

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDINANCE NO.

An ordinance of San Bernardino County, State of California, to amend Subsections 85.03.080(a)(2) and 86.07.020(b)(1)(D) of the San Bernardino County Code relating to written requests for noticing of pending land use decisions.

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. The Board of Supervisors of San Bernardino County finds that:

(a) This ordinance will amend Subsections 85.03.080(a)(2) and 86.07.020(b)(1)(D) of Title 8 of the San Bernardino County Code relating to a written request for notice of pending land use decision. The amendment will ensure consistency with the requirements of Government Code Section 65092 by designating persons eligible to receive a request, authorizing the collection of a fee to comply with the request, and to impose a requirement that the request be annually renewed.

(b) Properly noticed public hearings have been held before the Planning Commission and the Board of Supervisors pursuant to the Planning and Zoning Law of the State of California and the San Bernardino County Code.

(c) This ordinance is exempt from the California Environmental Quality Act pursuant to Cal. Code Regs, title 14, Section 15061(b)(3) because regulations related to providing written notice of pending land use applications have no possibility of having a significant effect on the environment.

SECTION 2. Subsection 85.03.080(a)(2) of the San Bernardino County Code is amended, to read:

Section 85.03.080 Notice of Pending Land Use Decisions.

...

(a)(2) Notice shall be given by first class mail, or if requested in writing,

1 delivered electronically to any person who has filed a written request ~~for a specific~~
2 application for notice with either the Clerk of the Board or the Director consistent with
3 Government Code Section 65092. The Department may require payment of a fee to cover
4 the reasonable cost of providing such notices. A written request for notice filed pursuant
5 to Government Code Section 65092 shall expire on December 31st of the calendar year
6 received but may be annually renewed by the requester within 30 days of expiration. At
7 least 30 days before the date of expiration, the Director shall notify all parties who have
8 filed a written request informing them of the expiration along with an option to renew for
9 the following calendar year.

10
11 SECTION 3. Subsection 86.07.020(b)(1)(D) of the San Bernardino County Code
12 is amended, to read:

13 **Section 86.07.020 Notice of Hearing.**

14 . . .

15 (b)(1)(D) *Persons Requesting Notice.* Any person who has filed
16 a written request for notice in accordance with Subsection 85.03.080(a)(2)with the
17 Director and when required has paid the required fee for the notice in compliance with the
18 Planning Fee Schedule.

19
20 SECTION 4. This ordinance shall take effect 30 days from the date of adoption.

21
22 _____
DAWN ROWE, Chair
Board of Supervisors

23
24 SIGNED AND CERTIFIED THAT A COPY
25 OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIR OF THE BOARD

26 LYNNA MONELL, Clerk of the
27 Board of Supervisors

28 By: _____
Deputy Clerk of the Board

1 STATE OF CALIFORNIA)
2 SAN BERNARDINO COUNTY) ss.
3)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of San Bernardino County,
5 State of California, hereby certify that at a regular meeting of the Board of Supervisors of
6 said County and State, held on the _____ day of _____, 20__, at which meeting
7 were present Supervisors: _____
8 _____

9 and the Clerk, the foregoing ordinance was passed and adopted by the following vote, to
10 wit:

11 AYES: SUPERVISORS:

12 NOES: SUPERVISORS:

13 ABSENT: SUPERVISORS:

14 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal
15 of the Board of Supervisors this ____ day of _____, 20__.

16 LYNNA MONELL, Clerk of the
17 Board of Supervisors of
18 San Bernardino County,
19 State of California

20 _____
21 Deputy

22 Approved as to Form:

23 LAURA FEINGOLD
24 County Counsel

25 By: _____
26 JOLENA E. GRIDER
27 Deputy County Counsel

28 Date: _____