

ORDINANCE NO. 10-345

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
LOS ALTOS AMENDING CHAPTER 9.16 OF THE LOS ALTOS
MUNICIPAL CODE PERTAINING TO NEWSRACKS.**

WHEREAS, the City Council finds that it is the intent of this Ordinance to preserve the rights of newspaper vendors to identify and/or advertise their newspapers contained in newsracks located in the City of Los Altos ("City"); and

WHEREAS, the City Council finds that the accumulation of illegal adhesive labels and/or logo stickers on City street furniture such as trash receptors, newsracks, benches and street lights creates visual blight; and

WHEREAS, in December 2009 the City adopted new Downtown Design Guidelines, which serve to recognize and promote the City's interest in maintaining its unique village character; and

WHEREAS, the adoption of reasonable regulations to promote the City's interest in preserving visual aesthetics in the downtown village area, and to protect the City's business areas from visual blight, is of great importance to the City Council and is within the police power of the City; and

WHEREAS, this Ordinance is exempt from environmental review pursuant to Section 15061(b)(3) of the State Guidelines implementing the California Environmental Quality Act of 1970, as amended.

The City Council of the City of Los Altos does hereby ordain as follows:

SECTION 1. AMENDMENT OF CODE: Section 9.16.060 of Chapter 9.16 entitled "NEWSRACKS" is hereby repealed in its entirety and replaced with a new 9.16.060 to read as follows:

"9.16.060 Maintenance.

A. Each newsrack shall be maintained in a neat and clean condition and in good repair at all times. Including, without limitation, the newsrack shall be free of dirt and grease; chipped, faded, peeling or cracked paint; dents and rust corrosion and shall have no broken or cracked plastic, glass or structural parts. Adhesive labels, other than city issued identification/approval labels, unrelated to publications in the newsracks shall not be displayed on newsracks. Each newsrack shall be permitted one (1) newspaper or publication identification label and/or logo to be located on the front of the newsrack."

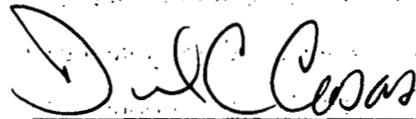
SECTION 2. CONSTITUTIONALITY. If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code.

SECTION 3. PUBLICATION. This ordinance shall be published as provided in Government Code section 36933.

SECTION 5. EFFECTIVE DATE. This ordinance shall become effective upon the commencement of the thirty-first day following the date the adopted ordinance is attested by the City Clerk.

The foregoing ordinance was duly and regularly introduced at a meeting of the City Council of the City of Los Altos on January 26, 2010 and was thereafter, at a regular meeting held on February 9, 2010 passed and adopted by the following vote:

AYES: SATTERLEE, CARPENTER, PACKARD, CASAS
NOES: NONE
ABSENT: NONE



David Casas, MAYOR

Attest:


Susan Kitchens, CITY CLERK

Date: February 11, 2010