

**RESOLUTION NO. 2023-100**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA, AMENDING THE ADMINISTRATIVE PENALTIES SCHEDULE FOR VIOLATIONS OF THE CORONA MUNICIPAL CODE.**

**WHEREAS**, California Government Code Section 53069.4 authorizes cities to impose and collect administrative fines and penalties for violations of any of its codes and ordinances; and

**WHEREAS**, the City Council of the City of Corona (“City Council”) has adopted an ordinance for the imposition, enforcement, review and collection of administrative penalties for violations of the Corona Municipal Code (“CMC”), which is codified in Sections 1.08.110 through 1.08.190 of the CMC; and

**WHEREAS**, Section 1.08.140 of the CMC provides that the amount of administrative penalties imposed for violations of the CMC shall be established by resolution of the City Council; and

**WHEREAS**, on April 6, 2022, the City Council adopted Resolution No. 2022-024, approving the most recent version of Administrative Penalties Schedule for violations of the CMC; and

**WHEREAS**, on October 18, 2023, the City Council conducted first reading of Ordinance No. 3381 which amended Chapter 5.55 of the CMC to prohibit short-term residential rentals within the City; and

**WHEREAS**, on October 18, 2023, the City Council also conducted first reading of Ordinance No. 3383, which established an amortization schedule and operational requirements for legal nonconforming short-term residential rental units; and

**WHEREAS**, CMC Section 5.55.050 authorizes the imposition of administrative penalties for violations of the provision of CMC Chapter 5.55 or Ordinance No. 3383; and

**WHEREAS**, the City Council now desires to amend the Administrative Penalties Schedule to establish the penalties for violations of CMC Chapter 5.55 and/or Ordinance No. 3383; and

**WHEREAS**, except as otherwise provided in the Administrative Penalties Schedule, the amount of an administrative penalty to be imposed for any violation of the CMC and assessed by means of an administrative citation pursuant to Chapter 1.08 of the CMC shall be: (1) \$100 for the first occurrence of a violation; (2) \$200 for the second occurrence of the

same violation within a twelve (12) month period; and (3) \$500 for each additional occurrence of the same violation within a twelve (12) month period; and

**WHEREAS**, the City Council wishes to establish the amount of an administrative penalty to be imposed for any violation of CMC Chapter 5.55 and/or Ordinance No. 3383 and assessed by means of an administrative citation pursuant to Chapter 1.08 of the CMC to be: (1) \$1,500 for the first occurrence of a violation; (2) \$3,000 for the second occurrence of the same violation within a twelve (12) month period; and (3) \$5,000 for each additional occurrence of the same violation within a twelve (12) month period;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORONA, CALIFORNIA, AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct, and incorporated herein by reference.

**SECTION 2.** The City Council hereby adopts the Administrative Penalties Schedule set forth in Exhibit “A” attached hereto and incorporated herein. The amount of an administrative penalty to be imposed for any violation of the CMC and/or Ordinance No. 3383 and assessed by means of an administrative citation pursuant to Chapter 1.08 of the CMC shall be as provided for in the Administrative Penalties Schedule. Nothing in this Resolution shall be interpreted to limit or otherwise restrict the amount of a fine or penalty that the City is entitled to impose or collect under applicable federal, state or local laws, rules or regulations outside of its administrative penalties enforcement process codified in Sections 1.08.110 through 1.08.190 of the CMC.

**SECTION 3.** By adoption of this Resolution, all prior resolutions related to the establishment of administrative penalties for violations of the CMC shall be deemed repealed, including, without limitation, Resolution 2022-024 approved on April 6, 2022.

**SECTION 4.** The Mayor shall sign this Resolution and the City Clerk shall attest thereto, and this Resolution shall take effect and be in force on the date that Ordinance Nos. 3381 and 3383 becomes effective.

**PASSED, APPROVED, AND ADOPTED** this 18<sup>th</sup> day of October 2023.

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Mayor of the City of Corona, California

ATTEST:

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City Clerk of the City of Corona, California

CERTIFICATION

I, Sylvia Edwards, City Clerk of the City of Corona, California, do hereby certify that the foregoing Resolution was regularly introduced and adopted by the City Council of the City of Corona, California, at a regular meeting thereof held on the 18<sup>th</sup> day of October 2023 by the following vote of the Council:

AYES:

NOES:

ABSENT:

ABSTAINED:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Corona, California, this 18<sup>th</sup> day of October 2023.

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Sylvia Edwards, City Clerk

(SEAL)

**EXHIBIT “A”**

CITY OF CORONA ADMINISTRATIVE PENALTIES SCHEDULE						
<u>CORONA</u> MUNICIPAL CODE (CMC) PROVISION	DESCRIPTION	INFRACTION VIOLATION	MISDEMEANOR VIOLATION	FIRST OFFENSE	SECOND OFFENSE	EACH ADDITIONAL OFFENSE (12 MONTH PERIOD)
<u>UPDATED: 10-18-23 (RESO 2023-100)</u>						
<u>CMC 5.44</u>	Garage Sale permit required/regulations	X		\$25	\$50	\$100
<u>CMC 5.55 and/or Ordinance No. 3383</u>	<u>Short-term residential rental units</u>		<u>X</u>	<u>\$1,500</u>	<u>\$3,000</u>	<u>\$5,000</u>
CMC 8.32.030(H)	Property maintenance regulations/Trash & recycling containers	X		\$35	\$100	\$200
CMC 9.17	Host Obligations	X	X	\$250	\$500	\$1000
CMC 9.19 (& other CMC provisions)	<del>Marijuana-Cannabis</del> Businesses		X	\$1,000	\$1,000	\$1,000
CMC 9.31	Graffiti Prevention		X	\$1,000	\$1,000	\$1,000
CMC 9.33.020	Fireworks prohibited – “safe & sane”		X	\$1,000	\$1,000	\$1,000
CMC 9.33.020	Fireworks prohibited – ”dangerous”		X	\$1,000	\$2,000	\$5,000
CMC 13.08	Public Sewerage System Waste Regulations		X	\$1,000	\$2,000	\$5,000
CMC 13.14.170	Water Theft		X	\$130	\$700	\$1,300
All Others	- - -	X	X	\$100	\$200	\$500