



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: April 7, 2015

TO: Ordinance Committee

FROM: Patrol Division, Santa Barbara Police Department

SUBJECT: Municipal Code Amendment Establishing Community Service Officers

RECOMMENDATION:

That the Ordinance Committee review the proposed amendment to Section 1 Chapter 1.20 of Title 1 of the Santa Barbara Municipal Code and forward to City Council for approval.

DISCUSSION:

The proposed amendment adds Section 1.20.060 which reads as follows:

1.20.060 Community Service Officer

The City hereby establishes the Community Service Officer position. The Community Service Officer is authorized pursuant to California Penal Code section 836.5, and by this section, to issue a criminal citation provided that the employee has first completed an introductory course of training prescribed by the Commission on Peace Officer Standards and Training pursuant to Penal Code section 832. The Community Service Officer shall be required to wear a distinctive uniform, as prescribed by the Chief of Police. The Community Service Officer is designated as an employee who has the duty to enforce the Santa Barbara Municipal Code and issue a criminal citation to a person, without warrant, whenever such employee has reasonable cause to believe that the person has committed a misdemeanor or an infraction in the presence of the employee.

At the direction of City Council the Santa Barbara Police Department has established the Community Service Officer program. In compliance with Section 836.5 of the California Penal Code, an amendment to the City's Municipal Code is proposed as described above. With this amendment the Community Service Officer's will be able to issue criminal citations to violators.

California Penal Code Section 836.5 permits the governing body of a local agency to authorize, by ordinance, its public officers who have the duty of enforcing an ordinance, to issue criminal citations to violators occurring in their presence. Community Service

Officer's will be required to wear a distinctive uniform, as prescribed by the Chief of Police in order to be easily identifiable to the community.

This ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 15060(c)(2) of the CEQA Guidelines (Title 14, Chapter 3 of the California Code of Regulations) because the activity will not result in a direct or reasonable foreseeable indirect physical change in the environment, and Section 15060(c)(3) because the activity is not a project as defined in Section 15378 of the CEQA Guidelines because it has no potential for resulting in physical change to the environment, directly or indirectly.

PREPARED BY: Lorenzo Duarte, Police Lieutenant/LSP

SUBMITTED BY: Camerino Sanchez, Police Chief

APPROVED BY: City Administrator's Office