

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



1.1

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

<u>ORDINANCE</u>	<u>DATE</u>	<u>NEWSPAPER</u>
No. 626.8	10/29/2011	The Press-Enterprise
No. 348.4734	11/08/2011	The Press-Enterprise
No. 348.4705	11/08/2011	The Press-Enterprise

Roll Call:

Ayes: Buster, Stone, Benoit and Ashley  
Nays: None  
Absent: Tavaglione

I hereby certify that the foregoing is a full, true and correct copy of an order made and entered on January 10, 2012 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: January 10, 2012  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in and  
for the County of Riverside, State of California.

(seal)

By: David Eckles, Deputy

AGENDA NO.

1.1

ATTACHMENTS FILED WITH  
THE CLERK OF THE BOARD

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

ORDINANCE NO. 348.4734

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING  
ORDINANCE NO. 348 RELATING TO ZONING

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

Section 1. Section 18.51 of Ordinance No. 348 is added to read as follows:

"SECTION 18.51. SOLAR ENERGY SYSTEMS. Notwithstanding any other provision of this ordinance, solar energy systems are permitted as an accessory use in all zones subject to the provisions of this section.

- a. The intent of this section is to provide for the implementation of section 65850.5 of the Government Code and section 17959.1 of the Health and Safety Code by complying with the mandatory provisions of those state statutes and to advance the state policy of encouraging the installation of solar energy systems by removing obstacles to, and minimizing costs of, permitting such systems. This section is intended to avoid any unreasonable restrictions on the ability of homeowners, agricultural concerns and business concerns to install solar energy systems. Solar energy systems utilize a renewable and nonpolluting energy resource, enhance the reliability and power quality of the electrical grid, reduce peak power demands, and make the electricity supply market more competitive by promoting consumer choice.
- b. Applications to install solar energy systems shall be administratively reviewed and approved by the Director of the Department of Building and Safety as nondiscretionary permits; provided, however, that if the Director of the Department of Building and Safety determines in good faith that a solar energy system could have a specific adverse impact on the public health or safety, the applicant shall be required to apply for a plot plan pursuant to section 18.30 of this ordinance and all provisions of that section shall apply except as modified by this section.
- c. Review of an application to install a solar energy system shall be limited to a determination of whether the application meets all health and safety requirements of county, state and federal law. The requirements of county law shall be limited to those standards and regulations necessary to avoid a specific adverse impact upon the public health or safety. Review for aesthetic purposes, including any ordinance provision requiring the screening of the solar energy system, shall not be applicable.
- d. If a plot plan is required pursuant to subsection b above, the plot plan shall not be denied unless the denial is based on written findings in the record that the proposed installation would have a specific adverse impact on the public health or safety, and there is no feasible method to satisfactorily mitigate or avoid the specific, adverse impact. The findings shall include the basis for rejection of potential feasible alternatives of preventing the adverse impact.
- e. Any conditions imposed on an application to install a solar energy system shall be designed to mitigate the specific, adverse impact upon the public health and safety at the lowest cost possible.
- f. A solar energy system for heating water shall be certified by the Solar Rating Certification Corporation (SRCC) or other nationally recognized certification agency. SRCC is a nonprofit third party supported by the United States Department of Energy. The certification shall be for the entire solar energy system and installation.
- g. A solar energy system for producing electricity shall meet all applicable safety and performance standards established by the National Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, rules of the Public Utilities Commission regarding safety and reliability.
- h. For purposes of this section, the following terms shall have the following meanings:
  - (1) A "specific adverse impact" means a significant, quantifiable, direct and unavoidable impact, based on objective, identified and written public health or safety standards, policies or conditions as they existed on the date the application was deemed complete.
  - (2) A "feasible method to satisfactorily mitigate or avoid the specific, adverse impact" includes, but is not limited to, any cost-effective method, condition, or mitigation imposed by the county on another similarly situated application in a prior successful application for a permit. The county shall use its best efforts to ensure that the selected method, condition, or mitigation does not "significantly" increase the cost of the system or "significantly" decrease its efficiency or specified performance, or allows for an alternative system of comparable cost, efficiency, and energy conservation benefits. For solar domestic water heating systems or solar swimming pool heating systems that comply with state and federal law, "significantly" means an amount exceeding 20 percent of the cost of the system or decreasing the efficiency of the solar energy system by an amount exceeding 20 percent as originally specified and proposed. For photovoltaic systems that comply with state or federal law, "significantly" means an amount not to exceed \$2000 over the system cost as originally specified and proposed, or a decrease in system efficiency of an amount exceeding 20 percent as originally specified and proposed.

Section 2. A new section 21.62i of Article XXI of Ordinance No. 348 is added to read as follows:

"Section 21.62i. SOLAR ENERGY SYSTEM. A system which is an accessory use to any residential, commercial, industrial, mining, agricultural or public use, used primarily (i.e. more than 50 percent) to reduce onsite utility usage, and which is either of the following:

- (a) Any solar collector or other solar energy device the primary purpose of which is to provide for the collection, storage and distribution of solar energy for electric generation, space heating, space cooling, or water heating.

- (b) Any structural design feature of a building, the primary purpose of which is to provide for the collection, storage and distribution of solar energy for electric generation, space heating, space cooling, or water heating."

Section 3. This ordinance shall take effect thirty (30) days after its adoption.

Bob Buster, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on November 8, 2011, the foregoing Ordinance consisting of three (3) 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

**ORDINANCE NO. 348.4705**

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE  
AMENDING ORDINANCE NO. 348  
RELATING TO ZONING**

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

**Section 1.** A new subsection (19) is added to Section 9.1.d. of Article IX of Ordinance No. 348 to read as follows:

"(19) Solar power plant on a lot 10 acres or larger."

**Section 2.** A new subsection d. is added to Section 9.25 of Article IXa of Ordinance No. 348 to read as follows:

"d. The following uses are permitted provided a conditional use permit has been granted pursuant to the provisions of Section 18.28 of this ordinance:

(1) Solar power plant on a lot 10 acres or larger."

**Section 3.** A new subsection (25) is added to Section 9.50.b. of Article IXb of Ordinance No. 348 to read as follows:

"(25) Solar power plant on a lot 10 acres or larger."

**Section 4.** A new subsection (8) is added to Section 9.62.b. of Article IXc of Ordinance No. 348 to read as follows:

"(8) Solar power plant on a lot 10 acres or larger."

**Section 5.** A new subsection (4) is added to Section 10.1.b. of Article X of Ordinance No. 348 to read as follows:

"(4) Solar power plant on a lot 10 acres or larger."

**Section 6.** A new subsection (19) is added to Section 11.2.c. of Article XI of Ordinance No. 348 to read as follows:

"(19) Solar power plant on a lot 10 acres or larger."

**Section 7.** A new subsection (22) is added to Section 11.26.c. of Article XIa of Ordinance No. 348 to read as follows:

"(22) Solar power plant on a lot 10 acres or larger."

**Section 8.** A new subsection (18) is added to Section 12.2.c. of Article XII of Ordinance No. 348 to read as follows:

"(18) Solar power plant on a lot 10 acres or larger."

**Section 9.** A new subsection (2) is added to Section 12.50.e. of Article XIIa of Ordinance No. 348 to read as follows:

"(2) Solar power plant on a lot 10 acres or larger."

**Section 10.** A new subsection (2) is added to Section 12.60.e. of Article XIIb of Ordinance No. 348 to read as follows:

"(2) Solar power plant on a lot 10 acres or larger."

**Section 11.** A new subsection (12) is added to Section 13.1.c. of Article XIII of Ordinance No. 348 to read as follows:

"(12) Solar power plant on a lot 10 acres or larger."

**Section 12.** A new subsection (4) is added to Section 13.51.h. of Article XIIIa of Ordinance No. 348 to read as follows:

"(4) Solar power plant on a lot 10 acres or larger."

**Section 13.** A new subsection (16) is added to Section 14.1.c. of Article XIV of Ordinance No. 348 to read as follows:

"(16) Solar power plant on a lot 10 acres or larger."

**Section 14.** A new subsection (2) is added to Section 14.52.c. of Article XIVa of Ordinance No. 348 to read as follows:

"(2) Solar power plant on a lot 10 acres or larger."

**Section 15.** A new subsection (32) is added to Section 15.1.d. of Article XV of Ordinance No. 348 to read as follows:

"(32) Solar power plant on a lot 10 acres or larger."

**Section 16.** A new subsection (3) is added to Section 15.101.c. of Article XVa of Ordinance No. 348 to read as follows:

"(3) Solar power plant on a lot 10 acres or larger."

**Section 17.** A new subsection (15) is added to Section 15.200.c. of Article XVb of Ordinance No. 348 to read as follows:

"(15) Solar power plant on a lot 10 acres or larger."

**Section 18.** A new subsection (10) is added to Section 16.2.b. of Article XVI of Ordinance No. 348 to read as follows:

"(10) Solar power plant on a lot 10 acres or larger."

**Section 19.** A new subsection (2) is added to Section 17.2.g. of Article XVII of Ordinance No. 348 to read as follows:

"(2) Solar power plant on a lot 10 acres or larger."

**Section 20.** A new subsection (5) is added to Section 17.3.b. of Ordinance No. 348 to read as follows:

"(5) No solar power plants shall be closer than 10 feet from any lot line."

**Section 21.** A new Section 21.63 of Article XXI of Ordinance No. 348 is added to read as follows:

"Section 21.63. SOLAR POWER PLANT. A facility used to generate electricity from solar energy where the power plant will be connected to the power grid and the electricity will be used primarily (i.e. more than 50 percent) at locations other than the site of the solar power plant. Solar power plants include power plants using both solar thermal systems and photovoltaic systems to convert solar energy to electricity. Solar thermal systems concentrate heat to

drive a turbine which is then used to create electricity from generators and include systems using solar troughs, solar dishes, and solar power towers. Photovoltaic systems use a technology such as solar cells which generates electricity directly from sunlight.

Section 22. Existing Section 21.63 of Article XXI of Ordinance No. 348 is renumbered 21.64.

Section 23. Ordinance No. 348.4705 is adopted as part of a comprehensive, integrated legislative program which also includes the adoption of General Plan Amendment No 1080 (Land Use Policy LU 15.15) and Board of Supervisors Policy No. B-29. The Board of Supervisors declares that it would not have adopted Ordinance No. 348.4705 unless General Plan Amendment No. 1080 (Land Use Policy LU 15.15) and Board of Supervisors Policy No. B-29 were also adopted and effective. In the event that any provision of Ordinance No. 348.4705, General Plan Amendment No. 1080 (Land Use Policy LU 15.15) or Board of Supervisors Policy No. B-29 is determined to be invalid or unenforceable, in whole or in part, by a court of competent jurisdiction, then Ordinance No. 348.4705, General Plan Amendment No. 1080 (Land Use Policy LU 15.15) and Board of Supervisors Policy No. B-29 shall be deemed invalid in their entirety and shall have no further force or effect.

Section 24. This ordinance shall take effect thirty (30) days after its adoption.

Bob Buster, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on November 8, 2011, the foregoing Ordinance consisting of twenty-four (24) 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

11/18

# 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)**

Publication(s): Press-Enterprise

PROOF OF PUBLICATION OF


Ad Desc.: / Ord. 626.8

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 in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

**10/29/2011**

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

Date: October 29, 2011  
At: Riverside, California



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

Ad Number: 0000656280-01

P.O. Number: Ord. 626.8

## Ad Copy:

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

**SUMMARY OF ORDINANCE NO. 626.8**  
**AN ORDINANCE OF THE COUNTY OF RIVERSIDE**  
**AMENDING ORDINANCE NO. 626**  
**INCREASING CERTAIN COUNTY PARKING**  
**FACILITIES FINES AND FEES**

This summary is presented pursuant to California Government Code Section 25124(b): a certified copy of the full text of Ordinance No. 626.8 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside, located at 4080 Lemon Street, 1st Floor, Riverside, California.

Ordinance No. 626.8 amends Ordinance No. 626 to change the parking agency from the Director of the Department of Facilities Management to the Assistant County Executive Officer of the Economic Development Agency; increase parking fines from \$40.00 to \$53.00; add other additional penalties and assessments related to Disabled Persons parking; eliminate vendor and temporary parking permits; and incorporates other minor changes. Monthly parking rates remain unchanged, except for the addition of motorcycle parking at a rate of \$7.00 per month. Several other miscellaneous parking rates are also increased. The new rates would go into effect 60 days after its adoption.

Bob Buster, Chairman of the Board  
I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on October 18, 2011, the foregoing Ordinance consisting of twelve (12) sections was adopted by said Board by the following vote:

AYES: Buster, Tavaglione, Stone, Benoit and Ashley

NAYS: None

ABSENT: None

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

10/29