**ORDINANCE NO. 2024-01**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE OCEANO COMMUNITY SERVICES DISTRICT ADDING TO THE DISTRICT CODE CHAPTER 3.13**

**ENTITLED DISTRICT SEAL AND THE DISTRICT LOGO**

WHEREAS, the Oceano Community Services District has adopted an official seal, which is used in the authentication of official documents and in the conduct of official District business; and

WHEREAS, the Oceano Community Services District has determined that appropriate regulations are necessary in order to ensure that the District seal is not utilized except in conjunction with official District business or as expressly authorized; and

WHEREAS, the Oceano Community Services District has determined that it is appropriate to provide equal protection for the District logo, which is the same image as the District Seal; and

NOW, THEREFORE, the Board of Directors for the Oceano Community Services District DOES HEREBY ORDAIN as follows:

**SECTION 1.**

**Chapter 3.13 of the Oceano Community Services District Code is hereby added to read in its entirety as follows:**

SECTION 3.13 DISTRICT SEAL AND DISTRICT LOGO

Section 3.13.010 Use of District seal and District logo.

A. The District Seal and the District Logo are the property of the District. Both share the same image but are used for different purposes. The Seal certifies the district's official records and instruments. The Logo is a graphic symbol used to identify District programs, initiatives, partnerships, and sponsorships.

B. The District Secretary shall be the official custodian of the District's Seal. The District Manager or his/her designee is the official custodian of the District's Logo.

C. The District Secretary or his/her designee is authorized to use the District Seal on any ordinance, resolution, proclamation, commendation, certificate, or other instrument approved by the Board of Directors or executed by the President or other District officers or officials; and to authenticate official documents in the conduct of official District business.

D. The General Manager or his/her designee is authorized to determine the appropriate use of and to ensure that the District’s Logo is used only on documents, property, and programs that reflect official District business and ownership. In deciding the manner by which the District Logo may be utilized, the General Manager shall endeavor to protect the District’s brand, reputation, and credibility by preventing the use of the Logo in such a manner as to suggest the District’s endorsement of third-party events and other agencies programs.

E. It shall be unlawful for any person to make or use the District Seal, the District Logo, or any cut, facsimile, or reproduction thereof, or make or use any design, symbol, emblem, insignia, or similar device that is an imitation of said the District Seal or the District Logo, or that may be mistaken therefore, without the express written authorization of General Manager or his/her designees under the authority granted by the Board of Directors.

F. No person, including any elected officer of the District, may use the District Seal and District Logo in any correspondence or other printed materials distributed in favor of or against any ballot measure or in favor of or against any candidate for public office.

G. The word "person" used in this division shall include a person, firm, association or corporation, and whether acting as principal agent, employee or otherwise.

H. Any person violating this chapter is guilty of a misdemeanor. Unauthorized use of the District Seal or District Logo is declared a public nuisance, and the District can abate or enjoin such use. Upon issuance of a notice of violation, any person engaged in an unauthorized use shall cease use and destroy any documents, files, or images containing the unauthorized use within forty-eight (48) hours. Failure to comply with the District's demand shall result in prosecution by District Counsel in the name of the people of the State of California or redressed by civil action. The District's remedies under this section are not exhaustive, and the District may seek any relief available by law.

**SECTION 2.**

If any portion of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

**SECTION 3**

This Ordinance will take effect and be in force thirty (30) days from the date of its passage, and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of the members of the Board of Directors voting for and against the same in a newspaper of general circulation published in the boundaries of the Oceano Community Services District.

**INTRODUCED** at a regular meeting of the Board of Directors held on the 26th day of June 2024, and

**PASSED, APPROVED,** and **ADOPTED** by the Board of Directors of the Oceano Community Services District, this 26th day of June 2024, by the following roll call vote, to wit:

AYES: Director Gibson, Vice President Joyce-Suneson, Director Austin, Director Villa, and Preside Varni.

NOES: None

ABSENT: None

ABSTAINING: None