

Attachment B

Attachment B – Current Ordinance Clauses Not Included in First Draft

<p>14.12.030 - Permit and fee required—Refund.</p> <p>B. No fee shall be refunded unless refunds have been authorized by resolution of County Board of Supervisors.</p>	<p>Resolution No. 17-525 grants the RMA Director authority to grant refunds for RMA-Parks fees as adopted in Article V of the Monterey County Master Fee Resolution. New Section 14.12.030.A.3 will support this.</p>
<p>14.12.060 - Permit revocation.</p> <p>D. Camping permits may be issued so as to expire after a maximum of fifteen (15) consecutive days, and campground occupancy by the same person(s), equipment, or vehicle(s) at any camping facility shall not exceed thirty (30) total days per year, unless otherwise extended at the discretion of the Parks Director or his designee. After the first fifteen (15) day permit has expired, the occupant(s) equipment, and vehicle(s) must vacate the campground for a minimum of two consecutive days before a second permit may be issued. All camping permits expire at two p.m. on the expiration day.</p>	<p>Duplicate of clause in Old 14.12.070 – Camping Restrictions; carried forward as 14.12.060.B</p>
<p>14.12.135 - Alcohol consumption—Day-use facilities.</p> <p>D. Alcohol Use Group Permits shall be issued on a first-come, first serve basis, and are subject to the availability of facilities and to the scheduling limitations and obligations of the Parks Department, and are limited and restricted to a limited number of group picnic areas at the applicable day-use County Park, as designated by the Director of Parks.</p>	<p>Better suited for Parks Rules and Policies than County Code.</p>
<p>14.12.135 - Alcohol consumption—Day-use facilities.</p> <p>E. In addition to the basic group picnic area site fee, Alcohol Use Group Permits are subject to an additional fee surcharge in accordance with the Monterey County Fee Resolution.</p>	<p>References to specific fees and charges will be consolidated into the Fee Schedule for ease of reference.</p>
<p>14.12.160 - Enforcement—Arrest and citation authority.</p> <p>A. It is the duty of the Director of Parks, uniformed employees of the Parks Department, and safety employees of the Sheriff's Department, to enforce the provisions of this Chapter and, pursuant to Section 836.5 of the Penal Code, the Director, uniformed Parks Department employees, and safety employees of the Sheriff's Department are authorized to arrest a person without a warrant whenever the Director, uniformed Parks Department employees, or safety employees of the Sheriff's Department have reasonable cause to believe that the person to be arrested has committed a misdemeanor in his or her presence.</p> <p>B. In any case in which a person is arrested pursuant to Subsection A of this Section, and the person arrested does not demand to be taken before a magistrate, the public officer or employee making</p>	<p>This section may be rewritten in a future draft.</p>

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<p>the arrest shall prepare a written notice to appear and release the person on his or her promise to appear, as prescribed by Chapter 5C (commencing with Section 853.6), Title 3, Part 2 of the Penal Code.</p>	
<p>14.12.180 - Fees.</p> <p>A. Park Schedule of Fees. A schedule of fees will be established by the County for the use of County Parks. These fees will be approved by the Board of Supervisors and established by resolution.</p> <p>A schedule of fees will be established for each park and will address:</p> <ol style="list-style-type: none"> 1. Day-use fees (eight persons or less per vehicle). 2. Campsites - regular. 3. Campsites - hookup (electric and water). 4. Campsites - full utility (electric, water and sewer). 5. Motorcycle. 6. Group picnic areas. 7. Extra vehicles accompanying campers. 8. Dogs (limit two per campsite). Must have in possession proof of rabies shot as required by County Code. 9. Youth group camping. 10. Firewood sales. 11. Disposal site fees for non-registered campers, for each sewage dump. 12. Group reservations. 13. Group camping. 14. Boating, annual and daily. 15. Bicycles. 16. Reservation fees. 17. Photography permits. 	<p>Fees and charges will be consolidated into the Fee Schedule for ease of reference.</p>
<p>14.12.180 - Fees.</p> <p>B. General Provisions:</p> <ol style="list-style-type: none"> 2. Discount/Promotional Programs. The Director of Parks is authorized to approve limited term special discount programs and to reduce and/or waive fees for facilities used for promotional purposes. 3. Penalties. A penalty fee will be established and collected for nonpayment of day-use, camping, and boating fees. 4. Senior Citizen and Disabled Persons: 	<p>Fees and charges will be consolidated into the Fee Schedule for ease of reference. Note on Youth Group section: New ordinance does allow RMA Director to waive fees per Section 14.12.030.A.4.</p>

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<ul style="list-style-type: none"> a. Vehicle Entrance Fees are waived at Toro, Royal Oaks, San Lorenzo and Jacks Peak Regional Parks and the Laguna Seca Recreation Area for senior citizens aged sixty-two (62) and over and for disabled persons. Waiver is good Monday through Thursday, except on public holidays. b. Camping. A discount will be established for senior citizens and disabled persons in all types of camping which will be in effect seven days a week during the off-season September 15th to May 14th, and Sunday through Thursday during the season, May 15th through September 14th, except on public holidays. 5. Supervision. A fee for use of facilities during non-operating hours of the park based upon the hourly cost of employees along with associated benefits, may be charged if supervision is required. 6. Youth Groups: <ul style="list-style-type: none"> a. Vehicle entry fees may be waived for organized school activities at Toro, Royal Oaks, San Lorenzo, Jacks Peak Regional Park and Laguna Seca Recreation Area Monday through Thursday, except on public holidays. b. Group picnic fees may be waived for organized school activities at Toro, Royal Oaks, San Lorenzo on Monday through Thursday, except on public holidays, excluding the Buckeye Area at Toro Park and the DeAnza Group Area at San Lorenzo Park. 	
<p>14.12.180 - Fees.</p> <ul style="list-style-type: none"> C. Racetrack Rental Permit and Fee Schedule, Laguna Seca Recreation Area. A special fee schedule will be developed for special uses of Laguna Seca Racetrack Area. Special uses include: <ul style="list-style-type: none"> 1. Still photography, shared with other users. 2. Non-competitive driving and/or testing on an exclusive or shared use basis. 3. Setting up the area in conjunction with a track rental. 4. Exclusive use for still photography. 5. Short or competitive driving, automobile or motor vehicle demonstrations, or motion pictures (exclusive use). D. Daily Fees Will Be Developed For Use of Any Park For: <ul style="list-style-type: none"> 1. Feature motion picture. 2. Television series pilots, productions, specials, television shorts, or advertisements. 	<p>Fees and charges will be consolidated into the Fee Schedule for ease of reference. The new 14.12.030.G.2 give the RMA Director full authority to negotiate special event terms as needed.</p>

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<p>E. Special Conditions:</p> <ol style="list-style-type: none">1. The fee for any size production involving pyrotechnic or high-speed stunts for any site/time not generally available for filming shall be the maximum for each activity.2. A damage deposit equal to not less than fifty (50) percent of the first full day's fee or a minimum of five hundred dollars (\$500.00), whichever is greater.	
<p>14.12.180 - Fees.</p> <p>F. Special Event Fees:</p> <ol style="list-style-type: none">1. For Parks Department-sponsored special events and for parks-coordinated events with less than five thousand (5,000) participants, the County's Director of Parks is authorized to approve admissions, concessions and other related fees for each specific event.2. Concession agreement for special events:<ol style="list-style-type: none">b. Registration fees will be established proportional to the number of anticipated participants in the Special Event. This registration fee will be collected in advance and is not refundable.c. Percentage of Gross Receipts. Permittee shall pay to the County a minimum of seven percent of the gross receipts for the sale of food, beverages, and merchandise items, and a minimum of five percent of the gross receipts for admission tickets or for revenue received for services rendered. County's Director of Parks is authorized to negotiate above minimum when it is in the County's best interest depending on the situation and the event.	<p>Clarified limits that require Board approval and special event agreements. The new 14.12.030.G.2 give the RMA Director full authority to negotiate special event terms as needed.</p>

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