

## Law Enforcement (FINAL)

FOR OFFICE USE ONLY:

Version # \_\_\_\_\_

APP # 700382

### ITEM 1. Proposed Project

The Madera County Sheriff's Office enforces OHMV laws throughout the entire County which consists of approximately 2,147 square miles. The Sheriff's Department patrols forest service lands, private properties, riverbeds, riparian areas, agricultural lands, and railroad rights-of-way. Some areas are precluded from patrol, such as State prison sites and the Ansel Adams Wilderness.

The OHV vehicles and equipment were upgraded through funding from this program during FY 09-10. We now seek funding for overtime hours to patrol off-highway recreation areas and trails utilizing the vehicles and equipment purchased with funds awarded FY 09-10.

This County is rural, agricultural and lightly populated. However, OHV opportunities draw enthusiasts from region, including the Fresno Metropolitan Area (600,000 pop) which is immediately adjacent to the county-line. Funding restriction limits the County's ability to properly serve this external population. Registration fees for such vehicles return to their County of residence, not Madera County.

The Department has mutual agreements with Federal and State law enforcement and resource conservation officers. Coordinated patrols with Federal and State agents are routine.

With the purchase of the new vehicles and equipment, the department is prepared to assist riders injured in remote areas, however, the County is unable to fund the over-time hours required to perform such duties with the current budget crisis. These funds, for over-time hours, will also augment the Sheriff's capacity to meet it's legal obligation for search-and-rescue.

OHV violations of private property is damaging to agricultural production. Farmers seek greater enforcement of property protection and have met signage obligations. Protection of this industry is an enforcement priority. Coordinated services with the Madera Irrigation District were established to minimize damage to water delivery systems.

The OHV program provides educational outreach at Fairs, Parades, and School assemblies. The Department provides ten special education events each year.

The Department maintains an OHV website, linked to State Parks, at <http://www.madera-county.com/sheriff/ohv/index.html>. The website offers riding location information, safety recommendations, and direction to laws and regulations governing OHV use.

### ITEM 2. Project Coverage

The Madera County Sheriff's Department patrols approximately 2,143 square miles. All of our officers are fully empowered to enforce OHMV laws throughout the County of Madera, including federal lands.

The areas patrolled consist of forest service lands, private properties, riverbeds, riparian areas, agricultural lands, rural areas and railroad rights-of-way. As stated previously, some areas are precluded from patrol, such as State prison sites and the Ansel Adams Wilderness.

### ITEM 3. Describe the frequency of the patrols

The Madera County Sheriff's Department's patrols daily. The Department has 65 sworn deputies that are fully empowered to enforce OHV laws throughout Madera County. The County undertakes special enforcement patrols twice a month. These patrols are two man teams patrolling six to eight hours. Currently all general and special enforcement patrols are funded with local money. This level of effort is representative of the last thirty-six months.

Given budget constraints on locally funded over-time, the Department has not rescinded targeted OHV enforcement teams during the period November, 2009, to June, 2010. Without OHMV funding, the Department will not provide any targeted OHV enforcement services in FY 2010-11. OHMV funding is critical in the coming year to continue our 7 year safety,

education, and enforcement program.

**ITEM 4. Deployment of Personnel**

We have six part-time Deputy Sheriff's assigned to OHV patrol. They are also augmented by the balance of the Deputies of the Madera County Sheriff's Department who are fully-empowered to enforce all OHMV laws throughout the County of Madera.

Enforcement patrols by Deputy Sheriff's assigned to the OHV unit have been suspended due to budget constraints.

## LE Certification

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### Law Enforcement - Page 1

1. Identify areas with high priority law enforcement needs because of public safety, cultural resources, and sensitive environmental habitats, including wilderness areas and areas of critical environmental concerns:

We provide high priority law enforcement to the forest service, agricultural lands, river bottoms riparian areas, railroad rights-of-way, rural areas and private property. We assist private property owners in trespass prevention and signage requirements.

2. Describe how the proposed Project relates to OHV Recreation and will sustain OHV Recreation, motorized off-highway access to non-motorized recreation, or OHV Opportunities associated with the Project Area:

Our deputies provide safety and education programs to the public and enforce violations of OHV operating laws. We also provide a positive and safe environment for legal riders. The Department continues to have an annual display of our OHV equipment, literature and contact information at each of two County fairs. The OHV unit also rides annually in several Madera County community parades.

3. Describe the Applicant's formal or informal cooperation with other law enforcement agencies:

Madera Sheriff's Deputies cooperate and coordinate patrols with all law enforcement agencies in this region, including but not limited to, CHP, Fish and Game, US Forest Service, City of Madera PD, Fresno PD and City of Chowchilla PD. The efforts are supported by seven years of mutual aid and enforcement activity. Many patrols each year are composed of multi-jurisdictional officers. Patrol frequency and location information is shared between city and county law enforcement where there is shared jurisdiction (river bottom patrols).

### Law Enforcement - Page 2

4. Does the Applicant recover a portion of the law enforcement costs directly associated with privately sponsored OHV events where sponsors have obtained a local permit? (Please select Yes or No)  Yes  No

Explain

There have been no requests for law enforcement services at OHV events.

Public safety patrols are provided free, for large gatherings of people.

5. The Applicant agrees to implement a public education program that includes information on safety programs available in the area and how to report OHV violations? (Please select Yes or No)  Yes  No

6. Describe the Applicant's OHV law enforcement training program including how the training program educates personnel to address OHV safety and natural and cultural resource protection:

The department personnel attend specialized courses in OHV operations and resource conservation, including but not limited to: 40 hours of on and off-highway vehicle training in San Bernadino or Alameda County; 80 hours of POST motorcycle school training; and 32 hours of Rich Oliver motorcycle training. Department personnel also attend forest service policy meetings regularly.

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7. Is the proposed project in accordance with local or federal plans and the OHMVR Division Strategic Plan? (Please select Yes or No)  Yes  No

8. LOCAL AGENCIES ONLY - Describe the Applicant's policies and/or agreements regarding enforcement on federal land:

The Department and the US Forest Service have established agreements that authorize Deputy Sheriff's to enforce laws on federal lands.

9. COUNTIES ONLY - Describe how the OHV in-lieu of tax funds are being used and whether the use of these fees complements the Applicant's project:

The County of Madera receives only a small amount of in-lieu funds. The majority of riders in this county come from adjacent areas, including the Metropolitan Area of the City of Fresno. Madera County in-lieu tax funds are being utilized to maintain the current OHMV program equipment.

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10. APPLICANTS WHO MANAGE OHV RECREATION FACILITIES – Describe how your organization is meeting its operation and maintenance needs:

There are no County owned or operated OHV recreation facilities.

11. The Applicant agrees to enforce the registration of OHVs and the other provision of Division 16.5 commencing with Section 38000 of the vehicle code and to enforce other applicable laws regarding the operation of OHVs? (Please select Yes or No)  Yes  No

**Project Cost Estimate**

FOR OFFICE USE ONLY:		Version # _____	APP # _____				
<b>APPLICANT NAME :</b>	Madera County Sheriff's Department						
<b>PROJECT TITLE :</b>	Law Enforcement (FINAL)	<b>PROJECT NUMBER (Division use only) :</b>	G09-03-33-L01				
<b>PROJECT TYPE :</b>	<input type="checkbox"/> Acquisition <input type="checkbox"/> Development <input type="checkbox"/> Education & Safety <input type="checkbox"/> Ground Operations <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Planning <input type="checkbox"/> Restoration						
<b>PROJECT DESCRIPTION :</b>	<p>The Madera County Sheriff's Office enforces OHMV laws throughout the entire County which consists of approximately 2,147 square miles. The Sheriff's Department patrols forest service lands, private properties, riverbeds, riparian areas, agricultural lands, and railroad rights-of-way. Some areas are precluded from patrol, such as State prison sites and the Ansel Adams Wilderness.</p> <p>The OHV vehicles and equipment were upgraded through funding from this program during FY 09-10. We now seek funding for overtime hours to patrol off-highway recreation areas and trails utilizing the vehicles and equipment purchased with funds awarded FY 09-10.</p> <p>This County is rural, agricultural and lightly populated. However, OHV opportunities draw enthusiasts from region, including the Fresno Metropolitan Area (600,000 pop) which is immediately adjacent to the county-line. Funding restriction limits the County's ability to properly serve this external population. Registration fees for such vehicles return to their County of residence, not Madera County.</p> <p>The Department has mutual agreements with Federal and State law enforcement and resource conservation officers. Coordinated patrols with Federal and State agents are routine.</p> <p>With the purchase of the new vehicles and equipment, the department is prepared to assist riders injured in remote areas, however, the County is unable to fund the over-time hours required to perform such duties with the current budget crisis. These funds, for over-time hours, will also augment the Sheriff's capacity to meet it's legal obligation for search-and-rescue.</p> <p>OHV violations of private property is damaging to agricultural production. Farmers seek greater enforcement of property protection and have met signage obligations. Protection of this industry is an enforcement priority. Coordinated services with the Madera Irrigation District were established to minimize damage to water delivery systems.</p> <p>The OHV program provides educational outreach at Fairs, Parades, and School assemblies. The Department provides ten special education events each year.</p> <p>The Department maintains an OHV website, linked to State Parks, at <a href="http://www.madera-county.com/sheriff/ohv/index.html">http://www.madera-county.com/sheriff/ohv/index.html</a>. The website offers riding location information, safety recommendations, and direction to laws and regulations governing OHV use.</p>						
	<b>Line Item</b>	<b>Qty</b>	<b>Rate</b>	<b>UOM</b>	<b>Grant Request</b>	<b>Match</b>	<b>Total</b>
<b>DIRECT EXPENSES</b>							
<b>Program Expenses</b>							

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: Madera County Sheriff's Department  
 Application: Law Enforcement (FINAL)

2/25/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
<b>1</b>	<b>Staff</b>						
	Law Enforcement Officers	800.000	44.000	HRS	35,200.00	0.00	35,200.00
	Other-Administrative Analyst II	245.000	38.460	HRS	0.00	9,423.00	9,423.00
	Law Enforcement Officers	80.000	70.000	HRS	5,600.00	0.00	5,600.00
	Administration Officer	80.000	65.000	HRS	0.00	5,200.00	5,200.00
	<b>Total for Staff</b>				<b>40,800.00</b>	<b>14,623.00</b>	<b>55,423.00</b>
<b>2</b>	<b>Contracts</b>						
<b>3</b>	<b>Materials / Supplies</b>						
<b>4</b>	<b>Equipment Use Expenses</b>						
<b>5</b>	<b>Equipment Purchases</b>						
<b>6</b>	<b>Others</b>						
	Training	5.000	600.000	EA	3,000.00	0.00	3,000.00
<b>7</b>	<b>Indirect Costs</b>						
	<b>Total Program Expenses</b>				<b>43,800.00</b>	<b>14,623.00</b>	<b>58,423.00</b>
	<b>TOTAL DIRECT EXPENSES</b>				<b>43,800.00</b>	<b>14,623.00</b>	<b>58,423.00</b>
	<b>TOTAL EXPENDITURES</b>				<b>43,800.00</b>	<b>14,623.00</b>	<b>58,423.00</b>

Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: Madera County Sheriff's Department  
 Application: Law Enforcement (FINAL)

2/25/2010

	Line Item	Grant Request	Match	Total	Narrative
<b>DIRECT EXPENSES</b>					
<b>Program Expenses</b>					
1	Staff	40,800.00	14,623.00	55,423.00	<p>The Department proposes a staffing plan that includes Law Enforcement Services (provided and calculated at the Overtime Rate Of a Deputy Sheriff II at the C-Step). The requested 800 hours will be consumed with patrols of 2 LEOs working an 8 Hour shift. The proposal would allow a maximum of 50 patrol days by the 2-man teams.</p> <p>The program will receive administrative support services of 250 hours that will be provided by an Administrative Analyst II in the Sheriff's Business Office. This is the seventh year of such services to the program.</p> <p>The program will be supervised by the Patrol Division Commander, a Lieutenant in the Sheriff's Department Service. It is expected that patrol scheduling, current issues, and program monitoring will require a minimum of 80 hours (@\$70.30 hr) by the Patrol Commander.</p>
2	Contracts	0.00	0.00	0.00	
3	Materials / Supplies	0.00	0.00	0.00	
4	Equipment Use Expenses	0.00	0.00	0.00	
5	Equipment Purchases	0.00	0.00	0.00	
6	Others	3,000.00	0.00	3,000.00	The Administrative Analyst will attend yearly programmatic training and four (4) quarterly

Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: Madera County Sheriff's Department  
 Application: Law Enforcement (FINAL)

2/25/2010

					meetings of the OHMVC. The County cannot otherwise afford to send the Analyst to the OHMVC training and meetings due to current budget constraints. It is important for the Analyst to maintain a working relationship with the State Parks Division while participating in this program.
7	Indirect Costs	0.00	0.00	0.00	
<b>Total Program Expenses</b>		43,800.00	14,623.00	58,423.00	
<b>TOTAL DIRECT EXPENSES</b>		43,800.00	14,623.00	58,423.00	
<b>TOTAL EXPENDITURES</b>		<b>43,800.00</b>	<b>14,623.00</b>	<b>58,423.00</b>	

## Environmental Review Data Sheet (ERDS)

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### ITEM 1 and ITEM 2

#### ITEM 1

- a. ITEM 1 - Has a CEQA Notice of Determination (NOD) been filed for the Project?  Yes  No  
(Please select Yes or No)

#### ITEM 2

- b. Does the proposed Project include a request for funding for CEQA and/or NEPA document preparation prior to implementing the remaining Project Deliverables (i.e., is it a two-phased Project pursuant to Section 4970.06.1(b)) (Please select Yes or No)  Yes  No

### ITEM 3 - Project under CEQA Guidelines Section 15378

- c. ITEM 3 - Are the proposed activities a "Project" under CEQA Guidelines Section 15378?  Yes  No  
(Please select Yes or No)
- d. The Application is requesting funds solely for personnel and support to enforce OHV laws and ensure public safety. These activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. (Please select Yes or No)  Yes  No
- e. Other. Explain why proposed activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. DO NOT complete ITEMS 4 – 10

### ITEM 4 - Impact of this Project on Wetlands

### ITEM 5 - Cumulative Impacts of this Project

### ITEM 6 - Soil Impacts

### ITEM 7 - Damage to Scenic Resources

### ITEM 8 - Hazardous Materials

Is the proposed Project Area located on a site included on any list compiled pursuant to Section 65962.5 of the California Government Code (hazardous materials)? (Please select Yes or No)  Yes  No

If YES, describe the location of the hazard relative to the Project site, the level of hazard and the measures to be taken to minimize or avoid the hazards.

### ITEM 9 - Potential for Adverse Impacts to Historical or Cultural Resources

Would the proposed Project have potential for any substantial adverse impacts to historical or cultural resources? (Please select Yes or No)  Yes  No

Discuss the potential for the proposed Project to have any substantial adverse impacts to historical or cultural resources.

### ITEM 10 - Indirect Significant Impacts

**CEQA/NEPA Attachment**