

ORDINANCE NO. 01-2022

CAMBRIA COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS

DATED: October 13, 2022

AN ORDINANCE ADDING CHAPTER 7.16 TO THE
CAMBRIA COMMUNITY SERVICES DISTRICT MUNICIPAL CODE
REGARDING DOGS ON THE FISCALINI RANCH PRESERVE

WHEREAS, the Cambria Community Services District operates park and recreation facilities, including the Fiscalini Ranch Preserve, in accordance with the authority in Government Code Section 61100(e); and

WHEREAS, Government Code section 61060(b) provides the District with the authority “To adopt, by ordinance, and enforce rules and regulations for the administration, operation, and use and maintenance of the facilities and services listed in Part 3 (commencing with Section 61100).”; and

WHEREAS, Chapter 3, Section A1, Allowable Uses, of the Public Access and Resources Management Plan for the Fiscalini Ranch Preserve (the “Ranch Management Plan”) provides that, “Dogs must be under the control of their owner on all parts of the Ranch. The Ranch Manager has the authority to require leashes on any trail for safety purposes.”; and

WHEREAS, Chapter 8, Section F.2., User Conflicts, of the Ranch Management Plan provides that, “many potential conflicts arise from off-leash dogs: dogs may chase wildlife (which is in conflict with the resource protection objectives of the Plan), dogs may chase cattle (which can be dangerous to hikers), dogs may frighten or attack other people, and finally, dogs may attack other dogs (on a leash) beyond the control of their owners. In order to meet the safety objectives of this Plan, the Ranch Manager may restrict dogs to leashes or prohibit dogs on any or all of the Ranch trails.”; and

WHEREAS, the Ranch Manager has determined that for safety purposes, dogs shall be required to be on leashes at all times while on the Fiscalini Ranch Preserve, and in order to provide an enforceable mechanism for this regulation, the Board of Directors has determined that the District’s Municipal Code should be amended to codify that requirement.

The Board of Directors of the Cambria Community Services District Ordains as follows:

Section 1. Chapter 7.16 is hereby added to Title 7 of the Cambria Community Services District Municipal Code to read as follows:

Chapter 7.16 – Dogs on Fiscalini Ranch Preserve

7.16.010 – Leashes Required.

A. Except at the Cambria Dog Park, located on Rodeo Grounds Road, no person shall allow a dog to run at large on the Fiscalini Ranch Preserve. All domestic dogs in the Fiscalini Ranch Preserve shall be restrained at all times on leashes not to exceed six feet in length and be under adequate control in accordance with the requirements of this section.

B. The Cambria Community Services District shall post signs at the Fiscalini Ranch Preserve regarding the requirement that dogs be on a leash at all times and that any person failing to do so will be subject to citation/and or ejection under this ordinance. It is unlawful to damage, deface, destroy or alter any such sign posted at the Fiscalini Ranch Preserve.

7.16.020 - Violations.

A. Employees of the District, and any member of a duly constituted law enforcement agency of San Luis Obispo County or the State of California, shall have the authority to eject from the Fiscalini Ranch Preserve any person acting in violation of this Ordinance.

B. Any violation of this Ordinance is designated to be an infraction, in accordance with the provision of section 1.12.010 of this Code and as provided in Government Code Section 61064(b).

Section 2. A summary of this Ordinance shall be published in a newspaper published and circulated in the District at least five (5) days prior to the Board of Directors meeting at which the proposed Ordinance is to be adopted. A certified copy of the full text of the proposed Ordinance shall be posted in the office of the Board Secretary. Within fifteen (15) days after adoption of the Ordinance, the summary with the names of those Board members voting for and against the Ordinance shall be published again, and the Board Secretary shall post a certified copy of the full text of such adopted Ordinance.

Section 3. This Ordinance shall take effect and be in full force and effect thirty (30) days after its passage.

Section 4. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Directors hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of this Ordinance would be subsequently declared invalid or unconstitutional.

The foregoing Ordinance was adopted at a regular meeting of the Board of Directors of the Cambria Community Services District held on the 13th day of October, 2022.

AYES: 4 (Steidel, Gray, Dean, Howell)

NAYS: 1 (Farmer)

ABSENT: 0

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Donn Howell

President, Board of Directors

APPROVED AS TO FORM:

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Leah Reedall

Board Secretary

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Timothy J. Carmel

District Counsel