

ADOPTION OF ADMINISTRATIVE ENFORCEMENT PROCESS

- **IF VIOLATOR IS OBSERVED, OR CAN BE DETERMINED:**
 - **NOTICE & ORDER ISSUED**
 - **MUST CLEAN UP IN 7 DAYS**

ADOPTION OF ADMINISTRATIVE ENFORCEMENT PROCESS

- **IF NOTICE NOT APPEALED / SITE NOT CLEANED:**
 - **COUNTY CLEANS UP SITE**
 - **ALL COSTS CHARGED TO VIOLATOR**
 - **MAY BECOME SPECIAL ASSESSMENT ON TAX ROLL**

ADMINISTRATIVE ENFORCEMENT PROCESS KEY POINTS:

- ALL CASES LOGGED, INVESTIGATED
- NOTICE TO CLEAN UP IN 7 DAYS
- EXPEDITED RESOLUTION (vs. legal)
- ADMINISTRATIVE HEARING



**Illegal
Dumping**



**Investigate
as
appropriate**



**Clean up
Material**



**Take
enforcement
action as
appropriate**



**ILLEGAL DUMPING PROCESSING
IN A NUTSHELL**

ADMINISTRATIVE ENFORCEMENT PROCESS IMPORTANT POINTS:

- DUE PROCESS FOR VIOLATOR
- 2 PIECES OF EVIDENCE = REBUTTABLE PRESUMPTION OF RESPONSIBILITY
- WITNESS SUFFICIENT, MUST AGREE TO TESTIFY
- BIG CASES STILL GO TO D.A. FOR PROSECUTION

