

ORDINANCE NO. 9726 (N.S.)

**AN ORDINANCE AMENDING SECTIONS
287.8.383.1 AND 430.4 AND REPEALING
SECTION 375.20 AND 455.3 OF THE SAN DIEGO
COUNTY ADMINISTRATIVE CODE**

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. The Board of Supervisors finds and determines that in accordance with Board Policy A-76, Sunset Review Process, the Departments of Agriculture, Weights and Measures, Parks and Recreation, Planning and Land Use, Public Works, and County Counsel reviewed the San Diego County Administrative Code and identified several sections of the Administrative Code that needs to be amended or rescinded.

Section 2. Section 286.8 of the Administrative Code is hereby amended to read as follows:

SEC. 286.8. DUTIES AND RESPONSIBILITIES.

The Commission shall have the following duties and responsibilities:

- (1) To develop such criteria, guidelines and evaluations processes as deemed necessary for the distribution of State Fines and Forfeitures moneys in an equitable and regional manner. Programs, and projects funded under this program shall demonstrate a benefit to the fish and wildlife of the County of San Diego.
- (2) To disburse these funds in accordance with applicable State guidelines and monitor project progress, completion and evaluation in accordance with established guidelines. The Commission shall disburse funds twice each year.
- (3) To develop recommendations to the Board of Supervisors, Chief Administrative Officer, and County Departments as appropriate regarding regionally significant fish and wildlife issues within the County, such as but not limited to habitat control, environmental hazards, effects of planning or recreational use on wildlife and its habitat, and wildlife management. Recommendations shall reflect Commission expertise and research which substantiates the Commission's position.
- (4) To develop recommendations to the Board of Supervisors and the Chief Administrative Officer on those fish and wildlife issues referred to the Commission or the County by the State Department of Fish and Game. Recommendations shall reflect Commission expertise and research which substantiates the Commission's position.
- (5) To review and comment on Policies and Programs from County Departments regarding the impact of such policies or programs on fish and wildlife within the County region.
- (6) To perform such other duties as may be assigned to the Commission by the Board of

Supervisors.

Section 3. Section 287.8 of the Administrative Code is hereby amended to read as follows:

SEC. 287.8 DUTIES AND RESPONSIBILITIES.

The Committee shall have the following duties and responsibilities:

- (1) To develop recommendations to the Board of Supervisors, Chief Administrative Officer, and Department of Parks and Recreation as appropriate regarding significant program and budgetary issues.
- (2) To review and comment on Policies and Programs from the County Department of Parks and Recreation regarding the impact of such policies or programs on County parks use, fees, and plans within the County region.
- (3) To hold public hearings as necessary to provide information on public sentiments regarding program needs and budgetary issues relating to parks and park design and development in the County.
- (4) To perform such other duties as may be assigned to the Committee by the Board of Supervisors.

Section 4. Section 383.1 of the Administrative Code is hereby amended to read as follows:

SEC. 383.1. NOMINATION AND APPOINTMENT OF COMMISSIONERS.

Each member of the Board of Supervisors from the first, third and fourth supervisorial districts shall be responsible to nominate one member for appointment to the Commission. Each member of the Board of Supervisors from the second and fifth supervisorial districts shall be responsible to nominate two members for appointment to the Commission. The member of the Commission shall be appointed from those persons nominated by an affirmative vote of a majority of the members of the Board of Supervisors. Each member shall, upon appointment, attend and satisfactorily complete prior to assuming office a training course upon the State laws and County ordinances relating to planning and zoning and land use conducted by the office of County Counsel.

Section 5. Section 375.20 of the Administrative Code is hereby repealed.

Section 6. Section 430.4 of the Administrative Code is hereby amended to read as follows:

SEC. 430.4. FUNCTIONS OF THE DEPARTMENT.

The Director shall have charge of and shall operate and maintain all parks, recreation facilities, open space preserves, ecological reserves and properties designated for park purposes that are owned, leased or managed by the County. The Director shall establish, subject to Board approval, standards, rules and regulations for the operation of such land and facilities. The Director shall have authority to consider and recommend to the Chief Administrative Officer the best means of conserving, developing, and utilizing scenic and recreational resources of the County, including the acquisition of sites. The Director shall make recommendations to the Chief Administrative Officer with respect to the making and preservation of monument sites, landmark sites, and sites of historical interest, heretofore created or acquired by the County or which are under its control.

Section 7. Section 455.3 of the Administrative Code is hereby repealed:

Section 8. This ordinance shall take effect and be in force thirty (30) days after its passage, and before the expiration of fifteen (15) days after its passage, a summary hereof shall be published once with the names of the members of this Board voting for and against it in the San Diego Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED AND ADOPTED THIS 13th DAY OF JULY, 2005