



Legislation Details (With Text)

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File created: 7/21/2020 **In control:** City Council/Public Financing Authority

On agenda: 8/3/2020 **Final action:** 8/3/2020

Title: Adopt Ordinance No. 4201 repealing Chapter 8.48 and adopting a new Chapter 8.48 of the Huntington Beach Municipal Code (HBMC) relating to Public Nuisance Abatement of Abandoned, Wrecked, Dismantled or Inoperative Vehicles
Approved for introduction July 20, 2020 - Vote: 7-0

Attachments: 1. Att#1 Ordinance 4201, 2. Att#2 Legislative Draft Adopting New 8.48, 3. Att#3 Legislative Draft Repealing 8.48, 4. PPT- HBMC 8.48

Date	Ver.	Action By	Action	Result
8/3/2020	1	City Council/Public Financing Authority	approved	Pass

REQUEST FOR CITY COUNCIL ACTION

SUBMITTED TO: Honorable Mayor and City Council Members

SUBMITTED BY: Oliver Chi, City Manager

PREPARED BY: Ursula Luna-Reynosa, Director of Community Development

Subject:

Adopt Ordinance No. 4201 repealing Chapter 8.48 and adopting a new Chapter 8.48 of the Huntington Beach Municipal Code (HBMC) relating to Public Nuisance Abatement of Abandoned, Wrecked, Dismantled or Inoperative Vehicles
Approved for introduction July 20, 2020 - Vote: 7-0

Statement of Issue:

Code Enforcement often receives requests for service from the community regarding inoperable and abandoned vehicles on private property. There is a need to amend Huntington Beach Municipal Code Chapter 8.48 Inoperable Vehicles to update the process for abatement of Inoperable and Abandoned Vehicles consistent with the California Vehicle Code. If adopted by the City Council, the proposed amendment will enable the Code Enforcement Division to be more responsive to the citizens of Huntington Beach and improve the City's enforcement actions.

Financial Impact:

Not applicable.

Recommended Action:

Adopt Ordinance No. 4201, "An Ordinance of the City of Huntington Beach Repealing Chapter 8.48 and Adopting New Chapter 8.48 of the Huntington Beach Municipal Code Relating to Public Nuisance Abatement of Abandoned Vehicles."

Alternative Action(s):

Do not approve the recommended action and direct staff accordingly.

Analysis:

Since Chapter 8.48 of the Huntington Beach Municipal Code was originally adopted, updates to the California Vehicle Code relating to the process for the abatement of inoperable vehicles have been passed by the State. As the Community Development Department Code Enforcement Division works to modernize the City's processes, the need to update this code chapter has become necessary.

If the proposed amendment is adopted by the City Council, the Code Enforcement Division will be able to cause the abatement by removal of inoperable vehicles on private property, thereby enhancing the City's enforcement actions.

On an annual basis, Code Enforcement receives an average of 170 reported violations of abandoned and inoperable vehicles on private properties. The current process involves the issuance of a Notice of Violation, Final Notice, three different levels of civil citations, and further review by the City Attorney's Office for other legal remedies. The entire duration of this process can take three (3) to five (5) months before an abandoned and inoperable vehicle violation is fully resolved. The proposed amendment provides a more efficient process for resolving these types of violations.

Environmental Status:

The proposed Huntington Beach Municipal Code amendments are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061 (b) (3) of the CEQA Guidelines because there is no potential for the amendments to have a significant effect on the environment.

Strategic Plan Goal:

Enhance and maintain high quality City services

Attachment(s):

1. Ordinance 4201 amending Chapter 8.48 relating to Inoperable Vehicles
2. Legislative Draft - Chapter 8.48 - New
3. Legislative Draft - Chapter 8.48 - Repealing