

## Law Enforcement (FINAL)

FOR OFFICE USE ONLY:

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

APP # 700361

### ITEM 1. Proposed Project

The requested funds will be used for enforcement of applicable laws relating to the operation of off-highway vehicle, as well as the purchase and distribution of educational materials. Officers will patrol identified areas utilizing motorcycles and helicopter patrols. The helicopter patrols are part of the Tulare County Multi-Agency Air Support Unit patrol missions. The flight crew includes a Tactical Flight Officer specially trained for the air support unit. Grant funds will be utilized to provide continued air patrol of the park and surrounding areas. During land patrols off-highway vehicle riders will be educated as to applicable laws pertaining to the operation of those vehicles. This will be done both with distribution of materials, as well as the actual citations/arrests as necessary. In addition, law enforcement personnel will participate in various community gatherings, such as the local fair, and distribute educational materials to enhance community awareness and public safety with regard to the operation of off-highway vehicles. Periodic visits to the Porterville OHV Park during public activities will also take place with efforts to verify current registration of vehicles and disseminate educational materials.

The geographical areas that would be served by this program include City and County areas. In each of these areas, there are various locations of concern to the public and police department due to ongoing violations of off-highway vehicles on public and private property. These problems include nuisance and noise issues, dangerous riding, trespassing and damage to property. These nuisance and violations are caused by off-road vehicles being inappropriately driven on public or private property. In addition, the problems also include criminal activities such as illegal dumping, vandalism, and narcotics use by off-highway vehicle drivers. Persons who are participating in OHV riding in non controlled and illegal areas are leaving their trash behind for city personnel or private property owners to clean up. They also commit vandalism by cutting fences to access illegal riding areas and some use narcotics and/or alcohol which severely impairs riding abilities, leading to crashes and injuries. By enforcement of OHV laws and education of riders to proper riding areas and the dangers of drug and alcohol use while riding, the problems will be mitigated.

### ITEM 2. Project Coverage

There is a minimum of 5 miles of riverland and Rails to Trails pathways. In addition, there are approximately 300 acres of parks that are patrolled by land utilizing motorcycles as well as support patrols of the same area by the Tulare County Multi-Agency Air Support .

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

The above listed areas are patrolled at least daily by both law enforcement and Parks division personnel. On most days, numerous patrols are conducted in these areas. Additionally the Park and surrounding areas are patrolled by helicopter on weekly basis by the Tulare County Multi Agency Air Support Unit.

### ITEM 4. Deployment of Personnel

A minimum of two officers will be deployed on each patrol. There will be patrols that will include more than two officers, and educational outreach activities will also include two or more officers. The Tulare County Multi-Agency Air Support Unit consists of a crew of the pilot, tactical flight officer and additional flight crew members as assigned.

## 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:

Within the city of Porterville there are several miles of natural riverland areas along a portion of which the city has developed the Tule River Parkway as pedestrian and non-motorized vehicle pathway. The Tule River Parkway and the Rails to Trails also have increments that go well beyond the river area. In addition, numerous city parks require public safety vigilance. These are high priority areas as the illegal use of off-highway vehicles create criminal trespass, have contributed to significant vandalism and tree destruction damages, and neighborhood nuisance issues. Safe and efficient emergency public safety access to some of these areas is problematic for responding to injuries or other issues caused by illegal riding.

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:

The Porterville OHV Park is provided for supervised OHV recreations. During police patrols in the above mentioned areas, police officers will enforce compliance with legal riding (registrations, equipment, etc.) as well as educate violators as to the proper areas to ride, notably the OHV Park. We believe that by this enforcement and education, ridership at the legal facility will increase.

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

The Porterville Police Department cooperates in all mutual aid requests with other local and state agencies. These include the Tulare County Sheriff's Department and the California Highway Patrol, both of whom have jurisdiction in border areas to our target areas. Additionally the park and surrounding areas are patrolled by the Tulare County Multi-Agency Air Support Unit.

### 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?  Yes  No  
(Please select Yes or No)

Explain

The only privately sponsored local OHV events that are permitted are the occasional rental of the OHV Park.

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?  Yes  No  
(Please select Yes or 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:

Utilizing department trainers and supervisors that have experience relating OHV topics, training classes are delivered to all personnel participating in the Department's OHV enforcement program. The instruction includes delivery of knowledge related to OHV safety, proper enforcement of OHV laws, and requires the participants to attend actual OHV field training where they learn to properly drive OHV's under supervision of the trainers.

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

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

Porterville Police Department has no federal lands within the jurisdiction and has no agreement regarding enforcement on federal land.

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:

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

The City of Porterville provides local general funds to provide the Parks and Leisure Services Department the ability to operate and maintain the OHV Park. A Parks Maintenance Worker is dedicated to this facility, and other part-time and volunteer maintenance workers assist in these efforts. Except for inclement weather related days, the facility is open during each weekend day, and the evening of one week-day during daylight savings time. Operations and maintenance efforts are significantly enhance with OHV grant funding for equipment replacement, development of the facility and routine maintenance

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>	City of Porterville Parks and Leisure Services		
<b>PROJECT TITLE :</b>	Law Enforcement (FINAL)	<b>PROJECT NUMBER (Division use only) :</b>	G09-03-24-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 requested funds will be used for enforcement of applicable laws relating to the operation of off-highway vehicle, as well as the purchase and distribution of educational materials. Officers will patrol identified areas utilizing motorcycles and helicopter patrols. The helicopter patrols are part of the Tulare County Multi-Agency Air Support Unit patrol missions. The flight crew includes a Tactical Flight Officer specially trained for the air support unit. Grant funds will be utilized to provide continued air patrol of the park and surrounding areas. During land patrols off-highway vehicle riders will be educated as to applicable laws pertaining to the operation of those vehicles. This will be done both with distribution of materials, as well as the actual citations/arrests as necessary. In addition, law enforcement personnel will participate in various community gatherings, such as the local fair, and distribute educational materials to enhance community awareness and public safety with regard to the operation of off-highway vehicles. Periodic visits to the Porterville OHV Park during public activities will also take place with efforts to verify current registration of vehicles and disseminate educational materials.</p> <p>The geographical areas that would be served by this program include City and County areas. In each of these areas, there are various locations of concern to the public and police department due to ongoing violations of off-highway vehicles on public and private property. These problems include nuisance and noise issues, dangerous riding, trespassing and damage to property. These nuisance and violations are caused by off-road vehicles being inappropriately driven on public or private property. In addition, the problems also include criminal activities such as illegal dumping, vandalism, and narcotics use by off-highway vehicle drivers. Persons who are participating in OHV riding in non controlled and illegal areas are leaving their trash behind for city personnel or private property owners to clean up. The also commit vandalism by cutting fences to access illegal riding areas and some use narcotics and/or alcohol which severely impairs riding abilities, leading to crashes and injuries. By enforcement of OHV laws and education of riders to proper riding areas and the dangers of drug and alcohol use while riding, the problems will be mitigated.</p>		

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
<b>DIRECT EXPENSES</b>							
<b>Program Expenses</b>							
1	<b>Staff</b>						
	Law Enforcement Officers Notes : The number 1 is meant to be the unit of measures which is documented as one year. It is not the cost for 1 officer. Between 10 and 20 officers will participate in the grant.	1.000	13300.000	YR	12,800.00	500.00	13,300.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: City of Porterville Parks and Leisure Services  
 Application: Law Enforcement (FINAL)

2/26/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Other-Police Explorers - Volunteers	1.000	3000.000	YR	0.00	3,000.00	3,000.00
	<b>Total for Staff</b>				12,800.00	3,500.00	16,300.00
<b>2</b>	<b>Contracts</b>						
	Air Time	24.000	500.000	HRS	9,000.00	3,000.00	12,000.00
<b>3</b>	<b>Materials / Supplies</b>						
<b>4</b>	<b>Equipment Use Expenses</b>						
	Vehicle Operations and Maintenance	1.000	700.000	YR	525.00	175.00	700.00
<b>5</b>	<b>Equipment Purchases</b>						
<b>6</b>	<b>Others</b>						
	Insurance Notes : Equipment	2.000	300.000	EA	475.00	125.00	600.00
<b>7</b>	<b>Indirect Costs</b>						
	Indirect Costs-Administrative Costs	1.000	2400.000	YR	1,200.00	1,200.00	2,400.00
	<b>Total Program Expenses</b>				24,000.00	8,000.00	32,000.00
	<b>TOTAL DIRECT EXPENSES</b>				24,000.00	8,000.00	32,000.00
	<b>TOTAL EXPENDITURES</b>				<b>24,000.00</b>	<b>8,000.00</b>	<b>32,000.00</b>

Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: City of Porterville Parks and Leisure Services  
 Application: Law Enforcement (FINAL)

2/26/2010

	Line Item	Grant Request	Match	Total	Narrative
<b>DIRECT EXPENSES</b>					
<b>Program Expenses</b>					
1	Staff	12,800.00	3,500.00	16,300.00	
2	Contracts	9,000.00	3,000.00	12,000.00	
3	Materials / Supplies	0.00	0.00	0.00	
4	Equipment Use Expenses	525.00	175.00	700.00	
5	Equipment Purchases	0.00	0.00	0.00	
6	Others	475.00	125.00	600.00	
7	Indirect Costs	1,200.00	1,200.00	2,400.00	
<b>Total Program Expenses</b>		<b>24,000.00</b>	<b>8,000.00</b>	<b>32,000.00</b>	
<b>TOTAL DIRECT EXPENSES</b>		<b>24,000.00</b>	<b>8,000.00</b>	<b>32,000.00</b>	
<b>TOTAL EXPENDITURES</b>		<b>24,000.00</b>	<b>8,000.00</b>	<b>32,000.00</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**