

ORDINANCE NO. 024-30

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE GLENDALE CITY CODE, CHAPTER 19 (LANDSCAPING), SECTION 19-8 (PENALTIES) AND SETTING FORTH AN EFFECTIVE DATE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the Glendale City Code Chapter 19 (Landscaping), is amended by striking existing language under Section 19-8 (Penalties) and adding language that better aligns with other enforcement sections of the code as follows;

GLENDALE CITY CODE CHAPTER 19

Sec. 19-8 Penalties

~~Any person in control of any premises who fails to correct a violation of this chapter within thirty (30) days after notice thereof by the director shall be liable to the city for a civil fine in the amount of one thousand dollars (\$1,000.00) for each and every day beyond such thirty-day period for which the violation remains uncorrected. The city attorney shall collect such fines by complaint filed in the city court pursuant to the procedures prescribed in the city charter.~~

(a) The provisions of this chapter shall only apply to conditions that are visible to a person standing at ground level beyond the boundaries of the lot except where the city determines that the conditions are or are likely to become a threat to the public health or safety or where the conditions are so severe they are or are likely to become a nuisance to a neighborhood.

(b) A violation of any of the provisions of this chapter shall be considered to be a public nuisance. The city may elect to proceed either civilly or criminally against any person who is found to be responsible for causing, permitting, facilitating, or aiding or abetting any violation of any provision of this chapter.

(c) Any Code compliance inspector or police officer that observes a violation of any of the provisions of this chapter is empowered to issue a citation to the alleged violator. Prior to issuing a citation, the Code compliance inspector or police officer may, in his/her discretion, issue a written notice of violation. If the violation is not remedied within the time frame specified in the notice of violation, a citation may be issued.

(d) Jurisdiction of all proceedings to enforce the provisions of this section shall be in the Municipal Court of the City of Glendale.

(e) Civil actions to enforce this section may be adjudicated by a judge or a court hearing officer.

(f) The Municipal Court of the City of Glendale shall have jurisdiction to issue orders permitting the city to abate conditions that constitute a violation of the provisions of this section.

(Signatures on following page)

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 10th day of September, 2024.

Mayor Jerry P. Weiers

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

REVIEWED BY:

Kevin R. Phelps, City Manager