

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



**FROM:** Supervisor Buster and Supervisor Stone

**SUBMITTAL DATE:** January 18, 2012

**SUBJECT:** Ordinance No. 449.246 An Ordinance Repealing Urgency Ordinance Nos. 449.242 449.243, 449.245 Establishing and Extending the Prohibition of 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. Introduce and adopt on successive weeks Ordinance No. 449.246, an ordinance repealing Urgency Ordinance Nos. 449.242, 449.243, 449.245 establishing and extending the prohibition of new residential subdivisions and new residential uses in the Northern and Southern Santa Rosa Plateau Escarpment Areas; and
2. Find that the adoption of Ordinance No. 449.246 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*

Bob Buster, First District Supervisor

*Jeff Stone*

Jeff Stone, Third District Supervisor

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: January 24, 2012  
xc: Supvr. Buster, Supvr. Stone, COB, Recorder

Kecia Harper-Ihem  
Clerk of the Board  
By: *Kecia Harper-Ihem*  
Deputy

**3.37**

Ordinance No. 449.242 was adopted on November 2, 2010, as an urgency ordinance and prohibited new residential subdivisions and new residential uses in the Northern and Southern Santa Rosa Plateau Escarpment Areas (“Areas”). This Ordinance was extended by Ordinance Nos. 449.243 and 449.245 and is set to expire on October 24, 2012.

During this time, staff was directed to develop a zoning ordinance that would include development standards to allow development in these Areas while at the same time decrease or eliminate the destruction of irreplaceable natural resources, the shifting of existing drainage patterns, soil erosion, and the denuding of vegetation on hillsides including the scarring of the natural landscape.

Ordinance No. 348.4299 was prepared to meet this directive. After a public hearing and deliberations, the Planning Commission denied Ordinance No. 348.4299 on November 16, 2011. The Commission’s action was received and filed by the Board on January 10, 2012.

After further review, existing policies and regulations can be utilized in the planning and execution of development in these Areas that will assist in safeguarding the Areas from activities that may destroy irreplaceable natural resources, shift existing drainage patterns, increase soil erosion, denude vegetation on hillsides and scar the natural landscape of these Areas.

Therefore, in order to remove the prohibition on new residential subdivisions and new residential uses in the Areas prior to October 24, 2012, it is necessary to repeal Ordinance Nos. 449.242, 449.243 and 449.245.

The purpose of Ordinance No. 449.246 is to repeal Ordinance Nos. 449.242, 449.243 and 449.245. Repealing these ordinances will reinstate the County’s permitting process in the Areas as it existed prior to the moratorium and allow property owners in the Areas to submit applications for land use entitlements. Adopting this ordinance does not commit the County to any development and there is no specific development application associated with this ordinance. To perform any environmental analysis at this stage would require the County to speculate as to what property might be involved, what type of development might be proposed and what impacts unknown development might have. Therefore, the adoption of Ordinance No. 449.246 does not create either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Furthermore, before development occurs on any particular site, all potential environmental issues will be analyzed in the appropriate site-specific environmental document. Performing an environmental analysis at this time would be premature and meaningless. As a result, Ordinance No. 449.246 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.

(7)

**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:** Joanne New

**Address:** \_\_\_\_\_  
(only if follow-up mail response requested)

**City:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Phone #:** \_\_\_\_\_

**Date:** 1/24/12 **Agenda #** 3.37

**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),  
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**SPEAKER'S NAME:** Heber Ludwig

**Address:** \_\_\_\_\_  
(only if follow-up mail response requested)

**City:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Phone #:** \_\_\_\_\_

**Date:** 1-24-12 **Agenda #** 3.37

**PLEASE STATE YOUR POSITION BELOW:**

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

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\_\_\_\_\_ **Support**      \_\_\_\_\_ **Oppose**      \_\_\_\_\_ **Neutral**

**I give my 3 minutes to:** Robert Mabe

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

6 min. ✓

Submit request to Clerk of Board (right of podium),  
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Board Rules listed on the reverse side of this form.

**SPEAKER'S NAME:** Robert MABEE

**Address:** 3086 Miguel St  
(only if follow-up mail response requested)

**City:** Riverside **Zip:** 92506

**Phone #:** 788-4658

**Date:** 1-24-12 **Agenda #** 3.37

**PLEASE STATE YOUR POSITION BELOW:**

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

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

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Request to Speak**



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**SPEAKER'S NAME:** DONNA GOOCHEY

**Address:** 41908 BROOK CT  
(only if follow-up mail response requested)

**City:** MURRIETA **Zip:** 92542

**Phone #:** 951 304 9494 3.37

**Date:** 1-24-12 **Agenda #:** Deal  
~~Communication~~

**PLEASE STATE YOUR POSITION BELOW:**

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

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

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**SPEAKER'S NAME:** ANDY WEIGEL

**Address:** 41825 Calle Bandido  
(only if follow-up mail response requested)

**City:** Morriston **Zip:** 92562

**Phone #:** 951-760-6305

**Date:** 1-23-12 **Agenda #** ~~337~~ 337  
*Oral communication*

**PLEASE STATE YOUR POSITION BELOW:**

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

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

Submit request to Clerk of Board (right of podium),  
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**SPEAKER'S NAME:** CINDY SUTHERLAND

**Address:** 25015 HENDON STREET  
(only if follow-up mail response requested)

**City:** LAGUNA Hills **Zip:** 92653

**Phone #:** \_\_\_\_\_

**Date:** 1/24/12 **Agenda #** Oral Communications

**PLEASE STATE YOUR POSITION BELOW:** 3.37

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

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

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

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

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**SPEAKER'S NAME:** Mr. Goochey

**Address:** 41908 Brook Ct.  
(only if follow-up mail response requested)

**City:** Murrieta **Zip:** CA

**Phone #:** 951-894-4000

**Date:** 1-24-12 **Agenda #:** Oral Communications

**PLEASE STATE YOUR POSITION BELOW:** 337

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

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

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Request to Speak**

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**SPEAKER'S NAME:** STEPHEN MILES

**Address:** 3151 AIRWAY AVE. STE. R-1  
(only if follow-up mail response requested)

**City:** COSTA MESA **Zip:** 92626

**Phone #:** 714-393-3389

**Date:** 1/24 **Agenda #** ORAL COMMUNICATION

**PLEASE STATE YOUR POSITION BELOW:** 337

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

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

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**SPEAKER'S NAME:** ✓ JOHN Kuo

**Address:** 2595 DEVONPORT RD  
(only if follow-up mail response requested)

**City:** SAN MARINO **Zip:** 91108

**Phone #:** 626-536-3006

**Date:** 1-24-12 **Agenda #** Oral Communications

**PLEASE STATE YOUR POSITION BELOW:** 337

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

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

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**SPEAKER'S NAME:** Shelley Buck

**Address:** 401  
(only if follow-up mail response requested)

**City:** Murrieta **Zip:** 92562

**Phone #:** 661-714-1689

**Date:** 1/24/12 **Agenda #** Oral Communications

**PLEASE STATE YOUR POSITION BELOW:** 3.37

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 Support  ~~Oppose~~  Neutral

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