

ORDINANCE NUMBER 1402

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING SECTION 1.04.010 OF THE PERRIS MUNICIPAL CODE TO ADD THE DEFINITION OF “RESPONSIBLE PARTY”

WHEREAS, the City Council of the City of Perris has adopted definitions as set forth in Section 1.04.010 of the Perris Municipal Code (“PMC”); and

WHEREAS, PMC Section 1.04.010 currently does not include a definition for “Responsible Party”; and

WHEREAS, the current version of the PMC uses the phrase “Responsible Party” in a variety of contexts, including property compliance provisions; and

WHEREAS, it is important, in terms of principles of good government, transparency, and due process, to provide clarity to the public on what the PMC states; and

WHEREAS, the definition set forth herein is common to many cities throughout Southern California, as it provides certainty to the public and flexibility for code compliance purposes, consistent with the City’s policy priorities in promoting and protecting a high quality of life for residents, business, and visitors; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

Section 1. Recitals Incorporated. The City Council finds the above recitals are true and correct and incorporated herein by this reference.

Section 2. New Definition Added to Section 1.04.010. Section 1.04.010 of the Perris Municipal Code is hereby amended to include the definition of “Responsible Party,” in the appropriate place, in alphabetical order, to read in its entirety as follows:

“Responsible Party. The term “responsible party” means the person, people, or entity who a city official believes is causing, performing, or permitting to exist or otherwise maintaining a public nuisance and includes the owner of the real property involved and any tenant, occupant or user thereof, or any other person in real or apparent charge or control of said real property.”

Section 3. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declare that they would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

