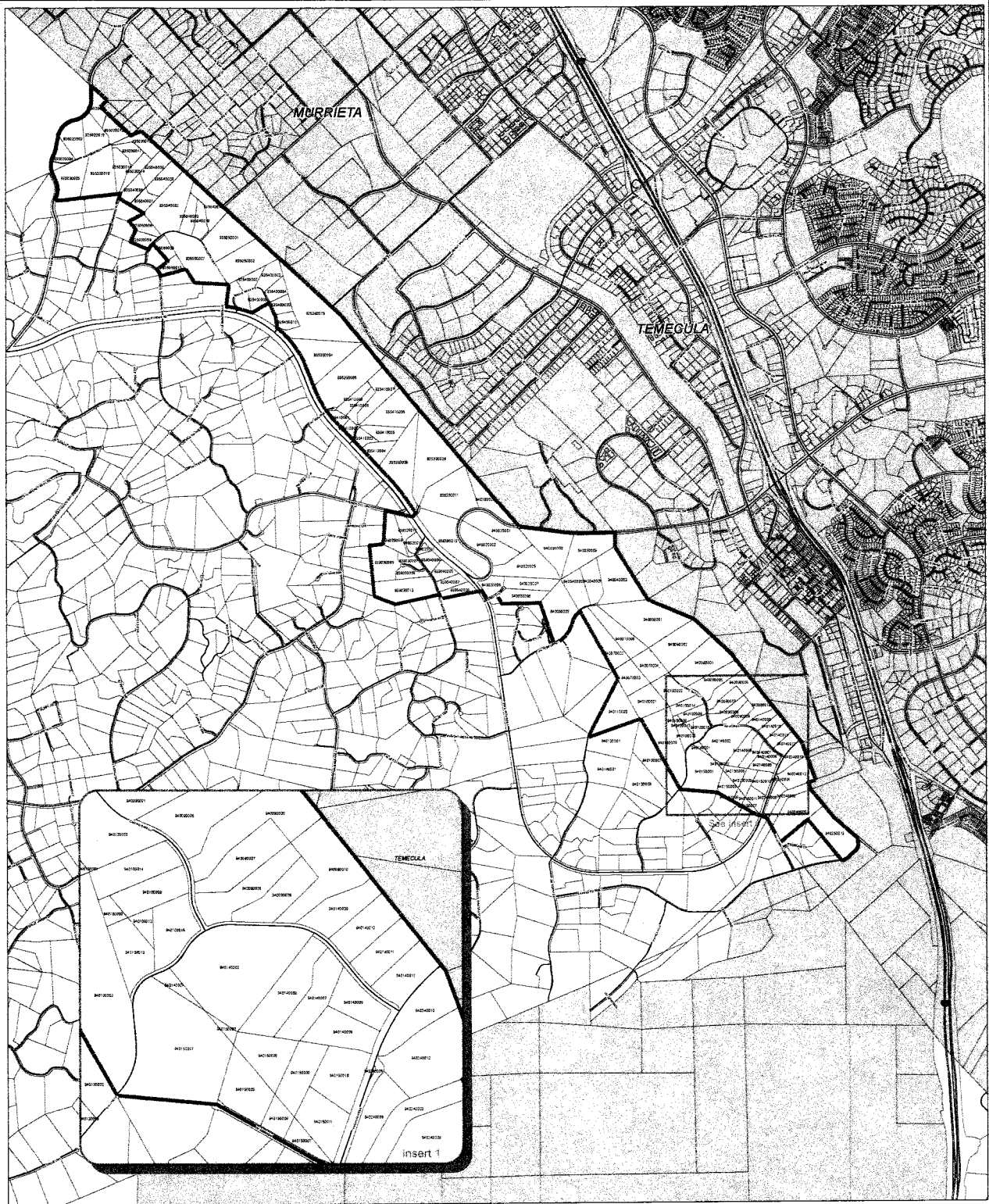
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Coordinate System: Projected North American 1983 (NAD83) California Zone 8, FIPS 5006 feet
Datum: Geographic Coordinate System North American 1983

Source: TIAA
Prepared by: Philip Wang, GIS Analyst
Date: November 2010
Location: U:\Project\Highways\GIS\Map\GIS\Products\interior_south\022.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

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

RE: NOTICE OF PUBLIC HEARING: ADOPTION OF ORD. NO. 449.243

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Saturday, November 27, 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

12-07-10
9.1

Gil, Cecilia

From: PE Legals [legals@pe.com]
Sent: Tuesday, November 23, 2010 12:09 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: ORDINANCE NO. 449.243

Received for publication on Nov. 27

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: Tuesday, November 23, 2010 12:05 PM
To: PE Legals
Subject: FOR PUBLICATION: ORDINANCE NO. 449.243

Maria,

Here's one for Saturday, November 27, 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, December 7, 2010 at 1:30 p.m.** to consider adoption of the following Ordinance:

ORDINANCE NO. 449.243
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
EXTENDING URGENCY INTERIM ORDINANCE NO. 449.242 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, Ordinance No. 449.242 is hereby extended for ten (10) months and fifteen (15) days from the date of its expiration, during which time 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 2. 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 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 Ordinance No. 449.242.
- 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 Ordinance No. 449.242.

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 ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.242, 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. This may result in landslides, subsidence and flooding.

Section 3. In adopting this ordinance, the Board finds each of the following: continued approval of the development of multi-family housing projects within the Escarpment Areas would have the specific, adverse impacts upon the public health or safety described in Section 2. of this ordinance; this ordinance is necessary to mitigate or avoid these specific, adverse impacts; and there is no feasible alternative to satisfactorily mitigate or avoid the specific, adverse impacts as well or better, with a less burdensome or restrictive effect, than the adoption of this ordinance.

Section 4. In adopting this ordinance, the Board reports that the following measures have been taken to alleviate the condition which led to its adoption and the adoption of Ordinance No. 449.242: the Planning Department, in consultation with the Office of County Counsel, is currently studying and formulating regular zoning regulations that adequately address development within the Escarpment Areas. These regulations will protect the public health, safety and welfare by ensuring that development is compatible with the natural characteristics and topography of the Escarpment Areas.

Section 5. 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 ten (10) month and fifteen (15) 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 6. 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 and Ordinance No. 449.242.

(Insert Exhibits here)

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the hearing or may appear and be heard in support or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: November 23, 2010

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

NORTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

ORDINANCE
NO. 449.243
EXHIBIT "A"

Land Within
Ordinance

- Streets
 - Parcel Lines
 - Lakes, rivers
 - Cities
- HIGHWAYS**
- Interstate Highway
 - California State Highway
 - US Highway

12-07-10



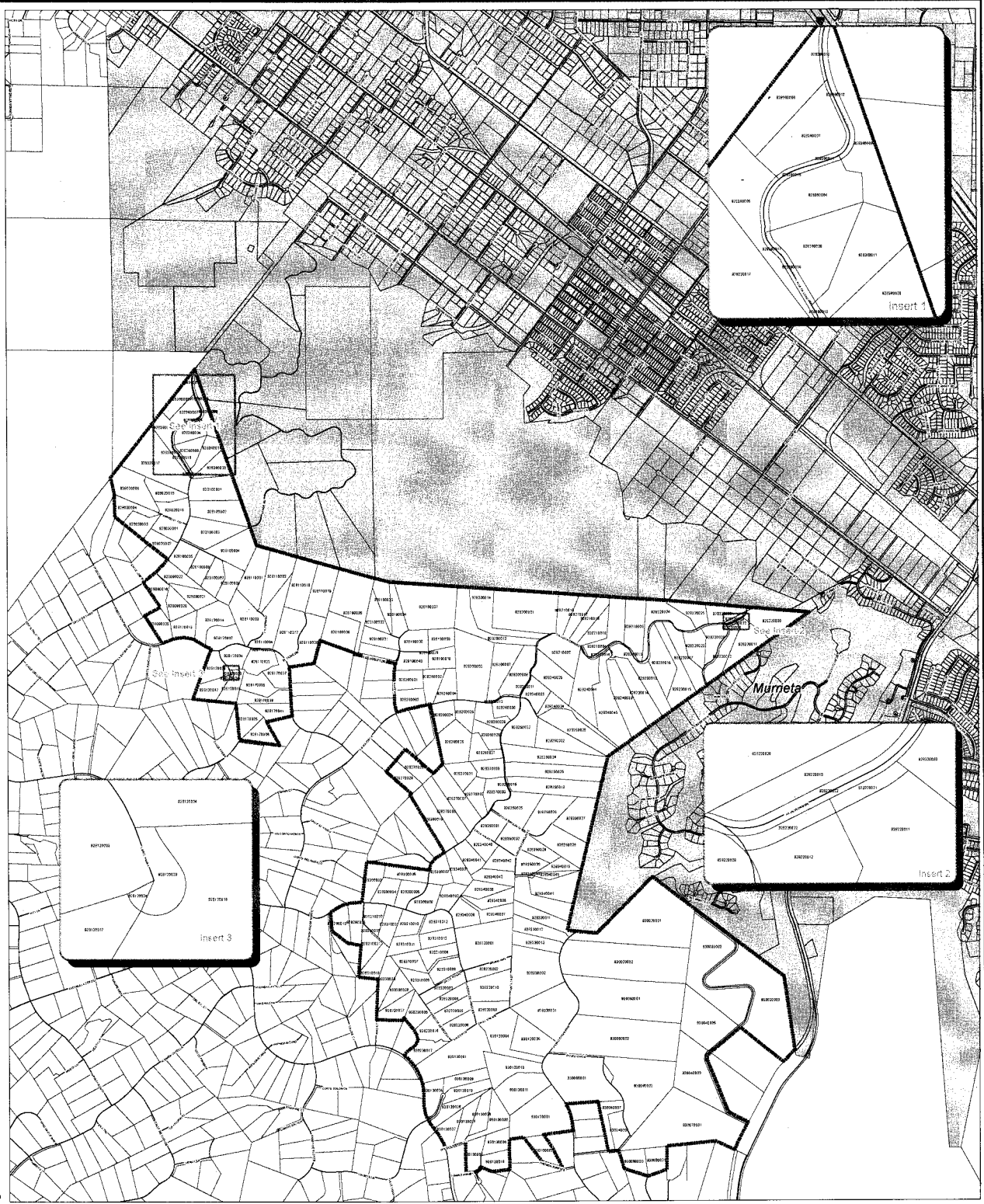
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






Coordinate System:
Projected: North American 1983 Stateplane California Zone 6, FIPS 4006 feet
Geographic: Geographic Coordinate System North American 1983

Source: T.M.A.
Prepared by: Phi Hoang GIS Analyst
Date: November 23rd, 2010
Location: U:\Projects\GIS\Projects\ESCARPMENT\GIS\Output\ESCARPMENT_120710.mxd



SOUTHERN SANTA ROSA PLATEAU ESCARPMENT AREA

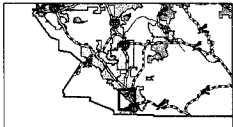
ORDINANCE
NO. 449.243
EXHIBIT "B"

-  Land Within Ordinance
-  Streets
-  Parcel Lines
-  Lakes, rivers
-  Cities
- HIGHWAYS**
-  Interstate Highway
-  California State Highway
-  US Highway

12-07-10



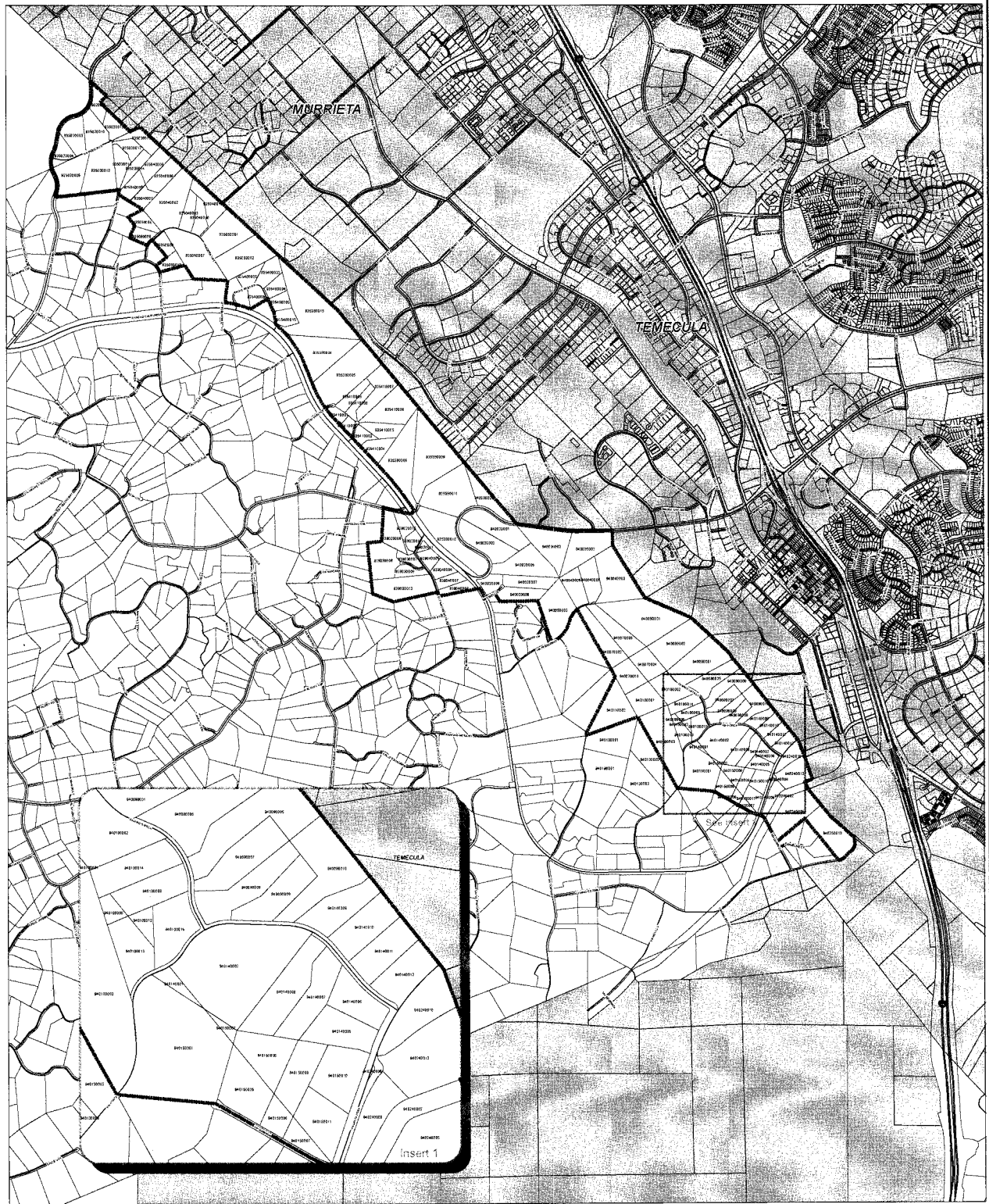
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Coordinate System
Projected: North American 1983 Shapefile California Zone 8, FIPS 5403 feet
Geographic: Geographic Coordinate System North American 1983

Source: TEMA
Prepared by: Public Works GIS Analyst
Date: November 2010, 2010
Location: C:\Programs\GIS\work\GIS\GIS\Products\temecula_south\030102.mxd



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

BILLING PERIOD 11/27/10 - 11/27/10 ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
 BILLING DATE 11/27/10 FOR BILLING INFORMATION CALL (951) 368-9713 PAGE NO. 1
 TOTAL AMOUNT DUE 534.30 UNAPPLIED AMOUNT 0.00 TERMS OF PAYMENT Due Upon Receipt

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

BILLED ACCOUNT NUMBER 045202 REP NO. LE04

Statement #: 56571791 Amount Paid \$ _____ Your Check # _____

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

DATE	REFERENCE	DESCRIPTION-OTHER COMMENTS/CHARGES	SAU SIZE BILLED UNITS	RATE	GROSS AMOUNT	NET AMOUNT
11/27	4251138 CO	ORDINANCE NO. 449.243 Class : 10 Ctext Ad# 10476083 Placed By : Cecilia Gil	411 L	1.30		534.30

*Planning
9.1 of 12/07/10
lhr*

RECEIVED RIVERSIDE COUNTY
 CLERK/BOARD OF SUPERVISORS
 2010 DEC -6 PM 2:56

CURRENT NET AMOUNT DUE	30 DAYS	60 DAYS	OVER 90 DAYS	UNAPPLIED AMOUNT	PLEASE PAY THIS AMOUNT
					534.30

THE PRESS-ENTERPRISE  P.O. BOX 12009
 RIVERSIDE, CA 92502-2209
 TELEPHONE (951) 368-9711
 (951) 368-9720 (951) 368-9713

ADVERTISING STATEMENT/INVOICE

* UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE



STATEMENT NUMBER	BILLING PERIOD	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME
56571791	11/27/10 - 11/27/10	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.: Ordinance No. 449.243

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:

11-27-10

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

Date: Nov. 27, 2010
At: Riverside, California



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

Ad #: 10476083

PO #:

Agency #: _____

Ad Copy:

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, December 7, 2010 at 1:30 p.m. to consider adoption of the following Ordinance:

ORDINANCE NO. 449.243
AN ORDINANCE OF THE COUNTY OF RIVERSIDE EXTENDING URGENCY INTERIM ORDINANCE NO. 449.242 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, Ordinance No. 449.242 is hereby extended for ten (10) months and fifteen (15) days from the date of its expiration, during which time 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 2. 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 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 Ordinance No. 449.242.
- 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 Ordinance No. 449.242.

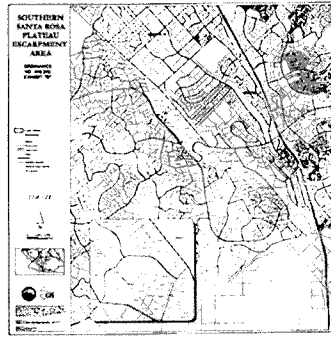
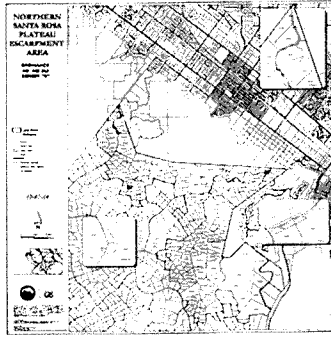
Section 2. Pursuant to Section 65858 of the Government Code and Section 20.4 of Ordinance No. 348, this ordinance is hereby declared to be an urgency measure and shall take effect upon its adoption. It shall be of no further force or effect ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.242, 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. This may result in landslides, subsidence and flooding.

Section 3. In adopting this ordinance, the Board finds each of the following: continued approval of the development of multi-family housing projects within the Escarpment Areas would have the specific, adverse impacts upon the public health or safety described in Section 2. of this ordinance; this ordinance is necessary to mitigate or avoid these specific, adverse impacts; and there is no feasible alternative to satisfactorily mitigate or avoid the specific, adverse impacts as well or better, with a less burdensome or restrictive effect, than the adoption of this ordinance.

Section 4. In adopting this ordinance, the Board reports that the following measures have been taken to alleviate the condition which led to its adoption and the adoption of Ordinance No. 449.242: the Planning Department, in consultation with the Office of County Counsel, is currently studying and formulating regular zoning regulations that adequately address development within the Escarpment Areas. These regulations will protect the public health, safety and welfare by ensuring that development is compatible with the natural characteristics and topography of the Escarpment Areas.

Section 5. 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 ten (10) month and fifteen (15) 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 6. 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 and Ordinance No. 449.242.



Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the hearing or may appear and be heard in support or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: November 23, 2010
Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

11/27



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

December 14, 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. 449.243

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Thursday, December 16, 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: Rector, Kimberly
Sent: Wednesday, December 15, 2010 11:11 AM
To: Gil, Cecilia
Subject: FW: PE-Adoption Ord. 449.243.doc

From: PE Legals [<mailto:legals@pe.com>]
Sent: Tuesday, December 14, 2010 1:03 PM
To: Rector, Kimberly
Subject: RE: PE-Adoption Ord. 449.243.doc

Received for publication on Dec. 16

Thank You!
Maria

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

enterprisemedia

Publisher of the Press-Enterprise

Please Note: Deadline is 10:30 AM two (2) business days prior to the date you would like to publish.
Additional days required for larger ad sizes

From: Rector, Kimberly [<mailto:KRECTOR@rcbos.org>]
Sent: Tuesday, December 14, 2010 12:02 PM
To: PE Legals
Cc: Gil, Cecilia
Subject: PE-Adoption Ord. 449.243.doc

To the Press Enterprise, Attn: Legals,

Attached is Ordinance No. 449.243 to be published as indicated on the attached cover letter.

Please let me know if you require further information.

Thank you for your assistance.

Kimberly Rector
Assistant Clerk of the Board
County of Riverside
krector@rcbos.org
(951) 955-1098

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

ORDINANCE NO. 449.243
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
EXTENDING URGENCY INTERIM ORDINANCE NO. 449.242 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, Ordinance No. 449.242 is hereby extended for ten (10) months and fifteen (15) days from the date of its expiration, during which time 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 2. 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 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 Ordinance No. 449.242.
- 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 Ordinance No. 449.242.

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 ten (10) months and fifteen (15) days from the date of expiration of Ordinance No. 449.242, 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. This may result in landslides, subsidence and flooding.

Section 3. In adopting this ordinance, the Board finds each of the following: continued approval of the development of multi-family housing projects within the Escarpment Areas would have the specific, adverse impacts upon the public health or safety described in Section 2. of this ordinance; this ordinance is necessary to mitigate or avoid these specific, adverse impacts; and there is no feasible alternative to satisfactorily mitigate or avoid the specific, adverse impacts as well or better, with a less burdensome or restrictive effect, than the adoption of this ordinance.

Section 4. In adopting this ordinance, the Board reports that the following measures have been taken to alleviate the condition which led to its adoption and the adoption of Ordinance No. 449.242: the Planning Department, in consultation with the Office of County Counsel, is currently studying and formulating regular zoning regulations that adequately address development within the Escarpment Areas. These regulations will protect the public health, safety and welfare by ensuring that development is compatible with the natural characteristics and topography of the Escarpment Areas.

Section 5. 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 ten (10) month and fifteen (15) 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 6. 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 and Ordinance No. 449.242.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **December 7, 2010**, the foregoing Ordinance consisting of six (6) 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

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

① BILLING PERIOD 12/16/10 - 12/16/10 | ② ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
 ⑥ BILLING DATE 12/16/10 | FOR BILLING INFORMATION CALL (951) 368-9713 | ④ PAGE NO 1
 ③ TOTAL AMOUNT DUE 358.80 | * UNAPPLIED AMOUNT | 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

⑥ BILLED ACCOUNT NUMBER 045202 | REP NO LE04

Statement #: 56574903 Amount Paid \$ _____ Your Check # _____


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12/16	4256557 CO	ADOPTION ORD. 449.243 Class : 10 Ctext Ad# 10495980 Placed By : Cecilia Gil	276 L	1.30		358.80

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*Planning
 9.1 of 12/07/10
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**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption Ord. 449.243

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:

12-16-10

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

Date: Dec. 16, 2010
At: Riverside, California



BOARD OF SUPERVISORS

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

Ad #: 10495980

PO #:

Agency #: _____

Ad Copy:

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

ORDINANCE NO. 449.243

AN ORDINANCE OF THE COUNTY OF RIVERSIDE EXTENDING URGENCY INTERIM ORDINANCE NO. 449.242 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, Ordinance No. 449.242 is hereby extended for ten (10) months and fifteen (15) days from the date of its expiration, during which time 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 2. 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:

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Marion Ashley, Chairman of the Board
I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on December 7, 2010, the foregoing Ordinance consisting of six (6) sections was adopted by said Board by the following vote:

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

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: David McCullagh

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: (922) 921-9611

Date: 12-7-10 **Agenda #** 9.1

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: _____

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: JOSEPH CASTANEDA

Address: 36263 CAVE DE LOBO
(only if follow-up mail response requested)

City: La Cresta **Zip:** 92562

Phone #: (951) 677-5572

Date: 12/07/10 **Agenda #** 9.1

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:
_____ **Support** **Oppose** _____ **Neutral**

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I give my 3 minutes to: _____

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Address: 36263 CAÑE DE LOBO
(only if follow-up mail response requested)

City: La Cresta **Zip:** 92562

Phone #: (951) 677-5572

Date: 12/07/10 **Agenda #:** 9.1

PLEASE STATE YOUR POSITION BELOW:

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Support **Oppose** **Neutral**

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda:

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.

**Riverside County Board of Supervisors
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SPEAKER'S NAME: David McCullagh

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: (962) 921-9611

Date: 12-7-10 **Agenda #** 9.1

PLEASE STATE YOUR POSITION BELOW:

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I give my 3 minutes to: _____

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