

ORDINANCE NO. 2006-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA
AMENDING THE MUNICIPAL CODE BY ADDING SECTION _____
PROHIBITING CERTAIN NEGLIGENT OR WILLFUL SPREADING OF MUD AND DEBRIS ON
CITY STREETS

RECITALS

WHEREAS, mud, dirt, water, and other debris tends to damage roadways and create a hazard to traffic thereon; and

WHEREAS, the City of San Juan Bautista has suffered an increased number of tractors and other vehicles driving upon City streets; and

WHEREAS, the City Council seeks to protect the public health, safety, and welfare by prohibiting the negligent, willful, or malicious spreading of mud, dirt, water, and debris on City streets.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA,
CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION 1. New Section 7-1-510.

A new Section 7-1-510 is added to Title 7, Chapter 7-1 of the San Juan Bautista Municipal Code to read as follows:

"Every person who negligently, wilfully, or maliciously sprinkles, drains, drops, leaves, or in any matter permits mud, debris or water from any vehicle or farm equipment to remain upon any City road shall be guilty of a misdemeanor. This section shall not apply to the accidental release of such materials where such materials are removed or attempted to be removed in a timely manner."

SECTION 2. Severability.

A. If any provision of the ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance, including the application of such part or provision to other persons or circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this ordinance are severable.

B. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be held unconstitutional, invalid, or unenforceable.

SECTION 3. Effective Date.

This ordinance shall take effect thirty (30) days after adoption.

THE FOREGOING ORDINANCE was first read at a regular meeting of the San Juan Bautista City Council on the 21st day of February 2006, and was adopted at a regular meeting of the San Juan Bautista City Council on the 21st day of March, 2006 by the following vote:

AYES: Reed, Hill, Medina, Geiger, Dias

NOES: None

ABSTAIN: None

ABSENT: None

By: Dan Reed
Its: Mayor

ATTEST:

By: Trish Paetz
Its: Deputy City Clerk

APPROVED AS TO FORM:

By: Peter Spoerl
Its: Interim City Attorney