

ORDINANCE NO. 26-266

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE BEAR VALLEY COMMUNITY SERVICES DISTRICT AMENDING DISTRICT CODE TITLE 4 (MOTOR VEHICLES AND TRAFFIC), CHAPTER 1 (GENERAL TRAFFIC PROVISIONS), SECTION 4-1-11 (RESTRICTIONS ON USE OF ROADS)

The Board of Directors for the Bear Valley Community Services District does ordain as follows:

SECTION 1. Findings. The Board of Directors finds as follows:

A. It is in the District's interest to periodically review and adjust policies and related procedures to remain compliant with local, state, and federal requirements and best management practices.

B. The demographics of the community have changed and there is a desire to allow certain vehicles, namely golf carts, low speed vehicles, and neighborhood electric vehicles, on district roads.

SECTION 2. Amendment to District Code Title 4, Chapter 1, Section 4-1-11 of the Bear Valley Community Services District Code is amended in its entirety to read as follows:

4-1-11 RESTRICTIONS ON USE OF ROADS

1. No person shall operate a snow sled, skateboard, unregistered motor vehicle, or unregistered motorcycle on district roads except as noted in this section.

Golf carts may be driven on district roads with an adopted speed limit of 25 mph. For this section, golf carts are defined as:

- Maximum speed of 15 mph
- Two-passenger limit
- 1,300 lbs. legal weight limit
- Children under eight (8) years old must be in approved car seats or booster seats and cannot sit in front seat of the vehicle
- May be driven only within one (1) mile of the golf course

Qualifying Low Speed Vehicles (LSVs) and Neighborhood Electric Vehicles (NEVs) may be driven on district roads with adopted speed limits of 35 mph or lower. For this section, Low Speed Vehicles and Neighborhood Vehicles are defined as:

- Maximum speed of 25 mph
- 3,000 lbs. legal weight limit
- All required federal safety equipment (lights, seatbelts, windshield and wipers, etc.)

- Must meet CA emission requirements
- Children under eight (8) years old must be in approved car seats or booster seats and cannot sit in front seat of the vehicle

In no case shall anyone be allowed to operate any vehicle on district roads unless they have a driver's license issued by the state of California or other state within the United States (foreign driver's license not allowed) and have proof that the vehicle is covered by an appropriate insurance policy.

SECTION 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is held to be invalid or unconstitutional such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 4. Environmental Quality Act. This ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines and is not a project which has the potential for causing a significant effect on the environment. The approval of the code amendments in the proposed ordinance does not approve any physical development and it would not result in a direct or indirect physical change in the environment. Any specific development project that may result from these changes will be subject to environmental review. For these reasons, the proposed amendments would not have the potential to result in individually or cumulatively significant effects on the environment and these District code amendments are exempt from review under CEQA and no further environmental review is necessary.

SECTION 5. Effective Date. The Secretary of the Board of Directors is directed to cause this ordinance to be published in the manner required by law. This Ordinance shall take effect and be enforced 30 days after its adoption.

PASSED AND ADOPTED by the Board of Directors of the Bear Valley Community Services District on the 10th day of September 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Paul Paparella, Board President

ATTEST:

BY:

Denise Jelleschitz, Secretary of the Board of Directors

APPROVED AS TO FORM:

BY: _____
Jason Ewert, District Counsel