



City of Villa Park
17855 Santiago Boulevard
Villa Park, California 92861
(714) 998-1500

LAW ENFORCEMENT ADVISORY COMMITTEE
Meeting Agenda
Tuesday, December 8, 2015
6:00 p.m. @ Serrano Water District

The Law Enforcement Advisory Committee of the City of Villa Park welcomes you to this meeting. We encourage your participation. This agenda contains a brief description of each item to be considered.

If you wish to speak on an item contained on the agenda, please approach the podium at the time the item is being considered. Upon recognition by the Chair, state your name and address for the record prior to providing your comments. Speakers will be limited to a time period set by the presiding officer.

All supporting information is available for public review in the City Hall offices.

Please Note: In compliance with the Americans with Disabilities Act, the City of Villa Park will make every reasonable attempt to accommodate attendees or participants at this meeting who need special assistance beyond what is normally provided. Please contact the City Hall at (714) 998-1500 at least 48 hours prior to this meeting to inform us of particular needs and to determine if accommodation is feasible. Please advise us at the time of your call if special assistance is required to attend or participate in meetings on a regular basis.

ORDER OF BUSINESS

1. CALL TO ORDER / ROLL CALL & INTRODUCTIONS
2. PUBLIC COMMENT
3. DISCUSSION ITEMS
 - A. Monthly Crime Stats / Citations / Traffic Collisions
 - B. Community Emergency Response Team (CERT) Program update
 - C. Professional Services Responder (PSR) Program update
 - D. Automatic License Plate Recognition (ALPR/LPR) update
 - E. Discussion regarding OC Sheriff's Department Reserve Investigator
 - F. Parking Prohibited During Posted Street Sweeping
 - G. Loud Parties and Inspection of Rental Properties
 - H. Ongoing discussion of a Motorcycle Position
 - I. Status report on Purchase of Used Police Vehicle
 - J. Status report on LEAC Roadway Engineering Recommendations
 - K. Ongoing Crime Prevention and Traffic Safety Recommendations
4. ADJOURNMENT

Next meeting: Tuesday, January 12, 2015 at 6:00 p.m. at Serrano Water District



City of Villa Park

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17855 Santiago Boulevard, Villa Park, California 92861-4187
(714) 998-1500 • Fax: (714) 998-1508

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MEMORANDUM

DATE: December 2, 2015

TO: Law Enforcement Advisory Committee
Meeting of December 8, 2015

FROM: Jarad Hildenbrand, City Manager

SUBJECT: Parking Prohibited During Posted Street Sweeping

At November's meeting, during the discussion item regarding ongoing crime prevention and traffic safety recommendations, LEAC voted to explore prohibiting parking on City streets during street sweeping hours.

Background

In 2005 as a part of the City's effort to comply with stringent National Pollutant Discharge Elimination System (NPDES) requirements, the City Council adopted Ordinance No. 2005-512 to prohibit parking on streets during posted times of street sweeping and make it a citable offense. However, enforcement was never authorized for reasons unknown to me. In 2009, again as a part of the City's effort to comply with NPDES requirements, City staff took an item to Council seeking authorization to commence enforcement of street sweeping. At that time, the City Council was of the opinion that mandatory enforcement of street sweeping is not needed and that voluntary compliance should work. The reasons for voluntary compliance included: the size of lots in Villa Park do not create the on street parking problems of other cities; the proliferation of signs has a negative impact on the ambiance of this City; and Villa Park residents have a history of responding positively to requests for voluntary compliance to other City ordinances. As a result, the City Council directed staff to prepare an amendment to the existing ordinance (Ordinance 2005-512) to add the following statement in an effort to comply with Council's intent: "Directed enforcement for this ordinance requires City Council authorization." This means that staff could not install parking restriction signs and issue citations without first obtaining Council approval. The City Council adopted the amended ordinance (Ordinance No. 2009-539) on April 28, 2009, which remains in place today.

Street Sweeping Program

The City previously contracted with a private street sweeping service to sweep City streets every other week. This cost was approximately \$35,400 annually. However, as part of the refuse collection franchise agreement renegotiation in 2011, Republic Services agreed to provide

residential street sweeping service to the City at no cost or at the City's option, rather than receiving service we could elect to instead accept an annual payment of \$30,000 towards our own street sweeping services. Ultimately, the City accepted the service at no cost, which is currently provided by RF Dickson with all streets being swept every other week.

Fiscal Impact

Enforcement costs will vary depending on method utilized, to include current deputy enforcement when not on priority calls, use of a Community Services Officer, or otherwise authorized enforcement official as allowed by law. Ticket revenue would be earmarked to offset street sweeping costs. Such revenue is projected to be less than \$10,000 per year.

ORDINANCE NO. 2005-512

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VILLA PARK ADDING SECTION 19-2.10 PROHIBITING PARKING ON CITY STREETS DURING POSTED STREET SWEEPING HOURS.

THE CITY COUNCIL OF THE CITY OF VILLA PARK HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Section 19-2.10 of the Villa Park Municipal Code is hereby added to read as follows:

Section 19-2.10. PARKING PROHIBITED DURING POSTED STREET SWEEPING.

Notwithstanding any other provision of this chapter, it is unlawful to park or leave standing any vehicle on any public street or any portion thereof during the hours and on the day or days of the week or month indicated on signs containing the words "No Parking" and designating such parking restrictions pursuant to the provisions of this section, where such signs have been placed in appropriate locations along such public street or portion thereof, including entrances to the City. The City Council may, by resolution from time to time, determine the hours during which and the day or days of the month on which parking shall be prohibited on specified public street or on all streets within a specified geographical area of the City to facilitate street sweeping. The City Manager is authorized to determine the locations of and to place and maintain, or cause to be placed and maintained, the signs provided for under this section.

PASSED AND ADOPTED by the City Council of the City of Villa Park at a regular meeting held on the 25th day of October, 2005.



Richard A. Freschi, Mayor
City of Villa Park

ATTEST:


Kenneth A. Domer, City Clerk
City of Villa Park

STATE OF CALIFORNIA)
) §
COUNTY OF ORANGE)

I, **KENNETH A. DOMER**, City Clerk of the City of Villa Park, **DO HEREBY CERTIFY** that the foregoing Ordinance was adopted at a regular meeting of the City Council of the City of Villa Park held on the 25th day of October, 2005, and was carried by the following roll call vote, to wit:

AYES: COUNCILMEMBERS: Bell, Fauteux, Ulmer, Bortle, Freschi
NOES; COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None



Kenneth A. Domer, City Clerk
City of Villa Park

ORDINANCE NO. 2009-539

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VILLA PARK AMENDING SECTION 19-2.10 PROHIBITING PARKING ON CITY STREETS DURING POSTED STREET SWEEPING HOURS.

THE CITY COUNCIL OF THE CITY OF VILLA PARK HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Section 19-2.10 of the Villa Park Municipal Code is hereby added to read as follows:

Section 19-2.10. PARKING PROHIBITED DURING POSTED STREET SWEEPING.

Notwithstanding any other provision of this Villa Park Municipal Code, it is unlawful to park or leave standing any vehicle on any public street or alley or any portion thereof during the hours and on the day or days of the week or month indicated on signs containing the words "No Parking" and designating such parking restrictions pursuant to the provisions of this section, where such signs have been placed in appropriate locations along such public street or alley or portion thereof. The City Council may, by resolution from time to time, determine the hours during which and the day or days of the month on which parking shall be prohibited on specified public street or alleys or on all streets and/or alleys within a specified geographical area of the City to facilitate street sweeping. The City Council can authorize the City Manager to determine the locations of and to place and maintain, or cause to be placed and maintained, the signs provided for under this section. Directed enforcement for this ordinance requires City Council authorization.

PASSED AND ADOPTED by the City Council of the City of Villa Park at a regular meeting held on the 28th day of April, 2009.


James Rheins, Mayor
City of Villa Park

ATTEST:


Jarad L. Hildenbrand, Deputy City Clerk
City of Villa Park

STATE OF CALIFORNIA }
COUNTY OF ORANGE } SS
CITY OF VILLA PARK }

I, **Jarad L. Hildenbrand**, Deputy City Clerk of the City of Villa Park **DO HEREBY CERTIFY** that the foregoing Ordinance was duly adopted by the City Council of the City of Villa Park on the 28th day of April, 2009, and was carried by the following roll call vote, to wit:

AYES:	COUNCILMEMBERS:	Ulmer, Reese, Pauly, Mac Aloney, Rheins
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None



Jarad L. Hildenbrand, Deputy City Clerk
City of Villa Park



City of Villa Park

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MEMORANDUM

DATE: December 2, 2015

TO: Law Enforcement Advisory Committee
Meeting of December 8, 2015

FROM: Jarad Hildenbrand, City Manager

SUBJECT: Loud Parties and Rental Inspection Ordinance

At November's meeting, the LEAC received public testimony seeking assistance in addressing continued problems associated with loud and unruly parties in the City. This item is being agendaized based on the received testimony.

Attached is article 6-8 and 6-9 of the Villa Park Municipal Code, which governs loud parties and the maintenance of real property within the City. It is recommended that the LEAC review, discuss and provide direction.

ARTICLE 6-8. - MAINTENANCE OF REAL PROPERTY^[4]

Footnotes:

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Editor's note—Prior to the reenactment of Article 6-8 by Ord. #2008-532, § 1, Ord. #2006-518, § 1, repealed Article 6-8 in its entirety. Said former article pertained to Water Quality. The user's attention is directed to Chapter XX of this Code for similar provisions.

Sec. 6-8.1. - Purpose and Intent.

The purpose of this Chapter is to establish minimum property maintenance standards for and to specifically identify any condition or use of premises or of building exterior that is not safe, a health hazard, unsightly by reason of its condition, and/or detrimental to the property of others; and to establish procedures for the prosecution and abatement of public nuisance conditions identified in this Chapter.

(Ord. #2008-532, § 1)

Sec. 6-8.2. - Findings.

The City Council has determined that the quality of life in Villa Park is linked to the character and condition of all properties within the City. The maintenance of residential and nonresidential properties in a manner inconsistent with Article 6-8 is found to create a condition tending to reduce the value of private property, to promote blight and deterioration, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of residents, tenants and their guests, and to be injurious to the health, safety and general welfare. Therefore, any residential or nonresidential property that is not maintained by a responsible party in a manner consistent with this Chapter, that is not safe, or is a health hazard, unsightly by reason of its condition and/or detrimental to the property of others, is hereby declared to constitute a public nuisance which may be abated as such in accordance with the provisions of this Chapter.

(Ord. #2008-532, § 1)

Sec. 6-8.3. - Standards for Residential and Nonresidential Property Maintenance.

All residential and nonresidential property in the City shall be maintained at a level not less than the following standards.

- a. *Building Exterior Maintenance.* Surfaces shall be maintained and painted, free of any significant cracks visible by the general public, neighbors and those passing by, missing materials and/or warping due to dry rot, pest infestation, fungus, and the like, which either threaten the structural integrity or result in a dilapidated, decaying, disfigured, or partially ruined appearance and/or a state of disrepair.
- b. *Paint.* Painted surfaces on buildings, structures, enclosures, and walls shall be maintained to prevent decay, excessive checking, cracking, peeling and chalking, that render structures unsound or unsightly, or present a potential health hazard through possible lead based paint exposure.
- c. *Stucco.* Stucco shall remain in the same condition as it was when it was first applied, less normal wear to the building or structure. Stucco that has faded, significantly cracked, or fallen from the wall must be replaced in a timely manner and painted to match the remaining stucco.

- d. *Masonry Units.* All brick, rock, stone and tile work shall be maintained as originally installed (if installed as approved), less normal wear. Masonry units that have fallen into disrepair, including missing pieces, "slumping" cracking pieces, or those areas that appear to be separating from the building or structure, shall be repaired or replaced to meet current building codes.
- e. *Parking areas, Parking Lots, Private Sidewalks, Driveways, Walkways, and Private Alleys.* Parking areas, parking lots, private sidewalks, driveways, walkways, private alleys and other vehicular and pedestrian access and travel areas shall be maintained free of potholes, breaks, surface lifting, and/or deteriorated conditions. Striping in parking lots shall be visible and shall conform to the approved parking layout. Such areas shall be maintained in a clean manner.
- f. *Roofing.* Roof tiles shall be uniform in type and shape. Missing roof tiles shall be replaced with a similar material or tile as the missing piece(s). Roofs shall be maintained in good condition and kept free of tarps and plastic coverings with exception to temporary placement of such coverings, not to exceed ten (10) days, while the roof is being repaired during the rainy season. Excluded from the time limitation requirement are new homes and homes being re-constructed.
- g. *Landscaping.* The front yards of all residential properties shall conform to the standards in Article 23-24, as well as meeting the following requirements. All landscaped areas shall be maintained in a healthy and growing condition and shall receive regular mowing and trimming. All irrigation systems shall be kept operable, including adjustments, replacements, in a manner that does not allow water to spray off of the property. All landscaped areas shall be kept free of weeds and waste material. For residential property, maintenance of any landscaping between the curb of any street abutting the parcel and the property line shall be the responsibility of the owner of that parcel.
- h. *Vacant Lots.* All vacant lots shall be kept free of any visible weeds. Lots shall also be kept free of debris, including any accumulation of tree limbs, yard waste, grass clippings, building materials, abandoned vehicles and trailers, abandoned structures, and similar items. Unless otherwise exempted by the City, vacant lots shall be screened from the public right of way with suitable screening to include fencing, in conformance with Section 23-25.4, landscaping, or a combination thereof. Such fencing or landscaping shall be reviewed and approved by the City Manager or any designee for security purposes.
- i. *Signs.* Signs within zones that permit signage shall be maintained in conformance to Article 23-16. Signs shall also be kept in such a manner as to prevent deterioration, disrepair, and unsightliness, and shall be legible and painted equal in quality and design to the originally permitted sign.
- j. *Walls, Fences, Equipment and Screening (includes trash enclosures).* Walls, fences, and equipment screening (including trash enclosures) shall be kept free of significant surface cracks, dry rot, warping and deterioration, leaning, or missing panels or blocks, or an inadequate footing which threatens structural integrity or results in a dilapidated, decaying, disfigured, or partially ruined appearance. All instances of graffiti shall be removed by property owner within twenty-four (24) hours and area shall be re-finished to match original appearance.
- k. *Trash, Trash Bins and Dumpsters.* Household trash must be placed in a trash bin or dumpster that has been scheduled for regular pick up. Discarded household items, such as (but not limited to) old furniture and appliances, left over building materials, or any similar items, must

be picked up within three (3) days, and shall not be placed on the street or a sidewalk. Single family homes shall keep and maintain trash collection bins out of the front yard setback, and may be placed within the side yard setback or within an enclosed structure. Trash collection bins may be placed on the street for no more twenty-four (24) hours prior to and following the scheduled collection time. Trash bins and dumpsters for commercial uses shall be covered at all times by either the bin or dumpster's lid or a roof over the building or enclosure in which it is stored. No overflow of waste material shall be permitted. Enclosure areas shall be maintained in a clean and sanitary condition. The responsible party with respect to a nonresidential property shall provide an adequate number of collections to prevent overflow of waste material from bins.

- l. *Windows and Window Screens.* Broken windows, and the use of materials other than glass or window equivalent glazing material as a replacement for a window, are prohibited. Screens, if used, shall be maintained free of tears, rips and holes. Windows shall not be boarded up or covered with any other material other than a glass approved by building code. Windows visible from any city street covered from the inside or outside of a structure shall not be covered with plywood, tinfoil, paint, or any material that is not easily movable so as to let natural light into the structure or home. Windows may be covered by shutters, awnings, or similar materials recognized by the Building Code, used in a decorative manner.
- m. *Lighting.* Outdoor lighting shall be maintained and installed so that direct rays are primarily confined to the property of origin and adjacent properties are protected from light spillage and glare. Exterior light fixtures shall be maintained in good working order, free of broken lamps, lenses and light bulbs. In commercial areas, structural integrity of supporting poles and mounting fixtures shall be maintained, and poles painted to match their approved colors. Residential lighting shall not be directed skyward with exception to typical landscape lighting meant to accent architectural features of structures, trees and shrubs. The use of floodlighting is discouraged for use in the front yard setback areas, or in areas that will cause glare into adjacent properties or onto a city street. Holiday lighting shall not be installed not more than four (4) weeks prior to a recognized holiday nor left installed more than two (2) weeks after a recognized holiday.
- n. *Permitted Outdoor Storage and Equipment Areas.* Where permitted, storage items shall be screened from public view and maintained in neat and orderly condition. With exception to temporary storage of building materials on a construction site, the use of tarps or plastic is prohibited for the purpose of storage. The use of canopy enclosures, including tents, for permanent storage shall also be prohibited.
- o. *Unauthorized Structures.* Unauthorized structures include any structure that has been erected without a building permit, storage containers (roll-away or otherwise), and trailers for the use of long term storage. These unauthorized structures shall be prohibited for the use of long term storage or shelter. Storage containers may be approved on a temporary basis for the loading or unloading of household belongings during the moving process or for the storage of construction equipment, landscaping materials, or similar construction materials during a construction project. Such structures shall not remain on site for more than thirty (30) days total during a one-year period. The purpose is to allow a reasonable loading and unloading time period.
- p. *Excavations.* Excavations shall be properly secured to prevent access by unauthorized persons.

Significant excavations require review and approval by the city per Article 10 of this Code.

- q. *Vehicle Parking, Storage.* All vehicles, recreational vehicles, boats, RV's, busses or trailers parked on private property shall be subject to Section 23-15.3.b. of this Code. Vehicles, including any of the aforementioned, or any motorized equipment, shall be parked on a paved parking surface within the front yard area or interior side-yard setback, unless otherwise prohibited. Parking may also occur on paved surface adjacent to the driveway. Parking within the front yard area or street side yard setback not in conformance with the requirements described herein, is prohibited. Parking on unpaved areas, or parking on front yard area or street side-yard lawns is also prohibited.
- r. *Satellite Dishes, Antennas, Electrical and Related Equipment.* Satellite dishes and antennas shall conform to Section 23-6.8(g). Satellite dishes should not be placed on a roof where it is obviously visible from a public street. The preferred placement of a satellite dish is on the rear portion of the home or on the rear slope of the roof facing away from the front of the home. Support structures and wiring shall be effectively screened from view of adjoining properties and/or the public right of way. This requirement does not apply to homes located on flag lots where the home is not visible from a public street. Antennas may be placed on the top of the roof, on a chimney, or on a rear sloping section of a roof. Roof mounted electrical equipment, including roof mounted air conditioners, shall be located in the rear of the home or on the rear slope of the roof facing away from public view or a public street.
- s. *Prohibited Outside Activities in Residential and Nonresidential Properties.* Commercial activities not approved by the City shall be prohibited on private and public properties. Such activities include commercial vehicle repair and washing, commercial vending, rummage sales that exceed the allotted yard-sale time period, and similar activities. Exemptions include charitable carwashes in compliance with all water quality regulations and special events at schools that are clearly incidental and temporary. The use of private driveways to repair vehicles by the owner or a professional is permitted when work is necessary and it is intended to move the car from the premises for further repair.
- t. *Commercial Vehicles and Equipment.* The parking or placement of commercial equipment on private property within a residential zone is prohibited except on an approved construction site. One (1) minor commercial vehicle owned and operated by the resident of a home may be kept on the premises so long as the vehicle does not exceed nineteen (19) feet in length and ten (10) feet in height. "Big-rig" tractor trailers and large delivery vehicles are prohibited from being parked in residential zones with exception to incidental short term deliveries and loading or unloading. A minor commercial vehicle is defined as a vehicle with permanent advertising on either the rear or side of the vehicle, and is less than nineteen (19) feet in length and ten (10) feet in height. Trailers intended for commercial use by the occupant of a residence may be kept on the premises as long as the equipment is outside of the public view, such as behind a fence within the interior side-yard, or inside of an enclosed parking structure, such as a garage.

(Ord. #2008-532, § 1)

Sec. 6-8.4. - Compliance Responsibility.

Compliance with the standards contained in this Article shall be at the sole cost of the responsible party for the residential or nonresidential property, and shall not limit the remedies or recovery of costs for the abatement of any real property condition found to be in violation of this Code.

(Ord. #2008-532, § 1)

Sec. 6-8.5. - Abatement Authorized.

- a. In the event that a residential or nonresidential property violates any of the provisions of this Article within this Code, the City Manager or any assigned designee shall make a reasonable effort to contact the responsible party to correct the violations of this chapter and grant the responsible party reasonable time, as warranted, but not less than fourteen (14) days, to abate the violation. Following such reasonable effort, the City Manager or said designee are authorized to abate, or cause to be abated, any conditions found to be in violation of this chapter, and such abatement action may include, but is not limited to, the implementation of standards in this Chapter and the administrative fine process as described in Article 1-8.
- b. In the event that a residential or nonresidential property violates any of the provisions of this Article of this Code, the City Manager or said designee shall serve notice upon the responsible party in the manner set forth in this Code. Upon serving such notice, the City Manager or said designee shall make a reasonable effort to contact the responsible party and to seek abatement of the violation, and the City Manager may, by written notice, grant the responsible party a reasonable period of time, as determined by the City Manager, to abate the violation.

(Ord. #2008-532, § 1)

Sec. 6-8.6. - Rental Property—Definitions.

The following words and phrases, whenever used in this Chapter shall be construed as defined in this Section:

- a. "*Applicable Laws*" includes, but is not limited to, the City's adoption of California and uniform Housing and Building Codes, the City Zoning Ordinance, other City ordinances, and other laws or regulations relating to the health or safety of City residents or the public.
- b. "*Deficiency*" means any failure by a unit subject to this chapter to comply with applicable laws.
- c. "*Occupant*" means an individual, partnership, corporation or association or agent of any of them lawfully residing in a unit.
- d. "*Unit*" means a dwelling unit within the City, including a room within a single-family home, single-family homes, secondary units and similar living accommodations.
- e. "*Owner*" means the owner of record as shown on the last equalized assessment roll or such owner's authorized agent.
- f. "*Rental Unit*" means a unit occupied by or intended for occupancy by other than the owner of the unit.

(Ord. #2008-532, § 1)

Sec. 6-8.7. - Rental Property—Residential Property Maintenance Standards.

- a.

Notwithstanding the ability of the City to enforce any applicable laws to include property maintenance standards pursuant to Section 6-8.3, any known rental unit which shows deficiency in at least four (4) subsections of Section 6-8.3, specifically a., b., c., d., e., f., g., j., k., l., and o., as determined by using a standard checklist of exterior maintenance standards approved by the City Manager and on file with the City Clerk, shall be subject to an interior inspection.

- b. Interior inspection shall be by standard interior checklist using housing quality standards and/or applicable interior residential standards common to rental property owners, approved by the City Manager and on file with the City Clerk pursuant to proper notice of inspection.

(Ord. #2008-532, § 1)

Sec. 6-8.8. - Rental Property—Notice of Inspection.

The building inspector, or his or her designee, shall (except for issues of safety) give a minimum of twenty-one (21) days advance written notice of the date and time of the inspection to the owner of the unit. Such notice shall provide the address and phone number where additional information concerning the inspection may be obtained. Notice to the unit's owner shall be mailed by first class mail to the owner's address as found within the owner's business license information or, if no business license is held, the last known address as it appears in the records of the county assessor and to the unit's occupants. Owners of units shall provide notice to tenants as prescribed by state noticing requirements.

(Ord. #2008-532, § 1)

Sec. 6-8.9. - Rental Property—Inspection Consent.

Owners shall make every effort to make units available, and to provide notice to all occupants requesting access as required by California Code, for City inspection. If owners or non-owner occupants do not consent to City entry for inspection pursuant to this Chapter, the Building Official may not force or otherwise attempt to gain entry except in accordance with a valid inspection warrant issued in accordance with applicable law.

(Ord. #2008-532, § 1)

Sec. 6-8.10. - Rental Property—Violations.

If an inspection of a unit or its premises, conducted pursuant to this Chapter, reveals any violations of applicable City ordinances or other laws relating to rental units, including the substandard housing provisions of the California and uniform codes contained in Chapter IX of the Villa Park Municipal Code, the violation must be cured within forty-five (45) days. If a good faith effort is made to complete the repairs, with progress noted, the City can allow additional time for compliance. The City may charge a re-inspection fee for the third and subsequent re-inspections. If it is determined a good faith effort to correct the problems, has not been made the City's code enforcement officials may seek any remedies permitted by law, including obtaining an inspection warrant pursuant to Section 1822.50 and following of the California Code of Civil Procedure, denial or revocation of a business license pursuant to Chapter XIII of the Villa Park Municipal Code, administrative citations pursuant to Article 1-8 of the Villa Park Municipal Code, abatement proceedings pursuant to Chapter XI of the Villa Park Municipal Code, as well as other civil or criminal proceedings.

(Ord. #2008-532, § 1)

Sec. 6-8.11. - Rental Property—Immediate Health and Safety threats.

Nothing in this Article shall limit the City's ability to inspect properties and issue citations for property-related conditions that may constitute an immediate health or safety threat.

(Ord. #2008-532, § 1)

Sec. 6-8.12. - Abandoned and Foreclosed Properties.

The property maintenance standards outlined in this Article shall apply with equal force and effect to abandoned or foreclosed property. The beneficiary/trustee who holds a deed of trust on property that has been abandoned or has been foreclosed shall be responsible for the upkeep of the property and compliance with this Article. The property shall be maintained in a secure manner so as not to be accessible to unauthorized persons. Secure manner includes, but is not limited to, the closure and locking of windows, doors, gates, and any other opening of such size that may allow a child to access the interior of the property and or structures(s).

(Ord. #2008-532, § 1)

ARTICLE 6-9. - LOUD PARTIES

Sec. 6-9.1. - Definitions.

The following words, phrases, and terms as used in this section shall have the meaning as indicated below:

"Large party", "gathering" or "event" is a group of persons who have assembled or are assembling for a social occasion or for a social activity.

"Host" is the person who owns the property where the party, gathering or event takes place; the person in charge of the premises and/or the person who organized the event. If the host is a minor, then the parents or guardians of that minor will be jointly and severally liable for the fee incurred for police services.

"Police officers" are any law enforcement officers providing police services to the City of Villa Park pursuant to contract, including, but not limited to, any representatives of the Orange County Sheriff's Department.

"Police services fee" is the cost to the City of any special security assignment. Such fee may be either a flat fee of five hundred dollars (\$500.00) or an itemized fee based on, but not limited to, salaries of police officers while responding to or remaining at the party, gathering or event, the pro-rata cost of equipment, the cost of repairing public equipment and property and the cost of any medical treatment of injured police officers.

"Special security assignment" is the assignment of police officers, services and equipment during a second or subsequent response to the party, gathering or event after the distribution of a written notice to the host that a fee may be imposed for costs incurred by the City for any subsequent police response.

(Ord. #96-137, § 1)

Sec. 6-9.2. - Initial Police Responses to Large Parties, Gatherings or Events—First Notice.

a.

When any police officer responds to any large party, gathering or event and that police officer determines that there is a threat to the public health, safety or general welfare, the police officer shall issue a written notice to the host or hosts and to the owner of the property if he is present that:

1. The disturbance violates this section;
 2. Unless they voluntarily stop, the police officer shall be required to take appropriate action to stop it, including arrest or citation of those violating the law; and
 3. If the police officer is required to spend additional manhours and/or use equipment after the first response to stop the disturbance, the owner and the occupant of the property may be charged the cost of such additional police officer manhours and equipment of five hundred dollars (\$500.00) or more.
- b. Said notice shall be given to the host or hosts and to the owner of the property, if he is present, in written form substantially as follows:

"NOTICE
FIRST RESPONSE-DISTURBANCE IN RESIDENTIAL AREA

This NOTICE OF VIOLATION given to

(Name) _____ (DOB) _____ at (Location) _____ on (Date) _____ at (Time) _____ is the result of a disturbance in a residential area in violation of Villa Park Municipal Code Article 6-9 et seq. /California Penal Code Section 407/California Penal Code Section 415 (delete inapplicable provision[s]).

If it is necessary for the Orange County Sheriff to respond a second or subsequent time to stop a disturbance at this location prior to 7:00 AM on (Date) _____ either the next day or the same day, depending on time of the first response, the owner of the property and the occupant of the property may be charged for all personnel and equipment costs incurred in such second and subsequent responses, of five hundred dollars (\$500.00) or more, and all violators of statutes or ordinances will be subject to arrest and/or citation.

(Signature of party to whom notice given)

(Signature of Deputy)."

(Ord. #96-437, § 1)

Sec. 6-9.3. - Subsequent Police Responses to Large Parties.

Gatherings or Events: Liability. If after a written notice is issued pursuant to Section 6-9.2, a subsequent police response or responses is necessary to the same location or address within a timely period, such response or responses shall be deemed a special security assignment. Persons previously warned shall be jointly and severally liable for a police services fee as defined in this section.

The amount of such fee shall be a debt owed to the City by the person or persons warned, and if he or she is a minor, the debt shall be owed by his or her parents or guardians. In no event shall the fee be less than five hundred dollars (\$500.00).

The City reserves its rights to seek reimbursement for actual costs exceeding five hundred dollars (\$500.00). In the event the City is required to institute any legal proceeding to recover such costs, it shall be entitled to additionally collect all costs, including attorney's fees, incurred as a result thereof.

The subsequent response may also result in the arrest and/or citation of violators of the State Penal Code or other regulations, ordinances or laws.

(Ord. #96-437, § 1)

Sec. 6-9.4. - Cost; Collection.

The police officer shall notify the City Manager in writing of the performance of a special security assignment, of the name and address of the responsible person or persons, the date and time of the incident, the services performed, the costs thereof and such other information as may be required. The City Manager shall thereafter cause appropriate billings to be made.

(Ord. #96-437, § 1)

Sec. 6-9.5. - Administrative Appeal.

The billing invoice shall notify the host that a hearing to present any evidence or argument challenging the invoiced amount or liability for any amount shall be available if such written request is received by the City Manager within ten (10) calendar days of the date the invoice is mailed.

If a written request for such hearing is received by the office of the City Manager within ten (10) calendar days of the date the invoice is mailed, the City Manager or his/her designee (who shall not have been involved in the underlying incident) shall conduct a hearing within twenty (20) calendar days after receipt of the written request, at a date set by the City Manager. Written notice of the hearing shall be mailed to the requestor at least ten (10) calendar days in advance of the hearing. The decision of the City Manager or his/her designee shall be final.

(Ord. #96-437, § 1)

