

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



1.1

On motion of Supervisor Ashley, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED, FOUND AND DETERMINED that the following ordinances were duly published:

<u>ORDINANCE</u>	<u>DATE</u>	<u>NEWSPAPER</u>
No. 348.4713	Nov. 20, 2010	The Press-Enterprise
No. 449.242	Nov. 25, 2010	The Press-Enterprise

I hereby certify that the foregoing is a full, true and correct copy of an order made and entered on January 11, 2011 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: January 11, 2011
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in and
for the County of Riverside, State of California.

(seal)

By: , Deputy

AGENDA NO.

1.1

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

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 of Ord. No. 348.4713

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:

11-20-10

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

Date: Nov. 20, 2010
At: Riverside, California

BOARD OF SUPERVISORS

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

Ad #: 10471665

PO #:

Agency #: _____

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF
RIVERSIDE, STATE OF CALIFORNIA
ORDINANCE NO. 348.4713

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 348 REGULATING LAND USE**

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

- Section 1. A new subsection (f) is added to Section 6.1 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b., c. and e. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 2. A new subsection (e) is added to Section 6.25 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b., c. and d. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 3. A new subsection (f) is added to Section 6.50 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b., c. and d. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 4. A new subsection (d) is added to Section 7.1 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 5. A new subsection (d) is added to Section 7.25 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 6. A new subsection (d) is added to Section 8.1 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections a. and b. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 7. A new subsection (d) is added to Section 8.50 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 8. A new subsection (f) is added to Section 8.60 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsection b. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsection. Such a use is subject to the permit process which governs the category in which it falls."
- Section 9. A new subsection (i) is added to Section 8.91 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections f., g. and h. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 10. A new subsection (d) is added to Section 8.100 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsections a., b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 11. A new subsection (k) is added to Section 8.202 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Section 8.202 may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 12. A new subsection (d) is added to Section 9.25 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsection a. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsection. Such a use is subject to the permit process which governs the category in which it falls."
- Section 13. A new subsection (f) is added to Section 12.50 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsection e. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsection. Such a use is subject to the permit process which governs the category in which it falls."
- Section 14. A new subsection (f) is added to Section 12.60 of Ordinance No. 348 to read as follows:
"Any use that is not specifically listed in Subsection e. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsection."

Such a use is subject to the permit process which governs the category in which it falls."

Section 15. A new subsection (k) is added to Section 13.51 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsections g. and h. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."

Section 16. A new subsection (f) is added to Section 14.52 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."

Section 17. A new subsection (d) is added to Section 14.73 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."

Section 18. A new subsection (b) is added to Section 14.82 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsection a. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsection. Such a use is subject to the permit process which governs the category in which it falls."

Section 19. A new subsection (i) is added to Section 15.1 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsections c. and d. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."

Section 20. A new subsection (f) is added to Section 15.101 of Ordinance No. 348 to read as follows:
" Any use that is not specifically listed in Subsections b., c. and d. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."

- Section 21. A new subsection (f) is added to Section 15.200 of Ordinance No. 348 to read as follows:
 "Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 22. A new subsection (f) is added to Section 16.2 of Ordinance No. 348 to read as follows:
 "Any use that is not specifically listed in Subsections b. and c. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 23. A new subsection (i) is added to Section 17.1 of Ordinance No. 348 to read as follows:
 "Any use that is not specifically listed in Subsections f. and g. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 24. A new subsection (i) is added to Section 17.2 of Ordinance No. 348 to read as follows:
 "Any use that is not specifically listed in Subsections f. and g. may be considered a permitted or conditionally permitted use provided that the Planning Director finds that the proposed use is substantially the same in character and intensity as those listed in the designated subsections. Such a use is subject to the permit process which governs the category in which it falls."
- Section 25. Section 21.32 is amended to read as follows:
 "EDUCATIONAL INSTITUTIONS. Public and private schools, whether nonprofit or operated for profit, providing instruction to either minors or adults including kindergartens, elementary schools, junior high schools, senior high schools, junior colleges, colleges, universities, professional schools and vocational schools. Day care centers and family day care homes shall not constitute educational institutions."
- Section 26. This ordinance shall take effect thirty (30) days after its adoption.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on November 9, 2010, the foregoing Ordinance consisting of twenty-six (26) sections was adopted by said Board by the following vote:

AYES: Buster, Tavaglione, Stone, Benoit and Ashley

NAYS: None

ABSENT: None

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

THE 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

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.

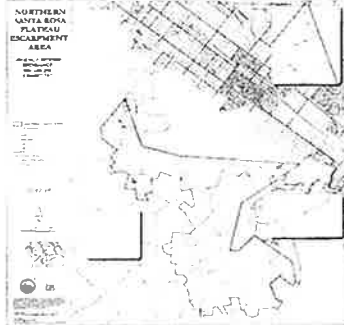
b. New Residential Use. Any one-family dwelling, planned residential development, mobilehome or mobilehome park, the owner of which did not have a vested right to develop prior to the effective date of this ordinance.

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 abusive 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 of 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