

**ORDINANCE NO. 706  
(AS AMENDED THROUGH 706.2)  
AN ORDINANCE OF THE COUNTY OF RIVERSIDE  
AMENDING ORDINANCE NO. 706 ESTABLISHING MOBILE SOURCE  
AIR POLLUTION REDUCTION PROGRAMS**

The Board of Supervisors of the County of Riverside, State of California, Ordains as follows:

**Section 1.**

This Ordinance is promulgated to promote implementation of the California Clean Air Act as follows:

**Section 2.**

Mobile Source Air Pollution Reduction Ordinance.

**A. FINDINGS.** The County of Riverside hereby finds and declares that:

- (1) The County is committed to protecting the public health and safety, including air quality.
- (2) Mobile sources are a major contributor to air pollution in the South Coast Air Basin.
- (3) Air quality goals for the region established by state law cannot be met without reducing air pollution from mobile sources.
- (4) The South Coast Air Quality Management Plan (AQMP) calls upon cities and counties to reduce emissions from motor vehicles consistent with the requirements of the California Clean Air Act of 1988 by developing and implementing mobile source air pollution reduction programs.
- (5) To the extent that such programs place demands upon the County's funds, those programs should be financed by shifting the responsibility for financing from the general fund to the motor vehicles creating the demand, to the greatest extent possible.
- (6) Section 44223, added to the Health and Safety Code by action of the California Legislature on September 30, 1990 (Chapter 90-1705), authorizes the South Coast Air Quality Management District (SCAQMD) to impose an additional motor vehicle registration fee to finance the implementation of transportation measures embodied in the AQMP and provisions of the California Clean Air Act.
- (7) Forty cents of every dollar collected under Section 44223 of the Health and Safety Code shall be distributed to cities and counties located in the South Coast Air Quality Management District that comply with Section 44243 of the

code, based on the jurisdictions' prorated share of population as defined by the State Department of Finance.

- (8) The County is located within the South Coast Air Quality Management District and is eligible to receive a portion of revenues from the motor vehicle registration fees upon adoption of this Ordinance.
- (9) The County, after careful consideration, hereby finds and declares that the imposition of the motor vehicle registration fee by the SCAQMD to finance mobile source air pollution reduction programs, is in the best interests of the general welfare of the County and its residents. Therefore, the County deems it advisable to adopt the Ordinance as herein set forth.

**B. INTENT.**

This Ordinance is intended to support the SCAQMD's imposition of the vehicle registration fee and to bring the County into compliance with the requirements set forth in Section 44243 of the Health and Safety Code in order to receive fee revenues for the purpose of implementing programs to reduce air pollution from motor vehicles.

**C. DEFINITIONS.**

As applied in this Ordinance, the following words and terms shall be defined as follows:

- (1) **"County"** shall mean the County of Riverside.
- (2) **"Mobile source air pollution reduction programs"** shall mean any program or project implemented by the County to reduce air pollution from motor vehicles pursuant to Article 5 (commencing with Section 40460) of Chapter 5.5 of Part 3 of the California Health and Safety Code.
- (3) **"Fee Administrator"** shall mean the County Executive Officer of the County of Riverside or his designee.

**D. ADMINISTRATION OF VEHICLE REGISTRATION FEE**

- (1) **Receipt of Fee.** Vehicle registration fees due pursuant to this Ordinance disbursed by the SCAQMD and remitted to the County shall be accepted by the Fee Administrator.
- (2) **Transfer of Funds.** Upon receipt of vehicle registration fees, the Fee Administrator shall be responsible for placement of such funds into a separate account as hereinafter specified.
- (3) **Establishment of Air Quality Improvement Trust Fund.** The Fee Administrator shall establish a separate interest-bearing trust fund account with the County Treasurer or in a financial institution authorized to receive deposits of County funds. Interest earned by the account shall be credited to

that account and shall be used to finance mobile source air pollution reduction programs.

- (4) **Audits.** The County consents to audits, at least once every two years, of all programs and projects funded by vehicle registration fee revenues. The audit shall be conducted by an independent auditor approved by the SCAQMD.

**Section 3. Liberal Construction.**

The provisions of this Ordinance shall be liberally construed to effectively carry out its purposes, which are hereby found and declared to be in furtherance of the public health, safety, welfare and convenience.

**Section 4. Severability.**

Should any sentence, section, clause, part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

**Section 5. Effective Date.**

This Ordinance shall take effect 30 days after its adoption.

**Adopted:** 706 Item 3.5 of 04/09/1991 (Eff: 05/09/1991)

**Amended:** 706.1 Item 3.3 of 04/27/1993 (Eff: 04/27/1993)  
706.2 Item 3.2 of 08/06/1996 (Eff: 09/05/1996)