

REPORT TO CITY COUNCIL

DATE: FEBRUARY 27, 2008

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: LOUIS CELAYA, ASSISTANT TO THE CITY MANAGER

SUBJECT: ADOPTION OF ORDINANCE NO. 08-351; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, REGARDING NEWSRACKS AND AMENDING THE AGOURA HILLS MUNICIPAL CODE

At the February 13, 2008, City Council meeting, the Council introduced, read by title only, and waived further reading of an amendment to Ordinance 07-348, establishing procedures and processes for the regulation of newsracks.

The amendment to the ordinance added six supplementary locations where newsracks can be placed within the city limits bringing the total number of locations for placement to twelve (12). The amendment also reduced the distance of a newsrack location and its proximity to schools from one thousand feet (1000') to five hundred feet (500'). The City Council unanimously approved the amendments.

Following adoption of the ordinance, City staff will begin the notification process of all affected news publication vendors advising of the amendment to the ordinance.

RECOMMENDATION

Staff respectfully recommends the City Council adopt Ordinance No. 08-351, regarding newsracks and amending the Agoura Hills Municipal Code.

Attachment: Ordinance No. 08-351

ORDINANCE NO. 08-351

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS REGARDING NEWSRACKS AND AMENDING THE AGOURA HILLS MUNICIPAL CODE

The City Council of the City of Agoura Hills does ordain as follows:

Section 1. **Findings and Intent.** The City Council finds and declares that:

A. The City Council recently established comprehensive newsrack regulations to achieve a number of substantial governmental interests.

B. This Ordinance amends the City’s newsrack regulations to provide additional opportunities for placement of newsracks on public right-of-way.

Section 2. Paragraph (a) of Section 7405 of Chapter 4 of Article VII of the Agoura Hills Municipal Code is hereby amended to read as follows:

“(a) Newsracks shall be placed only on the following public rights-of-way:

- (1) 5800 block of Kanan Road, north of Thousand Oaks Boulevard, in front of 5827 Kanan Road.
- (2) 5600 block of Kanan Road, south of Thousand Oaks Boulevard, in front of 5617 Kanan Road.
- (3) 30300 block of Canwood Street, west of Reyes Adobe Road, at Reyes Adobe Plaza.
- (4) 5000 block of Kanan Road at Kanan Village Center.
- (5) 28700 block of Roadside Drive, at Roadside Plaza.
- (6) In front of 28203 Dorothy Drive.
- (7) 5200 Block of Palo Camado Road, in front of 5221
- (8) 5200 block of Colodny Drive, in front of 5250.
- (9) 5700 block of Kanan Road, in front of 5709.
- (10) 28900 block of Thousand Oaks Boulevard, adjacent to 28947
- (11) 30600 block of Canwood Street, in front of 30601.

(12) 5000 block of Cornell Road, in front of 5045.”

Section 3. Paragraph (c) (8) of Section 7405 of Chapter 4 of Article VII of the Agoura Hills Municipal Code is hereby amended to read as follows

“(c) Newsracks shall not be placed:

(8) Within five hundred feet (500’) of a school.”

Section 4. Severability Clause. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that this Ordinance, and each section, subsection, sentence, clause and phrase hereof, would have been prepared, proposed, adopted, approved and ratified irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

PASSED, APPROVED, AND ADOPTED, this ____ day of February, 2008.

AYES: (0)
NOES: (0)
ABSENT: (0)
ABSTAIN: (0)

John Edelston, Mayor

ATTEST:

Kimberly M. Rodrigues, City Clerk