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Title 11 Vehicles & Traffic

- **Chapter 040 Speed Limits**

- **Section 010 Twenty-Five Mile Limit Established**

A prima facie speed limit of twenty-five miles per hour is determined, declared and established upon the following-described county highways:

A.

Road: County Road VV

From: A point 600 feet north of County Road 16

To: County Road 16

Road: County Road 16

From: County Road 16 A point 660 feet east of County Road VV

To: County Road VV

Road: Colusa Street

From: State Route 162

To: North to End

Road: 1st Street

From: State Route 162

To: Garden Street

Road: 2nd Street

From: State Route 162

To: Co. Road 49-1/2

Road: 3rd Street

From: State Route 162

To: Co. Road 49-1/2

Road: 4th Street
From: State Route 162
To: Co. Road 49-1/2

Road: 5th Street
From: State Route 16
To: Co. Road 49-1/2

Road: Co. Rd. 49-1/2
From: Colusa Street
To: East to End

Road: Garden Street
From: County Road 99
To: 1st Street

Road: Cherry Street
From: Colusa Street
To: 1st Street

Road: County Road G
From: Intersection of County Road 200
To: North Canella Drive

Road: Canella Drive
From: County Road G
To: County Road G

B. On all county roads included within the Hamilton Townsite as shown on the map filed in the office of the recorder of the county, in Book 1 of Maps and Surveys at page 163, said roads named as follows: First Street, Second Street, Third Street, Fourth Street, Fifth Street, Capay Avenue, Los Robles Avenue, Broadway, Main Street, Walsh Avenue, Shasta Avenue, Sierra Avenue and Sacramento Avenue;

C. County Road 16, from State Highway 99W west to freeway;

D. County Road 306, from the intersection of County Road 306 and County Road 309, southerly 2,640 ft;

E. County Road No. 307, beginning at a point three miles west of County Road 306, and extending westerly for a distance of 10.0 miles;

F. County Road M between County Road 200 and State Highway 32;

G. County Road 11 (Huggins Drive) between County Road 200 and County Road G.

(Ord. 1105 § 2 (part), 1998, Ord. 673 § 1, 1977; Ord. 600 § 2, 1974; Ord. 510 § 2, 1969; Ord. 505 § 2, 1968; Ord. 502 § 2, 1968; Ord. 494 § 2, 1967; Ord. 474 § 2, 1966; Ord. 445 § 2, 1965.)

Section 020 Thirty-Five Mile Limit Established

A prima facie speed limit of thirty-five miles per hour is determined, declared and established upon the following described county highways:

Road: County Road H
From: State Route 162
To: County Road 48

Road: County Road HH
From: French Street
To: County Road 48

Road: County Road 1
From: County Road 48
To: County Road 49

Road: County Road J
From: County Road 48
To: South to end

Road: County Road J-1/2
From: County Road 48
To: South to Willows City limit

Road: County Road 48
From: County Road H
To: County Road 99W

Road: Burkman Street
From: County Road J
To: County Road 99W

Road: County Road 49
From: County Road H
To: County Road 99W

Road: Green Street
From: County Road J-1/2
To: West to Willows City limit

Road: County Road 39
From: Intersection County Road 39
To: West 1,320 feet and County Road WW and East 300 feet

Road: County Road 7
From: Interstate 5 Freeway
To: East 500 feet

Road: County Road 7
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 16
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 27
From: Interstate 5 Freeway
To: East 500 feet

Road: County Road 27
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 33
From: Interstate 5 Freeway
To: East 500 feet

Road: County Road 33
From: Interstate 5 Freeway
To: 500 feet east of County Road JJ

Road: County Road 33
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 39
From: Interstate 5 Freeway
To: East 500 feet

Road: County Road 39
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 45
From: 1,320 feet east of County Road V
To: 4,750 feet west County Road WW

Road: County Road 57
From: Interstate 5 Freeway
To: West 500 feet

Road: County Road 57

From: Interstate 5 Freeway
To: East to County Road 99-W

Road: County Road 99W
From: Intersection of County Road 16
To: South 1,000 feet

Road: County Road 200
From: County Road MM
To: County Road N

Road: County Road 200
From: Interstate 5 Freeway
To: West 1,320 feet

Road: County Road 300
From: Interstate 5 Freeway
To: West 1,320 feet

Road: County Road KK
From: County Road 16
To: County Road 20

Road: County Road Y
From: Intersection County Road 67
To: South 1,320 feet

Road: County Road 39
From: County Road WW
To: West 1,320 feet

Road: County Road 39
From: County Road WW
To: East 300 feet

Road: County Road M 1/2
From: County Road 13
To: State Route 32

Road: County Road 200
From: Interstate 5 Freeway
To: Huggins Drive

(Ord. 1192 § 2, 2006; Ord. 1158 § 2, 2003; Ord. 1157 § 2, 2003; Ord. 867, 1987; Ord. 757, 1981; Ord. 754, 1981; Ord 554 § 2, 1972; Ord. 520 § 2, 1970; Ord. 502 § 3, 1968; Ord. 494 § 3, 1967.)

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Section 030 Forty-Mile Limit Established

A prima facie speed limit of forty miles per hour is determined, declared and established upon the following described county highways:

Road: County Road L
From: County Road 16
To: County Road 20

(Ord. 502 § 4, 1968.)

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Section 040 Forty-Five Mile per Hour Limit Established

A. A prima facie speed limit of forty-five miles per hour is determined, declared and established upon the following described county highways:

1.

Road: 99W-County Road
From: Willows city limits
To: County Road 57

2.

Road: County Road M
From: County Road 200
To: County Road 25

3.

Road: 99W-County Road
From: 500 feet north of County Road 48
To: County Road 49

4.

Road: County Road 99W
From: City of Orland north city limit
To: Stony Creek Bridge

5.

Road: County Road 19
From: County Road "MM"
To: County Road 200

6.

Road: County Road H
From: County Road 9
To: County Road 200

7.

Road: County Road 200
From: Huggins Drive

To: County Road FF

8.

Road: County Road KK

From: County Road 48

To: County Road 49

9.

Road: County Road N

From: County Road 12

To: State Route 32

B. A prima facie speed limit of forty-five miles per hour on all county roads lying within the Capay area, bounded on the north by Tehama County line, on the east by Glenn-Colusa Canal, on the south by County Road 9, and on the west by County Road 202, is determined, declared and established. These county highways are described as follows:

1.

Road: County Road S

From: County Road 9

To: Tehama County line

2.

Road: County Road T

From: County Road 9

To: Tehama County line

3.

Road: County Road V

From: County Road 9

To: Tehama County line

4.

Road: County Road W

From: County Road 9

To: County Road 4

5.

Road: County Road VV

From: County Road 4

To: Tehama County line

6.

Road: County Road 205

From: County Road 4

To: County Road 7

7.

Road: County Road 8

From: County Road 202

To: East of County Road W to end

8.

Road: County Road 7
From: County Road 202
To: County Road 205

9.

Road: County Road 4
From: County Road 202
To: County Road 205

10.

Road: County Road 2
From: County Road 202
To: County Road VV

11.

Road: County Road G
From: County Road W
To: County Road 205

(Ord. 1159 § 2, 2003; Ord. 1156 § 2, 2003; Ord. 966 § 3, 1990; Ord. 739 § 1, 1980; Ord. 716 § 1, 1979; Ord. 494 § 4, 1967; Ord. 472 § 2, 1966.)

○

Section 050 Fifty-Five Mile Limit Established

A prima facie speed limit of fifty-five miles per hour is determined, declared and established upon County Road 99W beginning at its intersection with County Road 20 and extending southerly to its intersection with County Road 27; and upon County Road 99W beginning 300 feet south of County Road 39 to 5,000 feet north of County Road 39. (Ord. 580 § 2, 1973; Ord. 544 § 2, 1972.)

○

Section 060 Sign Erection Authority

The road commissioner of the county is directed to erect appropriate signs giving notice of the prima facie speed limits established herein. (Ord. 600 § 3, 1974; Ord. 580 § 3, 1973; Ord. 554 § 3, 1972; Ord. 544 § 3, 1972; Ord. 520 § 3, 1970; Ord. 510 § 3, 1969; Ord. 505 §§ 3, 5, 1968; Ord. 502 §§ 5, 7, 1968; Ord. 494 §§ 5, 7, 1967; Ord. 474 §§ 3, 5, 1966; Ord. 472 §§ 3, 5, 1966; Ord. 445 §§ 3, 5, 1965.)

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Chapter 080 Parking

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Section 010 Angle Parking Designated

The county permits angle parking on the following described roadways in Hamilton City, Glenn County, California:

A. From the north line of the intersection of Second and Main Streets northerly on the east and west sides of Main Street for a distance of three hundred fifty feet;

B. From the south line of the intersection of Second and Main Streets southerly on the east and west sides of Main Street for a distance of one hundred fifty feet;

C. From the west line of the intersection of Second and Main Streets westerly on the south side of Second Street for a distance of three hundred feet;

D. From the east line of the intersection of Second and Main Streets easterly on the south side of Second Street for a distance of one hundred fifty feet;

E. From the south line of the intersection of Fifth Street and Los Robles Avenue, southerly on the east side of Los Robles Avenue for a distance of one hundred fifty-six feet.

(Ord. 837 § 1, 1985; Ord. 381 § 1, 1959.)

○

Section 020 Angle Parking--Marking

The road commissioner of the county shall take all necessary steps to mark the highways and roadways referred to in Section 11.08.010 so as to indicate angle parking in the areas specified. (Ord. 381 § 2, 1959.)

○

Section 030 Civil Penalties

With the enactment of AB 408, parking violations are removed from the court system and enforced via "civil penalties," hereafter referred to as "fines." These fines may include but are not limited to administrative fee, assessment fee (court/jail construction), late payment penalty, and cost of collection. The County Board of Supervisors has the sole authority for setting penalties, but will as much as possible maintain uniformity within the county. (Ord. 1123 § 1, 2000.)

○

Section 040 Fine Schedule

From time to time, the County Board of Supervisors may review and reset the schedule of penalties or fines. This will be by resolution, and a current copy will be maintained by the County Clerk's office, the Parking Program Hearing Officer, and the Sheriff's Office. (Ord. 1123 § 1, 2000.)

○

Section 050 Assessments

A. Assessments required by Section 76000 et seq. of the Government Code will be forwarded to the County. This assessment will be submitted to the county no later than 45 days after the last day of the month in which the fine was collected.

B. An additional administrative fee by the County will be added to each citation. This fee will defray the cost of the program. The amount of the fee will be established by resolution and deposited in the County's General Fund.

C. Delinquent Fines and Late Payment Penalty. Fines shall be delinquent after 30 days of issuance of citation. Delinquent notices shall be issued when fine becomes delinquent. A late payment of fifty percent (50%) of the fine shall be incurred ten days after delinquent notice is mailed. (Ord. 1123 § 1, 2000.)

○

Section 060 Payment Procedures

A. Fines may be paid in person by cash, check or money order at Glenn County as directed by the Sheriff during normal working hours.

B. Fines may also be paid by check or money order by mail. Checks or money orders will serve the violator as a receipt.

C. Termination of Action. Once fines have been received by the County, no further actions will be taken concerning the Notice of Violation. The terminated notices will be placed on file at the Sheriff's Office as with other public records. (Ord. 1123 § 1, 2000.)

○

Section 070 Administrative Review/Hearing

A. For a period of 30 days from issuance of the Notice of Violation or 10 days from the mailing of the notice of delinquent violation, a person may request by mail or telephone an administrative review of the violation. The review shall be conducted by the County's Administrative Hearing Officer.

B. If the person is dissatisfied with the results of that review, he or she may contest it by depositing with the County the amount of the fine along with a written request for an Administrative Hearing, detailing an explanation for the reason to contest the violation. This request must be filed with the Sheriff's Office within 10 days of the results of the Administrative Review.

C. Photostatic or electronic copies of violations may be ordered by violators who have lost or claim non-receipt of notices. The Sheriff's Office may charge a fee sufficient to cover the costs of such copies. (Ord. 1123 § 1, 2000.)

○

Section 080 Issuing Procedures for Notices of Parking Violations

No person, except the Sheriff or his designee through the placement of temporary authorizing signs, may alter the provisions of an parking restrictions. No person, especially an enforcement officer, may authorize anyone to violate parking rules or regulations. (Ord. 1123 § 1, 2000.)

○

Section 090 Delivery of Notice - Affixing Notice

A. If a vehicle is attended during the time the enforcement officer is issuing the notice violation, the officer will deliver the notice in person.

B. If the vehicle is unattended, the officer will affix the completed notice either under the windshield wiper or in another conspicuous place so as to be observable by the driver upon the return of that person. The citation must be affixed to the vehicle so that it will not be blown away and will be visible to the driver when they return.

C. If, for any reason, the driver removes the vehicle and leaves the area while the officer is in the process of issuing the notice, it shall be mailed upon receipt of an address from Department of Motor Vehicles. The notice will indicate these circumstances.

D. No person, including the issuing officer, is authorized to alter, conceal, or destroy any notice once it has been initiated. (Ord. 1123 § 1, 2000.)

○

Section 100 Form of Notice of Violation

Notices lacking required information or incorrect information may be dismissed outright by a Hearing Officer. This is called summary dismissal and occurs because the County has failed to adequately establish a prima facie case. The Notice of Violation will provide as a minimum the following statutorily required information:

A. Violation Identification

B. Approximate Time

C. Location

D. Vehicle License Number

E. Registration Expiration Date

F. Last Four Digits of VIN

G. Color of Vehicle

H. Make of Vehicle

(Ord. 1123 § 1, 2000.)

○

Section 110 Prima Facie Case

A Notice of Violation that contains the statutory required information (as outlined above) is considered a prima facie case. To rebut this, a respondent must be able to present credible and sufficient evidence to doubt the validity of the information listed. (Ord. 1123 § 1, 2000.)

○

Section 120 Seizure of Vehicle

Any vehicle cited five or more times within any period of five or more days and to which the owner has not responded may be seized or immobilized. (Ord. 1123 § 1, 2000.)

○

Section 130 Notice Requirements

A registered owner must be notified whenever a violation issued to the vehicle is delinquent. This may be satisfied when the processing agency mails a notice to the last known address of the owner on file at the Department of Motor Vehicles. (Ord. 1123 § 1, 2000.)

○

Section 140 Leased & Rented Vehicles

The registered owner of a vehicle may transfer responsibility for the violation to a lessee or renter but only if the name, address, and California Driver License number are provided to the processing agency within 10 days of the mail date of the delinquent notice. If this is not done, there is no requirement to transfer responsibility. (Ord. 1123 § 1, 2000.)

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Chapter 120 Loading Zones

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Section 010 Established--Hamilton City

The County establishes loading zones within the county as follows:

In Hamilton City: A loading zone forty feet in width within the right-of-way of Broadway, adjoining the westerly right-of-way line of Broadway, and extending four hundred feet southerly from the southwesterly corner of the intersection of Broadway and Sixth Street. The zone so established shall be used only for the purpose of loading or unloading of passengers or freight between the hours of six a.m. and six p.m. (Ord. 384 § 1, 1960.)

○

Section 020 Sign Erection Authority

The road commissioner shall take all necessary steps to mark the highways and roadways referred to in Section 11.12.010 so as to indicate loading zones in the areas specified. (Ord. 384 § 2, 1960.)

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Chapter 160 Weight & Load Restrictions

○

Section 010 County Road 48--Designated

Pursuant to the provisions of Section 35706 of the Vehicle Code, the permissible weight of vehicles and loads upon County Road 48 between County Highway 99W and County Road D is reduced to twelve tons gross. (Ord. 574 § 1, 1973.)

○

Section 020 County Road 48--Sign Erection Authority

The road commissioner is authorized and directed to cause signs indicating the weights fixed in Section 11.16.010 to be erected on the portion of County Road 48 upon which the permissible gross weight is altered. (Ord. 574 § 2, 1973.)

○

Section 030 County Road 48--Exemptions

Exemptions from the load limits prescribed in Section 11.16. 010 may be granted by permit from the road commissioner to farmers whose farmlands, as tenants or landowners, abut upon the portion of County Road 48 upon which the permissible gross weight is altered, for the purpose of hauling crops, farm products, fertilizers, machinery, equipment, and other farm loads to and from their lands. (Ord. 574 § 3, 1973.)

○

Section 040 Huggins Drive--Designated

Pursuant to the provisions of Section 35701 of the Vehicle Code, the permissible weight of commercial vehicles upon Huggins Drive between County Road 200 and County Road "G" is reduced to five tons gross. (Ord. 879 § 1, 1987.)

○

Section 050 Huggins Drive--Sign Erection Authority

The public works director is authorized and directed to cause signs indicating the weights fixed in Section 11.16.040 to be erected on the portion of Huggins Drive upon which the permissible gross weight is altered. (Ord. 879 § 2, 1987.)

○

Section 060 Hamilton City Streets--Designated

Pursuant to the provisions of Section 35701 of the Vehicle Code, except with respect to any vehicle which is subject to Sections 1031 to 1036, inclusive, of the California Public Utilities Code, and except with respect to vehicles used for the collection and transportation of garbage, rubbish or

refuse, the permissible weight of commercial vehicles upon the streets in Hamilton City within the boundaries of the Hamilton City Community Services District is reduced to five (5) tons gross EXCEPT for the following streets:

A. Road: 1st Street
From: State Route 45
To: Sacramento Avenue

B. Road: Walsh Avenue
From: State Route 32
To: 1st Street

(Ord. 1131 § 1, 2001; Ord. 977 § 1, 1991.)

○

Section 070 Hamilton City Streets--Sign Erection Authority

The public works director is authorized and directed to cause signs indicating the weights fixed in Section 11.16.060 to be erected on the Hamilton City streets upon which the permissible gross weight is altered. (Ord 1131 § 2, 2001; Ord. 977 § 2, 1991.)

○

Section 080 Stoneridge Drive & Canella Drive - Designated

Pursuant to the Provisions of Section 35701 of the Vehicle Code, the permissible weight of commercial vehicles upon Stoneridge Drive from County Road H to its east end and Canella Drive from County Road G to County Road G is reduced to (5) tons gross. (Ord. 1092 §1,1997)

○

Section 090 Stoneridge Drive & Canella Drive - Sign Erection Authority

The Public Works Director is authorized and directed to cause signs indicating the weights fixed in Section 11.16.080 to be erected on the portions of Stoneridge Drive and Canella Drive upon which the permissible gross weight is altered. (Ord. 1092 § 2, 1997)

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Chapter 200 Abandoned or Inoperable Vehicles

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Section 010 Findings--Nuisance Declared

In addition to and in accordance with the determination made and the authority granted by the state of California under Section 22660 of the Vehicle Code to remove abandoned, wrecked, dismantled or inoperative vehicles or parts thereof as public nuisances, the board makes the following findings and declarations.

The accumulation and storage of abandoned, wrecked, dismantled, or inoperative vehicles or parts thereof on private or public property, not including highways, is found to create a condition tending to reduce the value of private property, to promote blight and deterioration, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of minors, to create a harborage for rodents and insects and to be injurious to the health, safety and general welfare. Therefore, the presence of an abandoned, wrecked, dismantled or inoperative vehicle or parts thereof, on private or public property, not including highways, except as expressly hereinafter permitted, is declared to constitute a public nuisance which may be abated as such in accordance with the provisions of this chapter. (Ord. 569 § 1 (part), 1973.)

○

Section 020 Definitions

As used in this chapter:

- A. "Highway" means a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. "Highway" includes "street";
 - B. "Owner of the land" means the owner of the land on which the vehicle, or parts thereof, is located as shown on the last equalized assessment roll;
 - C. "Owner of vehicle" means the last registered owner and legal owner of record;
 - D. "Public property" does not include "highway";
 - E. "Vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, except a device moved by human power or used exclusively upon stationary rails or tracks;
- (Ord. 569 § 1 (part), 1973.)

○

Section 030 Exceptions

This chapter shall not apply to:

- A. A vehicle, or parts thereof, which is completely enclosed within a building in a lawful manner, where it is not visible from the street or other public or private property; or
- B. A vehicle, or parts thereof, which is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer, a junk dealer, or when such storage or parking is necessary to the operation of a lawfully conducted business or commercial enterprise.

Nothing in this section shall authorize the maintenance of a public or private nuisance as defined under provisions of law other than Chapter 10 (commencing with Section 22650) of Division 11 of the Vehicle Code and Section 11.20.020. (Ord. 569 § 2, 1973.)

○

Section 040 Chapter not Exclusive

This chapter is not the exclusive regulation of abandoned, wrecked, dismantled or inoperative vehicles within the unincorporated area of the county. It shall supplement and be in addition to the other regulatory codes, statutes, and ordinances heretofore or hereafter enacted by the county, the state, or any other legal entity or agency having jurisdiction. (Ord. 569 § 3, 1973.)

○

Section 050 Enforcement Authority--Right of Entry

Except as otherwise provided herein, the provisions of this chapter shall be administered and enforced by the sheriff of the county. In the enforcement of this chapter, such officer and his deputies may enter upon private or public property to examine a vehicle or parts thereof, or obtain information as to the identity of a vehicle and to remove or cause the removal of a vehicle or parts thereof declared to be a nuisance pursuant to this chapter. (Ord. 569 § 4, 1973.)

○

Section 060 Removal--Authority

When the board has contracted with or granted a franchise to any person or persons, such person or persons shall be authorized to enter upon private property or public property to remove or cause the removal of a vehicle or parts thereof declared to be a nuisance pursuant to this chapter. (Ord. 569 § 5, 1973.)

○

Section 070 Removal--Administrative Cost Assessment Authority

The board shall, from time to time, determine and fix an amount to be assessed as administrative costs (excluding the actual cost of removal of any vehicle or parts thereof) under this chapter. (Ord. 569 § 6, 1973.)

○

Section 080 Sheriff--Abatement Authority

Upon discovering the existence of an abandoned, wrecked, dismantled, or inoperative vehicle, or parts thereof, on private property or public property within the unincorporated area of the county, the sheriff shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein. (Ord. 569 § 7, 1973.)

○

Section 090 Abatement Notice--Service--Form

A ten-day notice of intention to abate and remove the vehicle, or parts thereof, as a public nuisance shall be mailed by registered mail to the owner of the land and to the owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine

ownership. The notices of intention shall be in substantially the following forms:

"NOTICE OF INTENTION TO ABATE AND REMOVE AN ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLE OR PARTS THEREOF AS A PUBLIC NUISANCE

(Name and address of owner of the land)

As owner shown on the last equalized assessment roll of the land located at (address), you are hereby notified that the undersigned, pursuant to Section 4 of Ordinance No. 569, has determined that there exists upon said land an (or parts of an) abandoned, wrecked, dismantled or inoperative vehicle registered to , license number , which constitutes a public nuisance pursuant to the provisions of Ordinance No. 569.

You are hereby notified to abate said nuisance by the removal of said vehicle (or said parts of a vehicle) within 10 days from the date of mailing of this notice, and upon your failure to do so the same will be abated and removed by the county and the costs thereof, together with administrative costs, assessed to you as owner of the land on which said vehicle (or said parts of a vehicle) is located.

As owner of the land on which said vehicle (or said parts of a vehicle) is located, you are hereby notified that you may, within 10 days after the mailing of this notice of intention, request a public hearing and if such a request is not received by the County Clerk within such 10-day period, the sheriff shall have the authority to abate and remove said vehicle (or said parts of a vehicle) as a public nuisance and assess the costs as aforesaid without a public hearing. You may submit a sworn written statement within such 10-day period denying responsibility for the presence of said vehicle (or said parts of a vehicle) on said land, with your reasons for denial, and such statement shall be construed as a request for hearing at which your presence is not required. You may appear in person at any hearing requested by you or the owner of the vehicle or, in lieu thereof, may present a sworn written statement as aforesaid in time for consideration at such hearing.

Notice Mailed S/

(date) Sheriff"

"NOTICE OF INTENTION TO ABATE AND REMOVE AN ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLE OR PARTS THEREOF AS A PUBLIC NUISANCE

(Name and address of last registered and/or legal owner of record of

vehicle-notice should be given to both if different)

As last registered (and/or legal) owner of record of (description of vehicle--make, model, license, etc.), you are hereby notified that the undersigned, pursuant to Section 4 of Ordinance No. 569, has determined that said vehicle (or parts of a vehicle) exists as an abandoned, wrecked, dismantled or inoperative vehicle at (describe location on public or private property) and constitutes a public nuisance pursuant to the provisions of Ordinance No. 569.

You are hereby notified to abate said nuisance by the removal of said vehicle (or said parts of a vehicle) within 10 days from the date of mailing of this notice.

As registered (and/or legal) owner of record of said vehicle (or said parts of a vehicle), you are hereby notified that you may, within 10 days after the mailing of this notice of intention, request a public hearing and if such a request is not received by the County Clerk within such 10-day period, the sheriff shall have the authority to abate and remove said vehicle (or said parts of a vehicle) without a hearing.

Notice Mailed S/

(date) Sheriff"

Form CHP 80C (Report of Vehicle Abatement) and Form CHP 80D (Notice of Intent to Abate Abandoned Vehicle) provided by the California Department of Motor Vehicles, and any subsequent amendments or changes to the forms, may be used in lieu of the above forms of notice.

(Ord. 687 § 1, 1978; Ord. 569 § 8, 1973.)

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Section 100 Abatement Hearing--When Held

Upon request by the owner of the vehicle or owner of the land received by the sheriff within ten days after the mailing of the notices of intention to abate and remove, a public hearing shall be held by the county clerk on the question of abatement and removal of the vehicle or parts thereof as an abandoned, wrecked, dismantled or inoperative vehicle, and the assessment of the administrative costs and the cost of removal of the vehicle or parts thereof against the property on which it is located.

If the owner of the land submits a sworn written statement denying responsibility for the presence of the vehicle on his land within such ten-day period, said statement shall be construed as a request for a hearing which does not require his presence. Notice of the hearing shall be mailed, by registered mail, at least ten days before the hearing to the owner of the land and to the owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine ownership. If such a request for hearing is not received within ten days after mailing of the notice of intention to abate and remove, the county shall have the authority to abate and remove the vehicle or parts thereof as a public nuisance without holding a public hearing. (Ord. 569 § 9, 1973.)

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Section 110 Abatement Hearing--Procedure

All hearings under this chapter shall be held before the county hearing officer, who shall hear all facts and testimony he deems pertinent. Said testimony and facts may include testimony on the condition of the vehicle or parts thereof and the circumstances concerning its location on the private property or public property. The county hearing officer shall not be limited by the technical rules of evidence. The owner of the land may appear in person at the hearing or present a sworn written

statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the land, with his reasons for such denial. (Ord. 590 § 1 (part), 1974; Ord. 569 § 10 (part), 1973.)

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Section 120 Abatement Hearing--Conditions Imposed--Removal Order

The county hearing officer may impose such conditions and take such other action as he deems appropriate under the circumstances to carry out the purpose of this chapter. He may delay the time for removal of the vehicle or parts thereof if, in his opinion, the circumstances justify it. At the conclusion of the public hearing, the county hearing officer may find that a vehicle or parts thereof has been abandoned, wrecked, dismantled, or is inoperative on private or public property and order the same removed from the property as a public nuisance and disposed of as hereinafter provided and determine the administrative costs and the cost of removal to be charged against the owner of the land. The order requiring removal shall include a description of the vehicle or parts thereof and the correct identification number and license number of the vehicle, if available at the site. (Ord. 590 § 1 (part), 1974; Ord. 569 § 10 (part), 1973.)

○

Section 130 Abatement Hearing--Land Owner not Liable When

If it is determined at the hearing that the vehicle was placed on the land without the consent of the owner of the land and that he has not subsequently acquiesced in its presence, the county hearing officer shall not assess the costs of administration or removal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect such costs from such owner of the land. (Ord. 590 § 1 (part), 1974; Ord. 569 § 10 (part), 1973.)

○

Section 140 Abatement Hearing--Decision Notification

If the owner of the land submits a sworn written statement denying responsibility for the presence of the vehicle on his land but does not appear, or if an interested party makes a written presentation to the county hearing officer but does not appear, he shall be notified in writing of the decision. (Ord. 590 § 1 (part), 1974; Ord. 569 § 10 (part), 1973.)

○

Section 150 Abatement Hearing--Appeal

Any interested party may appeal the decision of the county hearing officer by filing a written notice of appeal with the county clerk within five days after decision by the county hearing officer. Such appeal shall be heard by the board which may affirm, amend, or reverse the order or take other action deemed appropriate.

The county clerk shall give written notice of the time and place of the hearing to the appellant and those persons specified in Section 11.20.090. (Ord. 590 § 2, 1974; Ord. 569 § 11, 1973.)

○

Section 160 Removal of Vehicle

Five days after adoption of the order declaring the vehicle or parts thereof to be a public nuisance, five days from the date of mailing of notice of the decision if such notice is required by Sections 11.20.110 through 11.20.140, or fifteen days after such action of the governing body authorizing removal following appeal, the vehicle or parts thereof may be disposed of by removal to a scrap yard or automobile dismantler's yard. After a vehicle has been removed, it shall not thereafter be reconstructed or made operable. (Ord. 569 § 12, 1973.)

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Section 170 Removal Notice

Within five days after the date of removal of the vehicle or parts thereof, notice shall be given to the Department of Motor Vehicles identifying the vehicle or parts thereof removed. At the same time, there shall be transmitted to the Department of Motor Vehicles any evidence of registration available, including registration certificates, certificates of title and license plates. (Ord. 569 § 13, 1973.)

○

Section 180 Removal Costs--Assessment Against Land

If the administrative costs and the cost of removal which are charged against the owner of a parcel of land pursuant to Sections 11.20.110 through 11.20.140 are not paid within thirty days of the date of the order, or the final disposition of an appeal therefrom, such costs shall be assessed against the parcel of land pursuant to Section 25845 of the Government Code and shall be transmitted to the tax collector for collection. The assessment shall have the same priority as other county taxes. (Ord. 569 § 14, 1973.)

○

Section 190 Enclosure Required

It is unlawful for any person to abandon, park, store, or leave or permit the abandonment, parking, storing or leaving of any licensed or unlicensed vehicle or parts thereof which is in an abandoned, wrecked, dismantled or inoperative condition upon any private property or public property not including highways within the unincorporated area of the county for a period in excess of ten days unless such vehicle or parts thereof is completely enclosed within a building in a lawful manner where it is not plainly visible from the street or other public or private property, or unless such vehicle is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer or a junkyard. (Ord. 716 § 5 (part), 1979; Ord. 569 § 15, 1973.)

○

Section 200 Refusal to Abate Unlawful

It is unlawful for any person to fail or refuse to remove an abandoned, wrecked, dismantled or inoperative vehicle or parts thereof or refuse to abate such nuisance when ordered to do so in accordance with the abatement provisions of this chapter or state law where such state law is applicable. (Ord. 716 § 5 (part), 1979; Ord. 569 § 16, 1973.)

- **Chapter 240 Sacramento River Access--Site 21**

- **Section 010 Vehicles Prohibited**

In accordance with and in conformity with the Agreement between the county and the State Department of Fish and Game, dated July 13, 1976, and all amendments thereto, all motor vehicles or motorized vehicles of any type, including any motorized device by which any person or property may be propelled, moved, or drawn upon a roadway, path, or across the ground, are prohibited beyond the parking area barriers at the Sacramento River Access--Site 21. (Ord. 715 § 1 (part), 1979.)

- **Chapter 250 Site 48 Wildlife Areas**

- **Section 010 Vehicles Prohibited**

All motor vehicles or motorized vehicles of any type, including any motorized device by which any person or property may be propelled, moved or drawn upon a roadway, path or across the ground, are prohibited except in designated parking areas at the Site 48 Wildlife Area. (Ord. 742 § 1 (part), 1980.)

- **Chapter 260 Parking at Boat Launching Facilities**

- **Section 010 Definitions**

A. "Launching facility" means all of the real property owned by the County of Glenn and known as Ord Bend Park and Butte City Boat Ramp.

B. "Launch" means to release or place any vessel into the Sacramento River or to stop, or leave stopped, any vehicle, whether attended or unattended, for the purpose of effecting such a launch.

C. "Retrieve" means to retrieve any vessel from the Sacramento River, with or without the use of machinery or equipment, or to stop or, leave stopped, any vehicle, whether attended or unattended, for the purpose of effecting such a retrieval.

D. "Vessel" means any natural or artificial thing designed, intended, manufactured or used to support, float or carry persons or goods upon water.

E. "Enforcing Officer" means any peace officer and includes any public officer or county officer or

employee authorized or required by ordinance or resolution of the Board of Supervisors to enforce the provisions of this chapter.

(Ord. 1048 § 1, 1994.)

○

Section 020 Parking Regulated

It is unlawful to launch or retrieve any vessel by use of a vehicle at any launching facility unless the fee established by resolution of the Board of Supervisors for the privilege of such launching or retrieval has first been paid for the day during which the launch or retrieval occurs and proof of payment of the fee is displayed upon the dashboard or attached to the interior of the windshield of the vehicle in such a manner as to be plainly visible to an enforcing officer. (Ord. 1048 § 1, 1994.)

○

Section 030 Signs--Posting

The Director of the Department of Buildings and Grounds is authorized and directed to cause signs indicating the requirements of this chapter at each boat launching facility. (Ord 1048 § 1, 1994.)

○

Section 040 Violation--Penalty

A. A violation of the provisions of this chapter is an infraction punishable by a fine not exceeding Twenty Dollars for a first violation, Thirty Dollars for a second violation within any twelve-month period and Fifty Dollars for a third and each subsequent violation within any twelve-month period.

B. A violation occurs for each and every separate launch or retrieval to which Section 11.26.020 applies, regardless of when such instances occur.

C. Any vehicle parked at any launching facility for any period of seventy-two hours during which no fee has been paid as required by Section 11.26.030 shall be deemed to be an abandoned vehicle for purposes of Chapter 11.20.

(Ord. 1048 § 1, 1994.)

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