

The LUEG 2025 Sunset Review looked at one Administrative Code, three Regulatory Codes and nine Board policies. These items were up for review, and a summary of the recommended changes are presented below.

Approve amendments to and establish the sunset review date of December 31, 2032 for the following title of the County Regulatory Code:

- Title 1: General Regulations (Division 6: Appeals and Nuisance Abatement)
- Title 6: Health and Sanitation
- Title 9: Construction Codes and Fire Code

Determine no change is necessary and approve the sunset review date of December 31, 2032 for the following title of the County Regulatory Code:

- Title 1: General Regulations (Division 8: Administrative Civil Penalty)

Determine no change is necessary and approve the sunset review date of December 31, 2032 for the following title of the County Administrative Code:

- Article XL: San Diego County Palomar Airport Advisory Committee

Approve amendments to and establish the sunset review date of December 31, 2032 for the following Board Policies:

- F-40: Procuring Architectural, Engineering, and Related Professional Services
- F-48: Review of Fire District Ordinances which Contain Requirements that Exceed those of the State Fire Marshall
- F-52: Naming of County Park and Recreation Amenities
- I-19: Subdivision of Land
- I-21: Minor Modifications and Time Extensions on Subdivision Agreements
- I-74: Enforcement of Permitted and Non-Permitted Grading on Private Property
- I-84: Project Facility Availability and Commitment for Public Sewer, Water, School and Fire Services

Establish the sunset review date of December 31, 2032 with no changes to the following Board Policies:

- I-49: Distribution of Notification of Land Use Hearings
- J-2 Relocation of Utility Facilities, Improvement of County Streets and Roads

The following pages briefly describe the proposed changes for each item.

County of San Diego Regulatory Code**Recommend Approval & Extend the Sunset Date (Standard Date of 2032):**

- **Title 1: General Regulations, Division 6 Appeals and Nuisance Abatement, and Division 8 Administrative Civil Penalty (PDS) – amendments recommended**

Title 1 serves as the foundational legal framework for a wide range of administrative, enforcement, and public safety procedures. It guides the County to carry out its regulatory duties in a fair and transparent manner.

Title 1, Division 6 serves as the County's directions for code enforcement. It balances the need for the County to maintain public health, safety, and community standards by addressing nuisances with the fundamental right of a property owner to be heard and to have a formal process to challenge the County's decisions. It is the legal foundation for the County's Code Compliance Division and other departments to enforce regulations and resolve violations. Changes recommended by staff are focused on the way customers can receive notices. Due to the current language all correspondence on appeals comes from the Clerk of Board in written format, which has proven difficult for both staff and customers due to the use of standard mail. Staff recommends adding "and/or electronic mail" to this section to allow further flexibility in delivering important notices.

Title 1, Division 8 is focused on steps the County can consider taking as an alternative enforcement method for any violation of this code, the San Diego County Zoning Ordinance, any other County ordinance and any State law that County officials enforce. This can include administrative fines, due process and encouraging accountability. Staff do not recommend any amendments.

- **Title 6: Health and Sanitation (DEHQ) – amendments recommended**

The purpose of this code is to provide guidance regarding health and sanitation. This includes various aspects such as food safety, public swimming pools, and water management. This code is meant to align with the County's Operational Plan to protect the health and safety of residents and preserve and enhance the natural and built environment by unifying the County's efforts in land use, environmental protection and preservation, agriculture, recreation, and infrastructure development and maintenance. This code was reviewed in 2024. Staff recommends administrative amendments to update the department name reference from the "Department of Environmental Health (DEH)" to the "Department of Environmental Health and Quality (DEHQ)."

- **Title 9: Construction Codes and Fire Code (DEHQ) – amendments recommended**

The purpose of Title 9 is to regulate construction, development, and environmental protection in the unincorporated area. This code balances the need for growth with the preservation of the region's unique natural environment by establishing zoning and land use regulations (i.e. residential, industrial, agricultural), protects sensitive lands and natural resources (i.e. floodplains and habitats), as well as provisions to ensure that all new construction and renovations are safe and meet establish standards (i.e. fire codes, plumbing, electrical, building). Staff recommends administrative amendments to update the department name reference from the "Department of Environmental Health (DEH)" to the "Department of Environmental Health and Quality (DEHQ)."

County of San Diego Administrative Code**Recommend Approval & Extend the Sunset Date (Standard Date of 2032):**

- **Article XL: San Diego County Palomar Airport Advisory Committee (DPW)**

This Code established the San Diego County Palomar Airport Advisory Committee. It outlines the Committee's duties, advisory role, composition, the community where members should be residents of in order to represent, the terms of office, handling vacancies, and how meetings run. The Code was recently revised in February 2024, and no additional need for change has arisen since the time of the last revision.

County of San Diego Board of Supervisors Policies**Recommend Approval & Extend the Sunset Date (Standard Date of 2032):****Planning & Development Services (PDS)**

- **F-48: Review of Fire District Ordinances which Contain Requirements that Exceed those of the State Fire Marshall**

The purpose of this policy is to establish procedures for providing the Board of Supervisors (Board) with a record and review process for fire district ordinances that impose building standards more stringent than those set by the State Fire Marshal, ensuring compliance with state law before ratification, modification, or denial. The proposed administrative revisions to the policy are to reflect the change of name from the San Diego County Fire Authority to the San Diego County Fire Protection District and to update language referencing Panic Safety to Fire Codes Related to Fire Safety.

- **I-21: Minor Modifications and Time Extensions on Subdivision Agreements**

The purpose of this policy is to establish a procedure for delegating authority to the Director of Planning & Development Services to approve administrative modifications to subdivision improvement agreements, associated improvement plans, and related security, including changes of ownership. The proposed administrative revisions update the policy to reflect the change of name from the Director of Department of Planning & Development Services to the Director of Planning & Development Services (Director) and Department of Planning & Development Services (DPDS) to Planning & Development Services (PDS).

- **I-49: Distribution of Notification of Land Use Hearings**

The purpose of this policy is to establish a policy and procedure for providing the Planning Commission, and/or the Board of Supervisors with a record of public notifications given to property owners, residents, and community groups for Specific Plans, Tentative Maps, Use Permits, Rezones, and other discretionary projects for which project approval is requested. This policy specifies a 300ft radius to notice discretionary projects. PDS currently provides notice beyond this requirement and at the time staff do not recommend any amendments. This item will be revised in 2026 to reflect current practices of notices that are done from 500ft to 1,500ft.

- **I-74: Enforcement of Permitted and Non-Permitted Grading on Private Property**

The purpose of this policy is to establish clear procedures and responsibilities for enforcing the County Grading Ordinance and Conditional Grading conditions, ensuring that all grading activities on private property within the unincorporated areas of San Diego County are conducted safely, in compliance with permits and regulations, and that any non-permitted or improperly performed grading is promptly identified,

addressed, and corrected by the responsible County departments. These updates align with current processes, as PDS is responsible with maintaining records as the department that enforces permitted and non-permitted grading activities on private property. The proposed administrative revisions to the policy are to reflect the change of name from the “Department of Environmental Health (DEH)” to the “Department of Environmental Health and Quality (DEHQ)”; updating language in alignment with the County’s adopted Local Agency Management Program (LAMP); and to clarify that the Departments of Public Works (DPW) and Environmental Health & Quality (DEHQ) are not responsible for maintaining records related to Policy I-74. This better aligns with current processes, as PDS is responsible with maintaining records as the department that enforces permitted and non-permitted grading activities on private property.

- **I-84: Project Facility Availability and Commitment for Public Sewer, Water, School and Fire Services**
The purpose of this policy is to establish a policy and procedure for providing the Planning Commission and the Board of Supervisors with standardized and consistent documentation regarding the availability and commitment of essential public facilities including sewer, water, schools, and fire services in relation to land divisions, use permits, boundary adjustments, rezones, General Plan amendments, and other discretionary projects, ensuring that adequate public infrastructure and services will be available to serve proposed developments at the time of need in compliance with County requirements and General Plan provisions.

The proposed administrative revisions are to reflect the change of name from the “Department of Environmental Health (DEH)” to the “Department of Environmental Health and Quality (DEHQ)”, the change of name from the San Diego County Fire Authority to the San Diego County Fire Protection District, and to update language referencing Individual Subsurface Sewage Disposal to Onsite Wastewater Treatment (OWT).

Department of Parks and Recreation (DPR)

- **F-52: Naming of County Park and Recreation Amenities**
This policy provides guidance on the process, eligibility criteria, and authority for approval of naming rights opportunities for amenities within DPR facilities. Examples include accepting donations for park improvements in exchange for naming rights to smaller features like playgrounds, sports fields, or trails, while maintaining ethical oversight and a clear process. DPR has an internal policy (C-45) that supports F-52 by providing implementation procedures for naming rights purchases. Staff recommends amendments to make minor grammatical edits, and the following addition is recommended in the Guidelines and Criteria section to state “enhance quality of life” to the list of eligibility criteria that align with DPR’s mission when considering collaborations.

Department of Public Works (DPW)

- **I-19: Subdivision of Land**
This policy establishes a clear process for handling the financial security required for subdivision improvements to guarantee that they will complete the required public improvements, such as roads, utilities, and sidewalks. Amendments clarify that the PDS Director, in addition to the DPW Director, hold grant authority to replace security (bonds, letters of credit, etc.) held for private development projects.
- **J-2 Relocation of Utility Facilities, Improvement of County Streets and Roads**
The purpose of this policy is to define and clarify financial responsibility for relocation of utility facilities in conjunction with public road and street improvement projects. This policy ensures that the financial burden of moving utility infrastructure is appropriately assigned, protecting County funds while maintaining clear guidelines for both public works projects and private developments. Staff do not recommend any amendments.

Department of Environmental Health and Quality

- **F-40: Procuring Architectural, Engineering, and Related Professional Services**

The purpose of this policy is to establish the policy for Qualifications-Based Selection (QBS) and contracting for architectural, landscape architectural, engineering, environmental, land surveying, construction project management, and related professional services. This policy ensures that the most qualified bidder is selected, small business participation is encouraged, and established contracting policies are all followed. Staff recommends an update to reflect the change of name from the “Department of Environmental Health (DEH)” to the “Department of Environmental Health and Quality (DEHQ)”.