

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE TO ESTABLISH GRAFFITI ABATEMENT COSTS AND EXPENSES UNDER SAN JOSE MUNICIPAL CODE SECTION 9.58.270**

**WHEREAS**, the City of San José (“City”) is authorized under Welfare and Institution Code Section 742.10 et seq. to recover for certain graffiti abatement costs and expenses from any minor convicted of or found to be a person described by Section 602 of the Welfare and Institution Code by reason of the commission of an act prohibited by Penal Code Sections 594, 594.3, 640.5, 640.6, or 640.7; and

**WHEREAS**, the City incurs certain expenses through its Anti-Graffiti and Litter Program to abate graffiti, and to identify and apprehend minors who commit graffiti vandalism; and

**WHEREAS**, the City’s graffiti abatement costs and expenses must be reviewed and updated at least once every three years to ensure their adequacy;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

For the purposes of Part 4 of Chapter 9.58 of Title 9 of the San José Municipal Code, the City’s graffiti abatement costs and expenses are as follows:

1. The City’s average costs incurred in removing graffiti are \$33.04/per incident for non-eradication portion; and \$0.86/per square feet for eradication portion.

2. The City's average law enforcement costs incurred in identifying and apprehending a minor are \$108.02/per hour.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

---

CHUCK REED  
Mayor

ATTEST:

---

DENNIS D. HAWKINS, CMC  
City Clerk