

BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE

IN THE MATTER OF:

An Ordinance of the City Council of the City of)	
Lafayette Amending Sections 8-702 and 8-704 of)	
The Lafayette Municipal Code Regarding Truck Routes)	Ordinance No. 653
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)	

WHEREAS, Vehicle Code section 35701 et seq. permits the City to establish and enforce truck routes through its jurisdiction;

WHEREAS, Ordinance No. 646 made various amendments to the City’s Truck Routes ordinance contained in Lafayette Municipal Code, Chapter 8-7;

WHEREAS, since Happy Valley Road was added to the list of acceptable truck routes, now the endpoint for Deer Hill Road should be modified accordingly;

WHEREAS, Ordinance No. 646 inadvertently deleted and replaced prior Municipal Code Section 8-704 related to the posting of streets with appropriate signs;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAFAYETTE DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Amendment. Subsection (b) of Section 8-702 of the Lafayette Municipal Code is hereby amended to read as follows:

“(b) Deer Hill Road, from Happy Valley Road to First Street;”

Section 2. Amendment. Section 8-704 of the Lafayette Municipal Code is hereby amended to read as follows:

“8-704 - Posting of streets with appropriate signs.

Under the authority of Vehicle Code Section 35701(b), the city council determines that the posting of signs indicating the streets upon which certain vehicles exceeding a manufacturer’s gross vehicle weight rating of 10,000 pounds or more are prohibited will best serve to give notice of the provisions of this chapter. Sections 8-702 and 8-703 are effective when appropriate signs are erected.”

Section 3. Effective Date. This Ordinance becomes effective thirty (30) days after its adoption.

Section 4. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof is for any reason held to be unconstitutional, 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 of this Ordinance irrespective of the fact that one or more sections, subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. To this end the provisions of this Ordinance are declared to be severable.

Section 5. Publication. The City Clerk shall either (a) have this Ordinance published in a newspaper of general circulation once within fifteen (15) days after its adoption, or (b) have a summary of this Ordinance published twice in a newspaper of general circulation, once five (5) days before its adoption

and again within fifteen (15) days after adoption, including the names of the council members who voted for and against its passage.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Lafayette held on September 12, 2016 and was adopted at a meeting of the City Council held on September 26, 2016 by the following vote:

AYES: Mitchell, M. Anderson, B. Andersson, Reilly and Tatzin

NOES: None

ABSTAIN: None

ABSENT: None

ATTEST:

APPROVED:

Joanne Robbins, City Clerk

Mark Mitchell, Mayor