



AGENDA REPORT

Meeting Date: September 11, 2012
Item Number: G-7
To: Honorable Mayor & City Council
From: City Attorney
Subject: ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO INCREASE RADIUS REQUIREMENTS FOR LOCATION OF BUSINESS OFFICE OF VEHICLE TOWING SERVICES
Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the proposed ordinance be adopted.

INTRODUCTION

This ordinance will increase the radius requirement for towing services companies from 5 to 7 miles.

DISCUSSION

At the City Council meeting of August 23, 2012, the City Council conducted a first reading of this ordinance.

FISCAL IMPACT

This ordinance will have no fiscal impact on the City.



Laurence S. Wiener, City Attorney

Attachment 1

**ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL
CODE TO INCREASE RADIUS REQUIREMENTS
FOR LOCATION OF BUSINESS OFFICE OF
VEHICLE TOWING SERVICES**

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY ORDAINS AS
FOLLOWS:

Section 1. The City Council hereby amends paragraph A of Section 4-2-1405 (“Additional Criteria for Issuance or Denial of Permit”) of Article 14 (“Vehicle Towing Services”) of Chapter 2 (“Regulatory Business Permits”) of Title 4 (“Regulation of Certain Types of Businesses and Activities”) of the Beverly Hills Municipal Code to read as follows:

“A. A vehicle towing service that performs light duty tow, or light duty tow and heavy duty tow shall maintain a business office and adjacent vehicle storage yard within seven (7) miles of the city boundaries, or such greater distance as approved by the Chief of Police. A vehicle towing service that does not provide city with light duty tow shall maintain a business office and adjacent vehicle storage yard within a distance determined by the police chief at the time that its vehicle towing service permit is issued.”

Section 2. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 3. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and the City Clerk's certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 4. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

WILLIAM W. BRIEN, M.D.
Mayor of the City of Beverly Hills,
California

ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:



DAVID L. SNOWDEN
Chief of Police