

ORDINANCE NO. 2006-071

Adopted by the Sacramento City Council

November 14, 2006

AMENDING SECTIONS 8.04.390, 8.04.400, 8.96.330 AND 8.96.340 OF THE SACRAMENTO CITY CODE REGARDING THE MAKING OF PROTESTS AND OBJECTIONS TO RECOVERY OF COST OF NUISANCE ABATEMENT AND COST OF REPAIR, DEMOLITION AND SECURING OF BUILDINGS AND STRUCTURES

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 8.04.390 of the Sacramento City Code is amended to read as follows:

8.04.390 Report transmitted to delinquency lien hearing officer.

Upon receipt of the report prepared pursuant to Section 8.04.380 of this chapter, the city clerk shall transmit it to a delinquency lien hearing officer appointed by the city manager for consideration. The delinquency lien hearing officer shall fix a schedule for hearing the report, and any protests or objections thereto. The department head shall cause notice of the hearing scheduled before the delinquency lien hearing officer to be mailed at least thirty (30) days prior to the date of the scheduled hearing to the address of the owner as shown on the last equalized assessment roll or such other address of the owner as may be known to the department head. The notice shall state that all protests or objections shall be filed in accordance with section 8.04.400 of this chapter.

SECTION 2.

Section 8.04.400 of the Sacramento City Code is amended to read as follows:

8.04.400 Making of protests and objections.

Any owner of affected property may file a written protest or objection with the Code Enforcement Department at least ten (10) days before the date specified in the notice given pursuant to Section 8.04.390 of this chapter. Each written protest or objection must contain a description of the property and the grounds of the protest or objection. The Code Enforcement Department shall endorse on every such protest or objection the date it was received. The Code Enforcement Department shall present such protests or objections to the delinquency lien hearing officer at the time set for the hearing, and no other protests or objections shall be considered. Any protests or objections not filed in writing at least ten (10) days prior to the date set for the hearing, and for which City staff is not prepared to

address, shall be continued to the date of a future hearing for consideration by the delinquency lien hearing officer.

SECTION 3.

Section 8.96.330 of the Sacramento City code is amended to read as follows:

Upon receipt of the report, the city clerk shall present it to the housing board for consideration. The housing board shall fix a time, date and place for hearing the report, and any protests or objections thereto. The city clerk shall cause notice of the hearing to be mailed by certified mail, postage prepaid, addressed to the persons entitled to notice pursuant to subsection C of Section 8.96.130 of this chapter as their names and address appear on the last equalized roll of the county, if such so appears, or as know to the clerk. Such notices shall be mailed at least thirty (30) days prior to the date set for the hearing and shall specify the day, hour, and place when the housing board will hear and pass upon the engineer's report, together with any objections or protests which may be filed as hereinafter provided by any person interested in or affected by the proposed charge. All costs associated with serviced of the notice shall be added to total expenses to be reviewed by the housing board.

SECTION 4.

Section 8.96.340 of the Sacramento City Code is amended to read as follows:

8.96.340 Making of protests and objections.

Any person interested in or affected by the proposed charge may file written protests or objections with the Code Enforcement Department at least ten (10) days prior to the time set for the hearing on the report of the engineer. Each written protest or objection must contain a description of the property in which the signer thereof is interested and the grounds of such protest or objection. The Code Enforcement Department shall endorse on every such protest or objection the date it was received. The Code Enforcement Department shall present such protests or objections to the housing board at the time set for the hearing, and no other protests or objections shall be considered. Any protests or objections not filed in writing at least ten (10) days prior to the date set for the hearing on the report of the engineer, and for which City staff is not prepared to address, shall be continued to the date of a future hearing on such reports for consideration by the housing board.

Adopted by the City of Sacramento City Council on November 14, 2006 by the following vote:

Ayes: Councilmembers, Cohn, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Vice Mayor Fong.

Noes: None.

Abstain: None.

Absent: Mayor Fargo.

Attest:


Shirley Concolino, City Clerk


Robert King Fong, Vice Mayor

Passed for Publication October 31, 2006
Published on November 3, 2006
Effective November 14, 2006