

## ORDINANCE NO. 2402

Victorville Municipal Code Section 1.05.060, titled PROCEDURES OF ADMINISTRATIVE CITATIONS, and adopted in 1999 by Ordinance No. 1908 § A (part), and in 2011 by Ordinance No. 2266, is hereby amended.

WHEREAS the city seeks to clarify the procedure for the immediate issuance of an administrative citation;

WHEREAS the City, through Government Code section 53069.4, may immediately issue administrative citations without prior issuance of a notice of violation, when a violation creates an immediate danger to health or safety;

WHEREAS, the City's current administrative procedures do not specifically enunciate the City's ability to immediately issue administrative citations for certain violations; and

WHEREAS, the City seeks to clarify its administrative citation procedures for violations that create an immediate danger to the health or safety of its residents or the public.

### 1.05.060 - Procedures of administrative citations.

- (a) Upon discovering or observing any violation of this code for which a civil penalty has been prescribed, the enforcement officer may issue an administrative citation to the violator or property owner in the manner prescribed in Section 1.05.070 of this code. The administrative citation shall be issued on a form prescribed by the city manager.
- (b) Any party responsible for a violation of this code shall be provided a notice of violation prior to the issuance of an administrative citation unless extenuating circumstances warrant otherwise. The notice of violation shall specify the action required to correct or otherwise remedy the violation(s). Not less than twenty-four hours shall be allowed from the date of the notice of violation for the party to correct or otherwise remedy the violation. The enforcement officer shall assign a specific reasonable period within which to correct or otherwise remedy each violation.
- (c) Failure to comply with any portion of a notice of violation may result in the issuance of an administrative citation.
- (d) An administrative citation may be issued immediately, without prior issuance of a notice of violation, when a violation of this code creates an immediate danger to health or safety.
- (e) The enforcement officer shall identify the responsible party. A responsible party shall be deemed to be the business or property owner or the person who is in immediate control of the premises or activity which constitutes a violation of this code.
- (f) Once the party responsible for the violation is identified, the enforcement officer may issue an administrative citation to that person or entity.


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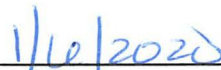
THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT ON JANUARY 16, 2020.

PASSED, APPROVED AND ADOPTED THIS 17<sup>th</sup> DAY OF DECEMBER, 2019.

  
MAYOR OF THE CITY OF VICTORVILLE

ATTEST:

  
CITY CLERK

  
DATE

APPROVED AS TO FORM:

  
CITY ATTORNEY

I, CHARLENE ROBINSON, City Clerk of the City of Victorville and ex-officio Clerk to the City Council of said City, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 2402 which was duly adopted at a meeting held on the 17<sup>th</sup> day of December, 2019 by the following roll call vote, to wit:

AYES: Mayor Garcia, Mayor Pro Tem Ramirez, Councilmembers Cox and Jones

NOES: Councilmember Gomez

ABSENT: None

ABSTAIN: None

  
CITY CLERK OF THE CITY OF VICTORVILLE