

**Article 2: Code Enforcement
Judicial and Administrative Remedies**

Division 7: Summary Abatement
(“*Summary Abatement*”
added 8-10-1993 by O-17956 N.S.)

§12.0701 Summary Abatement

Division 7 of Article 2 of Chapter 1 of this Code governs the procedures relating to summary abatement of public nuisances.

(“*Summary Abatement*” *added 8-10-1993 by O-17956 N.S.*)

§12.0702 Authority

(a) Whenever a Director determines that an imminent life safety hazard exists that requires immediate correction or elimination, the Director may exercise the following powers without prior notice to the Responsible Person:

- (1) Order the immediate vacation of any tenants and prohibit occupancy until all repairs are completed; or
- (2) Post the premises as unsafe, substandard or dangerous; or
- (3) Board, fence or secure the building or site; or
- (4) Raze and grade that portion of the building or site to prevent further collapse and remove any hazard to the general public; or
- (5) Make any minimal emergency repairs as necessary to eliminate any imminent life safety hazard; or
- (6) Take any other action as appropriate under the circumstances.

(b) A Director is also authorized to exercise any summary abatement powers listed in this section to remove items placed or stored on City property, sidewalks or public rights-of way.

(Renumbered from Sec. 13.0306, retitled to “Authority” and amended 8-10-1993 by O-17956 N.S.)

(Amended 2-26-2007 by O-19579 N.S.; effective 3-28-2007.)

§12.0703 Procedures

- (a) A Director shall pursue only the minimum level of correction or abatement as necessary to eliminate the immediacy of the hazard. Costs incurred by the City during the summary abatement process shall be assessed and recovered against the Responsible Person through the procedures outlined in Section 12.0606 of Division 6 of this Chapter.
- (b) The Director may also pursue any administrative or judicial remedy to abate any remaining public nuisance.
(“Procedures” added 8-10-1993 by O-17956 N.S.)