

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



3.22

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried, IT WAS ORDERED the reading being waived, that an ordinance bearing the following title, is adopted:

ORDINANCE NO. 499.13

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 499 RELATING TO ENCROACHMENTS IN COUNTY HIGHWAYS

Roll Call:

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

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on May 8, 2012 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: May 8, 2012
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By:  Deputy

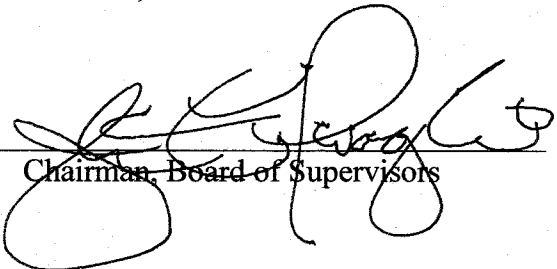
AGENDA NO.
3.22

xc: Transp., MC, COB

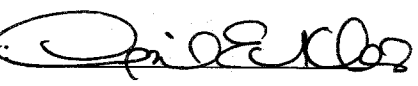
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Section 3. This ordinance shall take effect sixty (60) days after its adoption.

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

By: 
Chairman, Board of Supervisors


ATTEST:
CLERK OF THE BOARD

By: 
Deputy

(SEAL)

APPROVED AS TO FORM

April 26, 2012

By: 
KATHERINE A. LIND
Assistant County Counsel

KAL:md
03/21/12
G:\PROPERTY\MDUSEK\ORDINANCES\499 13 ENCROACHMENT FEES.032112.DOCX

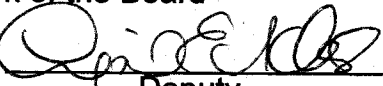
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STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE) SS

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on May 8, 2012, the foregoing ordinance consisting of 3 Sections was adopted by the following vote:

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

DATE: May 8, 2012

KECIA HARPER-IHEM
Clerk of the Board
BY: 
Deputy

SEAL

NOTICE OF EXEMPTION

Original Negative Declaration/Notice of Determination was routed to County Clerks for posting on.

To: _____ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814
To: X Office of the County Clerk & Recorder

From: County of Riverside
4080 Lemon Street
Riverside, CA 92501

5/9/12 Date
AE Initial
Tiffany North hand Carried.

Project Title: Ordinance No. 499.13 An Ordinance of the County of Riverside Amending Ordinance No. 499 Relating to Encroachments in County Highways

Project Location: The unincorporated area of Riverside County.

Project Description: Ordinance No. 499 is the County Ordinance regulating encroachments in County highways. The amendment, Ordinance No. 499.13, clarifies that all deposit-based fees imposed pursuant to Ordinance No. 499 are subject to all of the administrative and appeal procedures set forth in Section 1.1 of Ordinance No. 671. Currently, those procedures are only partially incorporated in Ordinance No. 499. In addition, the amendment adopts a new deposit-based fee for the "application for a franchise for a project involving a solar power plant or other use not constituting a public utility use." The new fee will serve to recover the actual costs of providing such services.

Name of Public Agency Approving Project: County of Riverside

Project Sponsor: Transportation and Land Management Agency of the County of Riverside

Exempt Status: (check one)

- Ministerial
- Declared Emergency
- Emergency Project
- Categorical Exemption
- Statutory Exemption (State CEQA Guidelines Sec. 15273)
- Other: (State CEQA Guidelines Sec. 15061(b)(3))

Reasons Why Project is Exempt:

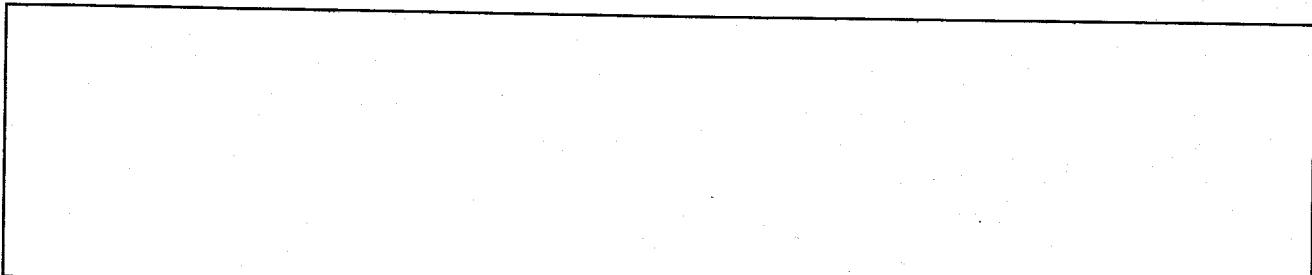
The adoption of Ordinance No. 499.13 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15273 and section 15061(b)(3). The fee adopted by Ordinance No. 499.13 is solely for the purpose of reimbursing the County for the actual costs of providing services and is therefore exempt under CEQA Guidelines section 15273. The purposes of the charge is limited to the purposes authorized under subsections (a)(1) and (a)(2) of section 15273, i.e. meeting operating expenses and purchasing or leasing supplies, equipment or materials. Both the procedural provisions of the ordinance and the fee are also exempt under the common sense exemption of CEQA Guidelines section 15061(b)(3) in that it can be seen with certainty that there is no possibility that the ordinance may have a significant effect on the environment. Ordinance No. 499.13 merely conforms County procedures under Ordinance No. 499 to the existing administrative and appeal procedures under Ordinance No. 671 and provides for a fee to cover the actual costs of County services.

Adam Rush, Principal Planner
County Contact Person

(951) 955-6646
Phone Number

Signature: [Handwritten Signature] Title: Board Assistant Date: 5-8-12

For County Clerk's Use Only





THE PRESS-ENTERPRISE pe.com



10	11	12	13	15	16	17	18	19	20
DATE	REFERENCE NUMBER	DESCRIPTION - OTHER COMMENTS/CHARGES	PRODUCT/ZONE	SIZE	BILLED UNITS	TIMES RUN	RATE	GROSS AMOUNT	NET AMOUNT

05/13/2012	100800619-05132012	PO# Ord No 499.13, BOARD OF SUPER	Press-Enterprise	2 x 75 LI	150	1	1.30	195.00	195.00
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Order Placed by: Cecilia Gil

*TLMA-Transp.
3.22 of 05/08/12*

RECEIVED RIVERSIDE COUNTY CLERK / BOARD OF SUPERVISORS
 2012 MAY 16 PM 1:37

Legal Advertising Invoice

BA.LANCE
\$195.00

SALES CONTACT INFORMATION		ADVERTISER INFORMATION			
25	1	6	7	2	
	BILLING PERIOD	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME	
Nick Eller 951-368-9229	05/13/2012 - 05/13/2012	100141323	100141323	BOARD OF SUPERVISORS	

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE

2 ADVERTISER/CLIENT NAME			
BOARD OF SUPERVISORS			
1	6	7	
BILLING PERIOD	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	
05/13/2012 - 05/13/2012	100141323	100141323	
23	24	3	
BALANCE	INVOICE NUMBER	TERMS OF PAYMENT	
\$195.00	100800619-05132012	DUE UPON RECEIPT	



Legal Advertising Invoice

8 BILLING ACCOUNT NAME AND ADDRESS

9 REMITTANCE ADDRESS

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

Enterprise Media
 POST OFFICE BOX 12009
 RIVERSIDE, CA 92502-2209

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 No 499.13

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:

05/13/2012

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

Date: May 14, 2012
At: Riverside, California



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

Ad Number: 0000800619-01

P.O. Number: Ord No 499.13

Ad Copy:

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

ORDINANCE NO. 499.13

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 499 RELATING TO
ENCROACHMENTS IN COUNTY HIGHWAYS**

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

Section 1. Subsections A, B and C of Section 6 of Ordinance No. 499 are amended to read as follows:

"A. The permit fees and inspection fees required by this ordinance are set forth in Appendix A and shall be paid at the time an application is filed. Notwithstanding the foregoing, any public utility company, public agency or district, or political subdivision may, with the consent of the Transportation Director, defer the payment of any such fee until the time a permit is issued. Except for the fees designated as "Deposit-based" in Appendix A, all such fees shall be nonrefundable.

B. When it is mutually agreed in writing by the applicant and the Transportation Director, any fee not designated a "Deposit-based" fee by this ordinance may be treated as a deposit-based fee and all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended, shall apply.

C. **DEPOSIT-BASED FEES.**
1. Certain functions within this ordinance are designated as requiring deposit-based fees and are identified with the legend "Deposit-based" in the tables contained in Appendix A to this ordinance.

2. Fees designated as deposit-based fees shall be subject to all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended."

Section 2. Appendix A of Ordinance No. 499 is amended by adding to the table with the legend "Deposit-based" two new fees as follows:

"Application for a franchise for a public utility. \$20,000
Application for a franchise for a project involving a solar power plant or other use not constituting a public utility use. \$20,000"

Section 3. This ordinance shall take effect sixty (60) days after its adoption.

John Tavaglione, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on May 8, 2012, the foregoing Ordinance consisting of three (3) sections was adopted by said Board by the following vote:

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

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

5/13



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1ST FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
(951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

May 10, 2012

PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

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

RE: ADOPTION OF ORD. NO. 499.13

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Sunday, May 13, 2012**.

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: mtinajero@pe.com on behalf of Master, PEC Legals <legalsmaster@pe.com>
Sent: Thursday, May 10, 2012 8:51 AM
To: Gil, Cecilia
Subject: Re: [Legals] FOR PUBLICATION: Adoption of Ord. No. 499.13

Received for publication on May 13. Proof with cost to follow. Thank You! ~Maria

On Thu, May 10, 2012 at 8:14 AM, Gil, Cecilia <CCGIL@rcbos.org> wrote:

Hello! Attached is an Adoption of Ordinance, for publication on Sunday, May 13, 2012. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
[951-955-8464](tel:951-955-8464)

THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1ST FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
(951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

May 10, 2012

THE DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

E-MAIL: legals@thedesertsun.com
FAX: (760) 778-4731

RE: ADOPTION OF ORD. NO. 499.13

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Sunday, May 13, 2012**.

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: Moeller, Charlene <CMOELLER@palmspri.gannett.com>
Sent: Thursday, May 10, 2012 8:50 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Adoption of Ord. No. 499.13

Ad received and will publish on date(s) requested.

Charlene Moeller | Media Sales Legal Notice Coordinator

The Desert Sun Media Group
750 N. Gene Autry Trail, Palm Springs, CA 92262
t 760.778.4578 | f 760.778.4731
legals@thedesertsun.com / dpwlegals@thedesertsun.com

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This email and any files transmitted with it are confidential and intended for the individual to whom they are addressed. If you have received this email in error, please notify the sender and delete the message from your system

From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Thursday, May 10, 2012 8:15 AM
To: tds-legals
Subject: FOR PUBLICATION: Adoption of Ord. No. 499.13

Hello! Attached is an Adoption of Ordinance, for publication on Sunday, May 13, 2012. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**

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

ORDINANCE NO. 499.13

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 499 RELATING TO ENCROACHMENTS IN COUNTY HIGHWAYS**

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

Section 1. Subsections A, B and C of Section 6 of Ordinance No. 499 are amended to read as follows:

"A. The permit fees and inspection fees required by this ordinance are set forth in Appendix A and shall be paid at the time an application is filed. Notwithstanding the foregoing, any public utility company, public agency or district, or political subdivision may, with the consent of the Transportation Director, defer the payment of any such fee until the time a permit is issued. Except for the fees designated as "Deposit-based" in Appendix A, all such fees shall be nonrefundable.

B. When it is mutually agreed in writing by the applicant and the Transportation Director, any fee not designated a "Deposit-based" fee by this ordinance may be treated as a deposit-based fee and all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended, shall apply.

C. DEPOSIT-BASED FEES.

1. Certain functions within this ordinance are designated as requiring deposit-based fees and are identified with the legend "Deposit-based" in the tables contained in Appendix A to this ordinance.

2. Fees designated as deposit-based fees shall be subject to all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended."

Section 2. Appendix A of Ordinance No. 499 is amended by adding to the table with the legend "Deposit-based" two new fees as follows:

"Application for a franchise for a public utility.	\$20,000
Application for a franchise for a project involving a solar power plant or other use not constituting a public utility use.	\$20,000"

Section 3. This ordinance shall take effect sixty (60) days after its adoption.

John Tavaglione, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **May 8, 2012**, the foregoing Ordinance consisting of three (3) sections was adopted by said Board by the following vote:

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

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

**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: ROBERT MABEE

Address: 3086 MIBUEL ST
(only if follow-up mail response requested)

City: RIVERSIDE **Zip:** 92506

Phone #: 788-4858

Date: 5-8-12 **Agenda #** 3.22

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: _____

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



652

FROM: Transportation and Land Management Agency-Transportation Department

SUBMITTAL DATE:
April 26, 2012

SUBJECT: Ordinance No. 499.13 Amending Ordinance No. 499 Relating to Encroachments in County Highways

RECOMMENDED MOTION: That the Board of Supervisors:

1. Conduct a public hearing on proposed Ordinance No. 499.13 Relating to Encroachments in County Highways on May 1, 2012 at 9:30 a.m.;
2. At the conclusion of the public hearing, introduce and adopt in successive meetings Ordinance No. 499.13;
3. Find that Ordinance No. 499.13 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15273 and section 15061(b)(3) based on the findings set forth below.

(continued on page 2)

Juan C. Perez, Director of Transportation

FINANCIAL DATA	Current F.Y. Total Cost:	\$ NA	In Current Year Budget:	NA
	Current F.Y. Net County Cost:	\$ NA	Budget Adjustment:	NA
	Annual Net County Cost:	\$ NA	For Fiscal Year:	NA

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE
BY:
Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Tavaglione, seconded by Supervisor Ashley and duly carried, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of reading.

Ayes: Buster, Tavaglione, Stone and Ashley
Nays: None
Absent: Benoit
Date: May 1, 2012
xc: Transp., COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.: _____ **District:** ALL **Agenda Number:** 9.6

FORM APPROVED COUNTY COUNSEL
BY:
KATHERINE A. LIND
DATE: 04/25/12

Dep't Recomm.: Consent Policy Policy

Per Exec. Ofc.: Consent Policy Policy

1 ORDINANCE NO. 499.13

2
3 AN ORDINANCE OF THE COUNTY OF RIVERSIDE

4 AMENDING ORDINANCE NO. 499 RELATING TO ENCROACHMENTS IN COUNTY

5 HIGHWAYS

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

8 Section 1. Subsections A, B and C of Section 6 of Ordinance No. 499 are amended to
9 read as follows:

10 "A. The permit fees and inspection fees required by this ordinance are set forth in
11 Appendix A and shall be paid at the time an application is filed. Notwithstanding the foregoing, any
12 public utility company, public agency or district, or political subdivision may, with the consent of the
13 Transportation Director, defer the payment of any such fee until the time a permit is issued. Except for
14 the fees designated as "Deposit-based" in Appendix A, all such fees shall be nonrefundable.

15 B. When it is mutually agreed in writing by the applicant and the Transportation
16 Director, any fee not designated a "Deposit-based" fee by this ordinance may be treated as a deposit-based
17 fee and all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended,
18 shall apply.

19 C. DEPOSIT-BASED FEES.

20 1. Certain functions within this ordinance are designated as requiring deposit-based fees and
21 are identified with the legend "Deposit-based" in the tables contained in Appendix A to this ordinance.

22 2. Fees designated as deposit-based fees shall be subject to all of the provisions of Section 1.1
23 of Ordinance No. 671, as now adopted or hereafter amended."

24 Section 2. Appendix A of Ordinance No. 499 is amended by adding to the table with
25 the legend "Deposit-based" two new fees as follows:

26 "Application for a franchise for a public utility.	\$20,000
27 Application for a franchise for a project involving a solar power plant or other use not	
28 constituting a public utility use.	\$20,000"

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Section 3. This ordinance shall take effect sixty (60) days after its adoption.

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

By: _____
Chairman, Board of Supervisors

ATTEST:
CLERK OF THE BOARD

By: _____
Deputy

(SEAL)

APPROVED AS TO FORM

April 4, 2012

By: Katherine A. Lind
KATHERINE A. LIND
Assistant County Counsel

KAL:md
03/21/12
G:\PROPERTY\MDUSEK\ORDINANCES\499 13 ENCROACHMENT FEES.032112.DOCX



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1ST FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
(951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 16, 2012

PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

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

RE: NOTICE OF PUBLIC HEARING: ORDINANCE NO. 499.13 RELATING TO
ENCROACHMENTS WITHIN COUNTY HIGHWAYS

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **TWO (2) TIMES** on 2 Wednesdays:

April 18 and 25, 2012.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, WITH TWO CLIPPINGS OF THE PUBLICATION.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

McGil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: PE Legals <legals@pe.com>
Sent: Monday, April 16, 2012 8:13 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Ord. No. 499.13

Received for publication on April 18 and 25.

Thank You!

enterprisemedia

Publisher of the Press-Enterprise

Maria G. Tinajero · Legal Advertising Department

1-800-880-0345 · Fax: 951-368-9018 · email: legals@pe.com

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: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Monday, April 16, 2012 7:35 AM
To: PE Legals
Subject: FOR PUBLICATION: Ord. No. 499.13

Good Monday morning! Attached is a Notice of Public Hearing, for publication on 2 Wednesdays: April 18 and 25, 2012. 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.**



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1ST FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
(951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 16, 2012

THE DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

E-MAIL: legals@thedesertsun.com
FAX: (760) 778-4731

RE: NOTICE OF PUBLIC HEARING: ORDINANCE NO. 499.13 RELATING TO
ENCROACHMENTS WITHIN COUNTY HIGHWAYS

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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: Moeller, Charlene <CMOELLER@palmspri.gannett.com>
Sent: Monday, April 16, 2012 8:49 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Ord. No. 499.13

Ad received and will publish on date(s) requested.

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t 760.778.4578 | f 760.778.4731
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From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Monday, April 16, 2012 7:36 AM
To: tds-legals
Subject: FOR PUBLICATION: Ord. No. 499.13

Good Monday morning! Attached is a Notice of Public Hearing, for publication on 2 Wednesdays: April 18 and 25, 2012. 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 RIVERSIDE COUNTY

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, May 1, 2012 at 9:30 a.m.** to Consider adoption of the following:

ORDINANCE NO. 499.13

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 499 RELATING TO ENCROACHMENTS IN COUNTY HIGHWAYS**

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

Section 1. Subsections A, B and C of Section 6 of Ordinance No. 499 are amended to read as follows:

"A. The permit fees and inspection fees required by this ordinance are set forth in Appendix A and shall be paid at the time an application is filed. Notwithstanding the foregoing, any public utility company, public agency or district, or political subdivision may, with the consent of the Transportation Director, defer the payment of any such fee until the time a permit is issued. Except for the fees designated as "Deposit-based" in Appendix A, all such fees shall be nonrefundable.

B. When it is mutually agreed in writing by the applicant and the Transportation Director, any fee not designated a "Deposit-based" fee by this ordinance may be treated as a deposit-based fee and all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended, shall apply.

C. DEPOSIT-BASED FEES.

1. Certain functions within this ordinance are designated as requiring deposit-based fees and are identified with the legend "Deposit-based" in the tables contained in Appendix A to this ordinance.

2. Fees designated as deposit-based fees shall be subject to all of the provisions of Section 1.1 of Ordinance No. 671, as now adopted or hereafter amended."

Section 2. Appendix A of Ordinance No. 499 is amended by adding to the table with the legend "Deposit-based" two new fees as follows:

"Application for a franchise for a public utility.	\$20,000
Application for a franchise for a project involving a solar power plant or other use not constituting a public utility use.	\$20,000"

Section 3. This ordinance shall take effect sixty (60) days after its adoption.

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: April 16, 2012

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

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

358



FROM: Transportation and Land Management Agency-Transportation Department

SUBMITTAL DATE:
April 10, 2012

SUBJECT: Ordinance No. 499.13 Amending Ordinance No. 499 Relating to Encroachments in County Highways

RECOMMENDED MOTION: That the Board of Supervisors:

1. Set Ordinance No. 499.13 Relating to Encroachments in County Highways and the proposed ordinance fees for public hearing on May 1, 2012 at 9:30 a.m.;
2. Direct the Clerk of the Board to advertise the public hearing pursuant to Government Code Section 6062a and to post and make available to the public at least ten days prior to the hearing Attachment A entitled Data Concerning New Fees Proposed In Ordinance No. 499.13 An Ordinance of the County of Riverside Amending Ordinance No. 499 Relating to Encroachments in County Highways;
3. At the conclusion of the public hearing, introduce and adopt in successive meetings Ordinance No. 499.13;

(continued on page 2)

Juan Perez, Director of Transportation

FORM APPROVED COUNTY COUNSEL

BY: ~~KATHERINE A. LIND~~ A. Lind 04/10/12 DATE

Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ NA	In Current Year Budget:	NA
	Current F.Y. Net County Cost:	\$ NA	Budget Adjustment:	NA
	Annual Net County Cost:	\$ NA	For Fiscal Year:	NA

SOURCE OF FUNDS: N/A	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: Tina Grande

County Executive Office Signature

Consent Policy
 Consent Policy
 Dept's Recomm.: Per Exec. Ofc.:

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and is set for hearing on Tuesday, May 1, 2012 at 9:30 a.m.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: April 10, 2012
 xc: Planning, CØB

Kecia Harper-Ihem
 Clerk of the Board
 BY: Deputy

Prev. Agn. Ref.:

District: ALL

Agenda Number:

3.45

Eckles, April

From: Rector, Kimberly
Sent: Wednesday, May 09, 2012 10:05 AM
To: Eckles, April
Subject: RE: Notice of Exemption for 499.13

April,

Please be sure to retain a copy for our file.

Thank you,

Kimberly

From: North, Tiffany [<mailto:TNorth@co.riverside.ca.us>]
Sent: Wednesday, May 09, 2012 9:43 AM
To: Rector, Kimberly; Eckles, April
Subject: FW: Notice of Exemption for 499.13

Good morning-

I received notice that Karen Barton is out on maternity leave. Please see the attached NOE that needs to be signed by the Clerk of the Board. Please sign two copies. Once signed, please let me know and I will come pick it up so that I can personally deliver it for filing and posting.

Thanks.

Tiffany N. North
Deputy County Counsel
Office of Riverside County Counsel
Telephone (951) 955-6300
Facsimile (951) 955-6363

Please note: Our office is closed every Friday thru fiscal year 2010/2011 per order of the Board of Supervisors on June 15, 2010.

NOTICE: This communication is intended for the use of the individual or entity to which it is addressed and may contain attorney/client information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this communication is not the intended recipient or the employee or agent responsible for delivering this communication to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by reply email or by telephone and immediately delete this communication and all its attachments.

From: North, Tiffany
Sent: Wednesday, May 09, 2012 9:25 AM
To: Rush, Adam; Barton, Karen
Cc: Lind, Katherine
Subject: Notice of Exemption for 499.13

Good morning-

Yesterday the Board of Supervisors adopted ordinance amendment 499.13 (agenda item 3.22 of 5/8/12). The amendment was done, in part, to implement the County's Solar Power Plant Program. These ordinance amendment is

subject to CEQA. Therefore, we have prepared the attached notice of exemption. Adam, as with the other solar items, you are listed as the County contact person on the NOE. Is that okay with you? It should be someone from Planning. Please let me know. Once I hear back from you, I will coordinate with the Clerk of the Board's office to get the NOE signed and posted.

Thank you.

Tiffany N. North
Deputy County Counsel
Office of Riverside County Counsel
Telephone (951) 955-6300
Facsimile (951) 955-6363

Please note: Our office is closed every Friday thru fiscal year 2010/2011 per order of the Board of Supervisors on June 15, 2010.

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**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: Robert MABEL

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

City: Riverside **Zip:** _____

Phone #: 760-4658 [Signature]

Date: 5-1-12 **Agenda #** 9.6

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: _____

Gives 3 minutes to
Riverside County Board of Supervisors
Request to Speak *Robert Mabee*

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: Paul Jacobs

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

City: _____ **Zip:** _____

Phone #: _____

Date: 5-1-12 **Agenda #** 9.6

PLEASE STATE YOUR POSITION BELOW:

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

 Support X 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: Robert Mabee

**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: GARY GRANT

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

City: _____ **Zip:** _____

Phone #: _____

Date: MAY 15 2019 **Agenda #** 9-6

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: R. MAYBEE

**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: Louis Davis

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

City: _____ **Zip:** _____

Phone #: 951-505-9097

Date: 5-1-12 **Agenda #** 9.6

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: (20) _____

**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: Lea Peterson
Southern Cal Gas Co - Public Affairs Mgr

Address: 3460 Orange St
(only if follow-up mail response requested)

City: Riv **Zip:** 92501

Phone #: 909-335-7631

Date: 5/1/2012 **Agenda #:** 9.6

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:
 Support X 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: _____