

ORDINANCE NO. 9673 (N.S.)

AN ORDINANCE ADDING ARTICLE 22, COMMENCING WITH SECTION 72.400, TO THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, RELATING TO CERTAIN PRIVATELY OWNED AND MAINTAINED ROADS THAT WILL BE SUBJECT TO THE VEHICLE CODE

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. The Board of Supervisors finds and determines that certain privately owned and maintained roads are within the county and are generally held open for use by the public for purposes of vehicular travel and that said roads so connect with highways that the public cannot determine that such roads are not highways.

Section 2. The Board of Supervisors further finds that certain property owners would like for the California Vehicle Code to apply to such privately owned and maintained roads.

Section 3. Article 22, commencing with section 72.400, is hereby added to the San Diego County Code of Regulatory Ordinances to read as follows:

ARTICLE 22: PRIVATE ROADS

SECTION 72.400. FINDINGS AND APPLICABLE STATUTES.

(a) It is found and declared that the privately owned and maintained roads described in Section 72.401 are within the county and are generally held open for use by the public for purposes of vehicular travel and that said roads so connect with highways that the public cannot determine that such roads are not highways.

(b) Except as described in California Vehicle Code Section 21107.5, the provisions of the California Vehicle Code shall apply to the privately owned and maintained roads described in Section 72.401.

(c) The privately owned and maintained roads described in Section 72.401 shall remain private and the County of San Diego assumes no obligation of maintenance.

SECTION 72.401. DESIGNATED ROADS.

Roads described in Section 72.400 include:

(a) Vermont Street from the intersection of Durgin Street to the intersection of Pala Street.

- (b) La Brea Street from the intersection of Hope Street to the intersection of Pala Street.
- (c) Robertson Street from the intersection of Sawday Street to the intersection of Pala Street.
- (d) Sawday Street from the intersection of Howell Street to the south end of the roadway.
- (e) Durgin Street south to the end and west on the unnamed street intersecting south Sawday Street.
- (f) S. Hope Street from the intersection of State Route 67 to the intersection of Robertson Street.
- (g) N. Hope Street from the intersection of Robertson Street to the intersection of Toub Street.
- (h) Etcheverry Street from the intersection of Vermont Street to the intersection of Robertson Street.
- (i) Wynola Street from the intersection of Vermont Street to the intersection of Robertson Street.
- (j) Kalbaugh Street from the intersection of Vermont Street to approximately 200 feet north of the intersection of Haley Street.
- (k) Rotanzi Street from the intersection of Vermont Street to the intersection of Robertson Street.
- (l) S. Hunter Street from the intersection of Vermont Street to the end of the roadway south of the Santa Maria Creek.
- (m) Julian Street from the intersection of Vermont Street to the intersection of Wernes Street.
- (n) S. Letton Street from the intersection of Vermont Street to the intersection of Hunter Street.
- (o) Howell Street from the intersection of Sawday Street to the intersection of N. Hope Street.

(p) Wernes Street from the intersection of S. Letton Street to the intersection of Hunter Street.

(q) Toub Street, including the cul-de-sac off of Durgin Street and from the intersection of N. Hope Street to S. Hunter Street.

(r) Mitten Lane, including the cul-de-sac off of Durgin Street.

(s) Beverly Street from the intersection of Kalbaugh Street to the intersection of Haley Street.

(t) Haley from the intersection of Kalbaugh Street to the intersection of Toub Street.

(u) Carlin Street from the intersection of Toub Street to the intersection of Hunter Street.

SECTION 72.402. TRAFFIC CONTROL DEVICES.

It shall be the responsibility of the property owners within the designated areas to obtain, install and maintain any and all official traffic control devices, as may be required, at their expense and to install and maintain them pursuant to the latest State of California, Department of Transportation standards.

Section 4: This ordinance shall take effect and be in force thirty days after its passage, and before the expiration of fifteen days after its passage, a summary hereof shall be published once with the names of the members of the Board voting for and against it in the San Diego Union Tribune, a newspaper of general circulation published in the County of San Diego.

Section 5. This ordinance shall be reviewed and considered for continuation or repeal by the Board of Supervisors on or before July 26, 2005.

PASSED, APPROVED, AND ADOPTED THIS 28th day of July 2004