

**MOORPARK CITY COUNCIL  
AGENDA REPORT**

**TO:** Honorable City Council

**FROM:** Barry K. Hogan, Deputy City Manager *BKH*  
**By:** David Lasher, Senior Management Analyst *DL*

**DATE:** June 25, 2008 (CC Meeting of 7/02/2008)

**SUBJECT:** Consider Resolution Adopting a Fee for Services Rendered Pursuant to the Moorpark Municipal Code, Section 8.50.100, Related to Shopping Carts

**BACKGROUND/DISCUSSION**

On June 18, 2008, the Council voted to establish Moorpark Municipal Code Chapter 8.50; a chapter entitled "Shopping Carts". Chapter 8.50 includes sections regarding a mandatory abandoned cart prevention plan and fees associated with this required plan.

Each owner (an owner being any person or entity, who in connection with the conduct of a business, possesses, leases or makes carts available to customers or the public for the purpose of transporting merchandise on the business premises), must submit the aforementioned plan. The fee referenced in Section 8.50.100 of this new chapter regards recovering staff costs incurred in the processing of the mandatory plans.

**FISCAL IMPACT**

Currently five (5) businesses use shopping carts and one (1) additional business is under construction that would be required to submit an abandoned cart prevention plan. The staff costs associated with processing annual plans is \$46.33 per plan. Processing involves tracking, review, processing and approval an abandoned cart prevention plan. Staff recommends a fee of \$45.00 per plan be established.

**STAFF RECOMMENDATION (Roll Call Vote)**

Adopt Resolution No. 2008-\_\_\_\_\_ to establish the fee associated with the Mandatory Abandoned Cart Prevention Plan.

**ATTACHMENTS:**

1. Resolution 2008-\_\_\_\_\_

RESOLUTION NO. 2008-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOORPARK, CALIFORNIA ADOPTING A FEE FOR SERVICES RENDERED PURSUANT TO THE MOORPARK MUNICIPAL CODE, SECTION 8.50.100, RELATED TO SHOPPING CARTS

WHEREAS, at its meeting of June 18, 2008, the City Council conducted a hearing amending Title 8, Health and Safety of the Moorpark Municipal Code, by adding Chapter 8.50, Shopping Carts, received public testimony on the proposed amendment, and after receiving oral and written public testimony, closed the hearing and reached a decision; and

WHEREAS, abandoned shopping carts are increasingly pervasive in the community, litter the parkways and curbs of the City, create potential safety hazards to the public, and interfere with pedestrian and vehicular traffic; and

WHEREAS, the accumulation of wrecked and dismantled abandoned shopping carts on public and private property tends to diminish property values and promote blight in the overall; and

WHEREAS, amending Title 8, Health and Safety of the Moorpark Municipal Code, by adding Chapter 8.50, Shopping Carts is exempt from the provisions of the California Environmental Quality Act by the general rule that CEQA only applies to projects that may have a significant effect on the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOORPARK DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The fee imposed upon each owner, as defined in Section 8.50.020, in association with the submittal of a Mandatory Abandoned Cart Prevention Plan ("Plan") shall be \$45.00.

SECTION 2. The payment of fees is due upon submittal of a Plan.

SECTION 3. The fee associated with the submittal of a Plan will be paid annually.

SECTION 4. This Resolution shall become effective thirty (30) days after its passage and adoption.

SECTION 5. The City Clerk shall certify to the adoption of this resolution and shall cause a certified resolution to be file in the book of original resolutions.

PASSED AND ADOPTED this 2nd day of July, 2008.

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Patrick Hunter, Mayor

ATTEST:

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Maureen Benson, Assistant City Clerk