**ORDINANCE NO. 25-2505**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, REPEALING AND REPLACING SECTION 4105 (ILLEGAL DUMPING) OF THE CARSON MUNICIPAL CODE**

WHEREAS, the City Council of the City of Carson, a charter city (“City”), has broad authority under Article XI, Section 7 of the California Constitution and the City’s Charter (“Charter”) to enact regulations for the public peace, morals, and welfare of the City; and

**WHEREAS**, the City has observed nuisances created throughout the City by persons who illegally dump solid waste, bulky items, and potentially hazardous materials; and

**WHEREAS**, the City Council of the City of Carson finds that illegal dumping activities pose a danger to public health and safety, decrease property values, lower the quality of life, and contribute to urban blight; and

**WHEREAS**, the City Council finds that in spite of proactive steps to attempt curtail illegal dumping, the problem persists; and

**WHEREAS**, the City Council finds that to minimize illegal dumping of garbage and trash, the provisions of Section 4105 of the Carson Municipal Code (“CMC”) should be updated to provide additional requirements and enforcement options for the City, and bring Section 4105 in line with State statutes concerning illegal dumping; and

**WHEREAS**, illegal dumping frequently causes significant blight and can pose health concerns which are inconsistent with the City’s vision for healthy, livable, and environmentally-conscious communities; and

**WHEREAS**, a failure to address illegal dumping often leads to more illegal dumping and other crimes, negatively impacts neighborhoods, reduces property values, and presents significant health and safety issues for residents; and

**WHEREAS**, the City Council finds that illegal dumping activities also place an undue burden on the City, which spends considerable funds every year in cleanup, public education, and enforcement costs; and

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON DOES HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

**Section 1.** **FINDINGS**. The foregoing recitals are true and correct, and are incorporated herein by this reference as findings of fact.

**SECTION 2. AMENDMENT.** Section 4105 of the Carson Municipal Code is hereby amended to read as follows (new language is indicated in ***bold and italics***, language proposed to be deleted is shown with an ~~underline and strikethrough~~:

“**4105 Illegal Dumping.**

No person shall place, deposit, throw or dump, or cause to be placed, deposited, thrown or dumped any garbage, swill, cans, bottles, paper, ashes, dirt, sand, rock, cement, glass, metal, carcass of any dead animal, offal, refuse, plants, cuttings or trash, or rubbish of any nature whatsoever, or any nauseous, offensive matter in or upon any public or private road, highway, street, alley, public way, or any public or private property of any kind whatsoever.

Any person, firm, or corporation violating any provision of this Section shall be guilty of an infraction ~~and shall be punishable as provided in Chapter 2 of Article I of this Code~~.

***Any person, firm, or corporation violating this Section in “commercial quantities.” as that term is defined in Penal Code Section 374.3, shall be guilty of a misdemeanor punishable by imprisonment in the County Jail for not more than six months and by a fine as set forth in Penal Code Section 374.3.***

***In addition to any other remedies provided by this Code or State law, a violation of this Section is subject to the immediate imposition of an administrative penalty as provided in Chapter 2 of Article I of this Code.***”

**SECTION 3.** **SEVERABILITY.** If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof may be declared invalid or unconstitutional.

**SECTION 4.** **EFFECTIVE DATE.** This ordinance shall be in full force and effect thirty (30) days after its adoption.

**SECTION 5.** **CERTIFICATION.** The City Clerk shall certify to the adoption of this ordinance, and shall cause the same to be published and codified in the manner required by law.

[signatures on the following page]

**PASSED, APPROVED** and **ADOPTED** at a regular meeting of the City Council on this 6th day of May 2025.

APPROVED AS TO FORM: CITY OF CARSON:

/s/ /s/

Sunny K. Soltani, City Attorney Lula Davis-Holmes, Mayor

 ATTEST:

/s/

Dr. Khaleah K. Bradshaw, City Clerk

STATE OF CALIFORNIA )

COUNTY OF LOS ANGELES ) ss.

CITY OF CARSON )

I, Dr. Khaleah K. Bradshaw, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing ordinance, being Ordinance No. 25-2505 passed first reading on the4th day of March, 2025, adopted by the Carson City Council at its meeting held on the 6th day of May, 2025, by the following roll call vote:

AYES: COUNCIL MEMBERS: Davis-Holmes, Hicks, Dear, Hilton, Rojas

NOES: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

RECUSED: COUNCIL MEMBERS: None

/s/

Dr. Khaleah K. Bradshaw, City Clerk