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ORDINANCE NO.

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING TITLE 16 OF THE RIVERSIDE MUNICIPAL CODE BY ADDING CHAPTER 16.80 REGARDING THE VEHICLE MILES TRAVELED MITIGATION BANK PROGRAM.

The City Council of the City of Riverside, California, does ordain as follows:

Section 1: Chapter 16.80 entitled “Vehicle Miles Traveled Mitigation Bank Program,” is added to the Riverside Municipal Code as shown in Exhibit “A” attached hereto and incorporated herein.

Section 2: The City Clerk shall certify to the adoption of this Ordinance and cause publication once in a newspaper of general circulation in accordance with Section 414 of the Charter of the City of Riverside. This Ordinance shall become effective on the 30th day after the date of its adoption.

ADOPTED by the City Council this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
PATRICIA LOCK DAWSON  
Mayor of the City of Riverside

Attest:

\_\_\_\_\_  
DONESIA GAUSE  
City Clerk of the City of Riverside

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1 I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the  
2 foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the  
3 \_\_\_\_ day of \_\_\_\_\_, 2024, and that thereafter the said ordinance was duly and regularly  
4 adopted at a meeting of the City Council on the \_\_\_\_ day of \_\_\_\_\_, 2024, by the  
5 following vote, to wit:

6 Ayes:

7 Noes:

8 Absent:

9 Abstain:

10 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the  
11 City of Riverside, California, this \_\_\_\_ day of \_\_\_\_\_, 2024.

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13 \_\_\_\_\_  
14 DONESIA GAUSE  
15 City Clerk of the City of Riverside  
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24-1793.1 TAT 11/07/24

## **EXHIBIT A**

### **Chapter 16.80 VEHICLE MILES TRAVELED MITIGATION BANK PROGRAM**

#### **16.80.010 Title.**

This chapter shall be known as the City of Riverside's Vehicle Miles Traveled Mitigation Bank Program ordinance.

#### **16.80.020 Definitions.**

As used in this chapter, the following words and phrases have the meanings set forth below:

“CEQA” means the California Environmental Quality Act and the accompanying guidelines.

“TDM” means transportation demand measures which are identified as part of the Vehicle Miles Traveled Mitigation Bank Program.

“VMT” means vehicle miles traveled.

“Vehicle Miles Traveled Mitigation Fee” shall mean the cost charged to an applicant by the City to implement the TDMs as calculated per VMT unit.

#### **16.80.030 Basis of mitigation fee.**

The City Council finds that the VMT impacts can be difficult to assess and mitigate on a project-by-project basis. Therefore, the City has prepared a program with TDMs with calculated benefits to mitigate VMT impacts, and the cost to implement that mitigation.

#### **16.80.040 Adoption of the mitigation fee.**

The City Council shall adopt the Vehicle Miles Traveled Mitigation Fee by resolution. In accordance with this chapter, mitigation will be available for purchase by applicants as needed to mitigate VMT impacts from their project.

#### **16.80.50 Applicability of mitigation fee.**

The VMT Mitigation Bank Program shall be available to applicants only to mitigate significant impacts to less than significant, or to the extent feasible.

#### **16.80.060 Administration of fee and allowable uses.**

All VMT Mitigation Bank Program fees shall be held in separate account and shall only be expended for the TDMs and VMT-reducing projects identified by the City.

**16.80.070 Severability.**

If any section, subsection, paragraph, sentence, clause or phrase of this Chapter is declared by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this Chapter. The City Council declares that it would have adopted this Chapter, and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, phrases, or portions be declared invalid or unconstitutional.