

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



1-1

On motion of Supervisor Ashley, seconded by Supervisor Jeffries 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. 348.4857	September 21, 2017	The Press-Enterprise

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

I hereby certify that the foregoing is a full, true and correct copy of an order made and entered on February 6, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: February 6, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in and  
for the County of Riverside, State of California.

(seal)

By: Orin Boyd, Deputy

AGENDA NO.

1-1

ATTACHMENTS FILED WITH  
THE CLERK OF THE BOARD

# THE PRESS-ENTERPRISE.

1825 Chicago Ave, Suite 100  
Riverside, CA 92507  
951-684-1200  
951-368-9018 FAX

**PROOF OF PUBLICATION  
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption of Ord. No. 348.4857 /

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 85673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; 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:

09/21/2017

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

Date: September 21, 2017

At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE  
PO BOX 1147  
RIVERSIDE, CA 92502

Ad Number: 0011011570-01

P.O. Number:

2017 SEP 27 AM 11:17  
RECEIVED RIVERSIDE COUNTY  
CLERK/BOARD OF SUPERVISORS

Ad Copy:

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

ORDINANCE NO. 348.4857  
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. Article XIXk is hereby added to Ordinance No. 348 to read as follows:

"Article XIXk  
UNATTENDED DONATION BINS  
Section 19.900 PURPOSE AND INTENT. The Board of Supervisors finds that unattended donation bins provide a service to the community by facilitating the donation of items for distribution or resale. Unattended donation bins are, however, often the targets of graffiti, litter and illegal dumping. Additionally, unattended donation bins are often placed on private property without the consent of the property owner, or in public rights of way, creating safety concerns and traffic impediments that can endanger drivers and pedestrians. Welfare and Institutions Code Section 153 allows the County of Riverside to impose requirements upon the solicitation of salvageable personal property. This Article establishes minimum development standards and permitting procedures for unattended donation bins in the unincorporated areas of Riverside County with the purpose to enhance the aesthetic appearance of the community, preserve property values and protect the public health, safety and welfare. This Article does not apply to attended donation bins or to donation bins located within an enclosed building.

Section 19.901 DEFINITIONS. As used in this Article, the following terms shall have the following meanings:

- Donation Bin. Any unattended bin, box, container, or similar receptacle located on any legal lot used to collect textiles, shoes, books or other salvageable personal items for distribution or resale by the operator. This term does not include recycle bins for the collection of recyclable material. A Donation Bin shall not be considered a fixture or improvement to the lot.
- Donation Bin Operator. A person or entity who owns, manages or maintains a Donation Bin.
- Donation Bin Permit. Written authority from the County to a Permittee that authorizes the placement and operation of a Donation Bin on a legal lot.
- Permittee. A property owner who applies for and obtains a Donation Bin Permit.

Section 19.902 LOCATION. Subject to the requirements provided in this Article, Donation Bins are allowed in all zone classifications, except in the following zones where they are prohibited: M-SC, M-M, M-H, M-R, M-R-A, A-1, A-P, A-2, A-D, C/V, C-C/V, WC-W, WC-WE, WC-E, WC-R, W-2, R-D, N-A, W-2-M, W-1 and W-E.

Section 19.903 PERMIT & FEES.

- No Donation Bin shall be placed, erected, used or maintained until a Permittee obtains a Donation Bin Permit from the County of Riverside. A Donation Bin Permit shall expire one year from the date of issuance, unless a renewal application and applicable filing fee is timely submitted and approved in accordance with Section 19.903.c. of this Article.
- An application for a Donation Bin Permit shall be submitted to the Assistant TLMA Director - Community Development or designee on the form provided by the County Planning Department and accompanied by the applicable filing fee set forth in Ordinance No. 671.
- A Donation Bin Permit shall be renewed on an annual basis based on the anniversary of the original Donation Bin Permit issuance. An application for renewal shall be submitted to the Assistant TLMA Director - Community Development or designee on the form provided by the County Planning Department and accompanied by the applicable filing fee set forth in Ordinance No. 671. The renewal application shall be submitted no later than thirty (30) days prior to the expiration of the Donation Bin Permit.

Section 19.904 DEVELOPMENT STANDARDS. No Donation Bin Permit shall be approved unless the following development standards are satisfied:

- The dimensions of a Donation Bin shall not exceed 82 inches high, 56 inches wide and 49 inches deep.
- No more than two (2) Donation Bins shall exist on the same legal lot.
- Donation Bins shall not be located on any lot with a one family dwelling, multiple family dwelling or mobilehome.
- Donation Bins shall not be located within any public right of way area, emergency vehicle route, internal drive aisle or pedestrian pathway.
- Donation Bins shall be set back at least three (3) feet from any public right of way, emergency vehicle route, internal drive aisle, or pedestrian pathway.
- Donation Bins shall not be located on unimproved lots.
- All Donation Bins shall be constructed with a metal material. Donation Bins shall not be constructed with wood, plastic, or any other non-metal material.

Section 19.905 OPERATIONAL REQUIREMENTS. In addition to the development standards in Section 19.904, the Permittee shall ensure Donation Bins comply with the following:

- Donation Bins shall be kept free of structural damage, holes, visible rust, and graffiti.
- Donation Bins shall be kept locked or otherwise secured at all times.
- Donation Bins shall be serviced and emptied at a minimum of every seven (7) calendar days, or more frequently on an as needed basis, to ensure the Donation Bin and surrounding area are kept free of materials and debris.
- Donated items must fit entirely within the closed Donation Bin.
- Donated items shall consist of textiles, shoes, books and other salvageable personal items only.
- Donated items shall not include items such as, but not limited to, hazardous materials, mattresses, vehicles, food items or appliances.
- The area surrounding the Donation Bin shall be kept free of any debris, junk, donated items, or other material, including but not limited to donated items that do not fit entirely within the Donation Bin.
- In accordance with California Welfare and Institutions Code Section 151, the front of every Donation Bin shall conspicuously display all of the following:
  - The name, address, telephone number, and, if available, the internet web address of the Donation Bin Operator; and
  - A statement, in at least two-inch typeface, that either reads, "this Donation Bin is owned and operated by a for-profit organization" or "this Donation Bin is owned and operated by a nonprofit organization."
  - If the Donation Bin Operator is a nonprofit organization, the front of the Donation Bin shall also conspicuously display a statement describing the nonprofit cause that will benefit from the collections.
  - If the Donation Bin Operator is a for-profit entity, the front of the Donation Bin shall also conspicuously display a statement that reads "this donation is not tax deductible." If the Donation Bin is owned and operated by a commercial fundraiser, the commercial fundraiser may post notice of donations to a nonprofit cause only on the sides of the Donation Bin. This notice shall always be smaller in size than the for-profit entity's name and address and shall constitute only twenty-five percent (25%) of the notice space of the Donation Bin.
- Donation Bins shall comply with all other applicable federal, state and local laws and regulations.

Section 19.906 REVOCATION OF PERMIT. A Donation Bin Permit may be revoked in accordance with the findings and procedure provided in Section 18.31. of this ordinance.

Section 19.907 ENFORCEMENT AND VIOLATIONS. In accordance with Welfare and Institutions Code Section 152, a Donation Bin in violation of this Article may be declared a public nuisance."

Section 2. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

Section 3. This ordinance shall take effect thirty (30) 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

**APPROVED AS TO FORM**  
August \_\_, 2017

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By: \_\_\_\_\_  
Leila Moshref-Danesh  
Deputy County Counsel

John F. Tavaglione, Chairman of the B

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said Cou held on September 12, 2017, the foregoing Ordinance consisting of three (3) sections adopted by said Board by the following vote:

AYES: Jeffries, Tavaglione, Washington, Perez and Ashley  
NAYS: None  
ABSENT: None

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