

ORDINANCE NO. 3338

ORDINANCE OF THE CITY OF CHULA VISTA REPEALING
SECTION 10.68.500 [SUNSET CLAUSE] OF CHAPTER 10.68
[CAR SHARING PROGRAM AND PERMIT] OF THE CHULA
VISTA MUNICIPAL CODE

WHEREAS, Chapter 10.68 of the Chula Vista Municipal Code provides for the establishment of a Car Sharing Program and attendant City Manager issued permit; and

WHEREAS, Section 10.68.500 of Chapter 10.68 provides that the Chapter shall “sunset,” meaning expire, two (2) years after its adoption unless Section 10.68.500 is repealed; and

WHEREAS, the City desires to continue the Car Sharing Program and attendant City Manager issued permit process as set forth in Chapter 10.68; and

WHEREAS, the Resource Conservation Commission unanimously recommended that City Council continue the Car Sharing Program at their meeting on January 12, 2015.

NOW, THEREFORE, the City Council of the City of Chula Vista does ordain as follows:

Section I.

Section 10.68.500 [Sunset Clause] of Chapter 10.68 [Car Sharing Program and Permit] is hereby repealed.

Section II. Severability

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

Section III. Construction

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

Section IV. Effective Date

This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

Section V. Publication

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

Approved as to form by



Richard A. Hopkins
Director of Public Works

Glen R. Googins
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 14th day of April 2015, by the following vote:

AYES: Councilmembers: Aguilar, Bensoussan, McCann, Miesen and Salas

NAYS: Councilmembers: None

ABSENT: Councilmembers: None



Mary Salas, Mayor

ATTEST:



Donna R. Norris, CMC, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Donna R. Norris, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3338 had its first reading at a regular meeting held on the 17th day of March 2015 and its second reading and adoption at a regular meeting of said City Council held on the 14th day of April 2015; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

4-28-15

Dated



Donna R. Norris, CMC, City Clerk