

MEETING DATE: January 26, 2009

AGENDA ITEM : Consideration of Adoption of a Resolution of the City Council of the City of Culver City, California, Authorizing by Title Certain Officers and Employees to Enforce and Issue Notices of Violation, Orders to Comply and/or Citations for Certain Violations of the Culver City Municipal Code and Rescinding Resolution Nos. 2004-R016 and 2004-R083.

ATTACHMENTS

		<u>Pages</u>
1.	CCMC § 1.01.060 (B)	1
2.	Resolution No. 2004-R016	2-4
3.	Resolution No. 2004-R083	5-6
4.	Proposed Resolution 2009-R_____	7-11

§ 1.01.060 ENFORCEMENT OF ORDINANCES, CITATION IN LIEU OF ARREST.

B. *Public officers or employees authorized to arrest.* The City Council shall by resolution specify the title of public officers and employees and the specific ordinances they have the duty to enforce.

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RESOLUTION NO. 2004-R 016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, AUTHORIZING BY TITLE CERTAIN CITY OFFICERS AND EMPLOYEES TO ENFORCE AND ISSUE ORDERS TO COMPLY AND/OR CITATIONS FOR CERTAIN VIOLATIONS OF THE CULVER CITY MUNICIPAL CODE AND RESCINDING RESOLUTION NO. 95-R 041.

WHEREAS, Culver City Municipal Code § 1.01.060 (B) requires the City Council of the City of Culver City to specify, by resolution, the title of public officers and employees who have enforcement authority and the specific ordinances they have the duty to enforce; and

WHEREAS, Resolution No. 95-R041 was adopted by the City Council on May 22, 1995 to accomplish this task; and

WHEREAS, the Resolution needs updating in that the Municipal Code has been reorganized and renumbered; certain employee titles designated in the Resolution no longer exist; certain Municipal Code provisions listed in the Resolution are no longer enforced by the designated employees; and certain employees have a need to enforce specific provisions of the Municipal Code that are not currently designated; and

WHEREAS, the City Council of the City of Culver City desires to maintain accurate and consistent enforcement duties.

NOW, THEREFORE, the City Council of the City of Culver City, California, DOES HEREBY RESOLVE as follows:

1. The City Prosecutor or his/her designee is authorized to enforce all provisions of the Culver City Municipal Code.
2. The Legal Operations Manager, Code Enforcement Officers, and Code Enforcement Analyst of the City of Culver City are authorized to enforce and issue Orders

1 to Comply and/or citations in accordance with Culver City Municipal Code Section
2 1.01.060 (B) for violations of the following provisions of the Culver City Municipal Code:

- 3 A. Sections 5.01.030, 5.01.035, 5.01.050, 5.01.100, of Chapter
4 5.01 relating to garbage and rubbish; and
- 5 B. Sections 9.04.005, et seq. and 9.04.400 et seq., of Chapter 9.04
6 relating to nuisances; and
- 7 C. Sections 9.08.005 through 9.08.040, of Chapter 9.08 relating to
8 streets and sidewalks; and
- 9 D. Sections 11.09.400 et seq., relating to yard sales; and
- 10 E. Sections 13.02.005, 13.02.015, 13.02.020, and 13.02.005
11 through 13.02.215, of Chapter 13.02 relating to miscellaneous
12 offenses; and
- 13 F. Chapter 17.01 relating to Zoning.

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15 3. The Fire Chief, Fire Marshal and Fire Prevention Officers of the City of
16 Culver City are authorized to enforce and issue Orders to Comply and/or citations in
17 accordance with Culver City Municipal Code Section 1.01.060 (B) for violations of the
18 following provisions of the Culver City Municipal Code:
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- 20 A. Chapter 9.02 relating to Fire Prevention; and
- 21 B. Sections 9.03.100 et seq., and 9.03.300 et seq., of Chapter 9.03
22 relating to hazardous materials; and
- 23 C. Chapter 9.09 relating to helicopters and helistops; and
- 24 D. Chapter 15.02 relating to buildings, structures and equipment.

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26 4. The Sanitation Manager, Sanitation Supervisors and Sanitation
27 Leaders of the City of Culver City are authorized to enforce and issue Orders to Comply
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1 and/or citations in accordance with Culver City Municipal Code Section 1.01.060 (B) for
2 violations of Chapter 5.01 relating to solid waste management.

3 5. The Building Official and Building Inspectors of the City of Culver Ci
4 are authorized to enforce and issue Orders to Comply and/or citations in accordance wit
5 Culver City Municipal Code Section 1.01.060 (B) for violations of the following provisions
6 the Culver City Municipal Code:

7 A. Section 9.07.035 of Chapter 9.07 relating to construction hour
8 and

9 B. Chapter 15.02 relating to buildings, structures and equipment;
10 and

11 C. Chapter 17.01 relating to Zoning.
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13 6. The Tax Collector, Treasury Division Manager and Business
14 Tax Inspectors are authorized to enforce and issue Orders to Comply and/or citations in
15 accordance with Culver City Municipal Code Section 1.01.060 (B) for violations of Chapter
16 11.01 relating to business licensing.

17 7. This Resolution shall take effect as of the date of its adoption.
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19 8. Resolution No. 95-R041 is hereby rescinded.

20 APPROVED and ADOPTED this 23rd day of February 2004.

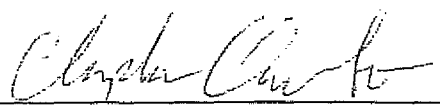
21 I HEREBY CERTIFY THIS DOCUMENT
22 TO BE A TRUE AND CORRECT COPY
OF THE ORIGINAL.

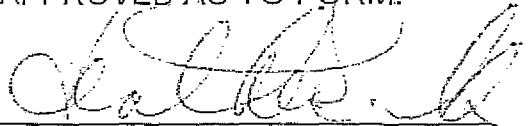
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CITY CLERK'S OFFICE
CITY OF CULVER CITY, CALIF.

24 
ALAN CORLIN, MAYOR
City of Culver City, California

25 ATTEST:

26 APPROVED AS TO FORM:

27 
CHRISTOPHER ARMENTA, City Clerk

28 
CAROL A. SCHWAB, City Attorney

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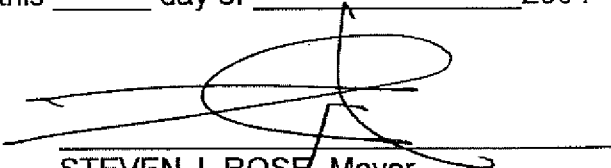
F Section 9 01 360 Dogs Running at Large, Prohibition

SECTION 2 Resolution No 99-R072 is hereby rescinded

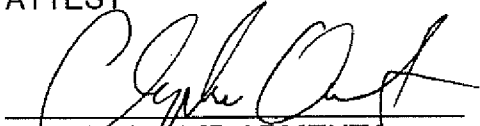
SECTION 3 This resolution shall become effective concurrently

with Ordinance No 2004-

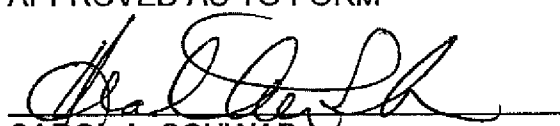
APPROVED and ADOPTED this 8th day of November 2004


STEVEN J ROSE, Mayor
City of Culver City, California

ATTEST


CHRISTOPHER ARMENTA
City Clerk

APPROVED AS TO FORM


CAROL A SCHWAB
for City Attorney

1 RESOLUTION NO. 2009-R

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 CULVER CITY, CALIFORNIA, AUTHORIZING BY TITLE
4 CERTAIN CITY OFFICERS AND EMPLOYEES TO
5 ENFORCE AND ISSUE NOTICES OF VIOLATION, ORDERS
6 TO COMPLY AND/OR CITATIONS FOR CERTAIN
7 VIOLATIONS OF THE CULVER CITY MUNICIPAL CODE
8 AND RESCINDING RESOLUTION NOS. 2004-R016 AND
9 2004-R083.

10 WHEREAS, Culver City Municipal Code § 1.01.060 (B) requires the City
11 Council of the City of Culver City to specify, by resolution, the title of public officers and
12 employees who have enforcement authority and the specific ordinances they have the duty
13 to enforce; and

14 WHEREAS, Resolution Nos. 2004-R016 and 2004-R083 were adopted to
15 accomplish this task; and

16 WHEREAS, the Resolutions need updating in that certain Departments and
17 Divisions have been reorganized; certain employee titles designated in the Resolutions no
18 longer exist; certain Municipal Code provisions listed in the Resolution are no longer
19 enforced by the designated employees; and certain employees have a need to enforce
20 specific provisions of the Municipal Code that are not currently designated; and

21 WHEREAS, the City Council of the City of Culver City desires to maintain
22 accurate and consistent enforcement duties.

23 NOW, THEREFORE, the City Council of the City of Culver City, California,
24 DOES HEREBY RESOLVE as follows:

25 SECTION 1. The City Attorney/City Prosecutor or his/her designee is
26 authorized to enforce all provisions of the Culver City Municipal Code.

27 SECTION 2. The Enforcement Services Manager, Code Enforcement
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1 Officers, and Code Enforcement Analyst of the City of Culver City are authorized to enforce
2 and issue Notices of Violation, Orders to Comply and/or citations in accordance with Culver
3 City Municipal Code Section 1.01.060 (B) for violations of all the provisions of the Culver
4 City Municipal Code.

5 SECTION 3. The Park Patrol Officers are hereby authorized to
6 enforce, arrest and issue citations in accordance with the Culver City Municipal Code
7 Section 1.01.060 (B) for violations of the following sections of the Culver City Municipal
8 Code:
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- 10 A. Section 9.01.360 Dogs Running at Large, Prohibition;
- 11 B. Section 9.10.045 Celebration in Parks—Permits;
- 12 C. Section 9.10.050 Obstructing Pathways Prohibited;
- 13 D. Section 9.10.055 Park Regulations;
- 14 E. Section 9.10.200 Prohibitions;
- 15 F. Section 9.10.300 Public Skateboard Park Rules and Regulations;
- 16 G. Section 9.10.400 Off-Leash Dog Park Rules and Regulations;
- 17 H. Section 9.10.600 Designated Dog Paths;
- 18 I. Section 9.11.115 Smoking Prohibited in City Parks and Recreational
19 Areas
- 20 J. Section 9.11.120 Other Prohibitions and Requirements;
- 21 K. Section 7.03.025 Parking Space Markings;
- 22 L. Section 7.03.220 Use of Streets for Parking, Standing
23 or Storing Vehicles; and
- 24 M. Section 7.03.235 Parking on City Property and Lots.

25 SECTION 4. The Fire Chief, Fire Marshal, Fire Prevention Officers
26 and Fire Prevention Inspectors of the City of Culver City are authorized to enforce and
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1 issue Notices of Violation, Orders to Comply and/or citations in accordance with Culver City
2 Municipal Code Section 1.01.060 (B) for violations of the following provisions of the Culver
3 City Municipal Code:

- 4 A. Sections 9.03.100 et seq., and 9.03.300 et seq., of Chapter 9.03
5 relating to Hazardous Materials;
- 6 B. Chapter 9.02 Fire Prevention;
- 7 C. Chapter 9.09 Helicopters and Helistops; and
- 8 D. Chapter 15.02 Buildings, Structures and Equipment.

9 SECTION 5. The Public Works Director, Environmental Programs and
10 Operations Manager, Senior Civil Engineer, Associate Engineer, Environmental Programs
11 Management Analyst, Solid Waste & Recycling Operations Manager and Sanitation Crew
12 Supervisors of the City of Culver City are authorized to enforce and issue Notices of
13 Violation, Orders to Comply and/or citations in accordance with Culver City Municipal Code
14 Section 1.01.060 (B) for violations of the following provisions of the Culver City Municipal
15 Code:
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- 17 A. Chapter 5.01 Solid Waste Management;
- 18 B. Chapter 5.02 Sewers; and
- 19 C. Chapter 5.05 Stormwater and Urban Runoff Pollution Control.

20 SECTION 6. The Building Official, Senior Building & Safety Inspector,
21 and the Building & Safety Inspectors of the City of Culver City are authorized to enforce
22 and issue Notices of Violation, Orders to Comply and/or citations in accordance with Culver
23 City Municipal Code Section 1.01.060 (B) for violations of the following provisions of the
24 Culver City Municipal Code:
25

- 26 A. Section 9.07.035 of Chapter 9.07 relating to construction hours;
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- B. Chapter 15.02 Buildings, Structures and Equipment;
- C. Chapter 15.03 Construction in Flood Prone Areas;
- D Chapter 15.04 Earthquake Hazard Reduction; and
- E. Chapter 17.01 Zoning.

SECTION 7. The Chief Financial Officer in his capacity as Tax Administrator, the Revenue Division Manager, and the Business Tax Inspectors are authorized to enforce and issue Orders to Comply and/or citations in accordance with Culver City Municipal Code Section 1.01.060 (B) for violations of Chapter 11.01 relating to business licensing.

SECTION 8. The Animal Control Officer is authorized to enforce and issue Orders to Comply and/or citations in accordance with Culver City Municipal Code Section 1.01.060 (B) for violations of the following provisions of the Culver City Municipal Code:

- A. Divisions 1, 2 and 3 of Title 10 of the Los Angeles County Code, "Animals", as adopted by reference by Culver City Municipal Code Section 9.01.500, et seq.;
- B. Chapter 9.01 Animals and Fowl;
- C. Section 9.10.400 Off-Leash Dog Park Rules and Regulations; and
- D. Section 9.10.600 Designated Dog Paths.

SECTION 9. This Resolution shall take effect as of the date of its adoption.

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SECTION 10. Resolution Nos. 2004-R016 and 2004-R083 are hereby

rescinded.

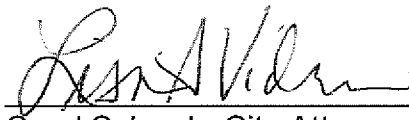
Approved and adopted this _____ day of _____, 2009.

D. Scott Malsin, Mayor

ATTEST:

APPROVED AS TO FORM:

Martin R. Cole, City Clerk


for Carol Schwab, City Attorney

A08-00446