

11/11/86

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

RESOLUTION 77-86

Permit for Law Enforcement Firearm..)
Range at Laguna Seca Recreation Area)

RESOLVED by the Board of Supervisors of the County of Monterey
as follows:

WHEREAS the County is the owner of a parcel of land within
the County, containing about 550 acres acquired by deed from the United
States of America, which is known as the Laguna Seca Recreation Area; and,

WHEREAS the Peace Officers Association of the County of
Monterey, a California non-profit corporation, hereinafter called the
"association", desires to use a portion of said parcel for a law enforce-
ment firearm range and structure related thereto, which use is agreeable
to the County so long as the terms, conditions, and limitations hereinafter
specified in a permit are faithfully complied with;

NOW THEREFORE, the County grants to the association the
following permit:

PERMIT

1. The association is authorized to establish, and there-
after operate and maintain, the Law Enforcement Firearm Range and building
on such portion of said Laguna Seca Recreation Area as may be designated
by the County's Director of Parks.

2. The sole purpose and use of the range shall be to provide
a training facility for the law enforcement agencies and personnel.

3. Except as otherwise specified in this permit, the County,
by and through its said Director, retains sole control of the entire
Laguna Seca Recreation Area, and reserves the rights (a) to control all
dates and times of firing; (b) to approve or reject the association's
range maintenance activities; (c) to approve or reject any improvements
to the range which the association proposes to make. Subject to such
approval, the association shall be responsible for the proper maintenance
of the range, and for its control in all particulars to assure the safety
of all persons.

4. The association further agrees to do all of the follow-
ing:

a) To render reasonable assistance to the County, upon
its request, in the operation and use of the County's public rifle
and pistol range at said recreation area.

b) To cooperate with said director in presenting and
coordinating public educational and instructional courses in fire-
arm safety and training.

c) To provide, annually, to said director, in January (or as soon thereafter as possible), for each ensuing calendar year, the association's schedule of training and other activities, including hours of operation, provisions for weekend and night firing, public use and all other proposed uses.

d) To designate some member of the association as a liaison person with and to said director, and all of the association's activities and proposed activities shall be channeled through such member, and the director shall communicate with the association through such member.

e) To provide, and pay for, the necessary electric power and telephone service for the operation of the range.

f) To comply with all County ordinances, including that regulating the use of County parks, and with any reasonable regulations or directions of the Director with respect to the operation of said range.

g) To spend adequate monies for the maintenance and improvements of said range.

h) To provide an accounting annually in January or as soon thereafter as possible of all revenue and expenditures incurred in connection with the operation, maintenance, improvement and promotion of the range.

i) To indemnify and hold harmless the County and its officers, employees, and agents from any and all claims, liability, damages and costs whatsoever, arising out of the construction, repair, improvement, maintenance, removal, or use of the range. To implement such indemnification, the association shall procure, and keep in force during the term of this permit, or any renewal thereof, public liability and property damage insurance, with the County as one of the named insureds, and with policy limits not less than \$300,000 public liability, and \$50,000 for property damage.

5. The Director, in January or as soon thereafter as possible, shall approve for each ensuing calendar year the association's schedule of training and other activities including hours of operation, provisions for weekend and night firing, public use and all other purposes. Once approved by the Director, this shall be the calendar for the ensuing year and shall not be modified without mutual agreement of both parties.

6. The County agrees to furnish water to the range without charge to the association.

7. After this permit has been accepted by the association, it shall be for a term commencing on the day that a certificate satis-

factorily evidencing the procurement by the association of the insurance coverage specified in paragraph 4(i) of this permit has been filed with the director, and shall expire on December 31, 1980. Thereafter this permit will be automatically renewed on an annual basis unless notice to the contrary is given by either party at least 30 days before the annual expiration. Upon expiration, and if not renewed, the association shall cease all operations at the range, except to remove its property from the range, unless the County consents to the abandonment in place of all or part of it.

8. This permit is subject to the terms and conditions of the deed to the County from the United States of America by which the County acquired title to the Laguna Seca Recreation Area, and is also subject to, and both parties agree to abide by, the regulations and requirements of the United States Department of the Interior (43 C.F.R., Part 17), issued pursuant to Title VI of the Civil Rights Act of 1964.

9. This permit is not assignable, in whole or in part, without the written consent of the County's Board of Supervisors.

10. This permit, or any renewal of it, may be revoked by the County for a material breach of any of its terms or conditions, in the following manner:

The Director shall give the association written notice of the breach, whereupon the association shall immediately suspend all firing operations at the range, and if the breach is not cured by the association within such reasonable period of time as the Director may specify he shall report the breach to the Board of Supervisors promptly, and such board may, in its discretion, revoke this permit, conditionally or otherwise.

Upon any such revocation without conditions, or if conditions were specified and not complied with, the association shall cease all operations at the range and remove its property from the range, unless the County consents to the abandonment in place of all or part of it.

11. This permit is subject to acceptance by resolution of the association's Board of Directors, a certified copy of which shall be filed with the Director.

PASSED AND ADOPTED this 22nd day of February, 1977, upon motion of Supervisor Petrovic, seconded by Supervisor Norris and unanimously carried.

COUNTY OF MONTEREY, }
STATE OF CALIFORNIA. } ss.

I, ERNEST A. MAGGINI, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a full, true and correct copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof at page _____ of Minute Book 35, on the 22nd day of February, 1977, and now remaining of record in my office.

Witness my hand and the seal of said Board of Supervisors this 22nd day of February, 1977.

ERNEST A. MAGGINI,
County Clerk and ex-officio Clerk of the Board
of Supervisors, County of Monterey, State of
California.

By Linda Mounday
LINDA MOUNDAY, Deputy.