

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 03/10/08		Item Number: <u>C-5</u>	
AGENDA ITEM: Adoption of an Ordinance Amending Chapter 1.01 of the Culver City Municipal Code Relating to General Penalty Provisions; Renumbering Chapter 1.02 to 1.03; and Adding a New Chapter 1.02 to the Culver City Municipal Code Relating to the Enforcement of the Municipal Code through an Administrative Citations Process.			
Contact Person/Dept.: Sol Blumenfeld/CDD; Heather Baker/City Attorney		Phone Number: (310) 253-5700; (310) 253-5660	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☒ No ☐	
Public Hearing: ☐		Action Item: ☐ Attachments: ☒	
Public Notification: Master Notification List (03/ <u>05</u> /08)			
Department Approval: Sol Blumenfeld (03/ <u>08</u>) Carol Schwab (by H. Baker) (03/05/08)		City Attorney Approval: Carol Schwab (by H. Baker) (03/05/08)	
Fiscal Impact Review: Jeff Muir (03/04/08)		City Manager Approval: Jerry B. Fulwood (03/05/08)	
<u>RECOMMENDATION:</u> Staff recommends the City Council adopt an Ordinance amending Chapter 1.01 of the Culver City Municipal Code (CCMC) relating to general penalty provisions, renumbering Chapter 1.02 to 1.03, and adding a new Chapter 1.02 to the CCMC relating to the enforcement of the CCMC through an administrative citation process, and waive further reading. <u>BACKGROUND/DISCUSSION:</u> At the City Council meeting of February 11, 2008, the Council introduced the Ordinance by a unanimous vote (5-0). Prior to its introduction, staff read into the record certain revisions to the Ordinance and the Council suggested certain revisions from the dais. Such revisions are not of a substantive nature and do not require re-introduction of the Ordinance. The revisions are as follows: 1. CCMC Section 1.01.035.F was revised to clarify that a continuing violation may be charged as a separate offense each and every day it continues. 2. CCMC Section 1.02.040(2) was revised to clarify that it is only under certain circumstances that a fine may be avoided if a violation is corrected. Such revision is consistent with the provisions of California Government Code Section 53069.4.			

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3. CCMC Section 1.02.045.D.3 was revised to include language allowing for additional continuances of a hearing for good cause.
4. CCMC Section 1.02.020 was revised to include the Enforcement Services Manager as one of the individuals who could authorize the use of the Administrative Citation process.
5. CCMC Section 1.02.030(8) was revised to clarify that the content of every citation shall include the time period within which the violation must be corrected.
6. Several miscellaneous typographical, grammatical or other non-substantive changes.

The Ordinance, as revised, is brought back tonight for adoption.

FISCAL ANALYSIS:

At this time, there is no fiscal impact associated with this action. While there would be an increased revenue stream from the administrative fines levied, it would not significantly offset the costs to maintain the current program. As code enforcement is extremely labor-intensive to implement, the ultimate objective of the program would be increased code compliance throughout the community.

ATTACHMENTS:

1. Ordinance (redline and final versions)

MOTIONS:

That the City Council:

Adopt an Ordinance amending Chapter 1.01 of the Culver City Municipal Code relating to general penalty provisions, renumbering Chapter 1.02 to 1.03, and adding a new Chapter 1.02 relating to enforcement of the Culver City Municipal Code through an administrative citation process, and waive further reading.