



**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Dom Zanger
District No. 1
Vice-Chair

Kollin Kosmicki
District No. 2
Chair

Mindy Sotelo
District No. 3

Angela Curro
District No. 4

Ignacio Velazquez
District No. 5

Item Number: 2.2

MEETING DATE: 05/20/2025

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Robin Leland

DEPT HEAD/DIRECTOR: Abraham Prado

SUBJECT:

RESOURCE MANAGEMENT AGENCY - A. PRADO, DIRECTOR OF PLANNING AND BUILDING

(To be heard at 9:30 AM or soon thereafter as the matter may be heard)

Hold a Public Hearing and accept the first reading of an Ordinance of the Board of Supervisors of the County of San Benito Regarding Traffic Regulations and to Amend Title 17: Traffic Regulations Chapter 1, Article II: Junked, Abandoned and the Like Vehicles - Conduct a Public Hearing and consider and accept the first reading of amendments to Title 17 Traffic Regulations, Chapter 17.01 (Motor Vehicles and Traffic), Article II (Junked, Abandoned, and the Like Vehicles), sections 17.01.021 (Definition), 17.01.022 (Exceptions to Article), 17.01.024 (Administration and Enforcement), 17.01.025 (Right of Entry of Persons Authorized to Remove Violating Vehicles), 17.01.027 (Notice of Intention to Abate and Remove), 17.01.028 (Request for Public Hearings; Notice of Hearing), 17.01.029 (Conduct of Hearings; Findings and Orders of Board of Supervisors), 17.01.030 (Disposal of Vehicle) and adopt amendments during the second reading on Consent Agenda on June 10th, 2025.

SBC FILE NUMBER: 790.3

ORDINANCE NO.: 1082

AGENDA SECTION:

PUBLIC HEARING

BACKGROUND/SUMMARY:

The CA Vehicle Code section 22660 allows a local jurisdiction to adopt an ordinance establishing procedures for the abatement and removal, as public nuisances, of abandoned, wrecked, dismantled, or inoperative vehicles or parts thereof from private or public property, and for the recovery, pursuant to Section 25845 or 38773.5 of the Government Code, or assumption by the local authority, of costs of administration and the removal.

The provisions in Title 17, Chapter 1, Article II, govern general rules of junked, abandoned, and the like vehicles. The San Benito County Code currently only allows for the removal of vehicles by the Sheriff's Office, and has been updated to allow for an Enforcing Officer and their designees this ability. proposed amendments include, but are not limited to, definitions as they relate to junked, abandoned and the like vehicles; administration and enforcement of nuisance vehicles, or parts thereof, as allowed per state law; standard notification processes; conduct of hearings; and disposal of vehicles.

The amended traffic regulation code being proposed for Title 17 provides a comprehensive and uniform vehicle abatement program update in order to ensure compliance with all county ordinances that incorporate the remedies specified in the included chapters.

The revised code was presented to the Planning Commission on April 16th, 2025 where they directed staff to amend section 17.01.024 (Administration and Enforcement; Right of Entry) to clarify the statement regarding consent to enter an enclosed private property and section 17.01.027 (Notice of Intention to Abate and Remove) to include a 48-hour notice, when reasonable, to remove a vehicle deemed to be a public nuisance presenting an immediate threat to public health or safety.

The presentation will be provided by Code Enforcement Officer III, Robin Leland. For a redline version of the code amendments please refer to Attachment "A".

RESOLUTION OR ORDINANCE NEEDED FOR THIS ITEM:

Yes

CONTRACT NEEDED FOR THIS ITEM:

N/A

RFP AND BID HISTORY:

N/A

LAST CONTRACT AMOUNT OR N/A:

N/A

CONTRACT HISTORY (Describe all amendments and previous contracts):

N/A

STRATEGIC PLAN GOALS: 1. Operational Development & Excellence

Yes

STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth

No

STRATEGIC PLAN GOALS: 3. Technology

No

STRATEGIC PLAN GOALS: 4. Community Engagement

No

STRATEGIC PLAN GOALS: 5. Health & Safe Community

Yes

BUDGETED:

N/A

BUDGET ADJUSTMENT NEEDED:

N/A

SOURCE OF FUNDING:

N/A

UNFUNDED MANDATE:

N/A

SBC BUDGET LINE ITEM NUMBER:

N/A

CURRENT FY COST:

N/A

STAFF RECOMMENDATION:

Staff recommends that the Board of Supervisors:

1. Hold a Public Hearing and accept the first reading of an Ordinance of the Board of Supervisors of the County of San Benito Regarding Traffic Regulations and to Amend Title 17 Traffic Regulations, Chapter 17.01 (Motor Vehicles and Traffic), Article II (Junked, Abandoned, and the Like Vehicles), sections 17.01.021 (Definition), 17.01.022 (Exceptions to Article), 17.01.024 (Administration and Enforcement), 17.01.025 (Right of Entry of Persons Authorized to Remove Violating Vehicles), 17.01.027 (Notice of Intention to Abate and Remove), 17.01.028 (Request for Public Hearings; Notice of Hearing), 17.01.029 (Conduct of Hearings; Findings and Orders of Board of Supervisors), 17.01.030 (Disposal of Vehicle); and
2. Adopt amendments to the code during the second reading on Consent Agenda on June 10th, 2025.

BOARD ACTION RESULTS:

Accepted first reading per staff recommendation. (5/0 vote)

ATTACHMENTS:

Presentation - Amendments Title 17 Traffic Regulations
Board of Supervisors Ordinance - Amendments Title 17 Traffic Regulations
Title 17 Redline (PC) Amendments (Attachment A)
Planning Commission Resolution 2025-05 - Executed
Free Lance Notice