ORDINANCE NO. 744

ORDINANCE REGULATING THE USE OF MATERIALS FOR CONSTRUCTION OR MAINTENANCE OF LEVEES

The Board of Supervisors of the County of Solano, does ordain as follows:

SECTION 1. PURPOSES. The Board of Supervisors of Solano County, California, finds and declares that the people of the County have a primary interest in the construction and maintenance of levees so that materials used for these purposes do not endanger or constitute a threat to the health, safety and welfare of the public.

SECTION 2. LEVEE MATERIALS. It shall be unlawful for any person to use junk or scrap metal, junked automobiles or parts, rubber tires, broken concrete with exposed reinforcing steel or other material of a similar nature, for the purposes of erosion control or strengthening of any levee within the County unless such material is completely covered and contained entirely within the levee and is not visible above the water line at low tide; excepting that such material may be used during periods of emergency to combat an immediate threat, provided that materials used in an emergency are removed or adequately covered after the threatened danger is past.

SECTION 3. DEFINITION OF EMERGENCY. Emergency for the purposes of this ordinance is defined to mean the sudden, unexpected, rising, swelling of streams or navigable waters above the normal level of the water in such streams or navigable waters where such rising or swelling has damaged a levee or constitutes an imminent danger thereto.

SECTION 4. PENALTIES. Every act prohibited or declared unlawful and every failure to perform an act required by this ordinance is a misdemeanor. A misdemeanor may be punished by a fine of not more than FIVE HUNDRED DOLLARS ($500.00) or by imprisonment in the County Jail for no longer than six (6) months, or by both such fine and imprisonment, unless this ordinance otherwise specifically provides. Any person violating this ordinance shall be regarded as committing a separate offense on each day of such violation.

SECTION 5. PUBLICATION. This ordinance shall be published once in the Daily Republic, a newspaper of general circulation in the County of Solano, not later than fifteen (15) days after its passage and adoption and shall take effect thirty (30) days from and after its passage.

ATTEST:

NEIL CRAWFORD, County Clerk
and Ex-Officio Clerk of said
Board of Supervisors

/s/ Ellen Starmer
Deputy

Chairman of the Board of
Supervisors of the County of
Solano, State of California

I, Neil Crawford, County Clerk and Ex-Officio Clerk of the Board of Supervisors of the County of Solano, State of California, hereby certify that the above and foregoing ordinance was regularly introduced, passed and adopted at a regular meeting of said Board held on the 8th day of September, 1970, by the following vote:

AYES Supervisors, Church, Godfrey, Mazzoni and Brazelton

NOES Supervisors NONE

ABSENT Supervisors NONE

WITNESS my hand and official seal as such Clerk this 8th day of September, 1970.

NEIL CRAWFORD, County Clerk

By /s/ Ellen Starmer
Deputy