

ORDINANCE NO.

AN ORDINANCE REPEALING ORDINANCE 15.19 AMENDING ARTICLES I AND VIII OF CHAPTER 19 OF THE MOUNTAIN VIEW CITY CODE RELATED TO OVERSIZED VEHICLE PARKING ON NARROW STREETS, IN ITS ENTIRETY, PURSUANT TO ELECTIONS CODE SECTION 9241

WHEREAS, the City Council adopted Ordinance No. 15.19 on October 22, 2019; and

WHEREAS, pursuant to authority provided by the California Elections Code, a petition protesting the adoption of the Ordinance has been filed with the legislative body of the City of Mountain View and signed by more than ten percent of the registered voters of the City to repeal the ordinance or submit it to the voters; and

WHEREAS, the Santa Clara County Registrar of Voters examined the petition and ascertained that the petition was signed by the requisite number of voters, and the City Clerk has so certified, and the City Council has so accepted the certification; and

WHEREAS, the City Council desires to repeal the ordinance in accordance with California Elections Code Section 9241;

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

Section 1. Ordinance No. 15.19 is hereby repealed in its entirety pursuant to California Elections Code Section 9241.

Section 2. The provisions of this ordinance shall be effective thirty (30) days from and after the date of its adoption.

Section 3. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the other remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

Section 4. Pursuant to Section 522 of the Mountain View City Charter, it is ordered that copies of the foregoing proposed ordinance be posted at least two (2) days prior to its adoption in three (3) prominent places in the City and that a single publication be

made to the official newspaper of the City of a notice setting forth the title of the ordinance, the date of its introduction, and a list of the places where copies of the proposed ordinance are posted.

Section 5. This ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) of the CEQA Guidelines (Title 14, Chapter 3 of the California Code of Regulations) (the activity will not result in a direct, or reasonable foreseeable indirect, physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378 of the CEQA Guidelines because it has no potential for resulting in physical change to the environment, directly or indirectly).

LN/5/ORD
428-01-14-20o