



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

GREG COX
First District

DIANNE JACOB
Second District

KRISTIN GASPAR
Third District

RON ROBERTS
Fourth District

BILL HORN
Fifth District

DATE: October 9, 2018 and November 13, 2018

01

TO: Board of Supervisors

SUBJECT

NOTICED PUBLIC HEARING: AN ORDINANCE ADDING SECTION 33.104.1 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO RESTRICT TARGET SHOOTING NEAR DONOHUE MOUNTAIN IN THE DULZURA AREA (DISTRICT: 2)

OVERVIEW

This is a request to adopt an ordinance adding Section 33.104.1 of the San Diego County Code of Regulatory Ordinances to limit target shooting year-round near Donohue Mountain in the Dulzura area for fire and public safety reasons. This new section describes locations where the discharge of firearms at any mark or target, is prohibited in the unincorporated County, except for in the defense of person or property. The new section does not prohibit shooting at legal game or wildlife.

A Memorandum of Understanding (MOU) between the San Diego County Sheriff's Department and the Bureau of Land Management (BLM) allows the County to restrict shooting on lands managed by the BLM. The MOU also allows BLM officers to enforce the County's shooting ordinance.

This ordinance amendment would restrict target shooting on two portions of Bureau of Land Management property along and directly to the south of State Route 94/Campo Road and along and to the west of Marron Valley Road near Dulzura. This closure would reduce the year-round threat of wildfire and increase public safety in the area.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve introduction of the proposed San Diego County Code amendment (first reading); read title and waive further reading of the following ordinance (Attachment A):

AN ORDINANCE ADDING SECTION 33.104.1 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO RESTRICT TARGET SHOOTING NEAR DONOHUE MOUNTAIN IN THE DULZURA AREA

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If, on October 9, 2018, the Board takes the action recommended above, then, on November 13, 2018:

2. Submit the ordinance (Attachment A) for further Board consideration and adoption (second reading):

AN ORDINANCE ADDING SECTION 33.104.1 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO RESTRICT TARGET SHOOTING NEAR DONOHOE MOUNTAIN IN THE DULZURA AREA

FISCAL IMPACT

There is no fiscal impact associated with these recommendations.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

In May of 2017, the “Gate Fire” burned over 2,000 acres after being accidentally started by a group of recreational shooters near the Donohoe Mountain area in Dulzura. Recreational shooting is currently allowed in the Donohoe Mountain area (Donohoe Flats) during portions of the year. More recently, the Bureau of Land Management (BLM) began prohibiting shooting in this area during periods of high fire risk.

In response to the year-round fire risk conditions and the public safety concerns of residents, on June 26, 2018 (17), the Board of Supervisors directed the Chief Administrative Officer to draft an ordinance that would restrict shooting in a specified area of Donohoe Flats year-round. The County’s Public Safety Group worked with the BLM, the Sheriff’s Department and residents to establish proposed boundaries for a year-round target shooting closure in the area. The closure area would include portions of land along and south of State Route 94/Campo Road, and along and to the west of Marron Valley Road. Numerous parcels of BLM land in the County will remain available for recreational shooting.

While the BLM manages land in the Donohoe Mountain area, a Memorandum of Understanding (MOU) between the San Diego County Sheriff’s Department and the BLM allows the County to restrict shooting on these BLM lands. The MOU also allows BLM officers to enforce the County’s shooting ordinance.

Section 33.104.1 of the County’s Shooting Ordinance describes locations where the discharge of firearms at any mark or target, is prohibited in the unincorporated County, except for in the defense of person or property. The new section does not prohibit shooting at legal game or wildlife.

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Today's request is to adopt an ordinance adding Section 33.104.1 of the San Diego County Code of Regulatory Ordinances to restrict target shooting near Donohoe Mountain in the Dulzura area.

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's proposed actions support the Living Safely Initiative of the County of San Diego's 2018-2023 Strategic Plan by reducing fire risk and increasing public safety for residents and visitors to the area of Donohoe Mountain near Dulzura.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Helen N. Robbins-Meyer', written in a cursive style.

HELEN N. ROBBINS-MEYER
Chief Administrative Officer

ATTACHMENT(S)

Attachment A – Ordinance adding Section 33.104.1 of the San Diego County Code of Regulatory Ordinances Clean Copy

Attachment B – Ordinance adding Section 33.104.1 of the San Diego County Code of Regulatory Ordinances Informational Copy

Attachment C – Summary of Proposed Ordinance

Attachment D – Map of Donohoe Mountain Proposed Target Shooting Closure Area

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AGENDA ITEM INFORMATION SHEET

REQUIRES FOUR VOTES: ☐ Yes ☐ No

WRITTEN DISCLOSURE PER COUNTY CHARTER SECTION 1000.1 REQUIRED

☐ Yes ☐ No

PREVIOUS RELEVANT BOARD ACTIONS:

June 26, 2018 (17), Reducing the Fire Threat Near Donohoe Mountain; December 3, 2014 and January 7, 2014 (7), Review of Regulatory Code Provisions Applicable to the Public Safety Group; November 20, 1990 (38), Urgency Ordinance 7834 Relating to the Shooting of Firearms within the Unincorporated County; May 21, 1991 (121), Resolution Continuing the Proposed Shooting Regulations Task Force

BOARD POLICIES APPLICABLE:

N/A

BOARD POLICY STATEMENTS:

N/A

MANDATORY COMPLIANCE:

N/A

ORACLE AWARD NUMBER(S) AND CONTRACT AND/OR REQUISITION NUMBER(S):

N/A

ORIGINATING DEPARTMENT: Public Safety Group Executive Office

OTHER CONCURRENCE(S): N/A

CONTACT PERSON(S):

Michele Clock

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