RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

June 27, 1972

On motion of Supervisor Phillips, duly seconded and carried, the
following Resolution was adopted:

WHEREAS, a joint report has been submitted by the Chief Engineer
of the Orange County Flood Control District, the Director of Harbors,
Beaches and Parks, and the Director of the Planning Department of Orang
County; and

WHEREAS, it is the desire of the Board of Supervisors to approve t
said report and to direct its implementation; and

WHEREAS, this Board is authorized by the Orange County Flood Contr
Act to permit recreational uses of the Flood Control District's proper-
ties to the extent that such use will not impair or diminish the requir-
ments for flood prevention and water conservation, and has for a number
of years allowed hiking and horseback riding on the Santa Ana River,
San Juan Creek and Trabuco Creek rights-of-way under a fee-permit syste
under resolution F63-99 and amended by resolutions F65-9, F71-77, and
F72-30; and

WHEREAS, there has been presented and adopted a certain report
entitled, "Feasibility Study of a County Wide Bicycle System in Orange
County," which study proposes a bicycle trail within the Santa Ana Rive
right-of-way in addition to horseback riding and hiking; and

WHEREAS, it has been determined that the use of portions of said
rights-of-way for horseback riding, hiking and bicycle riding will not
impair or diminish existing or probable future requirements for flood
prevention and water conservation provided that such recreational uses
are regulated and that remedial maintenance work is accomplished on a
continuing basis as the need arises as a result of recreational uses;

WHEREAS, it has been determined that additional costs will be
incurred by the district in the use of said rights-of-way for recrea-
tional purposes, but that charging a user fee as permitted by the Oran
County Flood Control Act for a combined hiking, horseback riding and bicycle riding program will be oppressively difficult to administer and police; and

WHEREAS, said Board of Supervisors of the Orange County Flood Control District is authorized to adopt reasonable rules and regulations in the exercise of its power and duties, and the district's Chief Engineer is charged by the Orange County Flood Control Act with the duty of managing and administering the affairs of the Flood Control District subject to the direction and control of said Board;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows:

1. **APPLICABILITY**

   Resolutions No. F63-99, F65-9, F71-77 and F72-30 are hereby repealed and rescinded and replaced by this Resolution.

2. **LOCATION**

   This Resolution applies to those portions of the fee owned land of the Orange County Flood Control District, easements owned by the Orange County Flood Control District, if not in conflict with the grant of use under the easement, leases and licenses or rights-of-entry granted unto the Flood Control District, if not in conflict with the terms of the lease, license or right-of-entry, in and about the Santa Ana River between the Pacific Ocean and the MWD outlet approximately 2.5 miles upstream from Imperial Highway, and to San Juan Creek from Coast Highway to the San Diego Freeway, and to Trabuco Creek from San Juan Creek to Station 66.00, 2100 feet upstream from Del Obispo Avenue.

   Within the above general areas, the Chief Engineer may designate specific areas closed to hiking, horseback riding and bicycle riding by appropriate posting and notification of the Board in writing of the fact and the reasons for the restriction.

3. **PERMITTED USES**

   The Santa Ana River, San Juan Creek and Trabuco Creek rights-of-way as described above may be used by the general public for hiking, horseback riding and bicycle riding.
4. **STABLE PERMITS**

Access from private property to said rights-of-way for riding animals from commercial boarding or rental stables shall require a permit which may be issued by the Chief Engineer on a fiscal year basis. A yearly fee of $100 shall be required by the Chief Engineer, which shall be prorated for portions of a year down to but not less than $50. In extraordinary circumstances, the Chief Engineer may request the Board of Supervisors to specify a fee either more or less than $100.

5. **MOTOR VEHICLE USES**

Pursuant to Section 21116 of the California Vehicle Code, permission is required to drive a motor vehicle upon the levee roadways within said rights-of-way. The Chief Engineer shall cause appropriate signs to be erected or placed giving notice that permission is required to be obtained to drive a motor vehicle, said signs and placing to be approved by the County Counsel. The nature of vehicles, if any, to which such permission might be granted, and the conditions, regulations and procedure for acquisition of such permission might be granted and the conditions, regulations, and procedure for acquisition of such permission are all contained in the Permit Manual of the Orange County Flood Control District on file in the office of the Chief Engineer at 400 Civic Center Drive West, Santa Ana, California.

6. **HOURS**

Recreational use of the Santa Ana River corridor shall be limited to periods between 4:00 A.M. and 10:00 P.M. each day.

7. **ADMINISTRATION - FINANCIAL**

Recreational uses of the Santa Ana River shall be administered by the Flood Control District in accordance with the Orange County Flood Control Act and with this resolution. The Chief Engineer shall keep account of all costs that are allocable to the recreational use, to the exclusion of flood control efforts, and shall, not more often than quarterly, submit a request to the Auditor-Controller for transfer from the
County General Fund to the Flood Control District Fund of the accu-
charges.

8. RULES AND REGULATIONS

The Chief Engineer is hereby authorized to make rules and reg-
ulations deemed necessary to protect the general public and the dist-
works and landscaping within said rights-of-way. The rules and reg-
ulations or changes thereto shall become effective upon approval by Co-
Counsel and filing with the Board of Supervisors.

9. EFFECTIVE DATE

This Resolution shall be effective July 1, 1972, and conti-
force until repealed, superseded or modified by further resolutions of this Board.

10. PROHIBITED USES

If any offense prohibited by the laws of the State of Cali-
such as discharge of firearms, dumping, destruction or damage of pro-
theft of public property, requires posting to be effective, the Chi-
Engineer shall cause the placing and maintenance of appropriate sig-
approved by the County Counsel. If approved by the County Counsel, 
signs may be combined with other signs to avoid undesirable prolif-
of signs.

BE IT FURTHER RESOLVED that the report of the Santa Ana River Bi-
Trail Operations and Maintenance is approved, and implementation of 
report is directed as recommended in the report.

AYES: SUPERVISORS WILLIAM J. PHILLIPS, DAVID L. BAKER, R. W. 
AND RONALD W. CASPERS

NOES: SUPERVISORS NONE

ABSENT: SUPERVISORS RALPH B. CLARK
STATE OF CALIFORNIA )
COUNTY OF ORANGE ) ss.

I, W. E. ST JOHN, County Clerk and ex-officio Clerk of the Board
of Supervisors of Orange County, California, hereby certify that the
above and foregoing Resolution was duly and regularly adopted by the
said Board at a regular meeting thereof hold on the 27th day of
June __________, 1972, and passed by a unanimous vote
of said Board members present.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this
27th day of June __________, 1972.

W. E. ST JOHN
County Clerk and ex-officio Clerk
of the Board of Supervisors of
Orange County, California

By ________________
    Deputy