

## Amendment A to CB 121006 Nuisance Property Update Ord

Sponsor: Councilmember Kettle

### Correct Error Related to New Penalty Levels

**Effect:** This amendment would correct a technical error. The Public Safety Committee approved an amendment to increase the penalties that can be assessed as part of enforcing the City's nuisance property regulations. The increases approved by the Committee are consistent with offsetting the impacts of inflation since 2009, when these penalties were first established. The approved amendment neglected to adjust the penalties in a second subsection of the code in which they are also referenced.

Amend Section 5 as follows:

### 10.09.080 Remedies

A. If the Court determines a property is a chronic nuisance property pursuant to this Chapter 10.09 the court may order any of the following: (1) order the person in charge to immediately abate nuisance activity from occurring on the property, (2) order that the Chief of Police shall have the right to inspect the property to determine if the court's orders have been complied with, (3) impose a penalty of up to ~~(((\$500))~~ \$750 per day against the person in charge for each day from the date the notice pursuant to subsection 10.09.030.A was issued until the Chief of Police confirms that the property is no longer a chronic nuisance property, (4) make any other order that will reasonably abate nuisance activities from occurring on the property, including authorizing the City to take action to abate nuisance activities from occurring upon the property if other court orders are not complied with or do not abate nuisance activity on the property and providing that the costs of such City action are to be paid for by the person in charge of the property. Any unpaid costs of abatement shall become a lien upon the property and may be collected by the City as authorized by law.

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B. If the court finds that an owner failed to take all reasonable steps requested in writing pursuant to Section 10.09.035, the court may impose a civil penalty up to ~~(((\$25,000))~~ \$37,500.