

ORDINANCE NO. 183272

An ordinance amending Sections 11.2.07(a), 11.2.08(a) and 11.2.02 of the Los Angeles Municipal Code extending the time for payment of the fine for an Administrative Citation and expanding the definition of "Continuing Violation" to include other than structural or zoning matters.

The City finds and declares the following:

WHEREAS, the City's Administrative Code Enforcement Program is an alternative method of enforcement for violations of the Los Angeles Municipal Code and its timely implementation is important to safeguard the public peace, health and safety; and

WHEREAS, adoption of this ordinance is important in order to ensure consistency with City Council prior action regarding the time for payment of an administrative citation fine and the definition of "continuing violation."

NOW, THEREFORE,

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Subsection (a) of Section 11.2.07 of the Los Angeles Municipal Code is amended to read as follows:

(a) **Pay the Fine.** Pay the Administrative Fine within twenty (20) calendar days after the notice of the Administrative Violation is sent to the Responsible Person.

1. Payment of the Administrative Fine waives the Responsible Person's right to the administrative hearing and appeal process as outlined in Sections 11.2.08 and 11.2.09, below.

2. Payment of an Administrative Fine shall not excuse or discharge a failure to correct an Administrative Violation, as defined in Subsection (b) of Section 11.2.03, nor shall it bar the Enforcement Officer or Issuing Department from taking any other enforcement action in response to an Administrative Violation; or

Sec. 2. Subsection (a) of Section 11.2.08 first paragraph of the Los Angeles Municipal Code is amended to read as follows:

(a) **Request for Initial Review and Administrative Hearing.** If the Responsible Person chooses to contest the Administrative Citation, the Responsible Person shall submit to the City Attorney a request to do so on an

official form provided by the City no later than twenty (20) calendar days after the notice of the Administrative Violation is sent to the Responsible Person. Said form, hereinafter referred to as a Request for Initial Review, shall notify the Responsible Person that an initial review regarding the validity of the Administrative Citation will be conducted prior to scheduling an administrative hearing and shall comply with the policy and procedures established by the City Attorney.

Sec. 3. The definition of "Continuing Violation" in Section 11.2.02 of the Los Angeles Municipal Code is amended to read as follows:

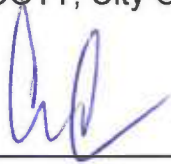
"Continuing Violation" means any Administrative Violation pertaining to a condition or matter, including but not limited to building, plumbing, electrical, or other structural or zoning matter that does not create an imminent hazard to health or safety. A Continuing Violation does not include an Administrative Violation that can be corrected by the Responsible Party through the immediate cessation or discontinuation of any prohibited activity or by the immediate implementation of a required activity as determined by the Issuing Department.

Sec. 4. Urgency Clause. Based on the findings set forth above, the Council adopts this ordinance as an urgency ordinance that is required for the preservation of the public peace, health and safety. Pursuant to Charter Section 253, this ordinance shall become effective upon publication.

Sec. 5. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, **by a vote of not less than three-fourths of all its members**, at its meeting of NOV 05 2014.

HOLLY L. WOLCOTT, City Clerk

By  Deputy

Approved NOV 10 2014


Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
DAVID MICHAELSON
Chief Assistant City Attorney

Date 10/24/14

File No. CF 14-0818