

ORDINANCE NO. 780 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
AMENDING ORDINANCE 772 N.S.  
TO STRENGTHEN REGULATIONS FOR NEWSRACKS

WHEREAS, at its meeting of July 6, 1999, the City Council of the City of El Paso de Robles adopted Ordinance 772 N.S. to establish regulations for the placement and maintenance of newsracks within public rights-of-way and on other public property; and

WHEREAS, the purposes of the newsrack regulations established Ordinance 772 N.S. included protecting the public health and safety and advancing the City's efforts, as set forth in General Plan policy, to protect and preserve aesthetic resources, to revitalize the Historic Downtown, and to promote and enhance the economic vitality of the community; and

WHEREAS, the City Council finds, that to adequately protect the public health and safety and to protect and preserve aesthetic resources, to revitalize the Historic Downtown, and to promote and enhance the economic vitality of the community, it necessary to strengthen the newsrack regulations established by Ordinance 772 N.S.;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 11.35 of the Municipal Code, established by Ordinance 772 N.S., is hereby amended to read as shown in Exhibit "A" attached hereto.

SECTION 2. Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Section 36933 of the Government Code.

SECTION 3. Severability. If any section, subsection, sentence, clause, or phrase of the Ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the remaining portions of this Ordinance.

The City Council hereby declares that it would have passed this ordinance by section, subsection, sentence, clause, or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases are declared unconstitutional.

SECTION 4. Inconsistency. To the extent that the terms of provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof and such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rules, and regulations are hereby repealed.

SECTION 5. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the 31st day after its passage.

Introduced at a regular meeting of the City Council held on September 7, 1999, and passed and adopted by the City Council of the City of El Paso de Robles on the 21st day of September, 1999, by the following roll call vote, to wit:

AYES: Baron, Macklin, Mecham, Swanson and Picanco  
NOES: None  
ABSENT: None  
ABSTAIN: None

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Duane J. Picanco, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk