

**AMENDED AND RESTATED
ORDINANCE NO. 1999-2
(FIRE ORDINANCE)
(As amended November 8, 2012)**

**AN ORDINANCE OF THE ISLA VISTA RECREATION AND PARK DISTRICT PROHIBITING
OPEN FIRES ON PARK DISTRICT PROPERTY**

The Board of Directors of the Isla Vista Recreation and Park District ordains as follows:

1. Amendment and Restatement. Ordinance No. 1999-2 is amended and restated in its entirety as hereafter set forth.
2. Declaration of Policy. Open fires present a serious hazard from uncontrolled fire to Park District property as well as to the lives of Isla Vista residents and to their homes and property. Irresponsible handling and the unpredictable nature of fire because of dryness of air, trees and undergrowth, the unpredictable nature of wind, and other conditions beyond human control have caused damage and destruction in the past. Consequently, it has been the policy of the Park District to prohibit making or kindling any open fire in a District park, except in picnic stoves or fire circles provided for that purpose.
3. Definitions. The term "open fire" as used in this ordinance means any fire burning outside of a structure used for cooking, personal warmth, lighting, ceremonial, or aesthetic purposes, including but not limited to fires contained within fire pits, enclosed stoves, camp stoves, picnic stoves, portable barbecue pits and braziers, smokers or space heating devices used outside any structure.
4. Open Fires Prohibited. It is a violation of this ordinance for any person to build, cause to be ignited, attend, use or maintain any open fire outside a picnic stove, barbecue or fire circle provided by the Park District, on any property of the Park District, except with a written permit from the Park District.
5. Fire Permits. Written permits for barbeques in conjunction with events in the parks may be granted by the General Manager who is authorized to impose conditions designed to prevent fire damage to Park District property and the community and require payment of any charges necessary to provide appropriate supervision.
6. Removal of Violators. When it reasonably appears that a person has violated this ordinance, the General Manager of the Park District, or any other person authorized to enforce this ordinance, may direct said person to leave the park and to remain out of that park for a period of 48 hours. A second violation of this ordinance may result in said person being directed to remain out of all District parks for a period of up to one year. Refusal to leave, or returning to District parks within the time prescribed is a violation of this ordinance and the violator may be subject to arrest. This section is not intended to replace Section 148 of the California Penal Code or California Penal Code section 451(arson).

7. Punishment. Violation of this ordinance is a misdemeanor punishable by a fine of hundred dollars (\$100) or the maximum allowed by law at the time of the violation.
8. Enforcement. The District park ranger, any peace officer, including but not limited to, members of the Isla Vista Foot Patrol, Santa Barbara County Sheriff's Department, California Highway Patrol and University of California Campus Police, shall have the authority to enforce this Ordinance. Furthermore, at the direction of the General Manager, District staff shall have the authority to deny use of District parks, facilities and programs to individuals and groups who violate this ordinance.
9. Effective Date. This ordinance will be effective thirty (30) days from the date of adoption or publication, whichever date occurs last.

The foregoing Amended and Restated Ordinance No. 1999-2 was adopted by the Board of Directors of the Isla Vista Recreation and Park District at a meeting held on November 8, 2012 by the following vote:

AYES: DREIZLER, WARFIELD, LAGERQUIST, NEUSHUL, MURDOCK

NOES:

ABSTAINED:

ABSENT:

ATTEST

Rodney Gould, Secretary of the Board

Leif Dreizler, Chairperson