

# LAW OFFICES OF DAVID P. HUBBARD

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July 11, 2007  
By Email and U.S. Mail

Board of Supervisors  
San Bernardino County  
Clerk of the Board  
385 N. Arrowhead Ave.  
2<sup>nd</sup> Floor  
San Bernardino, CA 92414-130

Attn: Dena M. Smith

*Re: Review of County OHV Ordinance and Request to Reinitiate Stakeholders Process*

Dear Honorable Supervisors:

I represent EcoLogic Partners, Inc., a consortium of recreational organizations dedicated to developing environmentally sound recreational policies in California and the western United States as a whole. About 18 months ago, as San Bernardino County was considering the adoption of restrictions on Off-Highway Vehicle (OHV) use, I, on behalf of EcoLogic, participated in a "stakeholders" group comprised of individuals representing diverse interests on the issue of OHV impacts. I am happy to say that it was a very rewarding experience. The various parties, despite their disparate points of view, came together and helped to revise the draft ordinance so that it was satisfactory to nearly everyone, regardless of which side of the OHV question they happened to be on.

As contemplated, it is now time to review the OHV ordinance to determine if it needs to be adjusted. My personal view is that the ordinance has been effective and has largely met expectation. However, I feel a few minor textual changes are in order to better clarify the original intent of the ordinance. I also recognize that some stakeholders, such as Community ORV Watch, disagree and would prefer to leave the ordinance alone. Others, including individuals who were not involved in the original stakeholder discussions, would like to see more pronounced amendments to the text.

In light of these facts, it is my recommendation and request that the County Board of Supervisors authorize staff to reinitiate the stakeholder process for purposes of determining whether and to what extent the OHV ordinance should be amended. Now that the public hearing on the ordinance has been moved to August 21, there is ample time for the stakeholders to meet and do their work. Provided the spirit of cooperation which characterized the first stakeholders group permeates the second, we should be able to present the Board with a near-consensus position on the OHV ordinance. The Board, I imagine, would welcome this.

I have spoken with Philip Klasky of Community ORV Watch and Meg Grossglass of the Off-Road Business Association, both of whom were part of the original stakeholders group, and they share in this request for a new stakeholders process. For this reason, they have joined me in signing this letter. And though I haven't confirmed it, I would bet that the other stakeholders would also agree that a cooperative process would be helpful in ensuring that diverse perspectives are taken into account before any final Board action is taken.

Please let me know at your earliest convenience if you would like to reinitiate the stakeholder process. Mr. Klasky, Ms. Grossglass, and I would be happy to work with County staff to set it up quickly so as not to frustrate the Board's decision-making calendar. Thank you for your time and attention to this issue.

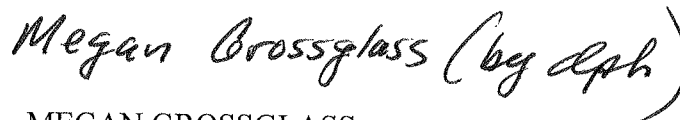
Sincerely,



DAVID P. HUBBARD, ESQ.  
EcoLogic Partners, Inc.



PHILIP M. KLASKY  
Community ORV Watch



MEGAN GROSSGLASS  
Off-Road Business Association

cc: Randy Rogers