

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

ORDINANCE OF THE CITY OF HAYWARD, CALIFORNIA AMENDING CHAPTER 4, ARTICLE 15
OF THE HAYWARD MUNICIPAL CODE RELATING TO SOCIAL NUISANCE BY SPECIFICALLY
INCLUDING FIREWORKS

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Chapter 4, Article 14 of the Hayward Municipal Code is hereby amended to
read as follows:

ARTICLE 15
SOCIAL NUISANCE ORDINANCE

SEC. 4-15.01 TITLE.

This ordinance shall be known as the "Social Nuisance Ordinance," may be cited as
such, and will be referred to herein as "this ordinance."

SEC. 4-15.02 FINDINGS.

SEC. 4-15.03 PURPOSE.

SEC. 4-15.04 APPLICATION.

GENERAL RESPONSIBILITIES.

SEC. 4-15.05 RESPONSIBILITY FOR PROPER PROPERTY MANAGEMENT.

SEC. 4-15.06 RESPONSIBILITY OF EVERY TENANT.

SEC. 4-15.07 AUTHORITY.

SEC. 4-15.08 PENALTY FOR VIOLATIONS; ENFORCEMENT.

DEFINITIONS

SEC. 4-15.09 OWNER.

SEC. 4-15.10 TENANT.

SEC. 4-15.11 ENFORCEMENT OFFICER.

SEC. 4-15.12 HEARING OFFICER.

SEC. 4-15.13 ADMINISTRATIVE EXPENSES.

SEC. 4-15.14 PUBLIC NUISANCE.

NOTICES

SEC. 4-15.15 COURTESY NOTICE.

SEC. 4-15.16 ORDER TO ABATE—CONTENT.

SEC. 4-15.17 ORDER TO ABATE—SERVICE.

SEC. 4-15.18 ORDER TO ABATE—FEE.

SEC. 4-15.19 CITY MANAGER'S REVIEW OF COMPLIANCE.

SEC. 4-15.20 NOTICE OF ADMINISTRATIVE PENALTY.

HEARING RIGHTS

- SEC. 4-15.21 RIGHT TO HEARING.
- SEC. 4-15.22 REQUEST FOR HEARING.
- SEC. 4-15.23 HEARING NOTICE—CONTENTS.
- SEC. 4-15.24 HEARING NOTICE—SERVICE.
- SEC. 4-15.25 HEARINGS—GENERALLY.
- SEC. 4-15.26 RECORD OF ORAL EVIDENCE AT HEARING.
- SEC. 4-15.27 CONTINUANCES.
- SEC. 4-15.28 OATHS.
- SEC. 4-15.29 EVIDENCE RULES.
- SEC. 4-15.30 RIGHTS OF PARTIES.
- SEC. 4-15.31 OFFICIAL NOTICE.
- SEC. 4-15.32 DECISION OF THE HEARING OFFICER
- SEC. 4-15.33 ENFORCEMENT OF HEARING OFFICER ORDERS.
- SEC. 4-15.34 ACCESS TO RECORDS AND EVIDENCE.
- SEC. 4-15.35 JUDICIAL REVIEW OF ADMINISTRATIVE DECISION.

PROCEDURES FOR COLLECTION OF ADMINISTRATIVE PENALTY

- SEC. 4-15.36 NOTICE OF LIEN/SPECIAL ASSESSMENT.
- SEC. 4-15.37 LIEN/SPECIAL ASSESSMENT HEARING.
- SEC. 4-15.38 ACCOUNT AND REPORT OF COST.
- SEC. 4-15.39 NOTICE OF REPORT.
- SEC. 4-15.40 COLLECTION ON TAX ROLL.

Section 2. Severance.

If any section, subsection, paragraph or sentence of this Ordinance, or any part thereof, is for any reason found to be unconstitutional, invalid or beyond the authority of the City of Hayward by a court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance.

Section 3. Effective Date.

This ordinance shall become effective thirty (30) days after adoption by the City Council.

Introduced at a meeting of the City Council of the City of Hayward, held the 22nd day of March 2022, by Council Member Lamnin.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on April 5, 2022, at 7:00 p.m. Please note the City Council will hold a hybrid meeting which will allow for participation in the Council Chamber and virtually via the Zoom platform. The full text of this Ordinance is available for examination by the public by contacting the City Clerk's office at cityclerk@hayward-ca.gov or (510) 583-4400.

Dated: April 2, 2022
Miriam Lens, City Clerk
City of Hayward