

403

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Community Health Agency/Environmental Health

SUBMITTAL DATE:

SUBJECT: Amending Ordinance No. 523.1, "Control of Flies"

RECOMMENDED MOTION:

1. That the Board introduce and set for Public Hearing the adoption of Ordinance No. 523.2 amending Ordinance No. 523.1 which relates to the control of flies;
2. That the Board authorize the Clerk to place an advertisement for the Public Hearing in the appropriate local publications;
3. That, upon the close of the Public Hearing, the Board adopts Ordinance 523.2.

BACKGROUND: This amendment to Ordinance No. 523 will add language referencing Riverside County Ordinance No. 725, which establishes procedures and penalties for violations of Riverside County Ordinances and provides for recovery of reasonable costs related to enforcement. Specifically, the changes to this Ordinance can be found in Section 3, the third paragraph – allowing additional remedies and penalties for the Administrative citation process outlined in Ordinance No. 725.

GR:SVS:gf

Gary Root
Director, Department of Environmental Health

FINANCIAL DATA

Current F.Y. Total Cost:	\$ 0	In Current Year Budget:
Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:
Annual Net County Cost:	\$ 0	For Fiscal Year:

SOURCE OF FUNDS:

No Funding Necessary

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

Dep't Recomm.:	<input type="checkbox"/>	Consent	<input checked="" type="checkbox"/>	Policy
Per Exec. Ofc.:	<input type="checkbox"/>	Consent	<input checked="" type="checkbox"/>	Policy

Prev. Agn. Ref.:

District:

Agenda Number:

3.10

COUNTY COUNSEL

APR 16 2007

Departmental Concurrence

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3 Any individual convicted of a violation of this Ordinance shall be: (1) guilty of an
4 infraction offense and punished by a fine not exceeding one hundred dollars (\$100.00) for a
5 first violation; (2) guilty of an infraction offense and punished by a fine not exceeding two
6 hundred dollars (\$200.00) for a second violation on the same site. The third and any
7 additional violations on the same site shall constitute a misdemeanor offense and shall be
8 punishable by a fine not exceeding one thousand dollars (\$1,000.00) or six (6) months in jail,
9 or both. Notwithstanding the above, a first offense may be charged and prosecuted as a
10 misdemeanor. Payment of any penalty herein shall not relieve an individual from the
11 responsibility for correcting the violation.
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14 The additional remedies, penalties, and procedures for violations of this ordinance and
15 for recovery of costs related to enforcement provided for in Ordinance No. 725 are
16 incorporated into this section by this reference.
17

18
19 **Section 4.**

20 The Health Officer shall enforce this Ordinance. The Health Officer shall have the
21 right to enter upon lands and buildings other than dwellings for the purpose of enforcing this
22 ordinance, and in making such entry shall take reasonable precaution to minimize the spread
23 of disease from any premises.
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25
26 **Section 5.**

27 Nothing contained in this Ordinance shall be construed to authorize any person to
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1 maintain a public or private nuisance, or to prevent any proceeding for abatement thereof.

2
3 **Section 6.**

4
5 Nothing contained in this Ordinance shall be deemed to interfere with the existing
6 authority or duty of the Health Officer or other public officer under any law defining or
7 relating to the abatement of any public nuisance, nor to be duplicative or in conflict with any
8 such law.

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11 **Section 7.**

12 Ordinance Nos. 483, 483.1, and 483.2 are repealed.

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17 ADOPTED: 3-30-70 (Eff.: 4-29-70)

18 AMENDED: 523.1 (Eff.: 8-31-89)

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