

**RESOLUTION NO. 2005-151**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
ESTABLISHING A SCHEDULE OF FINES FOR ISSUING ADMINISTRATIVE  
CITATIONS IN THE CITY OF ELK GROVE**

**WHEREAS**, the City Council of the City of Elk Grove (the "Council") on May 11, 2005 duly adopted Ordinance 19-2005, creating an administrative citation procedure;

**WHEREAS**, in Ordinance 19-2005 the Council declared its intent to adopt a resolution establishing a schedule of fines specifying the amount of citation fines to be contained in the Administrative Citation Form used by each City Department;

**WHEREAS**, the Council determines that a schedule of fines which tailors citation fines to each City Department enables each City Department to enforce, address and resolve the violations of code sections in a manner that is most efficient and effective for the City of Elk Grove and its citizens;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Elk Grove that:

Section 1. Recitals. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. Purpose. Except as specified below, Administrative Citations issued by City Departments shall adhere to the fine amounts and limits established in this resolution.

Section 3. Penalties – Interest. Any person who fails to pay a fine when due shall pay a penalty in the amount of ten percent (10%) of the fine. In addition to any penalties, any person who fails to pay a fine when due shall pay interest at the rate of one and one-half percent (1 ½ %) per month or portion thereof, of the fine (exclusive of penalties) from the date the fine is due.

Section 4. Effective Date. This Resolution shall take effect on June 10, 2005.

Section 5. Administrative Citation Schedule of Fines. The following schedule sets forth Administrative Citation amounts for violations of the Elk Grove Municipal Code. Each day, or portion thereof, that a violation continues constitutes a new violation. The fine schedules set forth below may be amended or modified at any time by the City Council.

## SCHEDULE OF FINES

City Department	Applicable City Code Sections	Fine Amount
Public Works	Chapter 15.12 (Stormwater)	\$1,000 per violation.
Public Works	Chapter 16.44 (Land Grading And Erosion Control)	\$100 per violation. (See EGMC § 16.44.360).
Public Works	Chapter 12.08 (Street Construction)	1 <sup>st</sup> violation: \$100; 2 <sup>nd</sup> violation of the same code section within one year: \$200; 3 <sup>rd</sup> violation of the same code section within one year: \$500
Building	Chapter 16.04 (Building) 16:24 (Plumbing Code); 16.28 (Electrical); 16.32 (Mechanical); 16.36 (Swimming Pools).	1 <sup>st</sup> violation: \$100; 2 <sup>nd</sup> violation of the same code section within one year: \$200; 3 <sup>rd</sup> violation of the same code section within one year: \$500
Community Enhancement	Chapters 16.18 (Nuisance); 16.20 (Substandard Dwellings); 16.22 (Dangerous Building Code); 16.23 (Boarding of Vacant Structures); Zoning Code	1 <sup>st</sup> violation: \$100; 2 <sup>nd</sup> violation of the same code section within one year: \$200; 3 <sup>rd</sup> violation of the same code section within one year: \$500
Planning	Chapter 20.02 (CEQA)	1 <sup>st</sup> violation: \$100; 2 <sup>nd</sup> violation of the same code section within one year: \$200; 3 <sup>rd</sup> violation of the same code section within one year: \$500
Departments/areas of enforcement not specifically identified above.	Code sections not specifically identified above.	Unless a different fine or penalty is specifically set forth by a specific code section, for any violation of any City Code section not identified herein, the following fine schedule shall apply, which fine may be imposed by the City Department having jurisdiction over the subject matter of the violation:  1 <sup>st</sup> violation: \$100; 2 <sup>nd</sup> violation of the same code section within one year: \$200; 3 <sup>rd</sup> violation of the same code section within one year: \$500

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove on this 25<sup>th</sup> day of May 2005.



DANIEL BRIGGS  
MAYOR of the CITY OF ELK GROVE

ATTEST:

  
PEGGY JACKSON, CITY CLERK

APPROVED AS TO FORM:

  
ANTHONY MANZANETTI  
CITY ATTORNEY

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-151**

STATE OF CALIFORNIA        )  
COUNTY OF SACRAMENTO    )       ss  
CITY OF ELK GROVE         )

**I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 25<sup>th</sup> day of May, 2005 by the following vote:**

**AYES 5:       COUNCILMEMBERS:       Scherman, Soares, Briggs, Leary, Cooper**

**NOES:        COUNCILMEMBERS:**

**ABSTAIN:    COUNCILMEMBERS:**

**ABSENT:     COUNCILMEMBERS:**



**Peggy E. Jackson, City Clerk  
City of Elk Grove, California**