

## ORDINANCE 620

### **AN ORDINANCE OF THE TOWN OF LOS ALTOS HILLS AMENDING TITLE 4, CHAPTER 1 “EMERGENCY ORGANIZATION AND FUNCTION,” TITLE 2, CHAPTER 4 “PURCHASING SYSTEM,” AND TITLE 6, CHAPTER 5 “NUISANCE ABATEMENT” OF THE LOS ALTOS HILLS MUNICIPAL CODE TO MODERNIZE THE TOWN’S EMERGENCY MANAGEMENT STRUCTURE, REVISE AND REMOVE OUTDATED PROVISIONS, AND ESTABLISH NEW AUTHORITY AND PROCEDURES FOR EMERGENCY RESPONSE**

**WHEREAS**, Title 4, Chapter 1 of the Los Altos Hills Municipal Code (“Emergency Organization and Function”) was adopted to establish the Town’s emergency organization and define procedures for disaster response; and

**WHEREAS**, the Ordinance has not been comprehensively updated in several years and contains outdated provisions, redundant terminology, and references to positions or bodies, such as the “Los Altos Hills Citizen Corp Council,” that are no longer functional or consistent with the Town’s current structure; and

**WHEREAS**, since the last update of the Ordinance in 2018, significant changes at the state, regional, and local levels, including the requirements of the California Emergency Services Act (CESA), the Standardized Emergency Management System (SEMS), and the National Incident Management System (NIMS), have reshaped the standards for municipal emergency preparedness and response; and

**WHEREAS**, the proposed amendments modernize the Town’s emergency management framework by introducing new organizational positions that reflects functions necessary to comply with CESA, SEMS and NIMS, specifically the Emergency Manager role;

**WHEREAS**, the proposed amendments revise and remove outdated terms, memberships, and bodies, such as updating the integrated emergency planning section with current Americans with Disability Act language; updating the definitions of “local emergency,” “state of emergency,” and “state of war emergency” to be consistent with CESA; updating the positions and memberships within the Los Altos Hills Disaster Council; and removing the Los Altos Hills Citizen Corps Council;

**WHEREAS**, the proposed amendments strengthens and clarifies the authority of the Mayor and the Director of Emergency Services by authorizing the Mayor to have emergency chief executive powers only during extreme disasters, convene the Los Altos Hills Disaster Council in the event the Chair is unavailable and clarifying the authority of the Director to proclaim a local emergency when the City Council is otherwise unable to convene;

**WHEREAS**, the proposed amendments enhances the Town’s operational readiness and legal compliance by adding responsibilities for the Assistant Director of Emergency Services, updating the line of succession when the Director of Emergency Services is unavailable, and updating who may activate the Emergency Operations Center;

**WHEREAS**, the additional proposed amendments in Title 2, Chapter 4 and Title 6, Chapter 5 authorizes emergency procedures such as emergency contracting pursuant to Public Contract Code Section 22050 and building abatement during emergencies, which are among any preventative measure that the Town may take to protect and preserve public health during emergencies under Health and Safety Code Section 101475;

**WHEREAS**, adoption of this proposed Ordinance will improve the Town’s ability to coordinate with regional partners, streamline its emergency structure, and strengthen community resilience while ensuring consistency with state and federal law;

**WHEREAS**, on November 20, 2025, the City Council conducted a duly noticed public hearing to consider the proposed Ordinance. At the public hearing, the City Council considered all evidence and testimony presented before it and all interested parties were provided an opportunity to be heard.

**NOW, THEREFORE**, the City Council of the Town of Los Altos Hills hereby ordains as follows:

**SECTION I. FINDINGS.**

Based on the entirety of the record as described above, the City Council for the Town of Los Altos Hills hereby makes the following findings:

1. All of the facts and recitals above are true, correct, incorporated herein, and made a part hereof.
2. Based on the entirety of the record before it, the City Council hereby finds that this proposed Ordinance is exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3). Under Section 15061(b)(3), CEQA applies only to projects that have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. In this case, the proposed amendments do not create any physical changes, approve any projects, or alter any environmental or land uses and therefore does not have the potential or possibility to create significant environmental effects. As such, the proposed Ordinance is exempt from CEQA.
3. The proposed Ordinance is consistent with and supports the Los Altos Hills General Plan by enhancing the Town’s ability to provide quick, coordinated responses to emergencies under Goal 7 of the Safety Element.

**SECTION II. AMENDMENT.**

Chapter 1 of Title 4, Chapter 4 of Title 2 and Chapter 5 of Title 6 of the Town of Los Altos Hills’ Municipal Code, are hereby amended to read as set forth in **Exhibit A** to this Ordinance, which is hereby incorporated as though set forth in full herein.

**SECTION III. SEVERABILITY.**

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional the remainder of this Ordinance, including the application of such part or provision to other persons or circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable. The City Council of the Town of Los Altos Hills hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be held unconstitutional, invalid, or unenforceable.

**SECTION IV. EFFECTIVE DATE AND PUBLICATION.**

Pursuant to the provisions of Government Code Section 36933, a summary of this Ordinance shall be prepared by the City Attorney. At least five (5) days prior to the Council meeting at which this Ordinance is scheduled to be adopted, the City Clerk shall (1) publish the Summary, and (2) post in the City Clerk’s Office a certified copy of this Ordinance. Within fifteen (15) days after the adoption of this Ordinance, the City Clerk shall (1) publish the summary, and (2) post in the City Clerk’s Office a

certified copy of the full text of this Ordinance along with the names of those City Council members voting for and against this Ordinance or otherwise voting. This Ordinance shall become effective thirty (30) days from and after its adoption.

INTRODUCED: November 20, 2025  
PASSED: December 9, 2025  
AYES: TANKHA, BHATEJA, MOK, SWAN, TYSON  
NOES: NONE  
ABSTENTIONS: NONE  
ABSENT: NONE

ATTEST: BY: Kavita Tankha, Mayor

Arika Birdsong-Miller, City Clerk

APPROVED AS TO FORM:

Steve Mattas, City Attorney

# EXHIBIT A

## SECTION I. Revisions to “Emergency Organization and Function” of Title 4, Chapter 1

The following sections in Title 4, Chapter 1 are amended as follows, with additions in red double underline and deletions in ~~strike through~~. Sections, subsections, paragraphs, and texts not modified by this amendment are not included below and shall remain in full force and effect.

### § 4-1.01. Purposes.

The declared purposes of this chapter are to provide for the preparation and carrying out of plans for the protection of persons, property and environment within the Town in the event of an emergency, the direction of the emergency organization, and the coordination of the emergency functions of the Town with all other public agencies, corporations, organizations and affected private persons.

#### § 4-1.01.1. Inclusion.

In accordance with Title II of the Americans with Disabilities Act (~~“ADA,” Pub. L. 101-336~~), an integrated approach to emergency planning shall be taken to provide people with disabilities ~~and others with access and functional needs~~ the same opportunities to benefit from emergency programs, information, services and activities as ~~people without disabilities~~ those provided to others.

#### § 4-1.02. Definitions.

**Emergency**, as used in this chapter, means the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons, property and environment within or affecting the Town caused by such conditions as air pollution, drought, earthquake, epidemic, fire, flood, human acts, plant or animal infestation or disease, riot, severe weather, sudden and severe energy shortage, technological interruptions, the Governor's warning of an earthquake or volcanic prediction, or other conditions including conditions resulting from war or imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities, requiring the combined forces of other political subdivisions to combat.

**Emergency services** mean the preparation and carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to prevent, minimize, and repair injury and damage resulting from disaster. It shall not include preparation for any conditions relating to a labor controversy.

**Local emergency** means the duly proclaimed, actual or threatened, existence of conditions of disaster or of extreme peril to the safety of persons, property and environment, within or affecting the territorial limits of the Town, which are, or are likely to be, beyond the control of Town services, personnel, equipment and facilities and requiring the combined forces of other public agencies to combat. Conditions may include air pollution, cyberterrorism, deenergization event, drought, earthquake, electromagnetic pulse attack, epidemic, fire, flood, human acts, plant or animal infestation or disease, riot, severe weather, storm, sudden and severe energy shortage, technological interruptions and conditions such as, the Governor's warning of an earthquake or volcanic prediction, or other conditions including conditions resulting from war or imminent threat of war. "Local emergency" does not include, nor does any provision of this chapter apply to, any conditions resulting from a labor controversy.

**State of emergency** means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons, property, and environment within or affecting the State caused by such conditions as air pollution, cyberterrorism, deenergization event, drought, earthquake, electromagnetic pulse attack, epidemic, fire, flood, human acts, plant or animal infestation or disease, riot, severe weather, storm, sudden and severe energy shortage, technological interruptions, the Governor's warning of an earthquake or volcanic prediction, or other conditions, which conditions, by reason of

their magnitude, are, or are likely to be, beyond the control of the services, personnel, equipment and facilities of any single county, city and county, or city, and require the combined forces of a mutual aid region or regions to combat. "State of emergency" does not include, nor does any provision of this chapter apply to, any conditions resulting from a labor controversy or conditions causing a "state of war emergency."

**State of war emergency** means the condition that exists immediately, with or without a proclamation thereof by the Governor, whenever this State or Nation is attacked by an enemy of the United States or upon receipt by ~~a~~the State of a warning from the Federal government indicating that such an enemy attack is probable or imminent.

**§ 4-1.03. Emergency organization.**

All officers and employees, together with those volunteer forces enrolled to aid them during an emergency, and all groups, organizations, and persons who may by agreement or operation of law, including persons impressed into service under the provisions of Section 4-1.05~~(e)~~~~(3)~~ of this chapter, be charged with duties incident to the protection of life, property and environment during such emergency, shall constitute the emergency organization of the Town of Los Altos Hills.

**§ 4-1.04. Director, ~~and~~ Assistant Director of Emergency Services, and Emergency Services Manager.**

- (a) There is hereby created the office of Director of Emergency Services. The City Manager shall be the Director of Emergency Services. The Director shall oversee the Office of Emergency Services.
- (b) There is hereby created the office of Assistant Director of Emergency Services, who shall be appointed by the Director. In the absence or incapacity of the Director, the Assistant Director of Emergency Services shall also have the day-to-day responsibility for the management and operation of the Office of Emergency Services. The Assistant Director shall exercise all powers vested by this chapter in the Director.
- (c) There is hereby created the position of Emergency Manager, who shall be appointed by the Director.

**§ 4-1.05. Powers and duties of the Director, ~~and~~ Assistant Director of Emergency Services, and Emergency Services Manager.**

It shall be the duty of the Director of Emergency Services, and he/she is hereby empowered, to develop and recommend for adoption by the City Council, emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements.

- (a) The Director of Emergency Services or acting Director (if the Director is unavailable) is hereby empowered:
  - (1) To request the City Council to proclaim the existence or threatened existence of a "local emergency" if the governing body is in session, or to issue such proclamation if the City Council is not in session or otherwise unable to convene. Whenever a local emergency is proclaimed by the Director, the City Council shall take action to ratify the proclamation within seven days thereafter or the proclamation shall have no further force or effect.
  - (2) To request that the Governor through appropriate channels proclaim a state of emergency when, in the opinion of the Director, Assistant Director or acting Director, the resources of the Town are inadequate to cope with an emergency.
  - (3) To represent or provide representation of the Town in all dealings with public or private agencies pertaining to civil preparedness in the event of an emergency.

- (4) Control and direct the effort of this emergency organization for the accomplishment of the purposes of this chapter.
  - (5) Direct cooperation between and coordination of services and staff of this emergency organization; and resolve questions of authority and responsibility that may arise between them.
- (b) The Assistant Director shall, under the supervision of the Director and with the assistance of Disaster Council representatives, prepare the Emergency Operations Plan and emergency plans and manage the emergency programs of this jurisdiction; and shall have such other powers and duties as may be assigned by the Director.
- (c) The Emergency Manager shall be responsible for supporting and implementing a comprehensive disaster and emergency preparedness program, including education and community engagement, and shall have authority over the day-to-day administration and operations of the Office of Emergency Services. The Emergency Manager may designate qualified staff or agents to assist in carrying out these responsibilities as necessary.
- (~~e~~)(d) In the event of the proclamation of a "local emergency" as herein provided, the proclamation of a "state of emergency" by the Governor or the Secretary of the California Office of Emergency Services, or the existence of a "state of war emergency," the Director is hereby empowered to:
- (1) Make and issue rules and regulations on matters reasonably related to the protection of life, property and environment as affected by the emergency; provided, however, that the rules and regulations must be confirmed at the earliest practicable time by the City Council;
  - (2) Obtain vital supplies, equipment and other properties found lacking and needed for the protection of the life, property and environment of the people, and bind the Town for the fair value thereof and if required immediately, to commandeer the same for public use;
  - (3) Require emergency services of any Town officer or employee and, in the event of the proclamation of a state of war emergency or a state of emergency by the Governor in the region in which this Town is located, to command the aid of as many members of this community as are deemed necessary in the execution of his or her duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by State law for registered disaster service workers;
  - (4) Requisition necessary personnel or material of any Town department or agency;
  - (5) Execute all ordinary power as City Manager, all of the special powers conferred by this chapter or by resolution or ~~e~~Emergency Operations ~~p~~Plan adopted pursuant hereto, and all powers conferred upon the Director by any statute, agreement approved by the City Council, or by any other lawful authority.
- (~~d~~)(e) The Director of Emergency Services shall designate the order of succession to that office, to take effect in the event the Director is unavailable to attend meetings and otherwise perform duties during an emergency. The order of succession shall be:
- (1) City Manager or their designee;
  - (2) Public Works Director;
  - (3) Planning Director;
  - (4) Administrative Services Director;

- (5) City Clerk;
- (6) Other employees designated by the City Manager;
- (7) Most senior elected official with required National Incident Management Systems (NIMS) training.

**§ 4-1.06. Disaster Council membership.**

The Los Altos Hills Disaster Council shall consist of the following:

- (a) The Director of Emergency Services who shall be chair.
- (b) The ~~Public Works~~ Assistant Director of Emergency Services who shall be the vice chair.
- (c) The Public Works Director.
- (~~e~~)(d) The Mayor, or City Council designee, who shall be the liaison. The Mayor may convene the Council in the event the Chair is unavailable.
- (d) ~~The Assistant Director of Emergency Services.~~
- (e) Such chiefs of emergency services as are provided for in a current ~~e~~Emergency ~~o~~Operations ~~p~~Plan of this jurisdiction, adopted pursuant to the ordinance codified in this section.
- (f) ~~Such representatives of civic, business, institutional, non-profit, public, or other organizations having an official emergency responsibility, as may be appointed by the Director with the advice and consent of the City Council.~~

**§ 4-1.07. Disaster Council powers and duties.**

- (a) It shall be the duty of the members of the Los Altos Hills Disaster Council, and they are hereby empowered, to engage in emergency response and recovery planning; to review and provide input on emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements.
- (b) The Director of Emergency Services shall advise the Disaster Council with regard to the preparation and maintenance of the Emergency Operations ~~p~~Plan in whole or in part.
- (c) The Disaster Council shall develop and maintain strategic emergency planning partnerships with other local agencies.
- (d) The Disaster Council shall comply with the California Emergency Services Act and abide by the California Disaster and Civil Defense Master Mutual Aid Agreement.
- (e) The Disaster Council, accredited by the State of California, is empowered to register and direct the activities of disaster service worker (DSW) volunteers within the sphere of influence of the Town.
- (f) The Disaster Council agrees to follow established rules and regulations relating to the various classes of disaster service workers, scope of duties of each class, and manner of registration pursuant to the provisions of Government Code Section 8585.5.
- (g) The Disaster Council will also ~~serve as the Los Altos Hills Citizen Corps Council with~~ have the following additional responsibilities:
  - (1) Approve DSW volunteer training and planning to ensure compliance with current DSW regulations and guidelines.
  - (2) The Assistant Director of Emergency Services will coordinate Community Emergency Response Team (CERT) training and exercises with the Los Altos Hills County Fire District;

~~Ham Radio training with the Los Altos Hills Emergency Communication Committee (ECC) and other DSW volunteer training, as identified.~~

(3) ~~The City Manager, City Clerk, Assistant Director of Emergency Services, CERT Coordinator, Emergency Communications Committee Chair or others as designated by the City Manager~~ or their designee shall be the Authorized Representative(s) for the registration form processing of DSW ~~volunteers~~ ~~Disaster Service Workers~~. The City Manager, ~~City Clerk~~ Clerk and Assistant Director of Emergency Services ~~and~~ shall review and approve volunteer training activities, as necessary, ~~when the Disaster Council is not in session.~~

(4) Self-certification of DSW volunteers may occur under two circumstances.  
(i) During proclaimed emergencies, when monitored and screened by the Director of Emergency Services, an authorized representative identified in subsection (g)(3) or the CERT Incident Commander and CERT General Staff may administer self-certification ~~volunteer~~ DSW volunteer registration forms for spontaneous volunteers.

(ii) During approved Santa Clara County Fire Department (SCCFD) CERT Academy classes or refresher classes when monitored and screened by SCCFD employee CERT instructors.

(h) The Disaster Council shall meet upon call of the chair or, upon call of the vice chair (in the absence of the chair).

#### **§ 4-1.08. Emergency Operations Plan.**

(a) The Town of Los Altos Hills has adopted the Standardized Emergency Management System (SEMS) and the National Incident Management System (NIMS) as the prevention, preparedness, mitigation, response and recovery framework for the Emergency Operations Plan.

(b) ~~The Los Altos Hills Disaster Council~~ shall be responsible for the development of the Emergency Operations Plan (Plan), and Annexes specific to the Plan as identified, which shall provide for the effective mobilization of all of the resources of this jurisdiction, both public and private, to meet any condition constituting a local emergency, state of emergency, or state of war emergency; and shall provide for the organization, powers and duties, services and staff of the emergency organization.

(c) The p~~P~~Plan shall also identify the sources of outside support which might be provided (through mutual aid and specific statutory authorities) by other jurisdictions, State and Federal agencies, and the private sector.

(d) Such p~~P~~Plan shall take effect upon adoption by resolution of the City Council.

(e) The p~~P~~Plan may be activated by any of the following Town representatives:

(1) Those listed in Section 4-1.05 ~~(d)~~ (f) under the Director of Emergency Services Order of Succession.

~~(2) Any City Councilmember with required NIMS training.~~

~~(3) Any Emergency Communications Committee volunteer with required NIMS training.~~

~~(4)~~ (2) Any CERT supervisor with required NIMS training.

#### **§ 4-1.09. Preservation of local government during an emergency—Succession.**

In order to preserve local government during an emergency, the City Council shall meet as soon as possible, ascertain the damage incurred as a result of the emergency, and fill vacancies with standby officers of the Council, as prescribed by California Government Code Sections 8635 through 8644.

In the absence of a quorum, remaining council member(s) shall determine the availability of missing council members and fill seats with standby officers. Standby officers of the Council are the former members of the Council, beginning with the immediate past ~~Council~~ members, and then to prior years, beginning with the most recent.

**§ 4-1.12. Emergency Chief Executive Powers.**

In accordance with California Government Code Section 38791, during periods of great calamity, such as extraordinary fire, flood, storm, epidemic, earthquake, sabotage or enemy attack, the mayor shall have complete authority over the Town and the right to exercise all police power vested in the Town by the Constitution and general laws.

**§ 4-1.13. Mutual Aid.**

Emergency plans adopted and approved by the City Council shall provide for the interchange of mutual aid and for coordination with the emergency plans of the county operational area.

**§ 4-1.14. Emergency Contracting Procedures.**

The Town shall undertake emergency contracting as described in § 2-4.01(b) in accordance with California Public Contract Code Section 22050. The Director of Emergency Services is delegated authority to order any action pursuant to Section 22050.

**§ 4-1.15. Emergency Building Abatement Procedures.**

The Town shall undertake emergency building abatement as described in § 6-5.

**SECTION II. Revisions to “Purchasing System” of Title 2, Chapter 4**

The following sections in Title 2, Chapter 4 are amended as follows, with additions in red double underline and deletions in ~~strike through~~. Sections, subsections, paragraphs, and texts not modified by this amendment are not included below and shall remain in full force and effect.

**§ 2-4.01. Purchases on behalf of Town—General rules.**

- (a) City Manager as Purchasing Agent. The City Manager shall have full authority to purchase or provide for the purchase of all materials, supplies, services, and equipment for the use of all departments, commissions, and boards comprising the Town government, in accordance with the provisions of this chapter, except articles required by the state codes to be purchased otherwise.
- (b) Emergency Purchasing and Contracting. No purchase of an article, service or thing shall be made by any department head independently of the City Manager except in cases of immediate emergency that occur when the office of the City Manager is not open for the conduct of the City's business. In such instances, the department head may make the necessary emergency purchase and shall report the same in writing to the City Manager within 24 hours, accompanied by a definite statement of the occasion and reasons for such emergency purchase. In the case of an emergency, the City Manager may undertake contracting procedures in accordance with the provisions of California Public Contract Code Section 22050.
- ~~(b)~~(c) Prohibition on Splitting Procurement. Under no circumstances may any procurement or purchase contemplated in this chapter be split or separated into smaller components to avoid procurement or purchasing procedures and/or determine the awarding authority.

**§ 2-4.03. Open market orders for purchases and procurements of \$60,000 or less.**

All purchases or procurements of professional and facility services, public projects, supplies, materials, equipment, or other personal property, the cost of which is \$60,000 or less, may be made in the open market without newspaper advertisement. When deemed appropriate by the City Manager, open market purchases shall be based on at least three competitive bids or quotes and shall be awarded on the basis of the bid most advantageous to the Town. The City Manager may solicit bids directly from

prospective vendors by mail, email, or by telephone. The City Manager shall keep a record of all open market orders and bids submitted thereon which shall be open to public inspection. Public projects of \$60,000 or less may be performed by the employees of the Town by force account or may be performed by negotiated contract. Notwithstanding the provisions of this section, procurement of public projects as defined in the California Public Contracts Code shall comply with all applicable provisions of the Public Contracts Code.

**§ 2-4.04. Formal and informal procedures for the purchase and procurement of goods, services, and public projects in excess of \$60,000.**

(b) Procurement of Public Projects.

(1) Informal Bid Procedures for Procurement of Public Projects. In accordance with Public Contract Code Sections 22032 and 22034, for the procurement of public projects \$200,000 or less, the Town shall engage in the following procedures:

(i) Contractors List. A list of contractors shall be developed and maintained in accordance with the provisions of Section 22034 of the Public Contracts Code and criteria promulgated from time to time by the California Uniform Construction Cost Accounting Commission.

(ii) Notice Inviting Informal Bids. Where a public project is to be performed which is subject to the provisions of this section, a notice inviting informal bids shall be mailed, faxed, or emailed to all contractors for the category of work to be bid, as shown on the contractor list, and to all construction trade journals as specified by the California Uniform Construction Cost Accounting Commission in accordance with Section 22036 of the Public Contracts Code. The notice inviting informal bids shall describe the project in general terms and how to obtain more detailed information about the project, and state the time and place for the submission of bids. All mailing of notices to contractors pursuant to this subdivision shall be completed not less than 10 calendar days before bids are due. Additional contractors and/or construction trade journals may be notified at the discretion of the department soliciting bids; provided, however:

**SECTION III. Revisions to “Nuisance Abatement” of Title 6, Chapter 5**

The following sections in Title 6, Chapter 5 are amended as follows, with additions in red double underline and deletions in ~~strike through~~. Sections, subsections, paragraphs, and texts not modified by this amendment are not included below and shall remain in full force and effect.

**§ 6-5.01. Definition of nuisance.**

Nuisance means anything which (1) is injurious or threatening to health or safety, (2) obstructs the customary free use or passage of any stream, park, street, pathway, public easement, or highway, or (3) is specifically declared by this Code or state law to be a nuisance. Examples of a nuisance include, but are not limited to:

(a) Any explosives, flammable liquids or hazardous materials which are stored in a manner or an amount contrary to state law or this Code;

(b) Any building or structure which is made, erected, altered, maintained, partially destroyed or abandoned, including such instances due to an emergency as defined in §4-1.02, or contrary to state law or this Code;

**§ 6-5.06. Other remedies.**

Nothing in this chapter shall affect, prevent or prejudice any other remedy or penalty, civil or criminal, for the creation or maintenance of a nuisance. Nothing in this chapter shall prohibit the summary and immediate abatement of a nuisance upon the order of the City Council or any Town officer as authorized by law if the Council or officer determines that the nuisance constitutes an immediate threat to the public health or safety, including a nuisance necessitated by an emergency as defined in §4-1.02.