

ORDINANCE NO.

AN ORDINANCE OF CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, ADDING CHAPTER 9.52 TO THE LANCASTER MUNICIPAL CODE RELATING TO CIVIL PENALTIES FOR FAILURE TO SUPERVISE OR CONTROL MINOR

WHEREAS, the City Council desires to exercise its authority under sections 5 and 7 of Article XI of the California Constitution and section 100 of the Charter of the City of Lancaster to add Chapter 9.52 (“Civil Penalties for Failure to Supervise or Control Minor”) to the Lancaster Municipal Code, which generally subjects to a civil penalty every parent or legal guardian who fails to exercise reasonable care and supervision, and by such failure or omission allows, either knowingly or unknowingly, any dependent minor child or ward to violate any lawful order of law enforcement personnel or of the juvenile court, or the requirements of the Lancaster Municipal Code regarding curfew and vandalism.

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

Section 1. The City Council of the City of Lancaster hereby finds and determines that the above recitals are true and correct.

Section 2. Chapter 9.52 (“Civil Penalties for Failure to Supervise or Control Minor”), which is attached hereto as Exhibit “A” and incorporated herein, is hereby added to the Lancaster Municipal Code.

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is held for any reason 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 be declared invalid or unconstitutional.

Section 4. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance, and shall cause the same to be published and posted pursuant to the provisions of law in that regard and this Ordinance shall take effect 30 days after adoption.

I, Andrea Alexander, of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the _____ day of _____, 2024, and placed upon its second reading and adoption at a regular meeting of the City Council on the ____ day of _____, 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

ANDREA ALEXANDER
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES }ss
CITY OF LANCASTER }

CERTIFICATION OF ORDINANCE
CITY COUNCIL

I, _____, _____ City of
Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance
No. _____, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____
day of _____, _____.

(seal)

EXHIBIT “A”

CHAPTER 9.52

CIVIL PENALTIES FOR FAILURE TO SUPERVISE OR CONTROL MINOR

Sections:

- 9.52.010 Parental Responsibility.**
- 9.52.020 Failure to Supervise or Control.**
- 9.52.030 Civil Penalty.**
- 9.52.040 Remedy Cumulative.**

Section 9.52.010 Parental Responsibility.

Every parent or legal guardian who, by any act or omission, or by threats, contributes to, induces or endeavors to induce any dependent child or ward to fail or refuse to conform to any lawful order of law enforcement personnel or of the juvenile court, or to conform to the requirements of the Lancaster Municipal Code, shall be subject to a civil penalty. For purposes of this section, a parent or legal guardian to any person under the age of 18 years shall have the duty to exercise reasonable care, supervision, protection and control over their minor child or ward.

Section 9.52.020 Failure to Supervise or Control.

Every parent or legal guardian who fails to exercise reasonable care and supervision, and by such failure or omission allows, either knowingly or unknowingly, any dependent minor child or ward to violate any lawful order of law enforcement personnel or of the juvenile court, or the requirements of the Lancaster Municipal Code regarding curfew and vandalism shall be subject to a civil penalty.

Section 9.52.030 Civil Penalty.

Any person who violates the provisions of Section 9.52.020 shall be liable for a civil penalty not to exceed \$2,500 for each violation, which shall be assessed and recovered in a civil action brought by the city attorney.

Section 9.52.040 Remedy Cumulative.

The remedies provided in this chapter are in addition to the remedies and penalties available under the Lancaster Municipal Code and all other laws of this state.