

§ 11.20.140 EMERGENCY ACTION TO ABATE AN IMMINENT HAZARD.

(A) Notwithstanding any provision of the Menifee Municipal Code to the contrary, the Police Chief, the Fire Chief, health official, and/or the Building Official, or any of their designees, may cause a public nuisance to be summarily abated if it is determined that the nuisance creates an imminent hazard to a person or persons, or to other real or personal property.

(B) Prior to abating a nuisance that creates an imminent hazard, the official designated in subsection (A) of this section shall attempt to notify a responsible person by telephone or in writing of the imminent hazard and request its abatement by said person; provided, however, that the city official may dispense with any attempt at prior notification of a responsible person if, in the sole discretion of the city official, the nature, or the severity of the hazard does not reasonably allow for such prior notification. If notice has been so given but, in the sole discretion of the city official, the responsible person fails to take immediate and meaningful steps to abate the imminent hazard, the city may cause the abatement of the nuisance without further notice, and charge the costs and fees thereof to the responsible person.

(C) Within ten business days following the conclusion of emergency action by the city to abate an imminent hazard, the city shall serve any responsible person with a notice of emergency abatement by the same manner set forth in section 11.20.070.

(D) A notice of emergency abatement of an imminent hazard shall contain, to the extent available, the following provisions:

(1) The name of all known responsible persons who are being served with the notice of emergency abatement by the city of an imminent hazard and the location or the address of the real property on which the imminent hazard was present.

(2) A brief description of the condition(s) and reasons why it constituted an imminent hazard.

(3) A brief description of the law prohibiting or pertaining to the imminent hazard.

(4) A brief description of the actions the city took to abate the imminent hazard.

(E) The city shall be entitled to recover all of its fees and costs (incidental or otherwise) for the abatement of an imminent hazard. In such instances, the city shall follow the procedures set forth in this chapter.

(Ord. 2018-254, passed 12-5-2018)