

ORDINANCE NO. 367

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MOORPARK, CALIFORNIA, AMENDING SECTION 9.32.060.B OF CHAPTER 9.32, SOCIAL HOST, OF TITLE 9, PUBLIC PEACE, MORALS AND WELFARE, OF THE MOORPARK MUNICIPAL CODE

WHEREAS, the City Council adopted Ordinance No. 338, at a regular meeting on October 20, 2006, which added Chapter 9.32, Social Host, to the Moorpark Municipal Code; and

WHEREAS, Section 9.32.060.B should be amended to remove the specific fine amount for issuance of an administrative citation for any violation of Chapter 9.32, and permit such fine to be adopted by City Council resolution.

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

SECTION 1. Section 9.32.060.B of Chapter 9.32 of Title 9 of the Moorpark Municipal Code is hereby amended in its entirety to read as follows:

“B. Notwithstanding any provision of Chapter 1.16 to the contrary, the city may issue an administrative citation for any violation of this chapter, with a fine amount as set by city council resolution, which fine amount shall be in addition to any recovery of response costs that might be imposed under Section 9.32.070.”

SECTION 2. If any section, subsection, sentence, clause, phrase, part or portion of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses, phrases, parts or portions be declared invalid or unconstitutional.

SECTION 3. This ordinance shall become effective thirty (30) days after its passage and adoption.

SECTION 4. The City Clerk shall certify to the passage and adoption of this ordinance; shall enter the same in the book of original ordinances of said City; shall make a minute of the passage and the adoption thereof in the records of the proceedings of the City Council at which the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause the same to be published once in the Moorpark Star a newspaper of general circulation, as defined in

Section 6008 of the Government Code, for the City of Moorpark, and which is hereby designated for that purpose.

PASSED AND ADOPTED this 16th day of January, 2008.

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Patrick Hunter, Mayor

ATTEST:

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Deborah S. Traffenstedt, City Clerk