

1.41.140 Cost recovery.

A. Pursuant to Government Code Section 38773, costs and penalties that may be recovered and enforced against responsible parties under this chapter include, but are not limited to, the following:

1A. City's direct cost for abatement of nuisances, together with applicable overhead;

2B. Costs of salary and applicable overhead of those city employees and contract personnel involved in the investigation, enforcement and remediation or abatement of a nuisance;

3C. City costs for equipment use or rental;

~~D. Attorneys' fees;~~

4E. Court costs and witness fees;

5F. Costs of geotechnical, engineering and other technical services and studies;

6G. Administrative fines and civil penalties imposed pursuant to this chapter;

7H. Reinspection fees pursuant to CVMC 1.41.060;

8I. Costs of monitoring programs necessary for correcting, monitoring, abating or mitigating nuisances and violations;

9J. Any other fee, cost, or expense reasonably and rationally related to the city's enforcement efforts to abate a nuisance or correct a violation of this code or applicable state law;

10K. Treble damages recoverable pursuant to Government Code Section 38773.7. (See CVMC 1.41.160(C)). (Ord. 2718 § 3, 1998).

B. Attorneys' fees may be recovered by the prevailing party only in individual actions or proceedings in which the City elects, at the initiation of that individual action or proceeding, to seek recovery of its own attorneys' fees. If the City does not elect, at the initiation of an individual action or proceeding, to seek recovery of its own attorneys' fees, no other party shall seek or recover attorneys' fees.