

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BEAUMONT, CALIFORNIA ADDING CHAPTER 8.56 "CONTROL OF VECTORS," OF THE BEAUMONT MUNICIPAL CODE ADOPTING BY REFERENCE RIVERSIDE COUNTY ORDINANCE NO. 523, AS AMENDED THROUGH 523.3, "AN ORDINANCE OF THE COUNTY OF RIVERSIDE RELATING TO THE CONTROL OF VECTORS AND INCORPORATING BY REFERENCE ORDINANCE NO. 725", CODIFIED AS CHAPTER 8.36 ("CONTROL OF VECTORS") ET SEQ. OF RIVERSIDE COUNTY CODE OF ORDINANCES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEAUMONT, RIVERSIDE COUNTY, STATE OF CALIFORNIA AS FOLLOWS:

WHEREAS, the City of Beaumont and Riverside County, Department of Environmental Health, entered into that certain Memorandum of Understanding having approved by the City Council on June 20, 2023 ("MOU"). In relevant part, the MOU provides that the City shall adopt Riverside County Ordinance No. 523, codified in Chapter 8.36 et. Seq. of the Riverside County Code of Ordinances; and

WHEREAS, the County of Riverside ("County") represents it has duly adopted Ordinance No. 523, as amended through 523.3, an "Ordinance of the County of Riverside Relating to the Control of Vectors and Incorporating by Reference Ordinance No. 725," (collectively "Ordinance No. 523") which generally consists of regulations regarding control of vectors; and

WHEREAS, pursuant to the MOU, the County has agreed to provide vector control services within jurisdictional boundaries of the City, that include mosquito surveillance and control, and fly, rodent, and cockroach advice. Community awareness, public presentations, consultations, and public education with flyers and booklets can also be provided upon request; and

WHEREAS, County will submit quarterly itemized billings, and the City will pay County at the rate in Riverside Ordinance No. 640 for the cost of specific services rendered within City boundaries, for the five (5) year MOU term, unless otherwise agreed between City and County. Any applicable administrative citations amounts charged by County against City residents and/or businesses for any actions taken by County will be used to offset amounts charged to City, less the cost of processing the citation; and

WHEREAS, City staff has recommended that the City incorporate by reference County Ordinance No. 523 into Chapter 8.56 of the Beaumont Municipal Code, as set forth herein; and

WHEREAS, the MOU further provides that County shall provide environmental planning review, technical assistance, and plan review for onsite wastewater treatment

systems in accordance with Riverside County Local Agency Management Program; that City shall enact regulations to allow for billing of fees by County for said services to be rendered, according to Riverside County Ordinance No. 640; and City will enact necessary ordinances to allow County to directly bill any applicant for applicable services; and

WHEREAS, the County of Riverside (“County”) represents it has duly adopted an “Ordinance of the County of Riverside Amending Ordinance No. 640 Establishing Environmental Health Services Fees” (as amended through 640.10) (collectively “Ordinance No. 640”), codified in Chapter 4.52 (“Environmental Health Services Fees” of Riverside County Code; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BEAUMONT DOES ORDAIN AS FOLLOWS:

SECTION 1. CEQA. The City Council finds that the actions contemplated by this Ordinance are exempt from the California Environmental Quality Act (“CEQA”) pursuant to 15061(b)(3), CEQA review is not required because there is no possibility that this Ordinance may have a significant effect upon the environment and the proposed text amendments constitute a minor alteration in a land use limitation under CEQA Guidelines Section 15305, and such a land use limitation is a permissible exercise of the City’s zoning powers.

SECTION 2. Severability. The City Council hereby declares that if any provision, section, paragraph, sentence, or word of this Ordinance is rendered or declared to be invalid or unconstitutional by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, such invalidity shall not affect the other provisions, sections, paragraphs, sentences, or words of this Ordinance, and to this end the provisions of this Ordinance are severable. The City Council declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the Ordinance enforced.

SECTION 3. Prosecution of Prior Ordinances. Neither the adoption of this Ordinance nor the repeal of any other ordinance of this City shall in any manner affect the prosecution of any violation of any City ordinance or provision of the City of Beaumont Municipal Code, committed prior to the effective date hereof, nor be construed as a waiver of any penalty or the penal provisions applicable to any violation thereof.

SECTION 4. The City Council hereby amends Title 8, Chapter 8.56, entitled “Control of Vectors” to Beaumont Municipal Code, to read as specifically set forth in Exhibit “A” which Exhibit is attached hereto and made a part thereof.

SECTION 5. Effective Date and Publication. The Mayor shall sign and the City Clerk shall certify to the passage of this Ordinance and cause the same or a summary thereof to be published within 15 days after adoption in accordance with Government Code Section 36933. This Ordinance shall take effect 30 days after adoption in accordance with Government Code Section 36937.

NOW, THEREFORE, BE IT ORDAINED that the City Council of the City of Beaumont, California, approves an amendment to the City Code.

INTRODUCED AND READ for the first time and ordered posted at a regular meeting of the City Council of the City of Beaumont, California, held on the 17th day of September 2024, by the following roll call vote:

AYES:
NOES
ABSENT
ABSTAIN

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Beaumont, California, held on the 1st day of October, 2024.

AYES:
NOES:
ABSENT:
ABSTAIN:

David Fenn, Mayor

Attest: _____
City Clerk

Approved as to form:

John O. Pinkney, City Attorney

Exhibit A