

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COUNCIL OF HERMOSA BEACH, CALIFORNIA, AMENDING THE MASTER FEE SCHEDULE TO INCLUDE ADMINISTRATIVE FINES FOR SIDEWALK VENDING VIOLATIONS IN COMPLIANCE WITH SENATE BILL NO. 946

THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH DOES RESOLVE AS FOLLOWS:

Section 1. Recitals.

1. Upon adoption of Ordinance No.____, Chapter 12.38 of the Hermosa Beach Municipal Code will govern the permitting and regulation of sidewalk vending in the public right-of-way and within City parks, consistent with Senate Bill No. 946.

2. Chapter 12.38 provides that any violations of the sidewalk vending ordinance may not be punished as an infraction or misdemeanor and that any assessed administrative fines shall be in the amounts set forth in state law.

Section 2. The schedule of administrative fines for Chapter 12.38 sidewalk vending violations shall be as follows:

A. Vending without a sidewalk vending permit will be punished by an administrative fine not to exceed the following amounts:

1. \$250 for a first violation.
2. \$500 for a second violation within one year of the first violation.
3. \$1,000 for each additional violation within one year of the first violation.
4. Upon proof of a valid permit issued by the Department of Public Works, the administrative fine assessed under this paragraph will be reduced to the corresponding administrative fine set forth in paragraph (B).

B. Any other violations of Chapter 12.38 of the Hermosa Beach Municipal Code will be punished by an administrative fine not to exceed the following amounts:

1. \$100 for a first violation.
2. \$200 for a second violation within one year of the first violation.
3. \$500 for each additional violation within one year of the first violation.
4. The Public Works Director may revoke a sidewalk vending permit for the remainder of the permit's term upon the fourth or subsequent violations.

Section 3. The Mayor shall sign and the City Clerk shall attest to the passage and adoption of this Resolution and enter it into the book of original resolutions. This Resolution will become effective immediately upon adoption.

PASSED, APPROVED AND ADOPTED this ____ day of March 2019.

PRESIDENT of the City Council and MAYOR of the City of Hermosa Beach, California

ATTEST:

APPROVED AS TO FORM:

City Clerk

City Attorney