

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



**ITEM: 21.3  
(ID # 17264)**

**MEETING DATE:**

Tuesday, October 19, 2021

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/PLANNING: Public hearing on ORDINANCE NO. 348.4966, associated with CHANGE OF ZONE NO. 1900011, - CEQA Exempt pursuant to State CEQA Guidelines Section 15061(b)(3). Ordinance No. 348.4966 updates and clarifies land use regulations for temporary events in the unincorporated areas of Riverside County. Ordinance No. 348.4966 amends article XIXa that establishes permitting, approval, and operational requirements for temporary events. All Districts. [\$9,000 Total Cost - General Fund 100%]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. **FIND** that **Ordinance No. 348.4966** is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption) based on the findings and conclusions incorporated in the staff report; and
2. **ADOPT Ordinance No. 348.4966**, associated with Change of Zone No.1900011, amending Ordinance No. 348 relating to zoning by modifying the existing regulations set forth in Article XIXa related to Temporary Events in the unincorporated areas of Riverside County, based on the findings and conclusions incorporated into this staff report.

**ACTION: Set for Hearing, Policy**

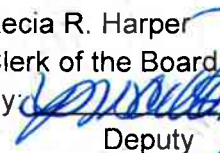
  
John Hildebrand, Planning Director 9/24/2021

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Washington, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and Ordinance 348.4966 is adopted with waiver of the reading.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt  
Nays: None  
Absent: None  
Date: October 19, 2021  
xc: Planning, Co.Co., MC/COB<sup>AB</sup>

Kecia R. Harper  
Clerk of the Board  
By:   
Deputy

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<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$ 9,000	\$ 0	\$ 9,000	\$ 0
<b>NET COUNTY COST</b>	\$ 9,000	\$ 0	\$ 9,000	\$ 0
<b>SOURCE OF FUNDS:</b> General Fund 100%			<b>Budget Adjustment:</b> No	
			<b>For Fiscal Years:</b> 21/22	

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

Riverside County currently has an existing regulatory framework in Ordinance No. 348 (Land Use) with provisions to regulate and permit temporary events that are conducted within the unincorporated areas of the County.

The Board of Supervisors initiated a request to revise this ordinance on **September 24<sup>th</sup>, 2019** with direction to address the potential public health and safety impacts as well as nuisance issues associated with temporary events and to protect the public's general welfare. The attached proposed ordinance amendment updates the permitting requirements, establishes a tiering system to more clearly define when a permit is required based upon number of attendees and property size, and provides for better enforcement.

**Project History and Timeline**

- During the **September 24<sup>th</sup>, 2019** Board of Supervisors (BOS) hearing (Agenda Item 3.29), the BOS initiated a request to amend Article XIXa of Ordinance No. 348 – Temporary Events, to establish revised application requirements, updated enforcement strategies, and to review general operations.
- Virtual meetings and workshops occurred during the **October 1, 2019 – June 2, 2021** period soliciting community and industry input on temporary events.
- Ordinance No. 348.4966 was heard at the **June 2<sup>nd</sup>, 2021** Riverside County Planning Commission (PC) public hearing (Agenda Item 4.1). A public hearing notice for this item was included in both the Press Enterprise and Desert Sun Newspapers.
- Ordinance No. 348. 4966 was recommended by the PC for Board of Supervisors (BOS) approval during the **June 2<sup>nd</sup>, 2021** PC public hearing, by a vote of 5 to 0.

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- Public hearing notices for this item were again included in both the Press Enterprise and Desert Sun Newspapers, advertising a BOS public hearing, scheduled for **July 27, 2021**.
- During the **July 27<sup>th</sup>, 2021** BOS hearing (Agenda Item 21.5) Ordinance No. 348.4966 was continued to the August 17<sup>th</sup>, 2021 hearing.
- The Board consented to removing the item off the Board's calendar during the **August 17<sup>th</sup>, 2021** BOS hearing (Agenda Item 21.3) to allow staff time to consider pathways to legally establish land uses not specifically listed as permitted or conditionally permitted in any zone classification.
- Community meetings were held throughout the month of August to further discuss the distinguishing characteristics that make an activity a temporary use, the attendee and property size limitations, and the operational requirements components of the Temporary Events Ordinance.
- Public hearing notices for this item were sent once again to the Press Enterprise and Desert Sun Newspapers, advertising a BOS public hearing, scheduled for **October 19<sup>th</sup>, 2021**.

**Airport Land Use Commission**

Staff received a letter dated **June 11, 2020** from the Airport Land Use Commission ("ALUC") requesting courtesy review of temporary event requests for compliance with the Compatibility Plan. There were no objections to the proposed amended ordinance, and it was found to be consistent with the Riverside County Airport Land Use Compatibility Plans. Furthermore, staff agreed that when a proposed Temporary Event is located within an Airport Influence Area ("AIA") boundary, the application would be reviewed by ALUC for consistency.

**Planning Commission Discussion**

The ordinance as proposed, strives to achieve a balance between enabling the temporary events industry an opportunity to provide services and activities to residents and businesses throughout the County, but also provide sufficient safeguards for the residents and all stakeholders. The following items were discussed during the Planning Commission hearing:

- 1) Seasonal Temporary Event – The ordinance states that a seasonal temporary event shall not exceed a total of 45 calendar days for each seasonal temporary event. The total number of calendar days was requested by a community member to be increased to 60 days to allow for setup and tear down time. **A change to 60 days was included as a revision.**

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- 2) No Permit Required – Staff clarified that all temporary events, permitted or by-right, are still required to comply with other applicable County ordinances. Section 19.54.C of the proposed amended ordinance generally references this requirement. **No changes after PC resulted from this.**
  
- 3) Agency Consultation – Commissioners and the public commented on the County's ability to control impacts to County infrastructure including the public rights-of-way. Section 19.57 Approval Requirements discuss requirements for access and parking, dust mitigation, site restoration, security operations, emergency medical services, sewage disposal, potable water and food service operations, noise, and lighting plans to be addressed through the temporary events permitting process. **No changes after PC resulted from this.**
  
- 4) Number of Events – The existing Temporary Events ordinance allows for 10 permitted events over the lifetime of the property. The revised ordinance proposes to allow 4 permitted temporary events per year. Community members asked why only 4 per year and suggested allowing for additional events on an annual basis. This ordinance sets forth permitting and operating requirements for one-off, temporary events. Permanent event facilities whereby events occur on a regular basis, are allowed, but through a different permitting process. 4 per year was chosen to strike a balance between enabling temporary events to occur, but also protecting the public welfare through potential impacts they can cause such as parking, traffic, and noise.

**OPTION: As proposed, the number of annual events remains at 4, but staff is seeking direction from the Board of Supervisors to consider additional events per year.**

- 5) Code Enforcement – Community members had concerns about the speed with which the County could suspend and revoke temporary event permits and enforcing rules with operators that ignore County codes. Staff discussed the differences between the permitted events who go through this process vs. illegal events. The County has the right to revoke the temporary event permit that was issued, should the operators fall outside of the operating requirements and then subsequently shut the event down. When the event is illegal and no permit had been issued (when one is required), the County can also shut the event down. Furthermore, the County is looking at restructuring Code Enforcement officers operating hours to address these types of nuisance events real-time. **No changes after PC resulted from this, but Code Enforcement is looking to shift officers' hours of operation.**
  
- 6) Number of Attendees – The existing Temporary Events ordinance requires issuance of a permit when attendees are greater than 200 people. As a result of the ongoing nuisance issues related to temporary events and to strike a more appropriate balance, a tiering system has been established in the new ordinance and is based upon the number of

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attendees and property size. This results in clarity, distinguishing when a Temporary Event permit is required and when it's not allowed. The following matrix summarizes this information.

<b>Temporary Events Permit Matrix</b>						
	<b>Tier I</b>	<b>Tier II</b>	<b>Tier III</b>	<b>Tier IV</b>	<b>Tier V</b>	<b>Tier VI</b>
	<b>&lt; 50</b>	<b>51-100</b>	<b>101-300</b>	<b>301-600</b>	<b>601-1000</b>	<b>&gt; 1001</b>
<b>Lot Size: &lt; 10,000 sqft</b>	No Permit Required	TE Permit Required	Not Allowed	Not Allowed	Not Allowed	Not Allowed
<b>Lot Size: 10,000 sqft - 1 gross acre</b>	No Permit Required	No Permit Required	TE Permit Required	Not Allowed	Not Allowed	Not Allowed
<b>Lot Size: 1 gross acre - 5 gross acres</b>	No Permit Required	No Permit Required	TE Permit Required	TE Permit Required	Not Allowed	Not Allowed
<b>Lot Size: 5 gross acres - 10 gross acres</b>	No Permit Required	No Permit Required	TE Permit Required	TE Permit Required	TE Permit Required	Not Allowed
<b>Lot Size: 10 gross acres - 20 gross acres</b>	No Permit Required	No Permit Required	No Permit Required	TE Permit Required	TE Permit Required	Not Allowed
<b>Lot Size: &gt; 20 gross acres</b>	No Permit Required	No Permit Required	No Permit Required	TE Permit Required	TE Permit Required	TE Permit Required

During the Planning Commission hearing and subsequent community meetings, there was a concern this was too restrictive and that it should go back to the 200-person minimum, before a permit would be required.

**OPTION: Staff is seeking direction from the Board of Supervisors to consider revising the minimum requirement and going back to the 200-person minimum or accept the tier structure as proposed.**

**Impact on Residents and Businesses**

Due to potential impacts on surrounding communities related to temporary events, the Board of Supervisors initiated a request to amend the existing temporary events regulatory framework in Ordinance No. 348 (Land Use). The revisions are intended to maintain a pathway upon which temporary event are allowed, but also include provisions to address public health and safety concerns, ensuring that temporary events are operated in a responsible manner.

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**Additional Fiscal Information**

This project, an amendment to Article XIXa Temporary Events, within Ordinance No. 348 (Land Use), was initiated by the Board of Supervisors on September 24<sup>th</sup>, 2019. The project was budgeted by the Board of Supervisors for \$9,000 and is funded through general funds, extending from fiscal years 19/20 to 21/22.

**ATTACHMENTS:**

- 1) Exhibit A – Planning Commission Staff Report
- 2) Exhibit B – ALUC Determination
- 3) Exhibit C – Public Comments
- 4) Exhibit D – Temporary Events Ordinance

  
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Jason Farin Principal Management Analyst 10/13/2021



- 1 B. Attendees. Guests, staff, vendors and any other person present at a temporary  
2 event.
- 3 C. Tier I Event. A temporary event attended by no more than 50 attendees per day.
- 4 D. Tier II Event. A temporary event attended by 51 to 100 attendees per day.
- 5 E. Tier III Event. A temporary event attended by 101 to 300 attendees per day.
- 6 F. Tier IV Event. A temporary event attended by 301 to 600 attendees per day.
- 7 G. Tier V Event. A temporary event attended by 601 to 1,000 attendees per day.
- 8 H. Tier VI Event. A temporary event attended by over 1,000 attendees per day.
- 9 I. Commercial Temporary Event. A temporary event at any location intended to  
10 either generate financial gain for the property owner or temporary event sponsor or  
11 to advertise services, products or goods. For the purposes of this Article, a  
12 commercial temporary event does not include a temporary event sponsored by or  
13 intended to benefit any organization that is exempt from taxation under Section  
14 501(c)(3) or Section 501(c)(4) of the United States Internal Revenue Code.
- 15 J. Established Facility. An existing legally permitted facility that is designed  
16 and constructed to accommodate events where the public is invited with or without  
17 charge.
- 18 K. Seasonal Temporary Event. A temporary event occurring on a private lot during a  
19 specific season for a specific duration on consecutive or non-consecutive days such  
20 as, but not limited to, Christmas tree sales, pumpkin sales, or Halloween events.
- 21 L. Temporary Event. An indoor or outdoor event held on privately owned property  
22 that is not an established facility, to which attendees are present whether open to  
23 the public or a private event, with or without charge. Temporary events include,  
24 but are not limited to, festivals, concerts, dances, rallies, stage or theatrical shows,  
25 sports events, equine events, fairs, carnivals, rodeos, automobile sales, wedding  
26 ceremonies and receptions, off-road vehicle sales, animal sales or events, art shows,  
27 heavy equipment auctions, charity events, tent revival meetings, and race events  
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1 that take place either solely on private property or on private property and within  
2 the public right-of-way.

3 SECTION 19.53. PROHIBITED TEMPORARY EVENTS

4 The following temporary events are prohibited:

- 5 A. Any temporary event with more than 100 attendees on lots 10,000 square feet or  
6 less.
- 7 B. Any temporary event with more than 300 attendees on lots less than 1 gross acre.
- 8 C. Any temporary event with more than 600 attendees on lots less than 5 gross acres.
- 9 D. Any temporary event with more than 1,000 attendees on lots less than 20 gross  
10 acres.
- 11 E. Commercial temporary events on lots zoned R-R, R-R-O, R-1, R-1A, R-A, R-2, R-  
12 2A, R-3, R-3A, R-T, R-T-R, R-5, R-6, R-7, C/V, C-C/V, WC-W, WC-WE, WC-E,  
13 R-D, W-2-M, or MU.
- 14 F. Commercial temporary events within dwellings located in any zone classification.

15 SECTION 19.54. APPLICATION AND LIMITATIONS

- 16 A. A temporary event permit shall not be required for the following:
- 17 1. Temporary events held at a legally existing established facility and  
18 operating consistent with any approved land use entitlement for the  
19 established facility.
- 20 2. Temporary events on a lot 1 gross acre or greater attended by less than 100  
21 attendees.
- 22 3. Temporary events on a lot greater than 10 gross acres attended by less than  
23 300 attendees.
- 24 4. Temporary events taking place entirely on public property or property  
25 owned by or leased by a public school district for use as a public school  
26 site.
- 27 5. Temporary events taking place solely in a public right-of-way, including a  
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1 funeral procession, a race or parade, provided all other required State and  
2 local permits and licenses are obtained, including, but not limited to,  
3 encroachment permits, road closures, environmental health permits, and  
4 alcoholic beverage control permits.

5 6. Weddings, birthday parties, graduation parties, or other similar events held  
6 at a dwelling, provided that there are no more than 100 attendees and no  
7 more than four events occur on the same lot within a twelve-month period.

8 7. Fund raising events , provided that the events are held on private property  
9 other than a dwelling, are limited to a maximum of two days a month for  
10 each sponsoring organization, and are sponsored by an educational,  
11 charitable, religious, or nonprofit group.

12 8. Garage sales held at a private dwelling, provided that the events comply  
13 with all applicable laws and regulations including, but not limited to,  
14 Riverside County Ordinance No. 593.

15 B. Temporary Events shall comply with the following:

16 1. Except for seasonal temporary events, temporary events shall occur for no  
17 more than four consecutive days with a separation of at least four days  
18 between a temporary event and other events held on the same lot.

19 2. Only a total of four temporary events, including seasonal temporary events,  
20 shall occur on the same lot per calendar year.

21 3. Seasonal temporary events shall not exceed a total of 60 calendar days for  
22 each seasonal temporary event.

23 C. Temporary events that are not required to obtain a temporary event permit pursuant  
24 to this ordinance are still required to comply with all other applicable laws and  
25 health and safety regulations including, but not limited to, Environmental Health,  
26 Fire and Building Code regulations.

27 D. Unless otherwise provided for in an approved land use permit, when a temporary  
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1 event permit is not required pursuant to this ordinance only four temporary events  
2 shall occur on the same lot within a 12 month period.

3 SECTION 19.55. APPLICATION PROCESSING REQUIREMENTS

- 4 A. Applications for seasonal temporary events, tier I, tier II and tier III events shall be  
5 made in accordance with Section 18.30 of this ordinance at least 60 days before the  
6 temporary event.
- 7 B. Applications for annual temporary events, commercial temporary events, tier IV,  
8 tier V and tier VI events shall be made in accordance with Section 18.30 of this  
9 ordinance at least 90 days before the event.
- 10 C. All of the procedural provisions of Section 18.30 of this ordinance shall apply to  
11 the application, except subsection c. thereof related to requirements for approval,  
12 subsection e. thereof relating to appeals and subsection f. thereof relating to use of  
13 the permit after the application is approved.
- 14 D. At the time of filing the application for a temporary event permit on a form  
15 provided by the Planning Department, the applicant shall also provide the  
16 applicable fee for processing the permit.
- 17 E. Action taken on temporary event permit applications shall be ministerial and not  
18 subject to the California Environmental Quality Act.
- 19 F. Applications for commercial temporary events shall include the name, address and  
20 telephone number of the organization, the authorized head of the organization, and,  
21 if applicable, a certification that the organization is exempt from taxation under  
22 Section 501(c)(3) or Section 501(c)(4) of the United States Internal Revenue Code.

23 SECTION 19.56 DENIAL OF PERMIT APPLICATION

24 An application for a temporary event permit shall not be processed and shall be  
25 summarily denied in the following circumstances:

- 26 1. A total of four temporary events, including seasonal temporary events, have  
27 already occurred at the subject location in a 12 month period.

- 1                   2.     The County has received five separate substantiated complaints for the
- 2                             subject location within the last twelve months from application submittal
- 3                             date related to noise, odors, outdoor illumination, traffic, parking or rubbish.
- 4                   3.     Within the last twelve months from application submittal date, the applicant
- 5                             violated the terms of an approved temporary event permit resulting in
- 6                             revocation of the approved temporary event permit.
- 7                   4.     The application does not comply with the approval requirements set forth in
- 8                             this Article.

9                   SECTION 19.57. APPROVAL REQUIREMENTS.

10                  The Planning Director shall approve an application for a temporary event permit if:

- 11                   1.     The number of temporary events occurring at the subject location set forth
- 12                             in in Section 19.56 of this Article has not been exceeded.
- 13                   2.     There is no pending code enforcement action on the lot or lots underlying
- 14                             the proposed temporary event location and the County has not received five
- 15                             separate substantiated for the subject location within the last twelve months
- 16                             from application submittal date related to noise, odors, outdoor
- 17                             illumination, traffic, parking or rubbish.
- 18                   3.     An access and parking plan has been approved by the County
- 19                             Transportation Director and the County Fire Chief or their respective
- 20                             designees. Off-site parking on unpaved sites is only allowed if the
- 21                             following has been approved with the parking plan:
- 22                                 a.     A dust mitigation plan;
- 23                                 b.     A site restoration plan.
- 24                   4.     The temporary event complies with all applicable requirements of
- 25                             Ordinance No. 787 and a fire protection plan has been approved by the
- 26                             County Fire Chief or his designee.
- 27                   5.     If the temporary event includes a display of fireworks, all required permits
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1 for the fireworks display has been obtained in accordance with Ordinance  
2 No. 858.

3 6. A security operations plan has been approved by the County Sheriff or his  
4 designee.

5 7. An emergency medical services plan has been approved by the County Fire  
6 Department.

7 8. A sewage disposal, potable water and food service operation plan and all  
8 required environmental health permits have been approved by the County  
9 Director of Environmental Health or his designee.

10 9. A noise, dust and lighting mitigation plan has been approved by the County  
11 Planning Department.

12 10. Temporary permits for structures, canopies, and electrical use have been  
13 approved by the County Building and Safety Department.

14 11. All required permits to operate within the public right of way has been  
15 obtained by the applicant.

16 SECTION 19.58. HOURS OF OPERATION

17 Temporary events on lots zoned R-R, R-R-O, R-1, R-1A, R-A, R-2, R-2A, R-3, R-3A, R-  
18 T, R-T-R, R-5, R-6, R-7, C/V, C-C/V, WC-W, WC-WE, WC-E, R-D, W-2-M, or MU shall  
19 not operate between the hours of 10:00 p.m. and 7:00 a.m. All other temporary events shall  
20 not operate between the hours of 2:00 a.m. and 7:00 a.m.

21 SECTION 19.59. OVERNIGHT STAYS

22 As part of an approved temporary event permit, the Planning Director shall allow tents,  
23 recreational vehicles or motorhomes to be used during the duration of the temporary event,  
24 including overnight stays, if all of the following is met:

25 1. The approved parking plan demonstrates on-site overnight areas located on  
26 paved, turfed or graded lots, emergency access and emergency water  
27 supplies.  
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- 1                   2.     The approved sewer disposal plan includes provisions requiring the use of
- 2                                 individually contained sewer waste removal systems.
- 3                   3.     Except for contained propane to be used with barbeque grills and contained
- 4                                 gasoline for generators, the approved fire protection plan includes
- 5                                 prohibiting hazardous materials from being kept or maintained in the
- 6                                 overnight areas.
- 7                   4.     The approved fire protection plan includes allowing only contained propane
- 8                                 gas campfires and prohibiting open wood campfires, unless otherwise
- 9                                 approved by the County Fire Chief or his designee.
- 10                   5.     Quiet hours for the overnight areas are observed from 10:00 p.m. to 7:00
- 11                                 a.m.
- 12                   6.     The approved noise, dust and lighting plans prohibits amplified sound and
- 13                                 requires the overnight areas to be restored to their original condition at the
- 14                                 conclusion of the temporary event.

15                   SECTION 19.60. ADVERTISING AND TICKET SALES.

16                   No person shall advertise, sell or furnish tickets for a temporary event until a permit has

17                   been obtained in accordance with this Article.

18                   SECTION 19.61. BOND AND INSURANCE.

19                   The Planning Director may require an applicant for a temporary event permit to post a

20                   bond or to otherwise financially secure that the event location is restored to its original

21                   condition and that the County is fully reimbursed for any unanticipated law enforcement or

22                   emergency services expenses. The Planning Director shall determine the amount of the

23                   bond or other security and the applicant shall post it with the County Building and Safety

24                   Director or deposit it with the Transportation and Land Management Agency. The

25                   Planning Director may also require an applicant for a temporary event permit to obtain

26                   indemnity or liability insurance naming the County as the insured.

27                   SECTION 19.62. NOTICE OF DECISION AND POSTING OF PERMIT.

28

- 1 A. The Planning Director shall mail the notice of decision for the temporary event  
2 permit to the applicant, the Riverside County Sheriff's Department, County Fire  
3 Department, Code Enforcement Departments and any person who has made a  
4 written request for a copy of the determination.
- 5 B. No less than 10 calendar days before the temporary event, the applicant shall mail a  
6 notice of the approved temporary event permit to all properties located within 600  
7 feet of the exterior boundaries of the subject location and any associated gathering  
8 locations included in the temporary event permit. Such notice shall include the  
9 date and time of the temporary event, and contact information for the permittee, the  
10 Riverside County Sheriff's Department, the Riverside County Code Enforcement  
11 Department and the County Planning Department.
- 12 C. Every temporary event permit required by this Article shall be conspicuously  
13 posted upon the lot or premises of the temporary event no less than 10 calendar  
14 days before the temporary event in a manner specified by the Planning Department.

15 SECTION 19.63. FINAL DECISION.

16 The Planning Director's decision is final.

17 SECTION 19.64. PERMITS NONTRANSFERABLE.

18 Any temporary event permit issued pursuant to this Article shall not be transferable to any  
19 other date, organization, person, place, or time.

20 SECTION 19.65. PERMIT LIFE.

- 21 A. The temporary event permit shall remain in effect for the duration of the temporary  
22 event that is the subject of the temporary event permit. The temporary event  
23 permit shall become null and void at the conclusion of the temporary event.
- 24 B. Except for annual temporary events, a new temporary event permit shall be  
25 required for any subsequent temporary event held at the location.
- 26 C. Approved annual temporary event permits shall be effective for three years so long  
27 as the annual temporary event remains as originally approved and complies with  
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1 the provisions of the temporary event permit, the provisions of this Article and all  
2 applicable laws, regulations and ordinances.

3 SECTION 19.66. SUSPENSION AND REVOCATION

4 A. A temporary event permit may be immediately suspended upon any of the  
5 following conditions:

- 6 1. If the Riverside County Sheriff's Department, Fire Department, Code  
7 Enforcement Department, Building Official, Planning Director or other  
8 County official, or their designated representatives, find that any of the  
9 provisions of this ordinance, another County ordinance, the approved  
10 temporary event permit or other applicable law is being violated.
- 11 2. When, in the judgment of any of the above named County officials, the use  
12 is detrimental to the public health, safety or general welfare, or is a public  
13 nuisance.
- 14 3. The Applicant made or allowed to be made a false or misleading statement  
15 or omission of material fact on a temporary event application that was not  
16 discovered until after the temporary event permit was approved.
- 17 4. The permit holder or property owner refuses to allow representatives from  
18 the Riverside County Department of Code Enforcement, Planning  
19 Department, Fire Department, Sheriff's Department, Environmental Health  
20 Department, Public Health and Agricultural Commissioner's Office to enter  
21 the Property to ensure compliance with the approved temporary event  
22 permit and all applicable Federal, State and local laws and regulations.

23 B. Upon suspension of a temporary event permit, the Planning Director or designee  
24 shall do the following:

- 25 1. Within 24 hours of being notified of the suspension, mail a notice of  
26 revocation and findings by certified mail to the property owner and  
27 temporary event permittee.



1                   2.     The revocation by the Planning Director shall be final unless the property  
2                             owner or temporary event permittee submits a written appeal of the  
3                             revocation to the Transportation and Land Management Director within 24  
4                             hours of receiving the notice of revocation. Such appeal shall include  
5                             findings as to why the temporary event permit shall not be revoked.

6                   3.     If a complete and timely written appeal is submitted, the Transportation and  
7                             Land Management Director shall promptly make a determination on the  
8                             appeal and provide written notice to the Planning Director and appellant.  
9                             The Transportation and Land Management Director's determination is  
10                            final."

11                   Section 2.     Subsection C. of Section 19.1002 of Ordinance No. 348 is amended to read

12 as follows:

13                             "C. RENEWAL. An approved permit for a Mobile Food Truck shall be renewed  
14                             on an annual basis based on the anniversary date of the original approved permit.  
15                             An application for renewal shall be submitted to the Planning Director or  
16                             designee no later than thirty (30) days prior to the expiration of the approved  
17                             permit on the form provided by the Riverside County Planning Department and  
18                             accompanied by the applicable filing fee set forth in Ordinance No. 671."

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

3  
4                    BOARD OF SUPERVISORS OF THE COUNTY  
                         OF RIVERSIDE, STATE OF CALIFORNIA

5  
6                    By: Karen S. Spiegel

7                    Chair

8                    KAREN SPIEGEL

9                    ATTEST:  
10                    CLERK OF THE BOARD  
                         Kecia Harper

11  
12                    By: [Signature]  
13                    Deputy

14  
15                    (SEAL)

16  
17  
18                    APPROVED AS TO FORM  
19                    October 7, 2021

20                    By: [Signature]  
21                    MICHELLE CLACK  
22                    Chief Deputy County Counsel

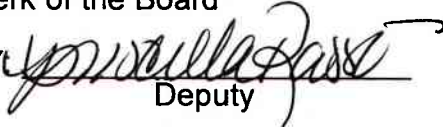
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STATE OF CALIFORNIA        )  
  )  
COUNTY OF RIVERSIDE        )        ss

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on October 19, 2021, the foregoing ordinance consisting of 3 Sections was adopted by the following vote:

AYES:                   Jeffries, Spiegel, Washington, Perez and Hewitt  
NAYS:                   None  
ABSENT:                None

DATE:            October 19, 2021

KECIA R. HARPER  
Clerk of the Board  
BY   
Deputy

SEAL

Item 21.3

CLERK OF RIVERSIDE COUNTY  
CLERK / BOARD OF SUPERVISORS

2021 OCT 29 AM 10:01

STATE OF CALIFORNIA - THE RESOURCES AGENCY  
DEPARTMENT OF FISH AND GAME  
ENVIRONMENTAL FILING FEE CASH RECEIPT

Receipt #: 21-465479

State Clearinghouse # (if applicable): \_\_\_\_\_

Lead Agency: CLERK OF THE BOARD OF SUPERVISORS Date: 09/28/2021

County/Agency of Filing: RIVERSIDE Document No: E-202101030

Project Title: NOTICE OF PUBLIC HEARING CHANGE OF ZONE AND ASSOCIATED ORDINANCE 1900011 AND

Project Applicant Name: CLERK OF THE BOARD OF SUPERVISORS Phone Number: (951) 955-1069

Project Applicant Address: 4080 LEMON STREET 1ST FLOOR, RIVERSIDE, CA 92502

Project Applicant: LOCAL PUBLIC AGENCY

CHECK APPLICABLE FEES:

- Environmental Impact Report \_\_\_\_\_
- Negative Declaration \_\_\_\_\_
- Application Fee Water Diversion (State Water Resources Control Board Only) \_\_\_\_\_
- Project Subject to Certified Regulatory Programs \_\_\_\_\_
- County Administration Fee \_\_\_\_\_ \$0.00
- Project that is exempt from fees (DFG No Effect Determination (Form Attached))
- Project that is exempt from fees (Notice of Exemption)

Total Received \_\_\_\_\_ \$0.00

Signature and title of person receiving payment.

*U. Sandral*

Deputy \_\_\_\_\_

Notes:

10/19/21 21.3  
2022-2-15/258



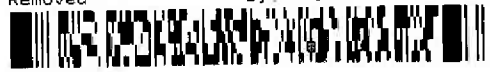
Lead Agency: CLERK OF THE BOARD OF SUPERVISORS  
ATTN: ZULY MARTINEZ  
Address: 4080 LEMON STEET, 1ST FL  
RIVERSIDE, CA. 92502

**FILED / POSTED**

County of Riverside  
Peter Aldana  
Assessor-County Clerk-Recorder

E-202101030  
09/28/2021 08:10 AM Fee: \$ 0.00  
Page 1 of 2

Removed: 10/13/21 By: *Larry Sawyer* Deputy



(SPACE FOR CLERK'S USE)

Project Title

NOTICE OF PUBLIC HEARING - CHANGE OF ZONE AND ASSOCIATED ORDINANCE  
348 IN THE ZONING AREA, COUNTYWIDE

Filing Type

- Environmental Impact Report
- Mitigated/Negative Declaration
- Notice of Exemption
- Other: NOTICE OF PUBLIC HEARING

Notes

**NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY ON A CHANGE OF ZONE AND ASSOCIATED ORDINANCE 348 IN THE ZONING AREA, COUNTYWIDE.**

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 1<sup>st</sup> Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside, on **Tuesday, October 19, 2021 at 10:00 A.M.** or as soon as possible thereafter, to consider the Planning Department's recommended approval on **Change of Zone No. 1900011** and adoption of **Ordinance No. 348.4966**, which is an amendment to the County's Land Use Ordinance, Ordinance No. 348, to modify the existing Article XIXa, Temporary Events. This is a comprehensive amendment, updating and clarifying provisions related to permitting, operations, and enforcement, as well as establishing a class structure based upon the number of event attendees and applies to all temporary events, located within the unincorporated areas of Riverside County.

The Riverside County Planning Department recommends that the Board of Supervisors find that the project is **Exempt** from the California Environmental Quality Act (CEQA), approve **Change of Zone No. 1900011**, and consider ~~Adopting Ordinance No. 348.4966.~~

On June 2, 2021 the Planning Commission approved staff recommendation to the Board of Supervisors by a vote of 5-0. The Planning Department meeting documents for the proposed project may be viewed online under the Planning Commission hearing date on the Public Hearing page of the Planning Department website: <https://planning.rctlma.org/Public-Hearings>.

FOR FURTHER INFORMATION REGARDING THIS PROJECT, PLEASE CONTACT STEVE JONES, URBAN REGIONAL PLANNER, AT (951) 955-0314 OR EMAIL [SJONES@RIVCO.ORG](mailto:SJONES@RIVCO.ORG).

Any person wishing to testify in support of or in opposition to the project may do so in writing between the date of this notice and the public hearing or may appear and be heard at the time and place noted above. All written comments received prior to the public hearing will be submitted to the Board of Supervisors and the Board of Supervisors will consider such comments, in addition to any oral testimony, before making a decision on the project.

If you challenge the above item 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 Planning Department or Board of Supervisors at, or prior to, the public hearing. Be advised that as a result of the public hearing and the consideration of all public comment, written and oral, the Board of Supervisors may amend, in whole or in part, the project and/or the related environmental document. Accordingly, the designations, development standards, design or improvements, or any properties or lands within the boundaries of the project, may be changed in a way other than specifically proposed.

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1069, at least 72 hours prior to hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, and Post Office Box 1147, Riverside, CA 92502-1147 or email [cob@rivco.org](mailto:cob@rivco.org)

Dated: September 27, 2021

Kecia R. Harper, Clerk of the Board  
By: Zuly Martinez, Board Assistant

**Maxwell, Sue**

---

**From:** cob@rivco.org  
**Sent:** Sunday, October 17, 2021 5:31 PM  
**To:** COB; susanlombardi123@gmail.com  
**Subject:** Board comments web submission

**CAUTION:** This email originated externally from the **Riverside County** email system. **DO NOT** click links or open attachments unless you recognize the sender and know the content is safe.



First Name: Susan  
Last Name: Lombardi - DHS We Care, Inc.  
Address (Street, City and Zip): 18000 Long Canyon Road, Desert Hot Springs, California 92241  
Phone: 760-559-5555  
Email: susanlombardi123@gmail.com  
Agenda Date: 10/19/2021  
Agenda Item # or Public Comment: Ordinance 348 Temporary Events  
State your position below: Support  
Comments: I'd like to participate in this meeting, please.  
I am for setting forth the ordinance 348 with huge restrictions against temporary events.  
Attachments (Must be .pdf, .doc, or .docx): [Ordinance-348.pdf](#)

**Thank you for submitting your request to speak. The Clerk of the Board office has received your request and will be prepared to allow you to speak when your item is called. To attend the meeting, please call (669) 900-6833 and use Meeting ID # 864 4411 6015 . Password is 20211019. You will be muted until your item is pulled and your name is called. Please dial in at 9:00 am am with the phone number you provided in the form so you can be identified during the meeting.**

## Ordinance 348 re: Temporary Events

To Whom It May Concern:

I, Susan Lombardi, represent DHS We Care, Inc., a health resort in Desert Hot springs serving the community for over 36 years. We employ over 80 staff and their families. Through the revenue generated at DHS We Care we have been and continue to be a large contributor to the community. I am currently a council member of the Desert Edge community council serving over 7 years.

Our position at DHS We Care, Inc. is, We MUST REGULATE events. As we are regulated as a business here, they too must be regulated otherwise this is a free-for-all. That would be neglect and jeopardizes the health, safety and environment of our community.

The event that took place last Saturday, resulted in over 100 cars parked all over the street. All on top of each other and blocking the road in some instances as there isn't proper parking spots allocated by the county anywhere. The noise started at 2 in the afternoon. By 930pm, we called the sheriff. There is only 1 sheriff in DHS due to funding. (These events would put a strain on our resources.) After the sheriff showed up at 930, the event doubled the volume of their music to where our buildings were shaking and they didn't stop the party until much after 1230am. Many calls were made by many people to the sheriff however the sheriff was unable to address this again as the sheriff was out on other calls. By 1230am, they had many intoxicated attendees where DHS We Care had to personally use our staff to mitigate the violence from getting out of control. (Not to mention at this time, all of DHS We Care clients wanted a refund and had departed our resort due to fear. We had a full house and we had to refund our clients due to the event causing fear and anxiety.) This could have easily escalated to an even worse scenario such as a fire or shooting or any of the many things that happen when events are not able to be properly controlled following all county regulations that have been created for businesses to keep the community protected.

Temporary events should have to comply with the same standards as other businesses are required to do in the county. If these events are not made to adhere as we are, such as to put roads in, etc. there will be great consequences such as fires, noise, disruption, fights, drugs and intoxication. Lowering property value, straining our resources like the fire department and the sheriff's department. No support to help build safety mechanisms like roads, fire hydrants, proper parking spots, supporting ADA requirements and again they are over taxing our community resources.

DHS We Care has been working with the county for several years now on our current expansion. We've invested an innumerable amount of money to be in compliance for safety and regulations for the betterment of the community. DHS We Care, Inc., fees support the community in making sure the health and safety is addressed. For example DHS We Care, Inc., has put in fire roads, water, safety, sewage, streets, our taxes continue to financially support our community and much more.

This is how businesses get supported by their community and in essence turn around and support the community.

The temporary events have contributed finally to none of this. Neither to the community, nor the community resources, nor building and safety or any of the items listed above. They in essence only drain the community and the ONLY person who benefits from a temporary event is the property owner.

Health and safety of people and our community is of utmost importance. We as a business adhere to these regulations and contribute accordingly due to being a well established business. We have a stake here. Events come and go but they have a great impact on our health, safety & environment with little to no responsibility to our community. Events have an adverse impact on; fire roads, fire hydrants, water, septic systems, sheriff's department, fire department, safety, trash, noise, dust, food regulations, parking, roads, wear and tear on many facets of our community's health, safety and environment. Regulations must keep us intact and allow us who live here to have access to what is required to either run a business or have a residence or both. We have a right to feel that we are safe as well as our businesses are safe in our own community.

We thank you for your prompt attention and due diligence to the "Events" matter.

Sincerely,  
Susan Lombardi



**From:** COB <COB@RIVCO.ORG>  
**Sent:** Monday, October 18, 2021 8:40 AM  
**To:** Flores, Robert <rflores@RIVCO.ORG>; Susan Lombardi <susanlombardi123@gmail.com>  
**Cc:** TLMA Planning Hearings <planninghearings@rivco.org>; Jones, Steven <SJones@Rivco.org>; COB <COB@RIVCO.ORG>  
**Subject:** October 19 2021 Item No 21.3 Request to Speak Web Submission (Susan Lombardi)

Good morning,

Yes; and attached is Ms. Lombardi's Request to Speak on Item 21.3 (as her email on the bottom does not include the Call in information she will need).

Please note that Ms. Lombardi's letter (via email link) was also forwarded to the Board (and Steven & John) for review prior to the meeting.

Thank you (all),

***Sue Maxwell***

Board Assistant  
Riverside County Clerk of the Board of Supervisors  
4080 Lemon Street, 1<sup>st</sup> Floor, Room 127  
Riverside, CA 92501  
(951) 955-1069 Fax (951) 955-1071  
Mail Stop #1010  
[cob@rivco.org](mailto:cob@rivco.org)  
website: <http://rivcocob.org/>  
<https://www.facebook.com/RivCoCOB/>



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**From:** Flores, Robert <rflores@RIVCO.ORG>  
**Sent:** Sunday, October 17, 2021 8:03 PM  
**To:** Susan Lombardi <susanlombardi123@gmail.com>; COB <COB@RIVCO.ORG>  
**Cc:** TLMA Planning Hearings <planninghearings@rivco.org>; Jones, Steven <SJones@Rivco.org>  
**Subject:** Re: Request to Speak Web Submission

COB staff:

Would you please confirm Ms. Lombardi's registration for Tuesday? Thank you.

Kind regards,

Robert Flores, Principal Planner  
Advance Planning & Fourth Supervisorial District  
TLMA - Planning Department  
County of Riverside  
(951) 955-1195

---

**From:** Susan Lombardi <susanlombardi123@gmail.com>  
**Sent:** Sunday, October 17, 2021, 5:38 PM  
**To:** Flores, Robert  
**Cc:** TLMA Planning Hearings; Jones, Steven  
**Subject:** Re: Request to Speak Web Submission

Dear Robert

I sent it 2 minutes ago. Would you be so kind as to confirm you received it please.

Best

Susan

On Oct 17, 2021, at 5:19 PM, Flores, Robert <rflores@rivco.org> wrote:

Ms. Lambardi:

10/19/21 21.3

This item will be heard before the Riverside County Board of Supervisors (BOS) on October 19th. This form you filled and submitted is for the Riverside County Planning Commission.

You may register to speak for BOS using the following link: <https://www.rivcocob.org/comments>

You may view the BOS agenda via the following link:  
[http://riversidecountyca.ig2.com/Citizens/Detail\\_Meeting.aspx?ID=2489](http://riversidecountyca.ig2.com/Citizens/Detail_Meeting.aspx?ID=2489)

If you have any further questions, please let me know. Thank you.

Kind regards,

Robert Flores, Principal Planner  
Advance Planning & Fourth Supervisorial District  
TLMA - Planning Department  
County of Riverside  
(951) 955-1195

---

**From:** Planning Department <[planninghearings@rivco.org](mailto:planninghearings@rivco.org)>  
**Sent:** Sunday, October 17, 2021, 4:38 PM  
**To:** [susanlombardi123@gmail.com](mailto:susanlombardi123@gmail.com); Flores, Robert  
**Subject:** Request to Speak Web Submission

Thank you for submitting your request to speak. Planning staff has received your request and will be prepared to allow you to speak when your item is called. Please sign in by 8:45 AM using the Zoom application or dialing in with the phone number you provided in the form so you can be identified during the meeting. You will be muted until your item is pulled and your name is called. Do not share this information, each person will need to register to speak on an item.

**Join by phone: (669) 900-6833 Meeting ID: 819 5354 0884 Password: 41721021**

Join Zoom Meeting  
<https://us02web.zoom.us/j/81953540884?pwd=RERqYmNwL1hCMmlqbEo4ZjYzV2hVUT09>

Join Meeting using browser, no install needed:  
<https://us02web.zoom.us/j/81953540884?pwd=SzJobU82Q2FDRWtNalhaSmE4MjJmZz09>

***If using the Zoom application you must have a microphone and speakers.***

First Name	Susan
Last Name	Lombardi - DHS We Care, Inc
Email	<a href="mailto:Susanlombardi123@gmail.com">Susanlombardi123@gmail.com</a>
Phone	(760) 5595555
Mailing Address	18000 Long Canyon Road Desert Hot Springs , California 92241
Meeting Committee	Planning Commission
Agenda Date	10/19/2021
Agenda Item # or Public Comment	Ordinance 348 Temporary Events
State your position below	Support
Will you be dialing into the meeting?	Yes
Comments	I'd like to participate in this meeting, please. I am for setting forth the ordinance 348 with huge restrictions against temporary events.
Attachments	<a href="http://forms.rivco.org/Portals/0/LiveForms/2749/Files/Ordinance%20348.pdf">http://forms.rivco.org/Portals/0/LiveForms/2749/Files/Ordinance%20348.pdf</a>

**From:** [cob@rivco.org](mailto:cob@rivco.org) <[cob@rivco.org](mailto:cob@rivco.org)>  
**Sent:** Monday, October 18, 2021 6:23 PM  
**To:** COB <[COB@RIVCO.ORG](mailto:COB@RIVCO.ORG)>; [noelrags@gmail.com](mailto:noelrags@gmail.com)  
**Subject:** Board comments web submission



**First Name:** Noel  
**Last Name:** Ragsdale  
**Address (Street, City and Zip):** 22475 Henry Road  
**Phone:** 3237915238  
**Email:** [noelrags@gmail.com](mailto:noelrags@gmail.com)  
**Agenda Date:** 10/19/2021  
**Agenda Item # or Public Comment:** Item 21 #3  
**State your position below:** Support

**Comments:** The Sky Valley Community Council submitted comments about the original proposed ordinance on January 24, 2021 to Supervisor Perez and John Hildebrand in the Planning Department because of concerns that commercial temporary events would destroy residential communities. Many other residential communities echoed these concerns. We are pleased to see that the current version of the ordinance respects the concerns of residential communities in the unincorporated areas. We do want to add comments about our concerns about enforcement of the proposed ordinance.

(1) As everyone is aware, code enforcement and sheriff department officers are few and far between in unincorporated communities. Thus, we request that the County commits to allocating sufficient enforcement resources to protect our residential communities. We note that in Section 19.56 of the proposed ordinance, identifies situations when permits for temporary events will be denied. Including in this listing is when the "County has received five separate substantiated complaints for the location within the last twelve months from application submittal date related to noise, odors, outdoor illumination, traffic, parking or rubbish." Given the scant law enforcement resources available to our communities, we believe that "substantiated complaints" should include declarations, videos and other recordings from percipient witness residents of the violations in addition to records of law enforcement calls. Without accepting this additional documentation to "substantiate" the complaints, we believe enforcement will be a joke.

(2) In Section 19.62 subsection (A) the Planning Director is directed to "mail the notice of decision for the temporary event permit to...and any person who has made a written request for a copy of the determination." There is nothing in the proposed ordinance that sets forth how "any person" can make such a written request. Please direct the Planning Department to make public the way that such written requests can be made. This is very important so that communities can effectively monitor the requests for permits BEFORE they are granted so that the accuracy of representations made in such applications can be verified.

Thank you for submitting your request to speak. The Clerk of the Board office has received your request and will be prepared to allow you to speak when your item is called. To attend the meeting, please call (669) 900-6833 and use Meeting ID # 864 4411 6015 . Password is 20211019. You will be muted until your item is pulled and your name is called. Please dial in at 9:00 am with the phone number you provided in the form so you can be identified during the meeting.