BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO STATE OF CALIFORNIA RESOLUTION NO. 17-320

WHEREAS, the Board of Supervisors has determined it is necessary to protect the public safety and welfare that the Kings River within the jurisdiction of the County of Fresno beginning at the Pine Flat Dam and continuing downstream to the Fresno County border with Tulare County closed to all manner of recreational access;

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RESOLUTION CLOSING KINGS RIVER TO RECREATIONAL ACTIVITY

WHEREAS, the County of Fresno Ordinance §13.32.080 authorizes the Board of Supervisors to prohibit or restrict boating, swimming or other recreational activity on waterways subject to the County of Fresno's jurisdiction as public safety and welfare may require; and

WHEREAS, California general law, including but not limited to California Penal Code §409.5 and general police powers authorize the Sheriff to determine certain areas dangerous to the public safety and welfare and restrict access to said areas; and

WHEREAS, the water flows on the Kings River beginning at the Pine Flat Dam and continuing downstream to the Fresno County border with Tulare County have increased substantially due to excessive rainfall and runoff creating hazardous conditions in said portion of the Kings River including but not limited to dangerously swift currents, downed trees and other obstacles blocking portions of the river flow and creating hazards to water craft and humans, dangerous erosion of river banks and other hazards; and

WHEREAS, under the authority granted the Sheriff under general California law, the Sheriff has declared that portion of the Kings River within the jurisdiction of the County of Fresno beginning at the Pine Flat Dam and continuing downstream to the Fresno County border with Tulare County closed to all manner of recreational access for public safety reasons; and

1	NOW, THEREFORE, BE IT RESOLVED:
2	1. Pursuant to Fresno County Ordinance Code §13.32.080 the Kings River
3	within the jurisdiction of the County of Fresno beginning at the Pine Flat Dam and
4	continuing downstream to the Fresno County border with Tulare County is hereby
5	closed to all manner of recreational access including but not limited to swimming,
6	floating with swimming aids or boating.
7	2. The Sheriff of the County of Fresno may lift or modify the prohibition of
8	recreational access established by this resolution in whole or for designated portions
9	of the Kings River based on the Sheriff's determination of the safety of conditions in
10	and around the river.
11	3. This resolution to close the designated portion of the Kings River shall
12	continue in effect, except as any prohibition is lifted or modified by the Sheriff, for a
13	period of sixty (60) days.
14	THE FOREGOING was passed and adopted by the following vote of the Board
15	of Supervisors of the County of Fresno this June <u>6</u> 2017.
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17 18	AYES: Supervisors Borgeas, Magsig, Mendes, Pacheco, Quintero NOES: None ABSENT: None
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20	By:Brian Pacheco, Chairman
21	Board of Supervisors
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23	ATTEST: BERNICE E. SEIDEL, Clerk
24	Board of Supervisors
25	By: Susan Bishop
26	Deputy
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