

ORDINANCE No. 991

ORDINANCE ADOPTING THE REDLANDS ORDINANCE CODE AND ADOPTING GENERAL PROVISIONS APPLICABLE THERETO, INCLUDING PROVISIONS FOR THE PUNISHMENT OF VIOLATIONS THEREOF.

The City Council of the City of Redlands, does ordain as follows:

Section 1. ADOPTION OF ORDINANCE CODE: AUTHORITY. That certain document entitled Redlands Ordinance Code, 3 copies of which are on file in the office of the City Clerk, is hereby adopted as authorized by Article 2 of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code of the State of California.

Section 2. DESCRIPTION, PURPOSE OF CODE. Said Ordinance Code is a codification of existing ordinances of the City of Redlands. The purpose of said Code is to make the provisions of said ordinances readily available to City officials and personnel and to the general public, in the form of a reference book.

Section 3. ADOPTION OF GENERAL PROVISIONS. The following General Provisions applicable to said Code are hereby adopted as a part of said Code:

GENERAL PROVISIONS

Section 0011 — General.
Section 0111 — Effect of Code.
Section 0210 — Construction.
Section 0311 — Enforcement.
Section 0411 — Notices.
General

Section 0011. TITLE OF CODE. This Code shall be known as the "Redlands Ordinance Code."

Section 0012. CITING IN PROSECUTIONS. In any prosecution for the violation of any provision of this Code, it shall be sufficient to refer to the Code as the "Redlands Ordinance Code."

Section 0013. AMENDATORY ORDINANCES. Any ordinances adding to, amending or repealing this Code may be designated as an ordinance adding to, amending or repealing the "Redlands Ordinance Code."

Effect of Code

Section 0111. FORMER ORDINANCES. The provisions of this Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as restatements and continuations thereof and not as new enactments.

Section 0112. MATTERS OF RECORD. This Code shall not affect deposits or other matters of record which refer to, or are otherwise connected with, ordinances which are therein specially designated by number or otherwise and which are included in the Code; but such references shall be construed to apply to the corresponding provisions of the Code.

Construction

Section 0210. DEFINITIONS. As used in this Code, unless a different meaning is apparent from the context or is specified elsewhere in the Code:

Section 0210.1 "CITY" means the City of Redlands, California.

Section 0210.2 "COUNCIL" means the City Council of this City.

Section 0210.3 "OATH" includes affirmation.

Section 0210.4 "PERSON" means and includes natural person of either sex, firm, association, copartnership and corporation, whether acting by themselves or by a servant, agent or employee.

Section 0210.5 "SECTION," "ARTICLE," "CHAPTER" AND "DIVISION" mean, respectively, Section, Article, Chapter and Division of this Code.

Section 0210.6 "SHALL" AND "MUST" are mandatory; and "MAY" is permissive.

Section 0210.7 "WRITTEN" includes every form of legible recording.

Section 0211. UNDEFINED WORDS. Words and phrases not defined in this Code are construed according to the approved usage of the language.

Section 0212. NUMBER. The singular number includes the plural, and the plural the singular.

Section 0212.1 GENDER. Words used in the masculine gender include the feminine and neuter.

Section 0212.2 TENSE. Words used in the present tense include the future.

Section 0213. HEADINGS. Division, Chapter, Article and section headings contained herein shall not govern, limit, modify or affect the scope, meaning or intent of the provisions of this Code.

Section 0214. TERRITORIAL LIMITATION. This Code shall refer only to the omission or commission of acts within the territorial limits of the City of Redlands and that territory outside of this City over which the City has jurisdiction or control by virtue of the Constitution, or any law, or by reason of ownership or control of property.

Section 0215. LOCAL SIGNIFICATION. All references in this Code to places, acts, persons or things and all else in relation to this Code shall be construed to mean that the same are applicable to this City, whether the City is mentioned in each particular section or not.

Section 0216. TITLES. The use of the title of any officer, employee, office, department, board, commission or ordinance shall mean such officer, employee, office, department, board, commission or ordinance of the City of Redlands, unless otherwise designated.

Section 0217. PARTIAL INVALIDITY. If any Chapter, Article, section, sentence, clause or portion of this Code is for any reason held to be invalid or unconstitutional by any court, such portion shall be deemed a separate, distinct and independent provision and

such holding shall not affect the validity of the remaining portions thereof.

Section 0218. EFFECTIVE, JUST INTERPRETATION. The provisions of this Code and all proceedings under it are to be construed to effect its object and to promote justice.

Enforcement

Section 0311. VIOLATION: MISDEMEANOR. Any person who violates or willfully fails to comply with any provision of this Code is guilty of a misdemeanor.

Section 0312. CONTINUING VIOLATION. Each person, firm or corporation shall be deemed guilty of a separate offense for each day or portion thereof during which any violation of any provision of this Code is committed, continued or permitted by such person, firm or corporation, and shall be punishable therefor as herein provided.

Section 0313. PENALTY. Any person convicted of a misdemeanor under the provisions of this Code (unless otherwise provided herein) shall be punishable by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail or in the San Bernardino County Jail for a period of not more than six (6) months, or by both such fine and imprisonment.

Section 0314. ABATEMENT OF NUISANCE. Whenever a public nuisance is maintained or exists in this City, either under general law or defined to be such under this Code, it shall be the duty of the police of this City, and they are hereby authorized and empowered to summarily abate the same by removal, destruction or abatement of the act or thing constituting such nuisance.

Notices

Section 0411. SERVICE OF NOTICES. Whenever a notice is required to be given under this Code (unless different provisions are otherwise specifically made herein) such notice may be given either by personal delivery thereof to

the person to be notified or by deposit in the United States mail, in a sealed envelope, postage prepaid, addressed to such person to be notified, at his last known business or residence address as the same appears in the public records pertaining to the matters to which such notice is directed. Service by mail shall be deemed to have been completed at the time of deposit in the post office.

Section 0412. PROOF OF SERVICE. Proof of giving any notice may be made by the certificate of any officer or employee of this City or by affidavit of any person over the age of eighteen (18) years, which shows service in conformity with this Code or other provisions of law applicable to the subject matter concerned.

Section 4. REPEAL. All portions of any ordinance of the City inconsistent with the foregoing General Provisions, to the extent of such inconsistency and no further, are hereby repealed.

Section 5. EFFECT UPON PROSECUTIONS. Prosecution for violation of ordinance committed prior to the effective date of this Ordinance shall not be affected by this ordinance or by said Code.

Section 6. EFFECT UPON LICENSES, PENALTIES. The adoption of said Code shall not be construed as a waiver of any license or penalty due and unpaid under any ordinance at the effective date of the Code; nor shall such adoption be construed as affecting any provision of such ordinance relating to the collection of any such license or penalty or the penal provisions applicable to the violation thereof.

Section 7. EFFECT UPON BONDS, DEPOSITS. The adoption of said Code shall not affect the validity of any bond or cash deposit required to be posted, filed or deposited pursuant to such ordinance; and all rights and obligations thereunder shall continue in full force and effect.

Section 8. STATE SALES AND USE TAX LAW. All of the provisions of the "Sales and Use Tax Law" (being Part 1 of Division 2 of the Revenue and Taxation Code of the State of California), as amended and in force and effect on October 1, 1951, except sections 6051, 6052, 6053, 6055, 6057, 6058, 6059, 6070, 6071, 6201 to 6204, 6207, 6226, 6241 to 6245, 7052, 7036, 7101, 7102, 7151, 7152, and 7153, and rules and regulations of the State Board of Equalization pertaining to the interpretation, administration and enforcement of said Sales and Use Tax Law, having been incorporated by reference in Ordinances Nos. 936 and 937, are likewise referred to and incorporated in Chapters 24 and 25 of said Ordinance Code, said Chapters being a codification and continuation of said ordinances.

Section 9. EFFECTIVE DATE. This Ordinance, and the Redlands Ordinance Code adopted hereby, shall be in force and take effect on July 7, 1953.

Section 10. The City Clerk shall certify to the passage of this Ordinance and shall cause the same to be published once in the Redlands Daily Facts, a daily newspaper hereby designated for that purpose.

JOHN H. ELKINS,
Mayor of the City of
Redlands, California.

Attest:

H. R. WHALEY,

City Clerk.

I do hereby certify that the foregoing ordinance was duly adopted at a regular meeting thereof held on the 7th day of June, 1953, by the following vote:

AYES: Councilmen Osburn, Romo, Anderson and Mayor Elkins.

NOES: None.

ABSENT: Councilman Mortan.

H. R. WHALEY,
City Clerk.

(SEAL)