

correction / changes to  
Patrick's most recent  
version of Ordinance

Deb Vogt's comments for the Minor Offenses Ordinance, February 4, 2016

General Comments: I would strongly prefer to see new section get a new number. The old section can just say "repealed."

p. 1 Section 3 – Eff. Date --- Change?

p.1 Section 4

1.24.010 B– (technical) "which" should be "that"

1.24.010C – "each act each day" -- I would delete entirely and set out specifically in any place that it is wanted.

p.2 1.24.020 enforce by "police on information from" - says "such" enforcement officers – who?

p.2 1.24.040 Penalty "may not exceed" but also "may not be reduced." Mean charging officer may reduce, but not court?

p. 15 Section 8.

05.20.020 [very technical] "Violation a minor offense" – "minor offense" should be underlined.

.. "in the amount of \$100 each month <sup>should we add?</sup> or part thereof (?) ... business operates without a license, "or in violation of the license." Comment: section deals only with violation of 5.02, the chapter which requires a license. Don't think there are "terms" of a license – either you have it or you don't.  
*are there terms of a license?*

p. 16 Section 10

5.04.150 take out "each such" person, replace with "a" person who violates a provision of this chapter "or a provision of any permit issued under this chapter" Comment: this gives administrative personnel authority to make laws that cause fines – Admin. people making laws? *see attachment*

-- commits a separate offense for each and every day [violate provision of permit]  
DISCUSS [same is true of 5.04.140 – "or condition of permit."] *Look at TAB recommendations \**

p. 19 Section 18 – [technical] Says it amends 8.18.090, but in fact amends 8.18.080.

~~8.18.080 D [smoking, both individual and premises]: "Each day separate violation" – I think OK.~~  
~~Add "After notice"??~~

p. 19 Section 19 [smoking]

8.18.090 Enforcement – Manager or designee????

*remove all instances  
of mgr or designee*

p. 20 [is Section 20] – Bear attraction

8.20.040. Each and every day, after notice, .... separate offense. [I think OK]

P. 25 Section 25 [motor vehicles] – Section repeals bunch (16 or so) chapters in Title 10. Including chapter 8. Section 26 adopts a new Chapter 8. I think should use different numbers to avoid confusion – e.g. “new chapter 9.” *make a new chapter*

p. 29 [continuation of Section 34 – sewer connections within 30 days unless extended for good cause]

13.08.100. Failure to connect – “each day separate violation” – is this realistic for something that requires construction?? Each week??

p. 29 Section 35

13.08.270 Connection without permit.

Each day a separate violation == Appropriate? Each week? Knowingly?

*each week is good*

p. 30 Section 38:

“Amendment of Section “ – should it say “repeal of section?”

p. 30 Section 40: [Fire regulations]

15.04.020 Enforcement: Fire department, manager or designee, or police may enforce.

p. 30, 31, Section 42 [

15.20.020 Penalty [fire provisions]

B. Each day separate violation.

*Mike will ask Greg  
see attachment*

[Did not address Title 18 – PC needs to? Did? Not sure what committee wants as far as enforcement. Title currently specifies that manager enforces many of the provisions.]