

## Current Enforcement Procedures

There are two potential enforcement mechanisms for encroachments onto City property. We have no record of either being used. The first option is through the Open Space Ordinance, which specifies a fine of \$250 per occurrence. This can only be enforced by the Police Department. The fine can be difficult to collect, according to the PD, because unlike with state laws, the city cannot hold up a car registration until the fine has been paid.

The second enforcement mechanism is via the state Encroachment Law, which requires the filing of a lawsuit (via the Mayor's office). The City can recover all attorney's fees under this law, but this is still an option of last resort.

