

**PENALTY CLAUSES IN THE COUNTY CODE RELATING TO
“INSTALLATION OF WATER CONSERVATION DEVICES”
IN THE COUNTY OF SANTA CRUZ**

7.69.060 Violation--Penalty.

Any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of an infraction and be fined in accordance with the provisions of Section 1.12.040 of the Santa Cruz County Code. *Each day such a violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.* (Ord. 4698 § 2 (part), 1/7/03)

7.69.070 Civil remedy.

If the seller fails to comply with the retrofit requirements, the buyer shall install the low consumption plumbing fixtures within ninety days from the date of sale. Any seller who fails to comply with the requirements of this chapter is liable to the buyer in the amount of two hundred and fifty dollars for each fixture that does not comply with this chapter at the time of sale, or the actual costs of the buyer to comply with this chapter, whichever amounts are greater. (Ord. 4698 § 2 (part), 1/7/03)

1.12.040 Penalty for infractions.

A. Acts denominated infractions shall not be punishable by imprisonment. Every violation determined to be an infraction is punishable by:

1. A fine not exceeding one hundred dollars for a first violation;
2. A fine not exceeding two hundred dollars for a second violation of the same provision of the County Code within one year;
3. A fine not exceeding five hundred dollars for each additional violation of the same provision of the County Code within one year.

B. A person charged with an infraction shall not be entitled to a trial by jury. A judgment that a person convicted of an infraction be punished by fine may also provide for the payment to be made within a specified time or in specified installments, contingent upon the person giving his written promise to either pay the fine as provided or to appear in court on the due date. Any person who willfully violates any such written promise is guilty of a misdemeanor. (Ord. 3517 § 1, 1984: prior code § 1.08.040: Ord. 1532, 7/21/70; Ord. 2685, 5/22/79)