

ORDINANCE NO. 668

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, ADDING CHAPTER 5.17 OF THE CALISTOGA MUNICIPAL CODE (CMC), ADOPTING CHAPTER 5.60 OF TITLE 5 OF THE NAPA COUNTY CODE BY REFERENCE, RELATING TO REQUIREMENTS FOR PERMITS FOR ELDER AND/OR DEPENDENT ADULT CAREGIVERS

The City Council of the City of Calistoga does hereby ordain as follows:

SECTION ONE: Findings.

WHEREAS, Government Code sections 50022.2 and 50022.9 permit the City Council to adopt an ordinance by the County of Napa, by reference; and

WHEREAS, the Napa County Commission on Aging has prepared an ordinance intended to be adopted and implemented uniformly throughout Napa County, intended to promote the health and safety of elders by establishing a uniform, county-wide system of issuing permits to all persons who provide caregiver services to elders; and

WHEREAS, on May 18, 2010, the Napa County Board of Supervisors conducted the first reading of an ordinance that will add Chapter 5.60 to Title 5 of the Napa County Code of Ordinances relating to requirements for elders and or dependent adult caregivers; and

WHEREAS, the City Council adopts the findings set forth in the County ordinance and desires to implement the regulatory provisions of the ordinance within the City of Calistoga.

SECTION TWO: Adoption by Reference.

Chapter 5.60 of Title 5 of the Napa County Code of Ordinances relating to permit requirements for elder and/or dependent adult caregivers, is hereby adopted by reference. Any fees required by the County of Napa in processing the permit applications required by the ordinance shall be as imposed by the Board of Supervisors by Board resolution and paid to the appropriate County office.

SECTION THREE: Adoption of County Ordinance.

Consistent with the requirements of Government Code section 50022.6 upon the adoption of this ordinance, one copy of the County's ordinance adopted by reference shall be maintained by the City's enforcement officer, the Chief of Police.

SECTION FOUR: Title 5 Business Taxes, Licenses and Regulations, Chapter 17 Permits for Elder and/or Dependent Adult Caregivers adopted.

Title 5

BUSINESS TAXES, LICENSES AND REGULATIONS

Chapter:

5.17 Permits for Elder and/or Dependent Adult Caregivers adopted

Title 5, Chapter 17 of the Calistoga Municipal Code is adopted to read as follows:

5.17.010 - Adoption.

For the purpose of establishing regulations for Elder and/or Dependent Adult Caregivers, the Napa County Code Chapter 5.60 (Permit for Elder and/or Dependent Adult Caregivers) is adopted by reference and may be amended from time to time.

SECTION FIVE: Severability.

If any section, or portion of this ordinance is for any reason held to be invalid and or unconstitutional by a court or competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION SIX: Effective Date.

This Ordinance shall take effect thirty (30) days after its passage and before expiration of fifteen (15) days after its passage, shall be published in accordance with law in a newspaper of general circulation published and circulated in the City of Calistoga.

SECTION SEVEN: Publication.

This Ordinance was introduced with the first reading waived at the City of Calistoga City Council meeting of June 15, 2010 and was passed and adopted at a regular meeting of the Calistoga City Council on July 6, 2010, by the following vote:

**AYES: Mayor Gingles, Councilmembers Slusser, Garcia, Kraus,
And Vice Mayor Dunsford**

NOES: None

ABSENT/ABSTAIN: None

ATTEST:



SUSAN SNEDDON, City Clerk



JACK GINGLES, Mayor