

CITY OF FAIRFIELD

ORDINANCE NO. 2020-04

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD AMENDING
CERTAIN SECTIONS OF FAIRFIELD CITY CODE, CHAPTER 12B, PARKS AND
RECREATION, TO PROHIBIT ELECTRIC BICYCLES IN ROCKVILLE HILLS
REGIONAL PARK**

THE CITY COUNCIL OF THE CITY OF FAIRFIELD DOES ORDAIN AS FOLLOWS:

SECTION 1. A new term and definition is hereby added to Section 12B.1 (Definitions) of Chapter 12B of the Fairfield City Code, in proper alphabetical order, to read as follows:

“Electric Bicycle – A bicycle equipped with fully operable pedals and an electric motor of less than 750 watts. The term Electric Bicycle includes Class 1, Class 2, and Class 3 Electric Bicycles, as those terms are defined in California Vehicle Code section 312.5(a).”

SECTION 2. A new section subsection (h) is hereby added to Section 12B.4 (Traffic and parking regulations) of Chapter 12B of the Fairfield City Code, to read as follows:

“(h) Ride or operate any Electric Bicycle in Rockville Hills Regional Park.”

SECTION 3. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

SECTION 4. The City Council finds this Ordinance is not a “project” within the meaning of the California Environmental Quality Act, Public Resources Code §§ 2100 et seq. (“CEQA”), and 14 Cal. Code Regs. §§ 1500 et seq. (“CEQA Guidelines”). The Ordinance prohibits the operation of electric bicycles within a City park and has no potential for resulting in a direct or reasonably foreseeable indirect physical change in the environment. Pursuant to CEQA Section 21065 and Section 15378 of the CEQA Guidelines, no environmental review of the Ordinance is required.

SECTION 5. This Ordinance shall be effective 30 days following its adoption by the City Council. A summary of this Ordinance shall, within fifteen (15) days after passage, be published in accordance with Section 36933 of the Government Code of the State of California with the names of the City Council members voting for and against it.

INTRODUCED at a regular meeting of the City Council of the City of Fairfield on the 3rd day of March, 2020, and

PASSED AND ADOPTED this 24th day of March, 2020, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / TIMM / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK