

## Chapter 1.4 — Enforcement

### Sections:

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#### 1.4.100 Provisions of this Code Declared to be Minimum Requirements

- A. Minimum requirements intended. In their interpretation and application, the provisions of this Code shall be held to be minimum requirements, adopted for the protection of the public health, safety, and general welfare.
- B. Most restrictive regulations apply. Where this Code imposes greater restrictions than those imposed or required by other rules or regulations, or where there is an internal conflict within this code, the most restrictive or that imposing the higher standard shall govern; however, if the conflict is with Special Provisions (Chapter 2.15), Special Provisions shall govern.

#### 1.4.200 Violation of Code Prohibited

It is unlawful for a person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any building, structure or building service equipment or cause or permit the same to be done in violation of this code.

#### 1.4.300 Penalty

- A. Class C penalty. A violation of this Development Code shall constitute a Class C civil infraction unless noted otherwise, and shall be processed accordingly.
- B. Each violation a separate infraction. Each violation of a separate provision of this Code shall constitute a separate infraction, and each day that a violation of this Code is committed or permitted to continue shall constitute a separate infraction.
- C. Abatement of violation required. A finding of a violation of this Code shall not relieve the responsible party of the duty to abate the violation. The penalties imposed by this section are in addition to and not in lieu of other remedies available to the City.
- D. Responsible party. If a provision of this Code is violated by a firm or corporation, the officer or officers, or person or persons responsible for the violation shall be subject to the penalties imposed by this section.

#### 1.4.400 Complaints Regarding Violations

- A. Filing written complaint. Whenever a violation of this Code occurs, or is alleged to have occurred, any person may file a signed, written complaint.

- B. File complaint with Community Development Department. Such complaints, stating fully the causes and basis thereof, shall be filed with the Community Development Department. The Community Development Director or designee shall properly record such complaints, investigate and take action thereon as provided by this Code.

#### **1.4.500 Inspection and Right of Entry**

See Municipal Code Title 7.

#### **1.4.600 Abatement of Violations**

Any development or use which occurs contrary to the provisions of this Code or contrary to any permit or approval issued or granted under this Code is unlawful, and may be abated by appropriate proceedings.

#### **1.4.700 Stop-Order Hearing**

- A. Stop order issued. Whenever any work is being done in violation of the provisions of this Code or a condition of any permit or other approval granted pursuant hereto, the Community Development Director or designee may order the work stopped by notice in writing served on persons engaged in doing such work or causing such work to be done. All work under the permit or approval shall cease until it is authorized to continue.
- B. Stop order hearing. The Community Development Director or designee shall schedule a Planning Commission hearing if requested on the stop order for the earliest practicable date, but not more than 30 days after the effectiveness of any required notice. At the discretion of the Community Development Director or designee such hearing may be:
1. Part of a hearing on revocation of the underlying development approval; or
  2. Solely to determine whether a violation has occurred. The Community Development Director or designee shall hold this hearing and shall make written findings as to the violation within 30 days of issuing the stop-work order. Upon a finding of no violation, the Planning Commission shall require the issuance of a resume work order. Upon finding a violation, the stop order shall continue to be effective until the violating party furnishes sufficient proof to the Planning Commission that the violation has been abated. The Planning Commission decision is subject to review under Chapter 4.1.500 - Type III Procedure (Quasi-Judicial).