

SAN JOAQUIN RIVER CONSERVANCY RULEMAKING FILE



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The San Joaquin River Conservancy incorporates by reference all the prior records (Tabs A-L) associated with the previously withdrawn rulemaking action, OAL file no. 2025-0717-03. New and/or updated documents (Tabs M-U) are hereby added to the rulemaking record.

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CERTIFICATION

The foregoing table of contents constitutes The San Joaquin River Conservancy rulemaking file for the subject regulations. The rulemaking file as submitted is complete. The rulemaking file for the subject regulations was closed on October 20, 2025. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Fresno, California on October 20, 2025.

The record was reopened and reclosed on 12/3/25 and is now complete.

Signed:

DocuSigned by:

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Cheryl Moxley
Staff Parks and Recreation Specialist
Regulations Coordinator

TAB M: STATE FIRE MARSHALL APPROVAL

State of California

The Resources Agency

Memorandum

To: Cheryl Moxley
Project Management
Parks and Recreation Specialist
San Joaquin River Conservancy
5469 E Olive Avenue
Fresno, CA 93727-2541
<https://sjrc.ca.gov/>

Date: August 29, 2025

Telephone: (510) 846-1276

Website: www.osfm@fire.ca.gov

From: Crystal Sujeski, Division Chief
Office of the State Fire Marshal
Code Development & Analysis

Subject: Regulation Approval Request Response for the San Joaquin River Conservancy – California Code of Regulations (CCR), Title 14, Division 10, Chapter 2, San Joaquin River Parkway Public Access and Use Regulations.

A review of the proposed regulatory action to CCR Title 14, Division 10, Chapter 2, San Joaquin River Parkway Public Access and Use Regulations was recently completed in accordance with the provisions of Government Code Section 11359(a). The State Fire Marshal finds no conflict in the proposed changes, and approval has been granted.

Should you have any questions regarding this memorandum, please do not hesitate to contact me at (510) 846-1276 or crystal.sujeski@fire.ca.gov.

DocuSigned by:

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Division Chief

9/12/2025

TAB N: ADDENDUM TO INITIAL STATEMENT OF REASONS

Title 14, NATURAL RESOURCES
DIVISION 10 SAN JOAQUIN RIVER CONSERVANCY
CHAPTER 2 SAN JOAQUIN RIVER PARKWAY PUBLIC ACCESS AND
USE REGULATIONS

ADDENDUM TO INITIAL STATEMENT OF REASONS

IV. SPECIFIC PURPOSE AND NECESSITY FOR EACH PROPOSED REGULATION

Following is a statement of necessity for each modification the Conservancy has incorporated into its proposed regulations. This statement of necessity is intended to supplement and/or add additional reasons to the original statement of necessity set for in the ISOR published on October 9, 2024.

Section 25015. General Provisions: The Conservancy amended this title to change “Section” to “Subchapter” to be consistent with the California Code of Regulations’ section titles.

Section 25015.01. Authority to Adopt Regulations: The initial ISOR failed to include reference citations. This section was modified to add Public Resources Code sections 32512, 32513, 32535, and 32538(b) as reference citations. The section was also modified to correct a grammatical error by added the word “to” in the first sentence. This section is necessary to identify and clarify the Conservancy’s jurisdiction to which these regulations will apply.

Section 25015.02. Purpose: This section was removed in its entirety because it is not regulatory and is unnecessary.

Section 25015.03. Definitions: This section was modified to correct a grammatical error in the definition of “Executive Officer” to add an apostrophe to “Executive Officer’s designee. This section was also modified to update the section numbering. The Conservancy further modified the reference citations to add Public Resources Code sections 32512 and 32513, and to remove Penal Code section 830, et seq. This section is necessary to provide explanation and clarity regarding terms used throughout the proposed regulations.

Section 25015.04. Authority to Adopt Rules through Posted Orders: This section, including the title of the section, was modified to remove all reference to the Conservancy adopting rules as it was not the Conservancy’s intent to be able to adopt rules without going through the Administrative Procedure Act process. The section was modified to make clear that the Conservancy has the discretion to post notices and orders pertaining to specific units and areas, such as hours of operations, swimming and boating restrictions, or notices of closure, and identifies all of the areas where such notices will be posted. In addition, it explains that violations of such orders are

enforceable and carry penalties. Further, the section was modified to update the section numbering.

This section is necessary to give the Conservancy an efficient and effective tool to manage its properties. In addition, it provides the public with valuable information about the Conservancy property that they are about to enter, such as activities that are restricted or areas that may be closed to the public.

Section 25015.05. Authority to close areas to the public: This section was modified for clarity and to provide specific circumstances for when the Executive Officer can close any lands or facilities to the general public. It also add the procedures that will be taken when the Executive Officer closes an area, and notifies the public of the consequences of entering closed units. It was also modified to add Penal Code section 602 as a reference citation. Further, the section was modified to update the section numbering. This section is necessary to give the Conservancy the ability to close its properties when necessary to protect the public's health and safety, and to protect habitat, wildlife, or other natural or cultural resources.

Section 25015.06. Payment for Use of Facilities: This section was removed in its entirety because a fee schedule has not yet been established.

Section 25015.07. Enforcement: This section was modified to remove "and the authorized representatives of their respective law enforcement agencies" because the language was vague and unnecessary. It was modified to add Penal Code section 830 as a reference citation. Further, the section was modified to update the section numbering. This section is necessary to establish who can enforce the regulations and to improve the Conservancy's ability to operate and manage its properties.

Section 25015.08. Ejection: This section was modified to add Public Resources Code section 32527.5 and Penal Code section 830 as reference citations. It as also modified to update the section numbering. This section is necessary to provide the Conservancy with a mechanism for ejecting persons from Conservancy land who are violating the law or these proposed regulations. The section is necessary to ensure public safety and to protect the Conservancy's natural and cultural resources. It provides the Conservancy with the land management tools necessary to enforce applicable laws and regulations.

Section 25015.09. Severability: This section was removed in its entirety because it is not regulatory and is unnecessary.

Section 25016. General Rules and Regulations: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25016.01. Hours of Operation: This section was modified to clarify that a person present when the unit is closed could be considered a trespass pursuant to Penal Code section 602, and the reference citation was updated to reflect the added

citation. In addition, the section was modified to reference updated section numbers. This section is necessary give the Conservancy the land management tools to restrict hours of use of the Conservancy's properties, to establish a violation for persons found present when a property is closed, and to improve the Conservancy's ability to efficiently operate and manage its properties.

Section 25016.02. Wildlife: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects wildlife, reduces risks to public health and safety, and protects against resource damage and degradation.

Section 25016.03. Plants and Downed Wood: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects the Conservancy's natural and cultural resources.

Section 25016.04. Geologic Features: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public safety and protects natural and cultural resources.

Section 25016.05. Archaeological, Cultural and Historical Features: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects the Conservancy's natural and cultural resources.

Section 25016.06. Fires: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, protects wildlife, and protects the Conservancy's natural and cultural resources.

Section 25016.07. Fireworks: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, protects wildlife, and protects the Conservancy's natural and cultural resources.

Section 25016.08. Camping: This section was modified to clarify that persons are not allowed to camp in any unit except those that are designated for camping and must be done in conformance with all posted signs. The section removed all reference to user fees and permits as the Conservancy has not yet established fees for camping. This section is necessary because the Conservancy has observed a significant increase in unauthorized persons camping and staying overnight on their properties. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner to reduces risks to public and safety, and resource damage and degradation.

Section 25016.09. Alcohol: This section was modified to remove all reference to adopted or posted orders as there are no circumstances where alcohol would be allowed by posted order. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety.

Section 25016.10. Dogs: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources.

Section 25016.11. Remotely Controlled Aerial Devices: This section was modified to remove language pertaining to adopting and posting special rules. This section is necessary to improve the Conservancy's ability to protect and not disturb wildlife. In addition, it is necessary for the Conservancy to manage its property in a manner that enhances visitor enjoyment.

Section 25016.12. Commercial Filming: This section was modified to be consistent with the proposed language of other sections. In addition, it was modified to specify that the Conservancy's authorization for commercial filming must be in writing. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects natural resources and enhances visitor enjoyment.

Section 25016.13. Games and Recreational Activities and Events: This section was modified to specify that the Conservancy's authorization for organized tournaments, races, and athletic events must be in writing. This section is necessary for the Conservancy's ability to manage crowd size. It is also necessary to the Conservancy's ability to operate and manage its properties in a manner that protects natural resources, and reduces risks to public health and safety.

Section 25016.14. Soliciting and Commercial Activities. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that enhances visitor enjoyment.

Section 25016.15. Pesticides: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects wildlife, reduces risks to public health and safety, and protects natural resources and water quality.=

Section 25017. Vehicles, Aircraft, Horses, and Operator-Propelled Devices: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25017.01. Off-Highway Vehicles: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources. It is also necessary to ensure that off-highway vehicles stay on designated trails to protect vegetation and wildlife.

Section 25017.02. Speed Limits: This section was modified to add that the speed limits signs would be posted pursuant to Section 25015.03 of the proposed regulations to be consistent with the other proposed regulations. This section is necessary to the

Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources and wildlife.

Section 25017.03. Parking: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources. It is also necessary to ensure that vehicles park in designated location to protect vegetation, trails, and wildlife.

Section 25017.04. Riding or Pack Animals: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25017.05. Bicycles, Operator Propelled Devices: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018. Aquatics and Boating: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25018.01. Paddle Sports: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018.02. Diving: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety.

Section 25018.03. Rope Swings: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects vegetation, water quality, and natural resources.

Section 25018.04. Boats, Watercraft, and Vessels: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018.05. Launching Areas: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. It was also modified to clarify that it does not apply to the San Joaquin River. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural and cultural resources, and protects wildlife.

Section 25018.06. Boat and Watercraft Speed Limits: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources and wildlife.

Section 25018.07. Operating Boats During Nighttime: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources and wildlife.

**TAB O: SECOND NOTIFICATION OF MODIFICATION OF TEXT OF
PROPOSED REGULATIONS INCLUDES TEXT OF MODIFIED
REGULATIONS**

STATE OF CALIFORNIA
SAN JOAQUIN RIVER CONSERVANCY
10637 N LANES ROAD, FRESNO CA, 93730
PO BOX 28338, FRESNO, CA 93729

**CALIFORNIA CODE OF REGULATIONS
TITLE 14, NATURAL RESOURCES
DIVISION 10. SAN JOAQUIN RIVER CONSERVANCY
CHAPTER 2. SAN JOAQUIN RIVER PARKWAY PUBLIC ACCESS AND
USE REGULATIONS
Adoption of Section 25015 et seq.**

NOTICE OF MODIFICATION TO THE TEXT OF PROPOSED REGULATION

Pursuant to the requirements of Government Code section 11346.8(c) and section 44 of title 1 of the California Code of Regulations, the San Joaquin River Conservancy hereby provides notice of changes made to proposed regulation section 25015 et seq., which was the subject of a public hearing on December 4, 2024. The text of the regulation with proposed modifications is attached to this Notice. The Conservancy will accept written comments on the proposed changes from September 12, 2025 to September 27, 2025.

Written comments may a be submitted by email to:
info@sjrc.ca.gov

OR

Written comments may be submitted by mail to:
San Joaquin River Conservancy
Attention: Regulations
PO Box 28338
FRESNO, CA 93729

All written comments received by September 27, 2025, which pertain to the indicated changes will be reviewed by the San Joaquin River Conservancy and will be summarized and responded to in the Final Statement of Reasons. Please limit your comments to the modifications to the text.

TITLE 14. SAN JOAQUIN RIVER CONSERVANCY PROPOSED REGULATION

Regulations proposed during the 45-day comment period are shown in single underline. Proposed changes for the first 15-day comment period are shown in double underline for additions and double strike-through for deletions. Proposed changes for the second 15-day comment period are shown in bold, italicized, double underlined for additions and bold, italicized, single strike-through for deletions.

California Code of Regulations

Title 14 Division 10 Chapter 2 Section 25015 et seq.

TITLE 14. NATURAL RESOURCES DIVISION 10. SAN JOAQUIN RIVER CONSERVANCY CHAPTER 2. SAN JOAQUIN RIVER PARKWAY PUBLIC ACCESS AND USE REGULATIONS

Subchapter 1. § 25015. General Provisions.

§ 25015.01. Authority to Adopt Regulations.

All sections of Chapter 2 are adopted pursuant ~~to~~ authority established by Sections 32527 and 32529 of the Public Resources Code and apply to all lands owned, operated, or administered by the San Joaquin River Conservancy under its jurisdiction within the San Joaquin River Parkway pursuant to Public Resources Code Sections 32512 and 32513 unless otherwise indicated. Where the San Joaquin River Conservancy contracts with other entities or agencies for services on lands within its jurisdiction pursuant to Public Resources Code Sections 32535 and 32538(b), it reserves and retains all authorities over its lands established under this Chapter. Authority cited: Sections 32527, 32528, and 32529, Public Resources Code. ***Reference: 32512, 32513, 32535, 32538 (b), Public Resources Code***

§ 25015.02. Purpose.

~~***The San Joaquin River Conservancy finds that the adoption of the provisions of this Chapter are necessary to provide additional enforcement authority to protect public health and safety, protect natural and cultural resources, protect public and neighboring private property, and provide for effective management of San Joaquin River Conservancy lands pursuant to Public Resources Code Sections 32527, 32528, and 32529.***~~

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32525, Public Resources Code.

§ 25015.023. Definitions.

(a) "Executive Officer," as used herein, means the Executive Officer of the San Joaquin River Conservancy, who, under the policy direction of the San Joaquin River Conservancy governing board, is, among other duties, responsible for the management of lands owned, operated, or administered by the San Joaquin River Conservancy, or the Executive Officer's designee.

(b) "Facility," as used herein, means any structure or combination of structures, improvement, or any land feature modified by humans for human use and/or resources conservation, including but not limited to buildings, trails, docks, parking lots, and roadways.

(c) "Unit" or "units," as used herein means any portion of any land, open space, or facility under the jurisdiction and management authority of the San Joaquin River Conservancy pursuant to Public Resources Code Sections 32512 and 32513, including any areas that are not open to the public.

(d) "Person," as used herein, shall be construed to mean and include natural persons, firms, sole proprietorships, partnerships, limited liability companies, cooperatives, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or as an agent, servant, or employee.

(e) "Permit," as used herein, is an authorization for a specified use issued by the San Joaquin River Conservancy.

(f) "Commercial purposes," as used herein, is for-profit use of any unit or portion thereof, facility, or plant, wildlife, fish, or other resource within a unit by any person. Commercial use does not include the charging of a fee for use by the San Joaquin River Conservancy, or business or services conducted by contractors or operators on behalf of the San Joaquin River Conservancy pursuant to Public Resources Code Section 32536.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32504, **32512, 32513**, 32530, Public Resources Code, **830 et seq., Penal Code.**

§ 25015.034. Authority to Adopt Rules through Posting of Notices and Orders.

In addition to the General Rules and Regulations in **Subchapter ~~ection~~ 2 5016**, the San Joaquin River Conservancy ~~governing board~~ shall have the discretion to **adopt and** post **notices and orders defining special instructions, designations, and rules** pertaining to specific units, areas, or subjects **affected**, including but not limited to special hours of operation, swimming and boating restrictions, fishing and camping restrictions, parking restrictions, and special prohibitions or restrictions. The San Joaquin River Conservancy shall maintain a bulletin board or similar structure upon which all **notices and special instructions, rules, and orders**, shall be posted pertaining to specified units at its headquarters or post **all** on its website, as well as post at the unit affected in a location convenient to the general public. Proof of posting shall be filed in the San Joaquin River Conservancy office. Such orders shall be enforceable under this Chapter, carrying the **same** penalties **specified in Public Resources Code section 32527.5, established in Section 25015.097. Special regulations for a unit, area, or a subject may explicitly supersede a specific rule or requirement in the General Rules and Regulations in Section 25016, but do not preclude the application of all other rules or regulations.**

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32527.5, 32529, Public Resources Code.

§ 25015.045. Authority to close areas to the public.

(a) **The Executive Officer may close any lands or facilities, or any portion thereof, to the general public when deemed necessary due to any of the following circumstances:**

- i. fire, mudslide, landslide, flood, erosion, or other such dangers that pose a substantial risk to public health and safety or to natural resources;
 - ii. a federal, state, or local disaster or emergency declaration has been made by an authorized person or public agency;
 - iii. resource management, restoration, maintenance, or construction activities are being undertaken that pose a potential risk to public health and safety;
 - iv. to prevent or reduce environmental disturbance or damage; or
 - v. to protect habitat, wildlife, or other natural or cultural resources.
- (b) The San Joaquin River Conservancy shall post notice of the closure at the area to which the closure applies and on the Conservancy's website pursuant to Section 25015.03. The notice shall identify the area(s) closed; describe the restriction(s) on use; state the reason(s) for the closure; specify the period of time during which the closure applies; and state that unauthorized entry may be considered a trespass pursuant to Penal Code section 602. In addition, the Executive Officer shall report the closure at the next regular meeting of the Conservancy's governing body.
- (c) No person shall enter or remain on Conservancy land that is subject to a closure without express written authorization from the San Joaquin River Conservancy. Entry to closed units is a violation subject to enforcement and the penalties specified in Public Resources Code section 32527.5, in addition to other lawful remedies. This restriction does not apply to Conservancy employees or designees in the performance of official duties or to emergency personnel.

The San Joaquin River Conservancy shall close to the public any lands or facilities which it is unable to maintain in a clean and safe manner adequate to protect the wildlife, natural and cultural resources, public health and safety, and the rights of adjacent property owners pursuant to Public Resources Code Section 32511. Such closures shall be implemented by the Executive Officer and may be permanent or temporary, emergency or non-emergency. No person shall use or be present in any portion of a unit that is closed to public use without the expressed written authorization from the San Joaquin River Conservancy. Entry to closed units is a violation subject to enforcement and the penalties established in this Chapter, or any other lawful remedies. To the extent practicable, closed units shall be posted to inform the public that violation constitutes trespass and violation of this Chapter.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527.5, Public Resources Code; **602 Penal Code.**

§ 25015.06. Payment for Use of Facilities.

No person shall use or be present in any unit for which a use fee has been established by the San Joaquin River Conservancy or its authorized operators, pursuant to Public Resources Code 32536, without paying such fee. Nonpayment of the required fee is a violation subject to enforcement and the penalties established in this Chapter. This provision shall not apply to state officers, employees, contractors, or agents conducting official business under the direction or request of, or after obtaining prior written approval from, the San Joaquin River Conservancy. The San Joaquin River Conservancy board or the Executive Officer, may waive or discount the payment of use fees for

specific activities for reasons consistent with the purposes, mission, and objectives of the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32536, Public Resources Code.

§ 25015.057. Enforcement.

This Chapter may be enforced by the San Joaquin River Conservancy pursuant to its authority under Public Resources Code Sections 32527, 32527.5, and 32529, or by any duly authorized California Peace Officer, ~~and the authorized representatives of their respective law enforcement agencies.~~

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32525, 32527, ~~32527.5~~, Public Resources Code, **830, Penal Code.**

§ 25015.068. Ejection.

The privilege of any person to be present in any unit under jurisdiction of the San Joaquin River Conservancy is hereby expressly conditioned upon compliance by that person with all applicable laws and regulations including but not limited to this Chapter. In addition to other penalties prescribed by law, violation of any law or regulation shall subject the violator to ejection from the unit in which the violation occurs. This provision shall be enforced by any duly authorized California peace officers in any unit in which a violation of regulations may take place. A peace officer may eject from any unit any person who violates any provision of this Chapter or other law or regulation, or is reasonably believed by the officer to be violating this Chapter or other law or regulation. A person may, in the peace officer's sole discretion, be ejected from the unit in lieu of being cited for the violation; however, ejection will not preclude the person from being cited or arrested for conduct in violation of this Chapter or other provisions of law. No person being ejected pursuant to this Section shall refuse or fail to leave as ordered, nor shall any person who has been so ejected return to the same unit during the calendar day in which that person was ejected.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32525, 32527, ~~32527.5~~, Public Resources Code, **830, Penal Code.**

§ 25015.09. Severability.

These sections are severally adopted. If any section, subsection, sentence, clause, or phrase of this Chapter is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Chapter.

Authority cited: Sections 32527, ~~32527.5~~, 32529, Public Resources Code.

Subchapter 2 § 25016. General Rules and Regulations.

§ 25016.01. Hours of Operation.

Units available for public use (that is, are not generally closed pursuant to Section 25015.046) shall be closed to the public: from 10:00 p.m. to 6:00 a.m. during the months of April through

September, and from ~~6~~7:00 p.m. to ~~7~~6:00 a.m. during the months of October through March, unless developed for public camping, or otherwise posted pursuant to Section 25015.034 or authorized in writing by the San Joaquin River Conservancy. No person shall be present in or remain in or upon units during hours the units are closed. Any person present during hours the unit is closed is in violation of the Chapter and ***their presence may be considered a trespass pursuant to Penal Code section 602. his or her presence also constitutes unlawful trespass.***

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32529, Public Resources Code; **602 Penal Code.**

§ 25016.02. Wildlife.

(a) Fishing for commercial purposes is prohibited.

(b) Feeding wildlife is prohibited.

(c) No person shall willfully release any wildlife that is not native to the area, including but not limited to birds, mammals, fish, reptiles, amphibians, mollusk, crustacean, or domesticated animals or pets in or upon any unit. No person shall willfully release native wildlife without the written permission of the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527, 32529, Public Resources Code.

§ 25016.03. Plants and Downed Wood.

(a) No person shall willfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn, or carry away any tree or plant or portion thereof, including but not limited to fungi, flowers, foliage, berries, fruit, grass, turf, humus, shrubs, cones, seeds, and dead wood. However, plant and seed collection, wood and vegetation removal for fuel reduction, reproduction, and non-native species removal may be specifically authorized by the San Joaquin River Conservancy or otherwise conducted by the San Joaquin River Conservancy, its agents, or other agencies. Plant, seed, or wood removal or collecting for commercial purposes is prohibited.

(b) With written authorization by the San Joaquin River Conservancy individuals or organizations may collect resources, riparian and upland perennial plants, shrubs, and trees for cultural practices. ~~Tribal organizations may collect culturally utilized materials, including but not limited to non timber plants and fungi, including agave, grasses, redbud, sedge, sumac, and willow.~~

(c) No person shall intentionally plant seeds, cuttings, seedlings, trees, plants, or shrubs of any kind on any unit without written authorization by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.04. Geological Features.

(a) No person shall destroy, disturb, mutilate, or remove paleontological features or features of caves.

(b) Rockhounding, defined as the recreational gathering of stones and minerals found occurring naturally on the undisturbed surface of the land, including hobby panning for gold in the natural water-washed gravel of streams, is allowed for personal use only. Rockhounding, including gold panning, for commercial purposes is prohibited.

(c) No person shall traverse on foot, horse or other animal, bicycle, motor or nonmotorized vehicles, areas fenced or otherwise barricaded from use, to prevent erosion, stabilize, or repair streambanks, slopes, or bluffs, or to otherwise protect public safety and natural and cultural resources.

(d) No person shall construct any type of trail, pathway, bike route, structure, dwelling, tent, hut, lean-to, shelter, cave, pit, pond, canal or levee on any unit without written authorization by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527, 32529, Public Resources Code.

§ 25016.05. Archaeological, Cultural, and Historical Features.

No person shall remove, injure, disfigure, deface, alter, paint with graffiti, or destroy any object of archaeological, cultural, or historical interest or value.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32527, Public Resources Code.

§ 25016.06. Fires.

(a) No person shall build, light, use, or maintain an outdoor fire, campfire, barbeque, or portable stove, oven, or heater within any unit except in areas designated ~~and~~ or posted by the San Joaquin River Conservancy pursuant to Section 25015.04, or in public campfire or barbeque facilities provided, maintained, and designated for such purpose by the San Joaquin River Conservancy or an operating entity. Stoves, heaters, and ovens fully enclosed within recreational vehicles are permitted.

(b) Any allowed fires shall at all times be attended and maintained safely away from flammable grass, trees, and other vegetation, and in a safe condition that does not endanger any person, structure, facility, or natural resource, and shall be fully extinguished when not attended or in use.

(c) Upon a finding of extreme fire hazard by the San Joaquin River Conservancy governing board, it shall be posted to the extent practicable pursuant to Section 25015.04 or by any fire protection agency with concurrent jurisdiction, that no person shall light any fire of any kind in the specified portions of the units.

(d) This section does not apply to fire response agencies or San Joaquin River Conservancy employees and contractors carrying out training, fire suppression, or resource management activities approved by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.07. Fireworks.

No person shall possess, store, discharge, ignite, set off, or cause to be discharged, in, upon, or into any portion of a unit any firecrackers, flares, sparklers, torpedoes, rockets, fireworks, explosives, other pyrotechnic devices, or any substances that may cause fires or be harmful to the life or safety of persons.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.08. Camping.

No person shall be present in or remain in or upon units during hours the units are closed pursuant to Section 25016.012. No person shall camp or stay overnight in any unit except in developed facilities ~~so~~ designated ~~and or posted~~ by the San Joaquin River Conservancy for that purpose **and in conformance with signs posted pursuant to Section 25015.03**, unless otherwise authorized in writing by the San Joaquin River Conservancy. **Camping in designated facilities may require a user fee and permit and shall be subject to any special rules and regulations adopted and or posted by the San Joaquin River Conservancy pursuant to Section 25015.04.**

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§25016.09. Alcohol.

The use and possession of alcohol is prohibited ~~unless expressly allowed in units or facilities pursuant to adopted and or posted San Joaquin River Conservancy orders pursuant to Section 25015.04, or as~~ unless expressly allowed in licenses, permits, ~~or and~~ agreements issued by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.10. Dogs.

(a) **Except in a unit, or area within a unit, designated by the San Joaquin River Conservancy for dogs off-leash and in conformance with signs posted pursuant to Section 25015.03, Unless a unit, or area within a unit, is designated by the San Joaquin River Conservancy for dogs off-leash pursuant to section 25015.04** no person shall bring a dog into, permit a dog to enter or remain, or possess a dog in any unit or portion thereof unless the dog is on a leash of no more than six feet in length and under the immediate control of a person, or confined in a vehicle. "Immediate control" means the degree of control that prevents any uninvited contact between the dog and any person or wildlife. The fact of the dog being on-leash does not excuse the obligation to exercise immediate control.

(b) No person shall allow a dog to hunt, chase, harm, or harass wildlife.

(c) No person shall keep a noisy, vicious, or dangerous dog, or one which is disturbing other persons, in any unit and remain therein after ~~he or she~~ the person has been asked by a California peace officer ~~or the authorized representatives of their respective law enforcement agencies~~ to leave with the dog(s).

(d) No person shall fail to clean up and properly dispose of any excrement left by a dog in their possession.

~~(e) No person shall be in possession of more than three dogs at any time.~~

~~(f-e)~~ The on-leash prohibition in subdivision ~~(b-a)~~ shall not apply to trained service dogs used to guide and assist persons with disabilities, or dogs that are being trained for that purpose. service dogs must be under immediate control.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.11. Remotely Controlled Aerial Devices.

It is prohibited to operate a remotely controlled aerial device or drone on or over any unit or facility. No person shall use any remotely controlled aerial device, including but not limited to a drone or other unmanned remote-controlled aircraft, to take off, fly over, or land on any unit if not specifically developed and approved for such use by the San Joaquin River Conservancy, ~~with specific rules adopted and or posted pursuant to Section 25015.04.~~ This section does not apply to enforcement, emergency response, or search and rescue operations.

The operation of commercial, research, and public agency remotely controlled aerial devices within any unit or facility is prohibited unless specifically authorized in writing from the San Joaquin River Conservancy to operate.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.12. Commercial Filming.

~~Except where authorized by the San Joaquin River Conservancy, n~~ No person shall record or shoot videos or films for commercial purposes in any unit, or portion thereof, without a permit from the California Film Commission, pursuant to Government Code section 14998.8, ~~except where authorized in writing by the San Joaquin River Conservancy.~~ The San Joaquin River Conservancy shall only permit commercial filming when the filming will not damage or impair the unit's natural resources, nor unreasonably interfere with visitors' use and enjoyment, and provided all costs to the San Joaquin River Conservancy are reimbursed by the permittee or licensee.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.13. Games and Recreational Activities and Events.

Organized tournaments, races, and athletic events, occurring wholly or partially within any unit, are not allowed except as ~~authorized in writing permitted~~ by the San Joaquin River

Conservancy, and provided all costs to the San Joaquin River Conservancy are reimbursed by the contractor, permittee, or licensee.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.14. Soliciting and Commercial Activities.

No person shall solicit, sell, hawk, or peddle any goods, wares, merchandise, services, liquids, or edibles for human consumption, conduct any for-profit or commercial business, or distribute circulars in any unit, except as authorized in writing by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.15. Pesticides.

(a) No person shall disperse or otherwise apply any pesticide within any unit or portion thereof, whether to the air, water, ground, or vegetation.

(b) This section shall not pertain to the use of common commercially available insect repellants for personal use and dispensed through hand-held aerosol, pump spray or similar dispensers.

(c) This section shall not pertain to the management activities of the San Joaquin River Conservancy, its employees, agents, and contractors, or to the properly licensed activities of government agencies, including local mosquito abatement districts.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

Subchapter 3 § 25017. Vehicles, Aircraft, Horses, and Operator-Propelled Devices

§ 25017.01. Off-Highway Vehicles.

No person shall operate an off-highway vehicle on any unit or portion thereon. This section does not apply to the use of off-highway vehicles by the San Joaquin River Conservancy, its employees, agents, grantees, contractors, permittees and licensees for the purposes of operations and maintenance of any unit, or law enforcement and emergency response vehicles.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.02. Speed Limits.

The speed limit for vehicles operating on any San Joaquin River Conservancy unit is 15 miles per hour, unless otherwise posted **pursuant to Section 25015.03**. No person shall operate any

vehicle, motor vehicle, off-highway vehicle, or bicycle negligently or willfully in such a manner as to pursue, harass, endanger, or injure any person, animal, or cause nuisance or damage.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.03. Parking.

The San Joaquin River Conservancy may, by posting notices, prohibit or restrict the parking or standing of vehicles in units or portions thereof, during all or certain hours of the day. No person shall stop, park, or leave standing any vehicle upon any unit under the control of the San Joaquin River Conservancy except upon, and subject to, any posted parking regulation sign. Parking control signs include, but are not limited to, designated parking area, parking for disabled persons, no parking, no stopping, and no unauthorized vehicle use signs.

This section does not apply to vehicle or equipment parking for San Joaquin River Conservancy employees, agents, contractors, permittees or licensees for operations, maintenance, research, surveying, repairs, or improvements, or for law enforcement or emergency response vehicles.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.04. Riding or Pack Animals.

(a) No person shall ride, drive, lead, or keep a saddle or pack animal in a unit, or portion thereof, except on such roads, beaches, trails, or areas so designated ***by the San Joaquin River Conservancy and in conformance with signs posted and or posted by the pursuant to Section 25015.034*** or as authorized in writing by the San Joaquin River Conservancy.

(b) No saddle or pack animal shall be hitched to any tree, shrub, or structure in any manner that might cause damage thereto.

(c) No person shall ride any animal in a manner that might endanger life or limb of any animal, person or property.

(d) No person shall allow their animal to stand unattended or insecurely tied.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.05. Bicycles, Operator-Propelled Devices.

(a) ~~No person shall operate a bicycle, or operator-propelled, or gravity-propelled device within any unit except in such ***Unless a*** units, trails, secondary trails, or roadways ***so is*** designated by the San Joaquin River Conservancy ***and in conformance with signs posted pursuant to Section 25015.03 for multiple use pursuant to section 25015.04*** no person shall operate a bicycle, or operator-propelled, or gravity-propelled device within any unit.~~

(b) Where the San Joaquin River Conservancy has designated an area as multiple use ***and or*** issued and posted an order pursuant to section 25015.034 authorizing such activity:

- (1) Bicycles and propelled-assisted devices shall not be ridden at a speed greater than 15 miles per hour. No person may exceed the speed limit for such devices as ordered by the San Joaquin River Conservancy or posted on associated bikeways or trails. Furthermore, no person may exceed a speed greater than reasonable or safe for the given trail conditions and circumstances, and in no event may operate at a speed which endangers the safety of any person or risk damage to property.
- (2) Propelled devices with a gas or internal combustion engine are prohibited in all units and on all trails.
- ~~(3) , limited to “class 1” or “low speed pedal-assisted electric bicycle” and “class 2 electric bicycle” or “low speed throttle-assisted electric bicycle” are allowed. Class 3 electric bicycles, segways, electric unicycles, and propelled devices that are solely motorized are prohibited on all units and trails. Electric bicycle classes as used herein are defined in the California Vehicle Code Section 312.5(a). Propelled devices with a gas or internal combustion engine are prohibited in all units and on all trails.~~
- ~~(4) (2) No device may be ridden at a speed greater than 15 miles per hour. No person may exceed the speed limit for such devices as ordered by the San Joaquin River Conservancy and posted on associated bikeways or trails. Furthermore, no person may exceed a speed greater than reasonable or safe for the given trail conditions and circumstances, and in no event may operate at a speed which endangers the safety of any persons or risk damage to property.~~

(c) This section does not apply to the use of ADA compliant motorized wheelchairs and other power-driven mobility devices.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

Subchapter 4 § 25018. Aquatics and Boating

§ 25018.01. Paddle Sports.

~~**When posted n**~~ No person shall engage in paddle sports ***within any unit***, including but not limited to canoeing, kayaking, float tube, and paddle-boarding ***except, unless*** in an area or unit ***so*** designated ***by the San Joaquin River Conservancy for paddle sports and in conformance with posted signs*** and ~~***or posted***~~ pursuant to Section 25015.034 or with written authorization by the San Joaquin River Conservancy.

No person shall engage in paddle sports unless wearing the appropriate size and proper type of United States Coast Guard-approved flotation device for the activity.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.02. Diving.

No person shall dive in any body of water located in a San Joaquin River Conservancy unit. As used in this section, dive means to plunge from any height, especially, but not limited to, headfirst into water.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.03. Rope Swings

The attachment or use of rope swings attached to any tree, trestle, bridge bluff or other structure for the purpose of jumping, diving or swinging off into any body of water in any unit is prohibited.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.04. Boats, Watercraft, and Vessels.

(a) ~~No person shall operate~~ ~~ion of~~ any boat, watercraft or vessel ~~in any is prohibited on all~~ units ~~except in a unit or area so unless~~ designated ~~and or posted~~ by the San Joaquin River Conservancy ~~and in conformance with posted signs~~ pursuant to Section 25015. ~~034.~~ Watercraft operation, where allowed by the San Joaquin River Conservancy in ponds isolated from the river, shall be limited to paddle and electric motors; gas and internal combustion engines are prohibited.

(b) No person shall beach, land, launch, moor, dock or berth a vessel, watercraft, boat, jet-ski or any other object overnight except in units so designated ~~by the San Joaquin River Conservancy and in conformance with~~ ~~and or posted signs~~ pursuant to Section 25015. ~~034,~~ or otherwise authorized in writing by the San Joaquin River Conservancy.

(c) Beached or abandoned vessels, watercraft, boats, jet-ski or any other objects are to be removed by the registered owner from any San Joaquin River Conservancy unit within twenty-four (24) hours of notification. The last registered owner of record is responsible and is thereby liable for the cost of removal and disposition of the vessel, watercraft, boat, jet-ski or other object beached or abandoned.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.05. Launching Areas.

~~Within a unit, n~~ No person shall launch, beach, weigh anchor, or cast off a boat, watercraft, or jet-ski ~~within a unit~~ except ~~in an area so designated by where~~ the San Joaquin River Conservancy ~~has designated or and in conformance with~~ posted ~~signs~~ pursuant to Section 25015. ~~034.~~

This section does not apply to ~~the San Joaquin River. California State Lands Commission's legal guide to the Public's Rights to access and use California's Navigable Waters.~~

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.06. Boat and Watercraft Speed Limits.

Where allowed, no person shall operate a boat or any type of watercraft in a unit at speeds in excess of the posted speed limit. A safe speed shall always be maintained so that boat can stop at a safe distance and have time to maneuver from obstacles. Boat speed limits shall not exceed a speed safer than conditions allow or that is safe for other water users, or otherwise endangers people or property.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.07. Operating Boats During Nighttime.

No person shall ~~The o~~ operate ~~ion of~~ any vessel or watercraft within a unit from one hour after sunset until one hour before sunrise ~~is prohibited unless except in units or facilities so designated by the the San Joaquin River Conservancy and in conformance with authorized and or~~ posted ~~signs in designated units or facilities~~ pursuant to section 25015.034.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

**TAB P: WRITTEN COMMENTS RECEIVED DURING SECOND 15-DAY
COMMENT PERIOD**

WRITTEN COMMENTS RECEIVED DURING SECOND 15-DAY COMMENT PERIOD

None. The San Joaquin River Conservancy did not receive any written comments during the public review period that ran from September 12, 2025 to September 27, 2025.

TAB Q: UPDATED INFORMATIVE DIGEST

UPDATED INFORMATIVE DIGEST

Section 25015.02 on the purpose of the regulations was removed because it was unnecessary. Section 25015.04 was modified to remove all reference to the Conservancy adopting rules and to clarify that the Conservancy has the discretion to post notices and orders pertaining to specific units and areas, and that violations of such orders are enforceable and carry penalties. Section 25015.05 was modified to provide specific circumstances for when the Executive Office can close any lands or facilities to the general public, as well as to add procedures for closing an area, and notifying the public of the consequences of entering closed units. Section 25015.16 regarding payment for use of facilities was removed as a fee schedule has not yet been established. Section 25015.19 on severability was removed because it was unnecessary. Section 25016.01 was modified to clarify that a person present when a unit is closed could be considered a trespass pursuant to Penal Code section 602. Section 25016.08 was modified to remove all reference to user fees and permits as the Conservancy has not yet established camping fees. Section 25016.09 was modified to remove all reference to adopted or posted orders, as there are no circumstances where alcohol would be allowed by posted order. Section 25016.11 was modified to remove language about adopting and posting special rules. Section 25016.12 was modified to specify that the Conservancy's authorization for commercial filing must be in writing. Section 25016.13 was modified to specify that the Conservancy's authorization for organized tournaments, races, and athletic events must be in writing. Section 25018.05 was modified to clarify that it does not apply to the San Joaquin River. There were no other changes in the laws relating to the proposed action or to the effect of the proposed regulation from the laws and effects described in the Notice of Proposed Regulatory Action.

TAB R: UPDATED FINAL STATEMENT OF REASONS

**CALIFORNIA SAN JOAQUIN RIVER CONSERVANCY
UPDATED FINAL STATEMENT OF REASONS**

**Title 14, NATURAL RESOURCES
DIVISION 10 SAN JOAQUIN RIVER CONSERVANCY
CHAPTER 2 SAN JOAQUIN RIVER PARKWAY PUBLIC ACCESS AND
USE REGULATIONS**

Subject: California Code of Regulations on the Use of Conservancy Land

UPDATE TO INITIAL STATEMENT OF REASONS

Section 25015. General Provisions: The Conservancy amended this title to change “Section” to “Subchapter” to be consistent with the California Code of Regulations’ section titles.

Section 25015.01. Authority to Adopt Regulations: The initial ISOR failed to include reference citations. This section was modified to add Public Resources Code sections 32512, 32513, 32535, and 32538(b) as reference citations. The section was also modified to correct a grammatical error by added the word “to” in the first sentence. This section is necessary to identify and clarify the Conservancy’s jurisdiction to which these regulations will apply.

Section 25015.02. Purpose: This section was removed in its entirety because it is not regulatory and is unnecessary.

Section 25015.03. Definitions: This section was modified to correct a grammatical error in the definition of “Executive Officer” to add an apostrophe to “Executive Officer’s designee. This section was also modified to update the section numbering. The Conservancy further modified the reference citations to add Public Resources Code sections 32512 and 32513, and to remove Penal Code section 830, et seq. This section is necessary to provide explanation and clarity regarding terms used throughout the proposed regulations.

Section 25015.04. Authority to Adopt Rules through Posted Orders: This section, including the title of the section, was modified to remove all reference to the Conservancy adopting rules as it was not the Conservancy’s intent to be able to adopt rules without going through the Administrative Procedure Act process. The section was modified to make clear that the Conservancy has the discretion to post notices and orders pertaining to specific units and areas, such as hours of operations, swimming and boating restrictions, or notices of closure, and identifies all of the areas where such notices will be posted. In addition, it explains that violations of such orders are enforceable and carry penalties. Further, the section was modified to update the section numbering.

This section is necessary to give the Conservancy an efficient and effective tool to manage its properties. In addition, it provides the public with valuable information about the Conservancy property that they are about to enter, such as activities that are restricted or areas that may be closed to the public.

Section 25015.05. Authority to close areas to the public: This section was modified for clarity and to provide specific circumstances for when the Executive Officer can close any lands or facilities to the general public. It also add the procedures that will be taken when the Executive Officer closes an area, and notifies the public of the consequences of entering closed units. It was also modified to add Penal Code section 602 as a reference citation. Further, the section was modified to update the section numbering. This section is necessary to give the Conservancy the ability to close its properties when necessary to protect the public's health and safety, and to protect habitat, wildlife, or other natural or cultural resources.

Section 25015.06. Payment for Use of Facilities: This section was removed in its entirety because a fee schedule has not yet been established.

Section 25015.07. Enforcement: This section was modified to remove "and the authorized representatives of their respective law enforcement agencies" because the language was vague and unnecessary. It was modified to add Penal Code section 830 as a reference citation. Further, the section was modified to update the section numbering. This section is necessary to establish who can enforce the regulations and to improve the Conservancy's ability to operate and manage its properties.

Section 25015.08. Ejection: This section was modified to add Public Resources Code section 32527.5 and Penal Code section 830 as reference citations. It as also modified to update the section numbering. This section is necessary to provide the Conservancy with a mechanism for ejecting persons from Conservancy land who are violating the law or these proposed regulations. The section is necessary to ensure public safety and to protect the Conservancy's natural and cultural resources. It provides the Conservancy with the land management tools necessary to enforce applicable laws and regulations.

Section 25015.09. Severability: This section was removed in its entirety because it is not regulatory and is unnecessary.

Section 25016. General Rules and Regulations: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25016.01. Hours of Operation: The hours of operation were originally proposed to be closed to the public from 6:00 p.m. to 7:00 a.m. during the months of October through March. The Conservancy changed the hours of operation to be closed from 7:00 p.m. to 6:00 a.m. during the months of October through March. After evaluating received comments, the Conservancy determined that the new operating

hours would align with daylight hours and would better serve the public's recreational opportunities. This section was further modified to clarify that a person present when the unit is closed could be considered a trespass pursuant to Penal Code section 602, and the reference citation was updated to reflect the added citation. In addition, the section was modified to reference updated section numbers. This section is necessary give the Conservancy the land management tools to restrict hours of use of the Conservancy's properties, to establish a violation for persons found present when a property is closed, and to improve the Conservancy's ability to efficiently operate and manage its properties.

Section 25016.02. Wildlife: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects wildlife, reduces risks to public health and safety, and protects against resource damage and degradation.

Section 25016.03. Plants and Downed Wood: This section was modified to broaden the language to include gathering for reproduction for species and seed collection. In addition, subsection (b) was changed to delete "tribal organizations may collect culturally utilized materials, including but not limited to non-timber plants and fungi, including agave, grasses, redbud, sedge, sumac, and willow." It now reads "individuals or organizations may collect resources, riparian and upland perennial plants, shrubs, and trees for cultural practices." The Conservancy made this change in response to comments received stating there was social unjust by calling out tribal organizations and not other ethnic groups, as well as comments received stating tribes were not the same as tribal organizations. After consultations, the Conservancy generalized language by stating individuals or organizations instead of tribal organizations. This will allow the Conservancy to approve cultural gathering without a person having to have a certain affiliation with a recognized tribal organization. Granting written permission helps the Conservancy protect natural and cultural resources and gives the gatherer documentation to carry in the field if they are questioned by others. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects the Conservancy's natural and cultural resources.

Section 25016.04. Geologic Features: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public safety and protects natural and cultural resources.

Section 25016.05. Archaeological, Cultural and Historical Features: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects the Conservancy's natural and cultural resources.

Section 25016.06. Fires: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, protects wildlife, and protects the Conservancy's natural and cultural resources.

Section 25016.07. Fireworks: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, protects wildlife, and protects the Conservancy's natural and cultural resources.

Section 25016.08. Camping: This section was modified to clarify that persons are not allowed to camp in any unit except those that are designated for camping and must be done in conformance with all posted signs. The section removed all reference to user fees and permits as the Conservancy has not yet established fees for camping. This section is necessary because the Conservancy has observed a significant increase in unauthorized persons camping and staying overnight on their properties. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner to reduces risks to public and safety, and resource damage and degradation.

Section 25016.09. Alcohol: This section was modified to remove all reference to adopted or posted orders as there are no circumstances where alcohol would be allowed by posted order. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety.

Section 25016.10. Dogs: The proposed regulation did not address units or areas within units that were designated for dogs off-leash and limited possession of more than three dogs at a time. The Conservancy clarified the proposed language to address units or areas within units that are designated for dogs off-leash, changed the definition of "immediate control" to include prevention of uninvited contact between the dog and wildlife, and clarified that the on-leash prohibition did not apply to service dogs but added that service dogs must be under immediate control. The Conservancy made these changes in response to comments received. After evaluating the comments, the Conservancy agreed that clarification was needed to address areas designated for dogs off-leash and service dogs. In addition, the Conservancy agreed with comments noting that an arbitrary maximum allowable number of dogs is unnecessary in light of the regulation that dog(s) must be under immediate control. Thus, the modifications are expected to allow for the public's enjoyment while protecting public safety and natural resources. This section was further modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources.

Section 25016.11. Remotely Controlled Aerial Devices: This section was modified to remove language pertaining to adopting and posting special rules. This section is necessary to improve the Conservancy's ability to protect and not disturb wildlife. In addition, it is necessary for the Conservancy to manage its property in a manner that enhances visitor enjoyment.

Section 25016.12. Commercial Filming: This section was modified to be consistent with the proposed language of other sections. In addition, it was modified to specify that

the Conservancy's authorization for commercial filming must be in writing. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects natural resources and enhances visitor enjoyment.

Section 25016.13. Games and Recreational Activities and Events: This section was modified to specify that the Conservancy's authorization for organized tournaments, races, and athletic events must be in writing. This section is necessary for the Conservancy's ability to manage crowd size. It is also necessary to the Conservancy's ability to operate and manage its properties in a manner that protects natural resources, and reduces risks to public health and safety.

Section 25016.14. Soliciting and Commercial Activities. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that enhances visitor enjoyment.

Section 25016.15. Pesticides: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that protects wildlife, reduces risks to public health and safety, and protects natural resources and water quality.=

Section 25017. Vehicles, Aircraft, Horses, and Operator-Propelled Devices: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25017.01. Off-Highway Vehicles: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources. It is also necessary to ensure that off-highway vehicles stay on designated trails to protect vegetation and wildlife.

Section 25017.02. Speed Limits: This section was modified to add that the speed limits signs would be posted pursuant to Section 25015.03 of the proposed regulations to be consistent with the other proposed regulations. This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources and wildlife.

Section 25017.03. Parking: This section is necessary to the Conservancy's ability to operate and manage its properties in a manner that reduces risks to public health and safety, and protects natural resources. It is also necessary to ensure that vehicles park in designated location to protect vegetation, trails, and wildlife.

Section 25017.04. Riding or Pack Animals: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25017.05. Bicycles, Operator Propelled Devices: This section was modified for clarification. The proposed regulation as originally proposed identified and limited different types and classifications of bicycles and propelled-assisted devices that were allowed in certain areas. The Conservancy deleted the language regarding the classification of electric bicycles and modified the language to limit the speed to 15 miles per hour. The Conservancy made these changes in response to comments received. The Conservancy agrees that some language may have been confusing or hard to enforce due to the wide variety of self-propelled devices. The modifications are expected to provide clarification of the regulations while still protecting public safety and visitor's enjoyment. This section was further modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018. Aquatics and Boating: The Conservancy amended this title to change "Section" to "Subchapter" to be consistent with the California Code of Regulations' section titles.

Section 25018.01. Paddle Sports: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018.02. Diving: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety.

Section 25018.03. Rope Swings: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects vegetation, water quality, and natural resources.

Section 25018.04. Boats, Watercraft, and Vessels: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural resources and wildlife, and enhances visitor enjoyment.

Section 25018.05. Launching Areas: This section was modified to clarify that the section only applies to Conservancy property. This modification was made in response to comments received regarding confusion over riverbank property ownership and agency jurisdiction. The modification clarifies that the Conservancy does not have jurisdiction over the river and that the section only applies to Conservancy units.

This section was further modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. It was also modified to clarify that it does not apply to the San Joaquin River. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, protects natural and cultural resources, and protects wildlife.

Section 25018.06. Boat and Watercraft Speed Limits: This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources and wildlife.

Section 25018.07. Operating Boats During Nighttime: This section was modified for clarity and to be consistent with the proposed language of other sections. It was also modified to refer to the updated section number. This section is necessary to the Conservancy's ability to operate and manage its property in a manner that reduces the risks to public health and safety, and protects natural resources and wildlife.

LOCAL MANDATE DETERMINATION

The proposed regulations do not impose a mandate on local agencies or school districts.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING 45-DAY COMMENT PERIOD

Oral comments at public hearing:

Comment No. 1: Barry Lockton noted that with regards to Section 25016.10 on dogs, a lot of people take their dogs off-leash and wants the regulations to allow the Conservancy to design some off-leash permitted areas in the future. He thinks the language of subsection (b) reads as if service dogs would be allowed to hunt. Regarding Section 25017.05, he notes that some trails should not have multiples uses and that 15 miles per hour is too slow for a mountain bike. Regarding 25018.01 and 25018.04, he wants clarification on whether it only applies to the river or also beach and land off the river channel.

Response: Regarding Section 25016.10, the Conservancy corrected the typo in subsection (b). Regarding Section 25017.10, Section 25017.05, and Section 25018.05, the Conservancy agrees that the language was confusing and added or simplified the language for clarification.

Comment No. 2: Wendy Ericson commented on section 25017.05 regarding Bicycles, Operator Propelled Devices. Wendy provided her point of view as being a mountain biker; she noted that people biked more after Covid and that making Ball Ranch, Sycamore Island, and Wildwood Native Park private would remove much of what COVID-19 did by getting more people outside. She noted that she works at Palm and

Nees and takes her mountain bike to River West. She stated that people walking and fishing on the property are not damaging it. Everyone should be able to enjoy the property. She stated the community would help fund the repairs to the Ledger Island Bridge.

Response: No actions were taken based on this comment.

Comment No. 3: Sarah Parkes noted regarding Section 25015.04 Authority to Adopt Rules through Posted Orders that they carry the same penalties established in Section 25015.09 in the document, that section is regarding severability and does not mention penalties. She notes that Section 25015.08 Ejection does adequately inform the public what the penalties are if you are out of compliance with the regulations. Regarding Section 25016.01 Hours of Operation, Sarah suggested that the hours should be the same as the seasonal hours of operation for current open properties and that this would help to avoid public confusion. Regarding Section 25017.05 Bicycles, Operator Propelled Devices, Sarah noted subsection (a) is confusing as she's doesn't know what section it is referring to; she asks if there's currently a list of which trails and roadways that are designated for multiple use. She stated that cyclists would not have accurate information to determine if they can ride within the units. In addition, regarding Section 25018.01 Paddle Sports, Section 25018.04 Boats, Watercraft, and Vessels and Section 25018.05 Launching Areas, Sarah was concerned that this section might conflict with the State Lands Commission's Legal Guide to public right to access and use California's navigable waters.

Response: Regarding Section 25016.10, the Conservancy decided to accommodate this comment by adjusting the hours of operation by extending them slightly to ensure they cover current operational hours as well as cover daylight hours throughout the calendar year. Regarding 25015.09 and 25015.08, the Conservancy added PRC Section 32527.05 to the authority. Regarding Section 25017.05 and Section 25018.05, the Conservancy agrees that the language was confusing and added or simplified the language for clarification.

Comment No. 4: Laura Gromis noted the importance of having access to the river and how society is disconnected from nature. Regarding section 25016.03 Plants and Downed Wood, Laura stated that this section will not allow people to carry away any parts of plants and trees. She is worried that this will restrict access for people who need to connect with nature. Regarding Section 25017.05 Bicycles, Operator Propelled Devices, Laura agrees with Wendy that people need to get outside and does not want to see so many restrictions on using bikes.

Response: After review, the Conservancy has made minor changes to section 25016.03 so that natural and cultural resources are protected while allowing for authorized collection and cultural practices. Regarding Section 25017.05, the

Conservancy agrees that the language was confusing and added or simplified the language for clarification.

Comment No. 5: John Halpin noted that he does a lot of nature walks for the San Joaquin River Parkway and Conservation Trust, and the first thing he tells the kids is that everything out here in nature stays here in nature. We want kids to be curious and pick things up and look, but when you are done, put them back. Chief Seattle once said to take only memories and leave only footprints.

Response: The Conservancy agrees with John's comments that things found in nature should stay in nature and not be collected and removed. The exception to this is safe cultural practices approved by the Conservancy.

Written comments:

Comment No. 1: Bryan Clark wrote, I love riding at Sycamore and I'm 65. We are responsible people who vote and pay taxes to use public land.

Response: No actions were taken in response to this comment.

Comment No. 2: Bryan Clark wrote: Please do not shut down mountain bikes. I'm 65 and this is my favorite hobby.

Response: No actions were taken in response to this comment. The regulations are designed for safe low impact recreation and are not intended to stop mountain biking where safe and appropriate.

Comment No. 3: Carly Tex wrote regarding the language of the proposed regulations, Chapter 2, §§ 25015 to 25018.07, the Conservancy has good intentions with its efforts to allow Tribal organizations to gather cultural resources, but the language included in the proposed regulations does not include "Tribes." It only says "Tribal organizations," which are different from a Tribe. Not including "Tribes" has potential to alienate those Tribes and their members.

It is my understanding that culture bearers must provide financial liability insurance if they are to be on the Conservancy properties gathering cultural resources. This requirement further alienates those culture bearers who may not have liability insurance. It limits access only to those who have the financial means or the membership to an organization that provides the insurance.

For context, when Native American culture bearers gather resources, there is usually no notice given to their tribal leadership or to an organization that they are planning to go. They just go. Usually on a weekend or after work hours. If this language is put into the regulations, does "written authorization" cover the after-hours or weekend during which

they will make use of the resources, or will it also require they have someone on Conservancy staff open a gate or accompany them? Our traditional practices may not occur within normal working hours of your staff. This would hinder us from actually making use of those resources. Putting written authorization on it may be more challenging to implement and feels discriminatory. Tribes should not need permission to gather on their own ancestral lands.

It behooves the Conservancy to continue to meet with Tribes and tribal organizations relevant to the local area with ancestral ties to the San Joaquin River through investment into outreach. I believe outreach has declined and the Conservancy has lost trust and disrespects the tribes by not keeping them apprised of the projects that may affect their culturally relevant archaeological sites and cultural resources. It requires that there be consistent communication with them about River projects if you are to achieve quality tribal outreach and it is the responsibility of a state agency to inform them.

My suggestion is to invest in a tribal outreach liaison whose purpose is to bridge the communication gap with the tribes and to help the Conservancy learn more about the needs and develop more collaborative solutions. Although there is an open tribal position on the board, it is not that person's responsibility to facilitate outreach. Invest in this role and keep up the momentum of government to government relations. It will benefit all River projects and assuage that broken trust.

Original language:

(b) With written authorization by the San Joaquin River Conservancy, Tribal organizations may collect culturally utilized materials, including but not limited to nontimber plants and fungi, including agave, grasses, redbud, sedge, sumac, and willow.

Suggested language:

(b) ~~With written authorization by the San Joaquin River Conservancy,~~ Tribes and Tribal organizations may collect cultural resources ~~culturally utilized materials,~~ including but not limited to nontimber plants and fungi, including agave, grasses, redbud, sedge, sumac, and willow.

Response: The Conservancy conducted additional tribal outreach and government-to-government consultations and extended the public review period for further consultation. Section 25016.03 has been edited to allow for individual and organizational collection of materials for cultural practices.

Comment No. 4: The San Joaquin River Parkway and Conservation Trust wrote, Comments on California Code of Regulations, San Joaquin River Parkway Public Access and Use Regulations, Regarding § 25015.04. Authority to Adopt Rules through Posted Orders. In addition to the General Rules and Regulations in Section 25016, the San

Joaquin River Conservancy governing board shall have the discretion to adopt and post orders defining special instructions, designations, and rules pertaining to specific units, areas, or subjects, including but not limited to special hours of operation, swimming and boating restrictions, fishing and camping restrictions, parking restrictions, and special prohibitions or restrictions. The San Joaquin River Conservancy shall maintain a bulletin board or similar structure upon which all special instructions, rules, and orders, shall be posted pertaining to specified units at its headquarters or post on its website, as well as post at the unit affected in a location convenient to the general public. Proof of posting shall be filed in the San Joaquin River Conservancy office. Such orders shall be enforceable under this Chapter, carrying the same penalties established in Section

Regarding 25015.09. Special regulations for a unit, area, or a subject may explicitly supersede a specific rule or requirement in the General Rules and Regulations in Section 25016, but do not preclude the application of all other rules or regulations. Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32527.5,

Regarding 32529, Public Resources Code. Comment. This section refers to “carrying the same penalties established in Section 25015.09.” In the document, Section 25015.09 refers to Severability and does not include any established penalties. Other than the Ejection clause, the regulations document does not adequately inform the public of the penalties for being out of compliance with any of the regulations outlined.

Regarding 25016.01. Hours of Operation.

Units available for public use (that is, are not generally closed pursuant to Section 25015.06) shall be closed to the public: from 10:00 p.m. to 6:00 a.m. during the months of April through September, and from 6:00 p.m. to 7:00 a.m. during the months of October through March, unless developed for public camping, or otherwise posted pursuant to Section 25015.04 or authorized in writing by the San Joaquin River Conservancy. No person shall be present in or remain in or upon units during hours the units are closed. Any person present during hours the unit is closed is in violation of the Chapter and his or her presence also constitutes unlawful trespass.

The River Parkway Trust suggests that it would be prudent to maintain the same seasonal hours of operation for currently open properties operated for the Conservancy by the River Parkway Trust to avoid public confusion.

Regarding 25017.05. Bicycles, Operator Propelled Devices.

(a) Unless a trail or roadway is designated by the San Joaquin River Conservancy for multiple use pursuant to section

(b), no person shall operate a bicycle, or operator-propelled, or gravity-propelled device within any unit.

Comment: Which section does the highlighted clause refer to? Which trails and roadways are currently designated as multiple-use? Without knowledge of the current list, cyclists will not have adequate information to determine if they can legally ride within units.

Regarding 25018.01. Paddle Sports. When posted no person shall engage in paddle sports, including but not limited to canoeing, kayaking, and paddle-boarding, unless in an area or unit designated and posted pursuant to Section 25015.04 or with written authorization by the San Joaquin River Conservancy.

Regarding 25018.04. Boats, Watercraft, and Vessels.

(a) Operation of any boat, watercraft or vessel is prohibited on all units unless designated and posted by the San Joaquin River Conservancy pursuant to Section 25015.04. Watercraft operation, where allowed by the San Joaquin River Conservancy in ponds isolated from the river, shall be limited to paddle and electric motors; gas and internal combustion engines are prohibited.

(b) No person shall beach, land, launch, moor, dock or berth a vessel, watercraft, boat, jet-ski or any other object overnight except in units so designated and posted pursuant to Section 25015.04, or otherwise authorized in writing by the San Joaquin River Conservancy.

Regarding 25018.05. Launching Areas. No person shall launch, beach, weigh anchor, or cast off a boat, watercraft, or jet-ski except where the San Joaquin River Conservancy has designated and posted pursuant to Section 25015.04.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code. We believe the above sections are in conflict with the CA Department of Justice and the CA State Lands Commission's legal guide to the Public's Rights to Access and Use California's Navigable Waters.

Response: The Conservancy agrees that the hours of operation needed to be modified, the hours of operation were extended slightly to ensure they cover current operational hours as well as cover daylight hours throughout the year. The typo in section 25015.04 was corrected to read 25015.08. Regarding Section 25015.09, the Conservancy added PRC 32527.5 regarding penalties to the authorities for further clarification. The Conservancy agrees that language in sections 25017.05 and 25018.05 could be confusing and modified the language to provide clarity.

Comment No. 5: Marisa Sigala asked to continue to allow public access to Sycamore, Van Buren, Ball Ranch and other trails where bike riding occurs. She noted that public access to all users should be paramount to the mission of the SJRC; mountain bike riders and gravel riders utilize many of these areas and this provides health utilization of public lands and an appreciation of these spaces. She asks that the Conservancy not limit bicycling use to these areas and notes that bikers can coexist peacefully with hikers as bikers utilize bells and there really are very few areas where sight lines are not open.

She would also like to encourage more of the creative thinking mentioned in the meeting. For instance, if there is maintenance occurring in an area (which it sounds mainly like

road maintenance), this should not close the trails to hikers and bikers, which can be utilized the areas without the roads; or maybe only close certain roads at a time. Blanket closures are very limiting of use and impact users of these spaces greatly.

She notes that she is fortunate to ride with many bikers in the area and know that many are invested in assisting with trail days and would be happy to offer suggestions for utilization.

Response: In response to this comment, the Conservancy modified the language in section 25017.05 to simply and clarify the regulations.

Comment No. 6: Tom Zimoski noted that with regard to the Willow Unit portion of the San Joaquin River Ecological Reserve one commenter suggested a possible land swap that would allow public access to that section of the Reserve that borders on the Sumner Peck property and Ball Ranch. He believes that Little Dry Creek forms a more natural boundary to the Reserve than the fence that now extends from Little Dry Creek to the Sumner Peck property. Perhaps that part of the Reserve could just be transferred to the Conservancy - no swap required. I know that some money and effort was involved in surveying and fencing that area but that should not be a concern.

Response: No actions were taken in response to this comment.

Comment No. 7: Julie Tex wrote, My name is Julie Dick Tex and I am a Mono Indian. I am submitting my comments in regard to the regulations that include the following language:

(b) With written authorization by the San Joaquin River Conservancy, Tribal organizations may collect culturally utilized materials, including but not limited to nontimber plants and fungi, including agave, grasses, redbud, sedge, sumac, and willow.

(c) No person shall intentionally plant seeds, cuttings, seedlings, trees, plants, or shrubs of any kind on any unit without written authorization by the San Joaquin River Conservancy.

I do not think your tribal outreach for review of these regulations was sufficient, and without thorough consultation with the tribes, there should be no adoption of regulations. The SJRC board needs a real and meaningful dialogue with local TRIBES and tribal communities, not isolated audiences via member-based organizations and word-of-mouth outreach.

Our trust is broken and all I can see is social injustice because we are the only ethnic group included in these regulations.

Response: The Conservancy extended the public review period for tribal organizations and conducted additional tribal outreach and government-to-government consultations.

Section 25016.03 has been edited to attempt to eliminate social injustice and allow for individual and organizational collection of materials for cultural practices.

Comment No. 8: David Sieperda offered these comments:

1. The value of the SJRC is immense as it now has the ability to manage a very precious and beautiful part of the San Joaquin Valley.
2. I only see more regulation on the usage of the SJRC properties in this document, I see no discussion of improving access to the public.
3. In the section where benefits from the proposed regulations are listed; you list an improvement to public health. The benefit to public health is greatest to those that use these areas for exercise and education. There is no mention of improving access or improving the recreational opportunities, I think there should be.
4. The proposed regulations include terms like "reasonable hours", "authorize the Conservancy to adopt orders and rules pertaining to specific areas and subjects" and "close areas to the public". These are very general statements and I see nothing in the proposal which assures the public that they have a voice to direct the actions of the Conservancy in these regulations.
5. The Conservancy has given me, a Fresno resident and tax payer, no reason to believe that they should further restrict the public use of this property for the reasons given. Show us, the public, that you can actually manage the property and improve it. Also show us how you will improve recreational and educational activities. The second action item on the Conservancy's mission statement is "developing, operating, and managing those lands for public access and recreation Remember there is balance in your mission statement between public access, and protection and restoration. I believe both can be achieved in unison.

Response: No actions were taken in response to this comment. The Conservancy has developed the proposed regulations to protect visitors, natural, and cultural resources, not as a means to restrict safe visitation.

Comment No. 9: Carmen Moreno noted that she been participating with the on-going SJRC & Tribal Partners meetings and appreciates the on-going efforts from SJRC & Wildlife Conservation. Her comments are in relation to Sections 25015 to 25018.07.

She writes: "the wording stating tribes I had mentioned in the past it would be better using Inter-tribal reason being is the Native Community there are Federal & Non-Federally Recognized tribes. This way it covers everything in an umbrella phrase.

The Tribal organization wording reflects as a group. In the community some use the term a Cultural Practitioner Bearer that can cover anyone from Basketweaver, land steward of plants, Cultural gathering for other plants or materials for culture practices.

Side Note: There was discussion prior about a Native American Liaison to help with the communication between the Local Native Community and the SJVC.

Although we have great conservations, I feel this is still a good idea. Reason being is that person can focus on local tribes to have a one-on-one outreach also compensating them for their time.”

Response: The Conservancy extended the public review period for tribal organizations and conducted additional tribal outreach and government-to-government consultations. In response to outreach and reviewing written comments Section 25016.03 has been edited to allow for individual and organizational collection of materials for cultural practices.

Comment No. 10: Gary Bowser wrote, “after reviewing all related documents for the proposed Rules and Regulations I find that some of these rules will further limit the public's access to our river. Access is a key element in the Master Parkway Plan. By overlooking the types of activities that the general public desires and focusing on what a small committee decides is unfortunate and does not serve the public interests.

I would ask the Conservancy to delay implementing these Rules and Regs and find ways to engage the public. We are out there enjoying what our river has to offer. Come see us.”

Response: No actions were taken in response to this comment. The regulations are being drafted to protect visitors, natural and cultural resources not as a means to restrict safe visitation.

Comment No. 11: Joanne Kovac-Roberts wrote, “I am writing to let you know how much I appreciate the vital work the SJRC does to protect and manage our natural resources. Your efforts play a crucial role in preserving our region's beauty and ecological integrity, ensuring these landscapes remain vibrant for generations to come. However, as a person who values these resources and utilizes them for hiking and biking several times each month, I would like to highlight the importance of public access to conservation lands. While the primary mission of these lands may be environmental protection, allowing responsible access to them provides significant benefits to human health and well-being.

Spending time in nature has been shown to reduce stress, improve mental health, and encourage physical activity, which are all critical components of a healthy lifestyle. Public trails, open spaces, and recreational opportunities on conservation lands provide safe and accessible ways for people of all ages to connect with the outdoors. These experiences foster a sense of stewardship and inspire community members to become advocates for conservation efforts themselves.

Additionally, accessible conservation lands contribute to the local economy by encouraging outdoor recreation, tourism, and environmental education programs. This kind of engagement not only promotes individual well-being but also strengthens

community ties and enhances support for ongoing conservation initiatives. By implementing sustainable management practices-such as designated trails, clear signage, and public education about responsible use-the district can ensure these lands remain protected while continuing to allow people to enjoy and benefit from them.

I hope the SJRC will continue to prioritize public access as an integral component of its mission. By doing so, you ensure these lands are not only conserved but celebrated and cherished by the community.

Thank you for considering this perspective. I am happy to discuss further or assist in promoting initiatives that balance public access with conservation goals.”

Response: No actions were taken in response to this comment. The regulations are being drafted to protect visitors, natural and cultural resources, not as a way to restrict safe visitation.

Comment No. 12: Mandy Macias wrote, “My name is Mandy Macias and I am Western Mono. I am descended from Casson, Maidu, and Ohlone as well and utilize the river for various resources.

As a member of the local tribal community I feel that the adoption of guidance is premature. At one point there was a concerted effort to identify, consult and even coordinate with local tribal members, but that seems to have dissolved into the reliance of word-of-mouth information sharing. Unfortunately, two of the organizations you're relying on to share news are membership or service based and hold a limited audience. I urge the delay or suspension of adopting any language or guidance specific to tribal communities or tribal use of the landscape. This information was shared in trust and I feel that the tribal knowledge shared has been weaponized and is now being used against us. Resources were identified, and collection practices were coordinated in good faith, and I feel that trust is broken with the guidance your considering adopting. Tribes have struggled to secure safe and healthy gathering places within tradition landscapes and by adopting a protocol that would require the securing of liability insurance, you've managed to put our resources out of reach.

I don't think you have sufficient consultation to establish tribal guidelines. In fact, I'm not sure why you need to establish tribal guidelines when there don't seem to be guidelines for any other ethnic groups foraging and harvesting off the land. It's ironic that a fisherman can kill fish, but a tribal person needs liability insurance to pull a root out of the sand!

I feel your intent to adopt and implement guidance specific to tribal use is premature and you should put the effort into dedicating staff to improve the outreach and dialogue with the greater community before adopting any such measures.”

Response: The Conservancy extended the public review period for tribal organizations and conducted additional tribal outreach and government-to-government consultations. In response to outreach and reviewing written comments Section 25016.03 has been

edited to allow for individual and organizational collection of materials for cultural practices.

Comment No. 13: Barry Lockton wrote, "I was reviewing Section 25016.10, Dogs, Subdivision (f) pertaining to service dogs being exempted from complying with Subdivision (b) and wondered if there wasn't an error because Subdivision (b) prohibits a person from allowing a "dog to hunt, chase, harm or harass wildlife."

Was this intentional or an error, or am I misunderstanding it?

On somewhat a separate subject, is there any possibility that language could be added to permit off-leash dogs in designated areas since so many people like to take their dog(s) to the river to run and for off-leash training?"

Response: In response to this comment, the typo in Section 25016.10 subsection (b) was corrected, and language was added to the section for clarification.

Comment No. 14: John McDaniel wrote, "I am submitting the following comments concerning the proposed San Joaquin River Parkway Public Access and Use Regulations. I am unlikely to be able to attend the hearing on Wednesday.

Over the past five years my wife and I have had the pleasure of visiting nearly every park and publicly accessible stretch of land from the San Joaquin River Gorge to the Highway 99 bridge, including all publicly accessible lands held by the San Joaquin River Conservancy. I have visited Conservancy properties more than 175 times since I became familiar with their existence.

I have comments and concerns about two of the proposed regulations.

Section 25016.10 Dogs. The presence of dogs on Conservancy properties is inconsistent with the goals of maintaining safe open spaces for public access and protected habitat for wildlife. Reliance upon leash requirements is unrealistic.

My wife and I, as well as others who have spent significant time on Conservancy properties, have been witness to instances of flagrant disregard of dog restrictions, hostility and even outright belligerence by dog owners when requested to contain their pets.

In one instance, we saw a dog being unleashed in order to attack and kill ground squirrels on the Van Buren Unit.

Last summer an individual unleashed his dog and actively coaxed it to rush into the marsh at Jensen River Ranch, flushing numerous waterfowl and disturbing habitat which up until that moment had been the home to Great Egret, Green Heron, Sora, Virginia Rail,

Mallards, and at least a half dozen other bird species. The owner refused to retake control his animal despite protest from several individuals.

On another occasion on the Van Buren unit, a dog owner was claiming that he was not required to leash his “service animal” whereupon his dog lunged at and bit at an elderly birder.

Other visitors to Parkway and Conservancy properties have reported similar hostile reactions to requests that dogs remained on leash in city and county parks where leash laws already exist and dog restrictions are posted, such as is the case in River West.

I have owned dogs. I have hiked with dogs. My children own dogs. Ironically, it was not until we became frequent visitors to SJRC properties that we became aware of just how bad the problem is with a significant minority of individuals who willingly disregard posted regulations and basic civility. Sadly, too many people simply cannot be trusted to obey passive restrictions. Ongoing extensive patrolling of SJRC properties, together with extensive conspicuous signage would be required in order to even attempt to provide effective enforcement of the proposed dog restrictions. Those resources don't exist. Numerous state, federal and local parks prohibit dogs and such should be the case here as well.

Section 25017.02 Speed Limits/Section 25017.05 Bicycles, etc. The regulations appear satisfactory. My concern is more administrative. The Riverfront Trail on the Van Buren site should receive special attention in terms of speed regulation. The trail is narrow, winding, and proceeds mostly along an elevated berm with limited line of sight at certain locations. Cyclists, particularly those with electric motors, often come through the passageways at speeds that risk collision with pedestrians, particularly in areas with reduced sight lines. A lower speed limits and installation of caution signage are clearly indicated for that trail.”

Response: In response to this comment, the typo in Section 25016.10 subsection (b) was corrected, and language was added to the section for clarification.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE FIRST 15-DAY COMMENT PERIOD

Comment No. 1: Jim wrote, “looked through a bit hazy on bikes. i see that there was a section slashed out. they are not operator propelled 100% of the time....possible to clarify...are they allowed at all? i realize that not allowing them would limit some people, but they might be able to walk instead....just a bit vague the way it is written....ebikes buzzing along doesn't really fit the model”

Response: No action was taken in response to this comment. Section 25017.05 was simplified and revised to emphasize safe operation of propelled devices.

Comment No. 2: Sharon Benes wrote, "I have read the Public Access and Use Regulations being proposed by the San Joaquin River Conservancy Trust and fully support them, especially that

" adoption of the provisions of this Chapter are necessary to provide additional enforcement authority to protect public health and safety, protect natural and cultural resources, protect public and neighboring private property, and provide for effective management of San Joaquin River "

I am particularly concerned about the proposed deep mining pit and feel that adoption of these regulations will allow the Trust to restrict this activity."

Response: No actions were taken in response to this comment. This comment seems to be generally supportive of adopting the regulations.

Comment No. 3: from r.stolling@comcast.net wrote, "Why does the whole freekin' document have to be underlined? Underlining is to be used to accentuate important parts. If a whole document is important, underlining is unnecessary. Save it for the most important parts, or any parts more important than the rest. Whole-document underlining is as bad as typing in all caps. It's obnoxious, offensive, and hard on the eyes. It's like shouting at the reader.

Government agencies are the worst practitioners of this artless art.

Don't do it."

Response: No actions were taken in response to this comment. Underlining is a requirement by the Office of Administrative Law, denoting new language for adoption.

Comment No. 4: Sean Zweifler wrote, "I read through the proposed regulations and they look good. One issue is the closure of properties at night. I understand why this is, but if and when the bike path ever gets built it would be best if it was open 24 hours, or at least until 10. The path will serve a transportation function for people travelling between northwest and northeast Fresno that would be impacted by early closure."

Response: No actions were taken in response to this comment. The regulations include the ability for the Conservancy to post hours of operation pursuant to Section 25015.04.

Comment No. 5: Sarah Parkes with the San Joaquin River Parkway and Conservation Trust wrote, "Greetings, I have attached a comment letter from the San Joaquin River Parkway and Conservation Trust regarding the final draft of the San Joaquin River Parkway Public Access and Use Regulations. We appreciate the opportunity to provide input and respectfully submit these comments for your consideration as the regulations are finalized. "

Attached letter:



San Joaquin River
Parkway and
Conservation Trust, Inc.

June 13, 2025

San Joaquin River Conservancy
Attention: Regulations comments
Submitted by electronic mail to: info@sjrc.ca.gov.

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Re: Comments on Final Draft of San Joaquin River Conservancy Regulations

Dear Conservancy Board,

On behalf of the San Joaquin River Parkway and Conservation Trust, thank you for the opportunity to provide comments on the final draft of the San Joaquin River Parkway Public Access and Use Regulations.

As a longtime partner in the development, stewardship, and operation of the Parkway, the Trust shares the goal of ensuring that Parkway lands are protected, well-managed, and safely accessible to the public.

We're offering the following comments with a focus on alignment with the Parkway Master Plan, clarity for the public, and maintaining public trust in the shared management of Parkway lands.

§ 25015.05. Authority to close areas to the public.

We request that the Conservancy revise this section to differentiate between temporary closures implemented for safety or maintenance needs and long-term closures that would significantly limit public access. As written, the regulations grant the Executive Officer broad authority to close units for any duration, including indefinitely, without Board review or public input. While we understand the need for timely operational decisions, especially in emergencies, we believe closures that extend beyond a defined period should be reviewed by the Conservancy Board in a public meeting.

Further, treating any Parkway unit as permanently closed undermines the Parkway Master Plan's Fundamental Goals (Section 6.2.1; FG.1-FG.8), which clearly envision a mosaic of land uses, including continuous recreational trails, habitat zones, and educational areas, informed by transparent, cooperative decision making.

We urge the Conservancy to revise § 25015.05 to clarify that all closures should be considered temporary in nature, include a defined timeline for review, and require Board approval for any closure extending beyond one year.



CREATING AND PROTECTING THE SAN JOAQUIN RIVER PARKWAY

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§ 25017.05 – Bicycles and Operator-Propelled Devices

The draft regulations prohibit the use of bicycles and other operator-propelled devices unless a trail or area is explicitly designated and posted for such use. However, the regulations do not provide clear guidance on which trails or areas are currently designated for bicycles. This lack of clarity may lead to confusion for the public, discourage appropriate recreational use, and create inconsistencies in enforcement.

The Parkway Master Plan supports a continuous multi-use trail system that accommodates a range of low-impact recreational uses, including bicycling where appropriate (FG.3). To support this goal and ensure consistent understanding of the rules, we recommend that the Conservancy develop and maintain a publicly accessible map or list of trails where bicycles are permitted. In addition, on-site signage at trailheads and key decision points within the Parkway would help ensure that visitors are aware of permitted uses.

Providing this information aligns with the Plan's emphasis on transparency and public engagement (FG.6) and will help ensure that users can enjoy the Parkway responsibly and confidently.

§§ 25018.01–25018.05 – Paddle Sports and Water Access

We request clarification on how the boating and paddle sports restrictions outlined in these sections align with public rights of access to navigable waterways, including the San Joaquin River.

The current draft indicates that boating and paddle sports are not permitted unless explicitly posted or authorized, which could be interpreted as broadly restricting access. We encourage the Conservancy to ensure that any regulations affecting the river itself are consistent with public trust protections and to provide clear maps and signage indicating where boating and launching are allowed.

Additional Suggestions

- Maintain a public record of all posted orders adopted under § 25015.04, both online and at key trailheads or entrances.
- Establish a regular review process for the regulations to allow for adjustments over time and in response to public feedback.
- Continue coordination with partner agencies and stakeholders, consistent with Parkway Master Plan Goal FG.6, to support transparent and cooperative decision-making.

The River Parkway Trust is committed to supporting safe and responsible use of the Parkway. We recognize that the Conservancy must balance many priorities, but we also believe that when the public feels welcomed, informed, and included, they are more likely to become stewards of the Parkway's future.

We recognize the importance of establishing clear regulations for Parkway lands and appreciate the opportunity to provide input during this process.

Sincerely,



Sarah Parkes
Assistant Director

Response: The additional 15-day comment period was publicized so comments could be made on the new language (double underlined) in the proposed regulation.

Regarding section 25015.05 the intent of the regulations is to allow for safe management of properties and the establishment of penal code that can be enforced by law enforcement. Creating timelines is outside of the intended purpose/focus of the regulations, therefore no action was taken on this comment. Regarding 25017.05 the proposed changes in this section eliminated language for straightforwardness and the safe operation of propelled devices. No additional action taken based on this comment. Regarding the comment for sections 25018.01-25018.05, the proposed regulations added the wording to section 25018.05 "Within a unit". Units are Conservancy owned properties. Due to The Conservancy not having jurisdiction over the San Joaquin River, the regulations do not apply to navigable waters in the river. The following language was added "This section does not apply to California State Lands Commission's legal guide

to the Public's Rights to access and use California's Navigable Waters", to help clarify that the proposed regulation does not affect public rights to navigable waters.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE SECOND 15-DAY COMMENT PERIOD

No responses from the public were received during the second 15-day comment period that was made available from September 12, 2025 to September 27, 2025.

ALTERNATIVES THAT WOULD LESSEN THE ADVERSE ECONOMIC IMPACT ON SMALL BUSINESS

No alternative proposed to the Conservancy that would lessen any adverse economic impact on small businesses were rejected by the Conservancy.

ALTERNATIVES DETERMINATION

The Conservancy determined that no alternative it considered or that was otherwise identified and brought to its attention would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective and less burdensome to affected private persons than the adopted regulations, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The proposed regulations are the most effective way identified by the Conservancy to manage its lands and protect public health, safety, habitat, and natural resources.

Based on public feedback, the Conservancy made modifications to better serve the public while still allowing for public safety and protection of natural and cultural resources. Most notably this was done by simplifying language in the bicycling section, simplifying rules regarding dogs, modifying the hours of operations and modifying the language to allow for cultural practices.

TAB S: STATEMENTS OF MAILING NOTICES

**STATEMENT OF SECOND 15-DAY NOTICE OF AVAILABILITY OF MODIFIED TEXT
(Section 44 of Title 1 of the California Code of Regulations)**

On September 12, 2025, the San Joaquin River Conservancy emailed the modified text of the regulation with a notice of the public comment period to those persons specified in subsections (a)(1) through (4) of Section 44 of Title 1 of the California Code of Regulations. In addition, notice of the availability of the modified text and the modified text were available to the public at the office of the San Joaquin River Conservancy at 10637 N. Lanes, Fresno, CA 93730 and also on the Conservancy's website www.sjrc.ca.gov. The public comment period for the modified text was from September 12, 2025, to September 27, 2025.

**STATEMENT OF 15-DAY NOTICE OF AVAILABILITY OF DOCUMENTS AND
INFORMATION**

(Government Code section 11347.1)

On September 12, 2025, the San Joaquin River Conservancy emailed a notice of the availability of documents and information, specifically an Addendum to the Initial Statement of Reasons, and the public comment period to those persons specified in subdivision (b) of Section 11347.1 of the Government Code. The Notice described the documents and information, included a copy of the document, and stated that the document was available to the public at the office of the San Joaquin River Conservancy at 10637 N. Lanes, Fresno, CA 93730 and also on the Conservancy's website www.sjrc.ca.gov. The Notice advised the public that the public comment period for the document was from September 12, 2025, to September 27, 2025.

**TAB T : UPDATED ECONOMIC AND FISCAL IMPACT STATEMENT
(FORM 399)**

ECONOMIC AND FISCAL IMPACT STATEMENT

(REGULATIONS AND ORDERS)

STD. 399 (Rev. 10/2019)

ECONOMIC IMPACT STATEMENT

DEPARTMENT NAME San Joaquin River Conservancy	CONTACT PERSON Kari Daniska	EMAIL ADDRESS kari.daniska@sjrc.ca.gov	TELEPHONE NUMBER 5992872650
DESCRIPTIVE TITLE FROM NOTICE REGISTER OR FORM 400 California Code of Regulations Title 14 Division 10 Chapter 2 Section 25015 et seq.			NOTICE FILE NUMBER Z

A. ESTIMATED PRIVATE SECTOR COST IMPACTS *Include calculations and assumptions in the rulemaking record.*

1. Check the appropriate box(es) below to indicate whether this regulation:

- | | |
|--|--|
| <input type="checkbox"/> a. Impacts business and/or employees | <input type="checkbox"/> e. Imposes reporting requirements |
| <input type="checkbox"/> b. Impacts small businesses | <input type="checkbox"/> f. Imposes prescriptive instead of performance |
| <input type="checkbox"/> c. Impacts jobs or occupations | <input type="checkbox"/> g. Impacts individuals |
| <input type="checkbox"/> d. Impacts California competitiveness | <input checked="" type="checkbox"/> h. None of the above (Explain below):
Creates regulations for Conservancy-owned properties, does not impact economics. |

If any box in Items 1 a through g is checked, complete this Economic Impact Statement.

If box in Item 1.h. is checked, complete the Fiscal Impact Statement as appropriate.

2. The _____ estimates that the economic impact of this regulation (which includes the fiscal impact) is:
(Agency/Department)

- ☐ Below \$10 million
- ☐ Between \$10 and \$25 million
- ☐ Between \$25 and \$50 million
- ☐ Over \$50 million *[If the economic impact is over \$50 million, agencies are required to submit a [Standardized Regulatory Impact Assessment](#) as specified in Government Code Section 11346.3(c)]*

3. Enter the total number of businesses impacted: _____

Describe the types of businesses (Include nonprofits): _____

Enter the number or percentage of total businesses impacted that are small businesses: _____

4. Enter the number of businesses that will be created: _____ eliminated: _____

Explain: _____

5. Indicate the geographic extent of impacts: ☐ Statewide
☐ Local or regional (List areas): _____

6. Enter the number of jobs created: _____ and eliminated: _____

Describe the types of jobs or occupations impacted: _____

7. Will the regulation affect the ability of California businesses to compete with other states by making it more costly to produce goods or services here? ☐ YES ☐ NO

If YES, explain briefly: _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

Print Form

Reset Form

ECONOMIC IMPACT STATEMENT (CONTINUED)

B. ESTIMATED COSTS *Include calculations and assumptions in the rulemaking record.*

1. What are the total statewide dollar costs that businesses and individuals may incur to comply with this regulation over its lifetime? \$ _____
 - a. Initial costs for a small business: \$ _____ Annual ongoing costs: \$ _____ Years: _____
 - b. Initial costs for a typical business: \$ _____ Annual ongoing costs: \$ _____ Years: _____
 - c. Initial costs for an individual: \$ _____ Annual ongoing costs: \$ _____ Years: _____
 - d. Describe other economic costs that may occur: _____
2. If multiple industries are impacted, enter the share of total costs for each industry: _____
3. If the regulation imposes reporting requirements, enter the annual costs a typical business may incur to comply with these requirements. *Include the dollar costs to do programming, record keeping, reporting, and other paperwork, whether or not the paperwork must be submitted.* \$ _____
4. Will this regulation directly impact housing costs? ☐ YES ☐ NO
 If YES, enter the annual dollar cost per housing unit: \$ _____
 Number of units: _____
5. Are there comparable Federal regulations? ☐ YES ☐ NO
 Explain the need for State regulation given the existence or absence of Federal regulations: _____
- Enter any additional costs to businesses and/or individuals that may be due to State - Federal differences: \$ _____

C. ESTIMATED BENEFITS *Estimation of the dollar value of benefits is not specifically required by rulemaking law, but encouraged.*

1. Briefly summarize the benefits of the regulation, which may include among others, the health and welfare of California residents, worker safety and the State's environment: e proposed regulations will benefit the health and welfare of California residents, and the State's environment, by providing the Conservancy with additional tools to manage Conservancy-owned public lands.
2. Are the benefits the result of: ☐ specific statutory requirements, or ☒ goals developed by the agency based on broad statutory authority?
 Explain: The Conservancy is responsible for managing property to ensure public safety and environment protection.
3. What are the total statewide benefits from this regulation over its lifetime? \$ Unknown
4. Briefly describe any expansion of businesses currently doing business within the State of California that would result from this regulation: None

D. ALTERNATIVES TO THE REGULATION *Include calculations and assumptions in the rulemaking record. Estimation of the dollar value of benefits is not specifically required by rulemaking law, but encouraged.*

1. List alternatives considered and describe them below. If no alternatives were considered, explain why not: The Conservancy considered not pursuing the proposed regulations and continuing to rely on existing local and state regulations, but rejected due to its inconsistency with public land manager responsibilities and the purposes for which the Conservancy was created.

ECONOMIC AND FISCAL IMPACT STATEMENT

(REGULATIONS AND ORDERS)

STD. 399 (Rev. 10/2019)

ECONOMIC IMPACT STATEMENT (CONTINUED)

2. Summarize the total statewide costs and benefits from this regulation and each alternative considered:

Regulation: Benefit: \$ Unknown Cost: \$ \$20,000 annually

Alternative 1: Benefit: \$ Unknown Cost: \$ Unknown

Alternative 2: Benefit: \$ Unknown Cost: \$ Unknown

3. Briefly discuss any quantification issues that are relevant to a comparison of estimated costs and benefits for this regulation or alternatives:

n/a

4. Rulemaking law requires agencies to consider performance standards as an alternative, if a regulation mandates the use of specific technologies or equipment, or prescribes specific actions or procedures. Were performance standards considered to lower compliance costs?

☐ YES

☒ NO

Explain: The proposed regulations do not mandate the use of specific technologies, equipment, actions, or procedures so it was not necessary to consider performance standards.

E. MAJOR REGULATIONS *Include calculations and assumptions in the rulemaking record.*

California Environmental Protection Agency (Cal/EPA) boards, offices and departments are required to submit the following (per Health and Safety Code section 57005). Otherwise, skip to E4.

1. Will the estimated costs of this regulation to California business enterprises exceed \$10 million? ☐ YES

☒ NO

If YES, complete E2. and E3

If NO, skip to E4

2. Briefly describe each alternative, or combination of alternatives, for which a cost-effectiveness analysis was performed:

Alternative 1: _____

Alternative 2: _____

(Attach additional pages for other alternatives)

3. For the regulation, and each alternative just described, enter the estimated total cost and overall cost-effectiveness ratio:

Regulation: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

Alternative 1: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

Alternative 2: Total Cost \$ _____ Cost-effectiveness ratio: \$ _____

4. Will the regulation subject to OAL review have an estimated economic impact to business enterprises and individuals located in or doing business in California exceeding \$50 million in any 12-month period between the date the major regulation is estimated to be filed with the Secretary of State through 12 months after the major regulation is estimated to be fully implemented?

☐ YES

☒ NO

If YES, agencies are required to submit a [Standardized Regulatory Impact Assessment \(SRIA\)](#) as specified in Government Code Section 11346.3(c) and to include the SRIA in the Initial Statement of Reasons.

5. Briefly describe the following:

The increase or decrease of investment in the State: _____

The incentive for innovation in products, materials or processes: _____

The benefits of the regulations, including, but not limited to, benefits to the health, safety, and welfare of California residents, worker safety, and the state's environment and quality of life, among any other benefits identified by the agency: _____

ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)

STD. 399 (Rev. 10/2019)

FISCAL IMPACT STATEMENT

A. FISCAL EFFECT ON LOCAL GOVERNMENT *Indicate appropriate boxes 1 through 6 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.*

- ☐ 1. Additional expenditures in the current State Fiscal Year which are reimbursable by the State. (Approximate)
(Pursuant to Section 6 of Article XIII B of the California Constitution and Sections 17500 et seq. of the Government Code).

\$ _____

- ☐ a. Funding provided in _____

Budget Act of _____ or Chapter _____, Statutes of _____

- ☐ b. Funding will be requested in the Governor's Budget Act of _____

Fiscal Year: _____

- ☐ 2. Additional expenditures in the current State Fiscal Year which are NOT reimbursable by the State. (Approximate)
(Pursuant to Section 6 of Article XIII B of the California Constitution and Sections 17500 et seq. of the Government Code).

\$ _____

Check reason(s) this regulation is not reimbursable and provide the appropriate information:

- ☐ a. Implements the Federal mandate contained in _____

- ☐ b. Implements the court mandate set forth by the _____ Court.

Case of: _____ vs. _____

- ☐ c. Implements a mandate of the people of this State expressed in their approval of Proposition No. _____

Date of Election: _____

- ☐ d. Issued only in response to a specific request from affected local entity(s).

Local entity(s) affected: _____

- ☐ e. Will be fully financed from the fees, revenue, etc. from: _____

Authorized by Section: _____ of the _____ Code;

- ☐ f. Provides for savings to each affected unit of local government which will, at a minimum, offset any additional costs to each;

- ☐ g. Creates, eliminates, or changes the penalty for a new crime or infraction contained in _____

- ☐ 3. Annual Savings. (approximate)

\$ _____

- ☐ 4. No additional costs or savings. This regulation makes only technical, non-substantive or clarifying changes to current law regulations.

- ☒ 5. No fiscal impact exists. This regulation does not affect any local entity or program.

- ☐ 6. Other. Explain _____

**ECONOMIC AND FISCAL IMPACT STATEMENT
(REGULATIONS AND ORDERS)**

STD. 399 (Rev. 10/2019)

FISCAL IMPACT STATEMENT (CONTINUED)**B. FISCAL EFFECT ON STATE GOVERNMENT** *Indicate appropriate boxes 1 through 4 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.*☐ 1. Additional expenditures in the current State Fiscal Year. (Approximate)

\$ _____

It is anticipated that State agencies will:☐ a. Absorb these additional costs within their existing budgets and resources.☐ b. Increase the currently authorized budget level for the _____ Fiscal Year☐ 2. Savings in the current State Fiscal Year. (Approximate)

\$ _____

☐ 3. No fiscal impact exists. This regulation does not affect any State agency or program.☒ 4. Other. Explain State employee time developing the regulations will be the only cost associated with the regulations,
the costs will be absorbed within the existing state budget.**C. FISCAL EFFECT ON FEDERAL FUNDING OF STATE PROGRAMS** *Indicate appropriate boxes 1 through 4 and attach calculations and assumptions of fiscal impact for the current year and two subsequent Fiscal Years.*☐ 1. Additional expenditures in the current State Fiscal Year. (Approximate)

\$ _____

☐ 2. Savings in the current State Fiscal Year. (Approximate)

\$ _____

☒ 3. No fiscal impact exists. This regulation does not affect any federally funded State agency or program.☐ 4. Other. Explain _____

FISCAL OFFICER SIGNATURE

Signed by:



DATE

10/15/2025

The signature attests that the agency has completed the STD. 399 according to the instructions in SAM sections 6601-6616, and understands the impacts of the proposed rulemaking. State boards, offices, or departments not under an Agency Secretary must have the form signed by the highest ranking official in the organization.

AGENCY SECRETARY

DocuSigned by:



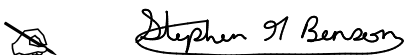
DATE

10/15/2025

Finance approval and signature is required when SAM sections 6601-6616 require completion of Fiscal Impact Statement in the STD. 399.

DEPARTMENT OF FINANCE PROGRAM BUDGET MANAGER

DATE



October 17, 2025

**TAB U: BOARD ADOPTION OF REGULATIONS
AND RULEMAKING FILE**



STATE OF CALIFORNIA
**SAN JOAQUIN RIVER
CONSERVANCY**

GOVERNING BOARD

Robert Macaulay, Chairperson,
*Supervisor, Madera County Board of
Supervisors*

Kacey Auston, Vice-Chairperson,
*Director, Fresno Metropolitan Flood
Control District*

Nick Richardson, Councilmember,
City of Fresno

Garry Bredefeld, Supervisor,
Fresno County Board of Supervisors

Elsa Mejia, Councilmember,
City of Madera

Julie Vance, Regional Manager,
Department of Fish and Wildlife

Kent Gresham, Sector Superintendent,
Department of Parks and Recreation

Jennifer Norris, Executive Director,
Wildlife Conservation Board

Gloria Sandoval, Deputy Secretary for
Access, Natural Resources Agency

Grace Kato, Acting Executive Officer,
State Lands Commission

Stephen Benson, Assistant Program
*Budget Manager, Department of
Finance*

Citizen Representatives

Bryn Forhan, City of Fresno

Daniel O'Connell, Fresno County

Jose Eduardo Chavez, Madera County

Stephanie Ruiz, Youth

Vacant, Tribal

Kari Kyler Daniska
Executive Officer

PO BOX 28338
Fresno, California 93729

San Joaquin River Conservancy Board Meeting

Meeting location: Camarena Health Wellness Center at Tesoro Viejo
4148 Town Center Boulevard, Madera, CA 93636

Meeting Minutes October 1, 2025 Board Meeting

The San Joaquin River Conservancy held a Board meeting at 3:00 p.m. on October 1, 2025, at the Camarena Health Wellness Center at Tesoro Viejo located at 4148 Town Center Boulevard, Madera, CA 93636. Participants also joined the meeting from locations throughout the state via teleconference, utilizing the TEAMS virtual meeting platform. A quorum was established.

Board Members Present:

Kacey Auston, Vice-Chairperson of the Board
Nick Richardson, Board Member
Elsa Mejia, Board Member
Julie Vance, Board Member
Jennifer Norris, Board Member
Kent Gresham, Board Member
Andrea Scharffer, alternate for Board Member Gloria Sandoval
Cheryl Hudson, alternate for Board Member Grace Kato
Stephen Benson, Board Member
Bryn Forhan, Board Member
Daniel O'Connell, Board Member
Stephanie Ruiz, Board Member

Staff Members Present:

Kari Daniska, Executive Officer
Rebecca Raus, Staff Services Manager I
Cheryl Moxley, Staff Parks and Recreation Specialist
Ashley Bybee, Clerk to the Board
Jackie K. Vu, Deputy Attorney General, Land Use & Conservation Section, Public Rights Division, California Department of Justice, attended via teleconference

Agenda Item F-3, Action Item: Staff requests that the board approve and adopt the final version of the proposed regulations and the entire Rulemaking Record for re-submission to the Office of Administrative Law (OAL).

Executive Officer Kari Daniska explained that on August 27, 2025, the San Joaquin River Conservancy withdrew the proposed regulations and rulemaking package at the recommendation of OAL. The Conservancy has made the recommended revisions to the proposed regulations and prepared an addendum to the Initial Statement of Reasons. These actions warranted an additional 15-day public comment period. The additional 15-day public review period runs from September 12, 2025 – September 27, 2025.

After the review period, the Final Proposed Regulations along with the Rulemaking Record will be resubmitted to OAL. Ms. Daniska noted that the rulemaking record was previously approved by the board on July 9, 2025. Minor edits will be made to the Final Statement of Reasons, there may be some formatting and grammatical edits made before the final resubmittal to the OAL, but no substantial substance will change.

Motion to give final approval of section 25015, of Title 14, of the California Code of Regulation, San Joaquin River Conservancy, and to delegate the executive officer to submit the proposed regulations and rulemaking record to the Office of Administrative Law for final approval and filing with the Secretary of State, and to make any non-substantive changes to the language, if necessary, was moved by Ms. Bryn Forhan. It was seconded by Mr. Daniel O'Connell. The item unanimously passed by the San Joaquin River Conservancy Board of Directors to approve the staff's recommendation for Item F-3 as presented.

ROLL CALL VOTE

Name	YES	NO	ABSTAIN
Ms. Auston	X		
Mr. Richardson	X		
Ms. Mejia	X		
Ms. Vance	X		
Ms. Norris	X		
Mr. Gresham	X		
Ms. Scharffer	X		
Ms. Hudson	X		
Mr. Benson	X		
Ms. Forhan	X		
Mr. O'Connell	X		
Ms. Ruiz	X		

TAB V

Proposed Text Approved by the San Joaquin River Conservancy
Board October 1, 2025

Proposed Regulations

Title 14 Division 10 Chapter 2 Section 25015 et seq.

TITLE 14. NATURAL RESOURCES DIVISION 10. SAN JOAQUIN RIVER CONSERVANCY

CHAPTER 2. SAN JOAQUIN RIVER PARKWAY PUBLIC ACCESS AND USE REGULATIONS

Subchapter 1. General Provisions

§ 25015.01. Authority to Adopt Regulations.

All sections of Chapter 2 are adopted pursuant authority established by Sections 32527 and 32529 of the Public Resources Code and apply to all lands owned, operated, or administered by the San Joaquin River Conservancy under its jurisdiction within the San Joaquin River Parkway pursuant to Public Resources Code Sections 32512 and 32513 unless otherwise indicated. Where the San Joaquin River Conservancy contracts with other entities or agencies for services on lands within its jurisdiction pursuant to Public Resources Code Sections 32535 and 32538(b), it reserves and retains all authorities over its lands established under this Chapter. Authority cited: Sections 32527, 32528, and 32529, Public Resources Code. Reference: 32512, 32513, 32535, 32538(b), Public Resources Code.

§ 25015.02. Definitions.

(a) "Executive Officer," as used herein, means the Executive Officer of the San Joaquin River Conservancy, who, under the policy direction of the San Joaquin River Conservancy governing board, is, among other duties, responsible for the management of lands owned, operated, or administered by the San Joaquin River Conservancy, or the Executive Officer's designee.

(b) "Facility," as used herein, means any structure or combination of structures, improvement, or any land feature modified by humans for human use and/or resources conservation, including but not limited to buildings, trails, docks, parking lots, and roadways.

(c) "Unit" or "units," as used herein, means any portion of any land, open space, or facility under the jurisdiction and management authority of the San Joaquin River Conservancy pursuant to Public Resources Code Sections 32512 and 32513, including any areas that are not open to the public.

(d) "Person," as used herein, shall be construed to mean and include natural persons, firms, sole proprietorships, partnerships, limited liability companies, cooperatives, corporations, clubs, and all associations or combinations of persons whenever acting for themselves or as an agent, servant, or employee.

(e) "Permit," as used herein, is an authorization for a specified use issued by the San Joaquin River Conservancy.

(f) "Commercial purposes," as used herein, is for-profit use of any unit or portion thereof, facility, or plant, wildlife, fish, or other resource within a unit by any person. Commercial use does not include the charging of a fee for use by the San Joaquin River Conservancy, or business or services conducted by contractors or operators on behalf of the San Joaquin River Conservancy pursuant to Public Resources Code Section 32536.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32504, 32512, 32513, 32530, Public Resources Code.

§ 25015.03. Posting of Notices.

In addition to the General Rules and Regulations in Subchapter 2, the San Joaquin River Conservancy shall have the discretion to post notices and orders pertaining to specific units, areas, or subjects affected, including but not limited to special hours of operation, swimming and boating restrictions, fishing and camping restrictions, parking restrictions, and special prohibitions or restrictions. The San Joaquin River Conservancy shall maintain a bulletin board or similar structure upon which all notices and orders shall be posted pertaining to specified units at its headquarters or post all on its website, as well as post at the unit affected in a location convenient to the general public. Proof of posting shall be filed in the San Joaquin River Conservancy office. Such orders shall be enforceable under this Chapter, carrying the penalties specified in Public Resources Code section 32527.5.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32527.5, 32529, Public Resources Code.

§ 25015.04. Authority to close areas to the public.

- (a) The Executive Officer may close any lands or facilities, or any portion thereof, to the general public when deemed necessary due to any of the following circumstances:
- i. fire, mudslide, landslide, flood, erosion, or other such dangers that pose a substantial risk to public health and safety or to natural resources;
 - ii. a federal, state, or local disaster or emergency declaration has been made by an authorized person or public agency;
 - iii. resource management, restoration, maintenance, or construction activities are being undertaken that pose a potential risk to public health and safety;
 - iv. to prevent or reduce environmental disturbance or damage; or
 - v. to protect habitat, wildlife, or other natural or cultural resources.
- (b) The San Joaquin River Conservancy shall post notice of the closure at the area to which the closure applies and on the Conservancy's website pursuant to Section 25015.03. The notice shall identify the area(s) closed; describe the restriction(s) on use; state the reason(s) for the closure; specify the period of time during which the closure applies; and state that unauthorized entry may be considered a trespass pursuant to Penal Code section 602. In addition, the Executive Officer shall report the closure at the next regular meeting of the Conservancy's governing body.
- (c) No person shall enter or remain on Conservancy land that is subject to a closure without express written authorization from the San Joaquin River Conservancy. Entry to closed units is a violation subject to enforcement and the penalties specified in

Public Resources Code section 32527.5, in addition to other lawful remedies. This restriction does not apply to Conservancy employees or designees in the performance of official duties or to emergency personnel.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527.5, Public Resources Code; 602, Penal Code.

§ 25015.05. Enforcement.

This Chapter may be enforced by the San Joaquin River Conservancy pursuant to its authority under Public Resources Code Sections 32527, 32527.5, and 32529, or by any duly authorized California Peace Officer.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32525, 32527, 32527.5, Public Resources Code, 830, Penal Code.

§ 25015.06. Ejection.

The privilege of any person to be present in any unit under jurisdiction of the San Joaquin River Conservancy is hereby expressly conditioned upon compliance by that person with all applicable laws and regulations including but not limited to this Chapter. In addition to other penalties prescribed by law, violation of any law or regulation shall subject the violator to ejection from the unit in which the violation occurs. This provision shall be enforced by any duly authorized California peace officers in any unit in which a violation of regulations may take place. A peace officer may eject from any unit any person who violates any provision of this Chapter or other law or regulation, or is reasonably believed by the officer to be violating this Chapter or other law or regulation. A person may, in the peace officer's sole discretion, be ejected from the unit in lieu of being cited for the violation; however, ejection will not preclude the person from being cited or arrested for conduct in violation of this Chapter or other provisions of law. No person being ejected pursuant to this Section shall refuse or fail to leave as ordered, nor shall any person who has been so ejected return to the same unit during the calendar day in which that person was ejected.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32525, 32527, 32527.5, Public Resources Code, 830, Penal Code.

Subchapter 2. General Rules and Regulations.

§ 25016.01. Hours of Operation.

Units available for public use (that is, are not generally closed pursuant to Section 25015.04) shall be closed to the public: from 10:00 p.m. to 6:00 a.m. during the months of April through September, and from 7:00 p.m. to 6:00 a.m. during the months of October through March, unless developed for public camping, or otherwise posted pursuant to Section 25015.03 or authorized in writing by the San Joaquin River Conservancy. No person shall be present in or remain in or upon units during hours the units are closed. Any person present during hours the unit is closed is in violation of the Chapter and their presence may be considered a trespass pursuant to Penal Code section 602.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32529, Public Resources Code; 602, Penal Code.

§ 25016.02. Wildlife.

(a) Fishing for commercial purposes is prohibited.

(b) Feeding wildlife is prohibited.

(c) No person shall willfully release any wildlife that is not native to the area, including but not limited to birds, mammals, fish, reptiles, amphibians, mollusk, crustacean, or domesticated animals or pets in or upon any unit. No person shall willfully release native wildlife without the written permission of the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527, 32529, Public Resources Code.

§ 25016.03. Plants and Downed Wood.

(a) No person shall willfully or negligently pick, dig up, cut, mutilate, destroy, injure, disturb, move, molest, burn, or carry away any tree or plant or portion thereof, including but not limited to fungi, flowers, foliage, berries, fruit, grass, turf, humus, shrubs, cones, seeds, and dead wood. However, plant and seed collection, wood and vegetation removal for fuel reduction, reproduction, and non-native species removal may be specifically authorized by the San Joaquin River Conservancy or otherwise conducted by the San Joaquin River Conservancy, its agents, or other agencies. Plant, seed, or wood removal or collecting for commercial purposes is prohibited.

(b) With written authorization by the San Joaquin River Conservancy, individuals or organizations may collect resources from riparian and upland perennial plants, shrubs, and trees for cultural practices.

(c) No person shall intentionally plant seeds, cuttings, seedlings, trees, plants, or shrubs of any kind on any unit without written authorization by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.04. Geological Features.

(a) No person shall destroy, disturb, mutilate, or remove paleontological features or features of caves.

(b) Rockhounding, defined as the recreational gathering of stones and minerals found occurring naturally on the undisturbed surface of the land, including hobby panning for gold in the natural water-washed gravel of streams, is allowed for personal use only. Rockhounding, including gold panning, for commercial purposes is prohibited.

(c) No person shall traverse on foot, horse or other animal, bicycle, motor or nonmotorized vehicles, areas fenced or otherwise barricaded from use, to prevent erosion, stabilize, or repair streambanks, slopes, or bluffs, or to otherwise protect public safety and natural and cultural resources.

(d) No person shall construct any type of trail, pathway, bike route, structure, dwelling, tent, hut, lean-to, shelter, cave, pit, pond, canal or levee on any unit without written authorization by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32511, 32527, 32529, Public Resources Code.

§ 25016.05. Archaeological, Cultural, and Historical Features.

No person shall remove, injure, disfigure, deface, alter, paint with graffiti, or destroy any object of archaeological, cultural, or historical interest or value.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32510, 32527, Public Resources Code.

§ 25016.06. Fires.

(a) No person shall build, light, use, or maintain an outdoor fire, campfire, barbeque, or portable stove, oven, or heater within any unit except in areas designated or posted by the San Joaquin River Conservancy pursuant to Section 25015.04, or in public campfire or barbeque facilities provided, maintained, and designated for such purpose by the San Joaquin River Conservancy or an operating entity. Stoves, heaters, and ovens fully enclosed within recreational vehicles are permitted.

(b) Any allowed fires shall at all times be attended and maintained safely away from flammable grass, trees, and other vegetation, and in a safe condition that does not endanger any person, structure, facility, or natural resource, and shall be fully extinguished when not attended or in use.

(c) Upon a finding of extreme fire hazard by the San Joaquin River Conservancy governing board, it shall be posted to the extent practicable pursuant to Section 25015.04 or by any fire protection agency with concurrent jurisdiction, that no person shall light any fire of any kind in the specified portions of the units.

(d) This section does not apply to fire response agencies or San Joaquin River Conservancy employees and contractors carrying out training, fire suppression, or resource management activities approved by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.07. Fireworks.

No person shall possess, store, discharge, ignite, set off, or cause to be discharged, in, upon, or into any portion of a unit any firecrackers, flares, sparklers, torpedoes, rockets,

fireworks, explosives, other pyrotechnic devices, or any substances that may cause fires or be harmful to the life or safety of persons.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.08. Camping.

No person shall be present in or remain in or upon units during hours the units are closed pursuant to Section 25016.01. No person shall camp or stay overnight in any unit except in developed facilities so designated by the San Joaquin River Conservancy for that purpose and in conformance with signs posted pursuant to Section 25015.03, unless otherwise authorized in writing by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§25016.09. Alcohol.

The use and possession of alcohol is prohibited, unless expressly allowed in licenses, permits, or agreements issued by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.10. Dogs.

(a) Except in a unit, or area within a unit, designated by the San Joaquin River Conservancy for dogs off-leash and in conformance with signs posted pursuant to Section 25015.03, no person shall bring a dog into, permit a dog to enter or remain, or possess a dog in any unit or portion thereof unless the dog is on a leash of no more than six feet in length and under the immediate control of a person, or confined in a vehicle. "Immediate control" means the degree of control that prevents any uninvited contact between the dog and any person or wildlife. The fact of the dog being on-leash does not excuse the obligation to exercise immediate control.

(b) No person shall allow a dog to hunt, chase, harm, or harass wildlife.

(c) No person shall keep a noisy, vicious, or dangerous dog, or one which is disturbing other persons, in any unit and remain therein after person has been asked by a California peace officer to leave with the dog(s).

(d) No person shall fail to clean up and properly dispose of any excrement left by a dog in their possession.

(e) The on-leash prohibition in subdivision (a) shall not apply to trained service dogs used to guide and assist persons with disabilities, or dogs that are being trained for that purpose, service dogs must be under immediate control.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.11. Remotely Controlled Aerial Devices.

It is prohibited to operate a remotely controlled aerial device or drone on or over any unit or facility. No person shall use any remotely controlled aerial device, including but not limited to a drone or other unmanned remote-controlled aircraft, to take off, fly over, or land on any unit if not specifically developed and approved for such use by the San Joaquin River Conservancy. This section does not apply to enforcement, emergency response, or search and rescue operations.

The operation of commercial, research, and public agency remotely controlled aerial devices within any unit or facility is prohibited unless specifically authorized in writing from the San Joaquin River Conservancy to operate.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32527, 32529, Public Resources Code.

§ 25016.12. Commercial Filming.

No person shall record or shoot videos or films for commercial purposes in any unit, or portion thereof, without a permit from the California Film Commission, pursuant to Government Code section 14998.8, except where authorized in writing by the San Joaquin River Conservancy. The San Joaquin River Conservancy shall only permit commercial filming when the filming will not damage or impair the unit's natural resources, nor unreasonably interfere with visitors' use and enjoyment, and provided all costs to the San Joaquin River Conservancy are reimbursed by the permittee or licensee.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.13. Games and Recreational Activities and Events.

Organized tournaments, races, and athletic events, occurring wholly or partially within any unit, are not allowed except as authorized in writing by the San Joaquin River Conservancy, and provided all costs to the San Joaquin River Conservancy are reimbursed by the contractor, permittee, or licensee.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.14. Soliciting and Commercial Activities.

No person shall solicit, sell, hawk, or peddle any goods, wares, merchandise, services, liquids, or edibles for human consumption, conduct any for-profit or commercial business, or distribute circulars in any unit, except as authorized in writing by the San Joaquin River Conservancy.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25016.15. Pesticides.

(a) No person shall disperse or otherwise apply any pesticide within any unit or portion thereof, whether to the air, water, ground, or vegetation.

(b) This section shall not pertain to the use of common commercially available insect repellants for personal use and dispensed through hand-held aerosol, pump spray or similar dispensers.

(c) This section shall not pertain to the management activities of the San Joaquin River Conservancy, its employees, agents, and contractors, or to the properly licensed activities of government agencies, including local mosquito abatement districts.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

Subchapter 3. Vehicles, Aircraft, Horses, and Operator-Propelled Devices

§ 25017.01. Off-Highway Vehicles.

No person shall operate an off-highway vehicle on any unit or portion thereon. This section does not apply to the use of off-highway vehicles by the San Joaquin River Conservancy, its employees, agents, grantees, contractors, permittees and licensees for the purposes of operations and maintenance of any unit, or law enforcement and emergency response vehicles.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.02. Speed Limits.

The speed limit for vehicles operating on any San Joaquin River Conservancy unit is 15 miles per hour, unless otherwise posted pursuant to Section 25015.03. No person shall operate any vehicle, motor vehicle, off-highway vehicle, or bicycle negligently or willfully in such a manner as to pursue, harass, endanger, or injure any person, animal, or cause nuisance or damage.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.03. Parking.

The San Joaquin River Conservancy may, by posting notices, prohibit or restrict the parking or standing of vehicles in units or portions thereof, during all or certain hours of the day. No person shall stop, park, or leave standing any vehicle upon any unit under the control of the San Joaquin River Conservancy except upon, and subject to, any posted parking regulation sign. Parking control signs include, but are not limited to, designated parking area, parking for disabled persons, no parking, no stopping, and no unauthorized vehicle use signs.

This section does not apply to vehicle or equipment parking for San Joaquin River Conservancy employees, agents, contractors, permittees or licensees for operations, maintenance, research, surveying, repairs, or improvements, or for law enforcement or emergency response vehicles.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.04. Riding or Pack Animals.

(a) No person shall ride, drive, lead, or keep a saddle or pack animal in a unit, or portion thereof, except on such roads, beaches, trails, or areas so designated by the San Joaquin River Conservancy and in conformance with signs posted pursuant to Section 25015.03, or as authorized in writing by the San Joaquin River Conservancy.

(b) No saddle or pack animal shall be hitched to any tree, shrub, or structure in any manner that might cause damage thereto.

(c) No person shall ride any animal in a manner that might endanger life or limb of any animal, person, or property.

(d) No person shall allow their animal to stand unattended or insecurely tied.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25017.05. Bicycles, Operator-Propelled Devices.

(a) No person shall operate a bicycle, or operator-propelled, or gravity-propelled device within any unit except in such units, trails, secondary trails, or roadways so designated by the San Joaquin River Conservancy and in conformance with signs posted pursuant to Section 25015.03.

(b) Where the San Joaquin River Conservancy has designated an area as multiple use and posted an order pursuant to section 25015.03 authorizing such activity:

(1) Bicycles and propelled-assisted devices shall not be ridden at a speed greater than 15 miles per hour. No person may exceed the speed limit for such devices as ordered by the San Joaquin River Conservancy or posted on associated bikeways or trails. Furthermore, no person may exceed a speed greater than reasonable or safe for the given trail conditions and circumstances, and in no event may operate at a speed which endangers the safety of any person or risk damage to property.

(2) Propelled devices with a gas or internal combustion engine are prohibited in all units and on all trails.

(c) This section does not apply to the use of ADA compliant motorized wheelchairs and other power-driven mobility devices.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

Subchapter 4. Aquatics and Boating

§ 25018.01. Paddle Sports.

No person shall engage in paddle sports within any unit, including but not limited to canoeing, kayaking, float tube, and paddle-boarding except in an area or unit so designated by the San Joaquin River Conservancy for paddle sports and in conformance with posted signs pursuant to Section 25015.03, or with written authorization by the San Joaquin River Conservancy.

No person shall engage in paddle sports unless wearing the appropriate size and proper type of United States Coast Guard-approved floatation device for the activity.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.02. Diving.

No person shall dive in any body of water located in a San Joaquin River Conservancy unit. As used in this section, dive means to plunge from any height, especially, but not limited to, headfirst into water.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.03. Rope Swings

The attachment or use of rope swings attached to any tree, trestle, bridge, bluff, or other structure for the purpose of jumping, diving, or swinging off into any body of water in any unit is prohibited.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.04. Boats, Watercraft, and Vessels.

(a) No person shall operate any boat, watercraft or vessel in any unit except in a unit or area so designated by the San Joaquin River Conservancy and in conformance with posted signs pursuant to Section 25015.03. Watercraft operation, where allowed by the San Joaquin River Conservancy in ponds isolated from the river, shall be limited to paddle and electric motors; gas and internal combustion engines are prohibited.

(b) No person shall beach, land, launch, moor, dock, or berth a vessel, watercraft, boat, jet-ski, or any other object overnight except in units so designated by the San Joaquin River Conservancy and in conformance with posted signs pursuant to Section 25015.03, or otherwise authorized in writing by the San Joaquin River Conservancy.

(c) Beached or abandoned vessels, watercraft, boats, jet-ski or any other objects are to

be removed by the registered owner from any San Joaquin River Conservancy unit within twenty-four (24) hours of notification. The last registered owner of record is responsible and is thereby liable for the cost of removal and disposition of the vessel, watercraft, boat, jet-ski or other object beached or abandoned.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.05. Launching Areas.

No person shall launch, beach, weigh anchor, or cast off a boat, watercraft, or jet-ski within a unit except in an area so designated by the San Joaquin River Conservancy and in conformance with posted signs pursuant to Section 25015.03.

This section does not apply to the San Joaquin River.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.06. Boat and Watercraft Speed Limits.

Where allowed, no person shall operate a boat or any type of watercraft in a unit at speeds in excess of the posted speed limit. A safe speed shall always be maintained so that boat can stop at a safe distance and have time to maneuver from obstacles. Boat speed limits shall not exceed a speed safer than conditions allow or that is safe for other water users, or otherwise endangers people or property.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.

§ 25018.07. Operating Boats During Nighttime.

No person shall operate any vessel or watercraft within a unit from one hour after sunset until one hour before sunrise except in units or facilities so designated by the San Joaquin River Conservancy and in conformance with posted signs pursuant to section 25015.03.

Authority cited: Sections 32527, 32529, Public Resources Code. Reference: 32511, 32529, Public Resources Code.