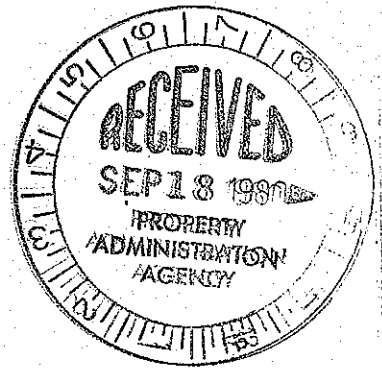


ORDINANCE NO. 265-NS



AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF THOUSAND OAKS CREATING A CULTURAL HERITAGE BOARD AND PROVIDING FOR THE POWERS, FUNCTIONS AND DUTIES THEREOF

The City Council of the City of Thousand Oaks, California does ordain as follows:

SECTION I

New Article 2 to Chapter 2 of Title 2, is hereby added to the Thousand Oaks Municipal Code to read as follows:

ARTICLE 2. THOUSAND OAKS CULTURAL HERITAGE BOARD

Section 2-2.201. Title. This Article shall be known as and may be cited as the "Thousand Oaks Cultural Heritage Ordinance".

Section 2-2.202. Purpose. The purpose of this ordinance is to promote the economic and general welfare of the City of Thousand Oaks by preserving and protecting the items defined in Section 2-2.207, be they government or private ownership and having a special historical or aesthetic character or interest; or relocating or recreating an historic monument for the use, education and view of the general public in order to remind the citizens of this community, visitors and tourists of the rich historic, cultural and natural heritage of the City of Thousand Oaks and the Conejo Valley.

Section 2-2.203. Thousand Oaks Cultural Heritage Board.

The Thousand Oaks Cultural Heritage Board is hereby established, the membership and term of appointment of which shall be as follows:

- (a) City Council Appointees. The City Council shall appoint five members of the Cultural Heritage Board.

Each person so appointed shall be qualified in historical and cultural traditions. Each City Councilman shall nominate one member for consideration.

(b) Thousand Oaks Cultural Heritage Board Appointees.

Two additional persons shall be selected by the five City Council-appointed members. These two additional members shall be selected with regard to their knowledge and interest in historical and cultural traditions of the City of Thousand Oaks and the Conejo Valley.

(c) Term of Appointment.

The term of appointment of the City Council appointees shall be for four years, corresponding to the established dates of regular City Council elections. Each City Council appointee shall serve concurrent with the term of the City Council member who nominated the appointee. The term of appointment of the Thousand Oaks Cultural Heritage Board appointees shall be for four years, alternating in April of the even numbered years.

In lieu of the foregoing method of appointment, and as a substitute procedure therefor, the City Council may enter into an agreement with the Ventura County Cultural Heritage Board to provide the services set forth in this ordinance. If such an agreement is executed between the City of Thousand Oaks and the Ventura County Cultural Heritage Board, the City of Thousand Oaks shall appoint the individual members of that Board as the Cultural Heritage Board for the City of Thousand Oaks. When memberships change on that Board, the new members shall be confirmed as members of the Thousand Oaks Cultural Heritage Board during the term of the agreement referred to herein.

Section 2-2.204 Functions.

The functions of the Thousand Oaks Cultural Heritage Board shall be to:

- (a) Recommend to the City Council amendments to this Article when circumstances indicate.
- (b) Compile and Maintain a current list of all historic, cultural, and natural landmarks and monuments as defined in Section 2-2.207, which shall be made available to the City Council and the public.
- (c) Inspect and investigate any item listed in Section 2-2.207 in Thousand Oaks which it has reason to believe is, or will become in the near future, an historic landmark or monument.
- (d) Recommend to the City Council if indicated that a specific landmark or monument be designated an Historic or Scenic Landmark Zone.
- (e) Determine which designated landmarks and monuments shall be marked with uniform and aesthetic markers, where the City Council of the City of Thousand Oaks has first approved such designation by a majority vote and appropriates and approves the expenditure of public funds therefor.

Section 2-2.205. Powers:

The powers of the Thousand Oaks Cultural Heritage Board shall be as follows:

- (a) Preservation of Landmarks and Monuments. Take steps necessary to preserve such landmarks and monuments not in conflict with the public health, safety and general welfare. Such steps may include the creation of civic and

Monuments; and the recommendation that such landmarks and monuments be acquired by a governmental agency where private acquisition is not feasible. All such actions shall be first submitted to and approved by the City Council, except as otherwise provided herein.

(b) Public Hearings.

Hold public hearings for the purpose of identifying historical landmarks and monuments with such hearings being held 15 days or more after the property owner has been notified by Registered Mail. If the conclusion of the Thousand Oaks Cultural Heritage Board is that an historical monument or landmark does exist, the property owner shall be prohibited from defacing, demolition, addition, alteration, or removal of the landmark without having given 90 days notice to the Thousand Oaks Cultural Heritage Board that such action is planned. If the property owner objects to the designation of his property as a landmark or monument, such objection shall be filed with the City Council. The City Council shall schedule a public hearing and if the decision is made that the historical significance of the landmark or monument justifies the expenditure of public funds, acquisition proceedings may be initiated. If the City Council finds a landmark or monument to be of historical significance and public funds are not available, private funds may be used for acquisition, or other arrangements may be made that are satisfactory to the property owner.

(c) Register with the State.

Register with the appropriate State agency a landmark or

site which has historical significance and where the registration would assist in preservation. The Thousand Oaks Cultural Heritage Board may find that a landmark or site has local historical significance but does not warrant State registration. The decision to register or not register with the State shall be exercised exclusively by the Thousand Oaks Cultural Heritage Board.

Section 2-2.206. Rules and Regulations.

The Thousand Oaks Cultural Heritage Board may adopt such rules and regulations as are necessary to carry out the purpose and intent of this Article.

Section 2-2.207. Definition of Landmarks and Monuments.

For purposes of this Article, an historical, cultural or natural landmark or monument is any real property, such as:

- (a) Building, structure, ruins or foundation;
- (b) Route or trail;
- (c) Place, e.g., cave, oakgrove, cemetery, burial ground, camp or village area, significant trees or other plant life;
- (d) Natural configuration, traditional landscape horizon, geographic or geological formation or feature;
- (e) Traditional, historic or legendary name of any of the above objects;

Which are of:

- (f) Particular historic, cultural, scenic or aesthetic significance to the City of Thousand Oaks in which the broad cultural, political, economic or social history of the nation, state or community is reflected or exemplified;
- (g) Or which are identified with historic personages or with important events in the main currents of national,

state or local history;

- (h) Or which show evidence of habitation, activity or the culture of prehistoric man;
- (i) Or which embodies the distinguishing characteristics of an architectural-type specimen, inherently valuable for a study of a period style or method of construction;
- (j) Or which presents a work of a master builder, designer, artist, or architect whose individual genius influenced his age;
- (k) Or which are imbued with traditional or legendary lore.

Section 2-2.208. Standards.

In designating any historical, cultural, or natural landmark or monument as worthy of protection under this Article, the Thousand Oaks Cultural Heritage Board and the City Council shall be subject to the following standards:

- (a) The landmark designated shall have historic, aesthetic or special character or interest for the general public and not be limited in interest to a special group of persons.
- (b) The designation of such landmark shall not require the expenditure by the City of Thousand Oaks of any amount of money not commensurate with the value of the object to be preserved.
- (c) The designation of such landmark shall not infringe upon the rights of a private owner thereof to make any and all reasonable uses of such landmark, which are not in conflict with the purposes of this Article.

SECTION 2-2.209. Funds.

The Thousand Oaks Cultural Heritage Board, or other interested persons, may petition the Conejo Recreation and Park District, or the City Council, or other appropriate governmental authority possessing

funds for such purpose, for funds necessary to carry out the purposes of this Article or to acquire fee title or such lesser ownership rights or rights of possession or negative easements as it deems necessary or expedient to carry out the purposes of this Article. However, no petition shall first be presented to any other governmental authority until that petition has first been submitted to and approved by the City Council of the City of Thousand Oaks. The City Council of the City of Thousand Oaks do hereby declare to the effect and intent of this ordinance that nothing in this ordinance shall be construed to constitute an obligation on the part of the City Council of the City of Thousand Oaks to appropriate, authorize or expend any funds for purposes set forth in this Article.

Section 2-2.210. Appeals.

Within ten (10) days from the date of action by the Thousand Oaks Cultural Heritage Board, any interested person may file an appeal in writing with the City Clerk. A hearing shall be set not less than fifteen (15) days nor more than thirty (30) days after the date of filing the appeal. Notice of such hearing shall be published once in a newspaper of general circulation in the County of Ventura at least ten (10) days prior to the date of said hearing. The City Council may confirm, modify or set aside any or all such actions of the Thousand Oaks Cultural Heritage Board.

Section 2-2.211. Cooperation.

All Boards, Commissions, Departments and Officers of the City of Thousand Oaks shall cooperate with said Thousand Oaks Cultural Heritage Board in carrying out the spirit and intent of this Article and will notify the Thousand Oaks Cultural Heritage Board of the discovery of items of historical significance, such as burial grounds, prehistoric artifacts or historic foundations; and to inform this Board also of proposed alteration, demolition or relocation of designated landmarks or monuments;

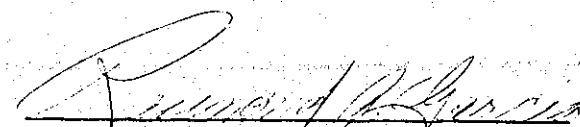
and proposed changes of all road and geographical name changes;
and to inform this Board of all City of Thousand Oaks records of
historical significance which are to be disposed of or destroyed.

The Thousand Oaks Cultural Heritage Board shall cooperate with
special districts, municipalities and departments thereof when
requested, and shall recommend for their consideration matters
covered by this Article.


SECTION 2

This Ordinance shall take effect thirty days from and after the
date of its adoption.

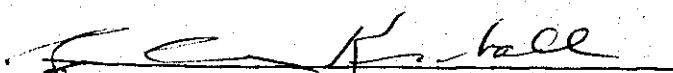
PASSED AND ADOPTED this 22nd. day of February, 1972


Raymond A. Garcia, Mayor
City of Thousand Oaks


ATTEST:


Velma S. Quinn, City Clerk
City of Thousand Oaks

APPROVED AS TO ADMINISTRATION:


Glenn Kendall, City Manager
City of Thousand Oaks
By John R. Veltheon, Asst. City Mgr.

PREPARED AND APPROVED AS TO FORM BY:



Raymond C. Clayton, City Attorney
City of Thousand Oaks

I, VELMA S. QUINN, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 265-NS was duly passed and adopted by the City Council of the City of Thousand Oaks at a regular meeting thereof, held on the 22nd. day of February, 1972, by the following vote, to-wit:

AYES: Jones, Bowen, Fiore, Cohen, and Garcia

NOES: None

ABSENT: None


Velma S. Quinn, City Clerk
City of Thousand Oaks, California

ORDINANCE NO. 526-NS

AN ORDINANCE OF THE CITY OF THOUSAND OAKS
AMENDING SECTION 2-2.205 OF THE MUNICIPAL CODE
TO INCREASE LANDMARK PROTECTION PERIOD FROM
NINETY DAYS TO ONE HUNDRED EIGHTY DAYS

The City Council of the City of Thousand Oaks, DOES ORDAIN AS FOLLOWS:

SECTION I

Section 2-2.205 of the Municipal Code of the City of Thousand Oaks is hereby amended to read as follows:

Sec. 2-2.205. Powers.

The powers of the Thousand Oaks Cultural Heritage Board shall be as follows:

(a) Preservation of landmarks and monuments. The Board shall take the steps necessary to preserve such landmarks and monuments not in conflict with the public health, safety, and general welfare. Such steps may include the creation of civic landmarks and monuments and the recommendation that such landmarks and monuments be acquired by a governmental agency where private acquisition is not feasible. All such actions shall be first submitted to and approved by the Council, except as otherwise provided in this article.

(b) Public hearings. The Board shall hold public hearings for the purpose of identifying historical landmarks and monuments with such hearings being held fifteen (15) days or more after the property owner has been notified by registered mail. If the conclusion of the Thousand Oaks Cultural Heritage Board is that an historical monument or landmark does exist, the property owner shall be prohibited from defacing, demolition, addition, alteration, or removal of the landmark without having given one hundred eighty (180) days' notice to the Thousand Oaks Cultural Heritage Board that such action is planned. If the property owner objects to the designation of his property as a landmark or monument, such objection shall be filed with the Council.

The Council shall schedule a public hearing, and if the decision is made that the historical significance of the landmark or monument justifies the expenditure of public funds, acquisition proceedings may be initiated. If the Council finds a landmark or monument to be of historical significance and public funds are not available, private funds may be used for acquisition, or other arrangements may be made that are satisfactory to the property owner.


(c) Registration with the State. The Board shall register with the appropriate State agency a landmark or site which has historical significance and where the registration would assist in preservation. The Thousand Oaks Cultural Heritage Board may find that a landmark or site has local historical significance but does not warrant State registration. The decision to register or not register with the State shall be exercised exclusively by the Thousand Oaks Cultural Heritage Board.

SECTION II

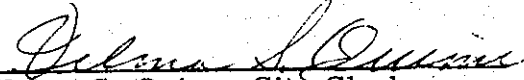
This Ordinance shall take effect thirty (30) days after the date of its adoption.

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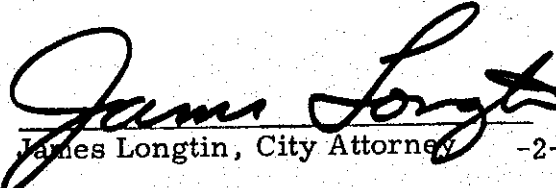
PASSED AND ADOPTED this 1st day of April, 1975.


Dewain G. Grattan, D.D.S., Mayor
City of Thousand Oaks, California

ATTEST:


Velma S. Quinn, City Clerk
City of Thousand Oaks, California

APPROVED AS TO FORM:


James Longtin, City Attorney -2-

APPROVED AS TO ADMINISTRATION:



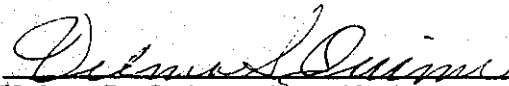
Glenn Kendall, City Manager

I, VELMA S. QUINN, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 526-NS was duly passed and adopted by the City Council of the City of Thousand Oaks at the regular meeting, thereof held on the 1st day of April, 1975 by the following vote, to wit:

AYES: Fiore, Bowen, Irwin, Horner, Grattan

NOES: None

ABSENT: None



Velma S. Quinn, City Clerk
City of Thousand Oaks, California