

ORDINANCE NO. 4
REGULATIONS OF DISTRICT ROADS

AN ORDINANCE OF THE TENAJA COMMUNITY SERVICES DISTRICT ESTABLISHING RULES, REGULATIONS AND PROCESSES RELATING TO THE OWNERSHIP, USE, REPAIR AND CONTROL OF STREETS WITHIN ITS BOUNDARIES.

Section 1. Findings of Fact

a. The TENAJA COMMUNITY SERVICES DISTRICT, hereinafter called "District," is a California Community Services District authorized under Section 61600 (j)(k), to improve and maintain streets and bridges, culverts, curbs, gutter, drains and works incidental thereto subject to the consent of the Board of Supervisors of the County of Riverside.

b. Those streets shown and depicted on Exhibit "A", attached hereto, and by this reference made a part thereof, and all roads subsequent to this Ordinance that are offered for dedication for public use, have been accepted for public road and utility purposes; such roads have, however, not been accepted as a part of District's maintained road system.

c. Those streets created by a lot split or a parcel map.

d. Based on increased use and activity upon the aforesaid streets and roads the District may at its discretion, assume the responsibilities for their care and control as well as the use thereof. If required, public notice will be given.

e. The Board of Supervisors of the County of Riverside has consented to the District's assumption of the aforesaid functions.

f. The District intends, therefore, to establish and adopt policies, standards, rules and regulations and permit procedures relating to the use and occupancy of those streets and roads depicted on Exhibit "A".

g. The District has formulated such policies, standards, rules and regulations and permit procedures, subject to change by Board resolution, as set forth in Exhibit "B" attached hereto established for roads subject to acceptance and maintenance by the District, and by this reference made a part hereof, establishing:

- (i) Minimum standards for construction of streets, including drawings;
- (ii) Permit fees;
- (iii) Security for the property performance of the work;
- (iv) General provisions and special conditions to be included in all permits.
- (v) Allowable uses of right-of-way not requiring a District permit.

h. The adoption and enforcement of the aforesaid standards, rules and regulations and permit procedures are necessary for the public health, safety and welfare of the residents of the TENAJA COMMUNITY SERVICES DISTRICT.

NOW THEREFORE, be it ordained by the Board of the Directors of the TENAJA COMMUNITY SERVICES DISTRICT as follows:

Section 2. Standard Permit Fees and Deposit.

Any person desiring to encroach or build upon any District street or road or any portion thereof shall first make application to the General Manager setting forth the nature and extent of the proposed encroachment or work. The applicant shall be charged a standard fee, plus a deposit. The standard fee is based upon District administrative costs incurred and is non-refundable. The deposit is established for additional costs the District may expend.

Deposit funds not expended by the District will be refunded to the applicant. The applicant will be required to pay additional costs beyond the deposit if these costs are incurred by the District, prior to final approval. All fees and deposits will be periodically reviewed by the District from time to time.

Section 3. Engineering Plans and Specifications.

Any person desiring to install any utilities or any structure in or upon right-of-way shall provide to the District an engineering map or drawing together with specifications showing the nature of the installation and the materials to be used. Such plans shall also show the exact location of the proposed work, improvement or structure.

Section 4. Availability for Public Inspection.

A copy of this ordinance and exhibits thereto shall be maintained at the District office at all times, and shall be available for examination by the general public upon request at all reasonable hours.

Section 5. Effective date.

This ordinance shall become effective thirty (30) days after its adoption. The General Manager of the District is hereby directed to publish this ordinance or amendments thereto, in a newspaper of general circulation published in the County of Riverside; however, such publication need not include the exhibits hereto but shall include a statement that the exhibits shall be available for examination at the office of the District.