ORDINANCE NO. 523
(AS AMENDED THROUGH 523.2)
AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 523 RELATING TO THE CONTROL OF FLIES AND INCORPORATING BY REFERENCE ORDINANCE NO. 725

The Board of Supervisors of the County of Riverside, State of California, do ordain as follows:

Section 1. DEFINITION. "Health Officer" means the Health Officer of the County of Riverside, or his designated representative.

Section 2. No person shall permit the accumulation on premises owned by him or under his control of decaying animal, vegetable or mineral matter, excreta from domestic animals or fowls, or human excreta, in such a manner as to cause the breeding of flies.

Section 3. Any individual who neglects or refuses to abate a condition found by the Health Officer to be in violation of the foregoing section within the time specified in a written notice, shall be in violation of the provisions of this ordinance and shall be deemed guilty of an infraction or misdemeanor as hereinafter specified. Such individual shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this ordinance is committed, continued, or permitted.

Any individual convicted of a violation of this ordinance shall be: (1) guilty of an infraction offense and punished by a fine not exceeding one hundred dollars ($100.00) for a first violation; (2) guilty of an infraction offense and punished by a fine not exceeding two hundred dollars ($200.00) for a second violation on the same site. The third and any additional violations on the same site shall constitute a misdemeanor offense and shall be punishable by a fine not exceeding one thousand dollars ($1,000.00) or six (6) months in jail, or both. Notwithstanding the above, a first offense may be charged and prosecuted as a misdemeanor. Payment of any penalty herein shall not relieve an individual from the responsibility for correcting the violation.

The procedures, remedies and penalties for violation of this ordinance and for recovery of costs related to enforcement are provided for in Ordinance No. 725, which is incorporated herein by this reference.

Section 4. The Health Officer shall enforce this ordinance. The Health Officer shall have the right to enter upon lands and buildings other than dwellings for the purpose of enforcing this ordinance, and in making such entry shall take reasonable precaution to minimize the spread of disease from any premises.

Section 5. Nothing contained in this ordinance shall be construed to authorize any person to maintain a public or private nuisance, or to prevent any proceeding for abatement thereof.

Section 6. Nothing contained in this ordinance shall be deemed to interfere with the existing authority or duty of the Health Officer or other public officer under any law defining or relating to the abatement of any public nuisance, nor to be duplicative or in conflict with any such law.

Section 7. Ordinance Nos. 483, 483.1, and 483.2 are repealed.

Adopted: 523 03/30/1970 (Eff: 04/29/1970)
Amended: 523.1 Item 3.6 of 08/01/1989 (Eff: 08/31/1989)
523.2 Item 15.7 of 05/22/2007 (Eff: 06/21/2007)