



AGENDA REPORT

Meeting Date: February 7, 2012
Item Number: F-5
To: Honorable Mayor & City Council
From: Chad Lynn, Director of Parking Operations
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO ADD THE CULTURAL HERITAGE COMMISSION AS CLASS 1 PERMIT USERS

Attachments: 1. Ordinance

RECOMMENDATION

Staff recommends that the City Council move to waive the full reading of the ordinance and that the ordinance entitled "An Ordinance of the City of Beverly Hills amending the Beverly Hills Municipal Code to add the Cultural Heritage Commission as Class 1 Permit users" be introduced and read by title only.

INTRODUCTION

Section 7-3-111 (B) of the Beverly Hills Municipal Code (BHMC) provides for the issuance and usage of Class 1 Permits. These permits provide specific parking privileges to members of the City Council, City Commissions, City Treasurer and members of the City's executive staff while conducting City business.

An ordinance was introduced at the City Council Meeting of January 10, 2012 establishing the Cultural Heritage Commission. This ordinance will become effective on February 24, 2012, thirty days after the second reading and adoption which occurred on January 24, 2012.

DISCUSSION

The ordinance proposed for introduction will amend Paragraph 2 of Section 7-3-111 (B) of the Beverly Hills Municipal Code to include the Cultural Heritage Commission in the list of Commissions eligible for Class 1 permits. The language with respect to this City Commission codifies the City policy to provide standing commissioners Class 1 permits for use when conducting City business.

FISCAL IMPACT

There is no significant fiscal impact related to this amendment.

 _____
David Gustavson
Approved By

Attachment 1

ORDINANCE NO. 12-O-_____

**AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE
TO ADD THE CULTURAL HERITAGE COMMISSION AS
CLASS 1 PERMIT USERS**

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. Paragraph B.2. of Section 7-3-111 (“Class 1 Parking Permits”) of Title 7 (“Traffic, Parking, and Public Transportation”), Chapter 3 (“Standing, Stopping, Parking”), Article 1 (“General Standing, Stopping, And Parking Provisions”) of the Beverly Hills Municipal Code is hereby amended and restated to read as follows:

“One permit for each vehicle legally registered to each current member of the planning, architectural, design review, traffic and parking, human relations, public works, recreation and parks, fine arts, health and safety, charitable solicitations and cultural heritage commissions. When a commissioner ceases to be on a commission, the permit issued to the holder under this subsection B2 is deemed void and is invalid for the uses set forth in this section. The permit holder shall return the permit(s) to the director.”

Section 2. This ordinance has been assessed in accordance with the authority and criteria contained in the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the environmental regulations of the City. The ordinance is not a “project” and is therefore exempt from CEQA pursuant to Section 15378(b)(4) of Title 14 of the California Code of Regulations.

Section 3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, or invalid, or ineffective.

Section 4. 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 attest and 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.

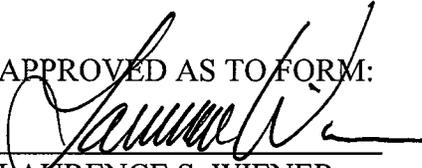
Section 5. Effective Date. This ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

BARRY BRUCKER
Mayor of the City of
Beverly Hills, California

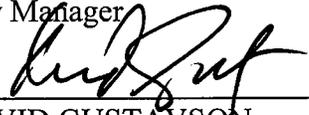
ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:


LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

JEFFREY KOLIN
City Manager


DAVID GUSTAVSON
Director of Public Works & Transportation