

ORDINANCE NO. 190-08-121

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 7 , CODE ENFORCEMENT, ARTICLE II, CODE ENFORCEMENT BOARD AND OFFICERS, SECTION 7 - 3, CIVIL VIOLATION OF THE CODE OF ORDINANCES OR LAND DEVELOPMENT REGULATIONS; AUTHORIZING CITY RANGERS TO ISSUE UNIFORM CODE CITATIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. That Section 7 - 3, Civil Violation of the Code of Ordinances or Land Development Regulations, is hereby amended to read as follows:

Chapter 7 - CODE ENFORCEMENT

ARTICLE I. - IN GENERAL

Sec. 7 -3. - Civil violations of Code of Ordinances or Land Development Regulations.

(a) *Violations and fines.* The following fines are imposed for uniform code citations issued for the following violations of the City Code and the Land Development Regulations, unless a specific penalty is otherwise set out within a specific subsection of the chapter:

(1) Code of Ordinances:

	Offense		
	First	Second	Third or more
Section 4-21, Dog bites	\$100.00	\$250.00	\$500.00
Chapter 6, Buildings and Building Regulations	75.00	150.00	250.00
Chapter 9, Fire Protection and Prevention	75.00	150.00	250.00
Chapter 10, Garbage and Trash	50.00	100.00	250.00
Chapter 12, Licenses and Business Regulations	75.00	150.00	250.00
Chapter 14, Offenses and Miscellaneous Provisions	50.00	100.00	250.00

	Section 14-63, Abandoned property	100.00	250.00	500.00
(2)	Land Development Regulations:	100.00	250.00	500.00

- (b) *Civil infractions.* The violations set forth in section (a) are civil infractions for purposes of this section and any citations issued pursuant to this section.
- (c) *Issuance of uniform code citation.* The uniform code citation may be issued by a code enforcement officer, law enforcement officer, **city ranger**, or building official who has reasonable cause to believe that the recipient of the citation has committed an act in violation of the Code of Ordinances or the Land Development Regulations.
- (d) *Failure to contest fine.* The fines set forth in subsection (a) shall apply if the recipient of the uniform code citation voluntarily pays the fine without contesting same.
- (e) *Contest of citation.* The recipient of the uniform code citation may contest the violation in county court. In that event, the schedule of fines set forth in subsection (a) shall not apply, and, upon conviction, a fine may be imposed not to exceed five hundred dollars (\$500.00) for each violation.
- (f) *Procedure.*
- (1) The recipient of the uniform code citation shall have fifteen (15) days from the date of issuance of the citation to pay the fine as set forth in subsection (a) by making payment thereof to the office of the city cashier.
 - (2) If payment is not made as set forth in subsection (f)(1), the uniform code citation shall be sent to the city attorney to be filed in county court, which shall follow its procedures for civil litigation. Failure to make payment as set forth in subsection (f)(1) shall be considered a contest of the uniform code citation by the recipient.

SECTION 2. All ordinances or parts of ordinances, all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed as to the extent of such conflict.

SECTION 3. Should this Ordinance or any part thereof be declared invalid by a Court of competent jurisdiction, the invalidity of any part of this Ordinance shall not otherwise affect the validity of the remaining provisions of this Ordinance, which shall be deemed to have been enacted without the invalid provision.

SECTION 4. This ordinance shall take effect immediately upon its passage and adoption.

DATED this ____ day of _____, 2019.

PASSED on first reading this ____ day of _____, 2019.

PASSED AND ADOPTED on second reading this ____ day of _____, 2019.

PRESIDING OFFICER

ATTEST:

CITY CLERK

	FIRST READING	SECOND READING
MOTION	_____	_____
SECOND	_____	_____
M. BATES	_____	_____
H. BERGER	_____	_____
R. CAMPBELL	_____	_____
D. GRANT	_____	_____
K. THURSTON	_____	_____