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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING NUMEROUS SECTIONS OF TITLES 1, 2, 3, 4, 5, AND 10 OF THE RIVERSIDE MUNICIPAL CODE.

WHEREAS, the Riverside Municipal Code, as compiled from the ordinances and prior code sections of the City, and edited and published by Book Publishing Company, was adopted as the Code of Riverside by Ordinance No. 3539 in 1968; and

WHEREAS, over the past 50 years, there have been hundreds of amendments to the Riverside Municipal Code and thousands of changes in state law; and

WHEREAS, ordinances adding new chapters or substantively amending existing chapters are brought forward to the City Council on an individualized basis; and

WHEREAS, over time, there are changes within the administrative organizational structure within the City and changes in statutory and decisional law rendering certain provisions of the code obsolete or unnecessarily duplicative of state law; and

WHEREAS, through the implementation of various sections, changes are necessary to clarify language, confirm existing procedures and policies and to correct errors in language; and

WHEREAS, these amendments will ensure that the Code is current and consistent with existing statutory and decisional law, and will clean up existing obsolete, inconsistent, and/or vague language.

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

Section 1: Section 1.01.010 of the Riverside Municipal Code is amended as follows:

“Section 1.01.010 Code Adopted.

The Riverside Municipal Code, as compiled from the ordinances and prior Code sections of the City, is adopted as the Code of Riverside.”

Section 2. Section 1.01.020 of the Riverside Municipal Code is amended as follows:

“Section 1.01.020 Title – Citation – Reference.

This Code shall be known as the "Riverside Municipal Code" and it shall be sufficient to refer to this Code as the "Riverside Municipal Code" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall also be sufficient to designate any ordinance adding to,

1 amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to,  
2 correction of, or repeal of the "Riverside Municipal Code." Further reference may be had to the titles,  
3 chapters, sections and subsections of the "Riverside Municipal Code" and such reference shall apply  
4 to that numbered title, chapter, section or subsection as it appears in this Code.

5 When the term "this Code" or "RMC" is used in this publication, it shall be deemed to refer to the  
6 Riverside Municipal Code as described in this section."

7 Section 3: Section 1.01.040 of the Riverside Municipal Code is amended as follows:  
8 "Section 1.01.040 Codification authority.

9 This Code consists of all of the regulatory and penal ordinances and certain of the administrative  
10 ordinances of the City, codified pursuant to Government Code §§ 50022.1 through 50022.10  
11 and Section 415 of the City Charter."

12 Section 4: Section 1.01.050 of the Riverside Municipal Code is amended as follows:  
13 "Section 1.01.050 Definitions.

14 The following words, terms, and phrases, when used in this chapter or other applicable chapter, shall  
15 have the meanings ascribed to them in the applicable chapter or other applicable chapter, except where  
16 the context clearly indicates a different meaning. All chapters of this municipal code that contain  
17 definitions shall be deemed to have incorporated this provision. The applicable words, terms and  
18 phrases are as follows:

19 *Code* means the Riverside Municipal Code;

20 ...

21 *City employee* shall mean a natural person who performs service to the City of Riverside in exchange  
22 for monetary compensation through the City payroll, whether full-time, part-time, seasonally, or  
23 pursuant to a contract (including persons made available to work through the services of a staffing,  
24 temporary, or employment agency) regardless of employment classification or benefits. This definition  
25 shall not include natural persons who are interns, independent contractors, or volunteers; except those  
26 volunteers enforcing handicapped parking regulations as authorized by the Vehicle Code. This  
27 definition shall apply only to this Code and solely for the purpose of designating those persons who  
28 shall have the authority to enforce its provisions. No enlargement, extension, abrogation, or restriction

1 of rights conferred by any collective bargaining agreement or law governing labor and employment  
2 shall be construed from this definition.

3 *City Manager* means the City Manager of the City of Riverside and his or her designee;

4 *Council* means the City Council of the City; *County* means the County of Riverside;

5 *Finance Director* means the Chief Financial Officer/Treasurer.

6 *Fire Chief* means the Fire Chief of the City of Riverside or his or her designee;

7 *Person* means any natural person, firm, association, joint venture, joint stock company, partnership,  
8 organization, club, company, corporation, business trust, or their manager, lessee, agent, servant,  
9 officer, or employee of any of them;

10 *Police Chief* means the Police Chief of the City of Riverside or his or designee;

11 *Police Department* means any division, section, bureau, employee, volunteer and/or contractor of the  
12 Riverside Police Department.

13 ...”

14 Section 5: Section 1.01.070 of the Riverside Municipal Code is deleted in its entirety.

15 Section 6: Section 1.04.010 of the Riverside Municipal Code is amended as follows:

16 “Section 1.04.010 Purpose.

17 The purpose of this chapter is to specify the permissible uses for the use of the official seal and other  
18 official insignia of the City of Riverside.”

19 Section 7: Section 1.04.040 of the Riverside Municipal Code is deleted in its entirety as  
20 follows:

21 Section 8: Section 1.07.020 of the Riverside Municipal Code is amended as follows:

22 “Section 1.07.020 Definitions.

23 *Awarding entity* means the City Council when referencing procurement for the City or for any Using  
24 Agency of the City except for Riverside Board of Public Utilities and Riverside Department of Public  
25 Utilities; and means the Riverside Board of Public Utilities when referencing procurement for the  
26 Riverside Department of Public Utilities.

27 ...”

28 *Proposal* means an offer to enter into a Design-Build contract, as further defined in this chapter.

1           Section 9: Section 1.07.210 of the Riverside Municipal Code is deleted in its entirety as  
2 follows:

3  
4           Section 10: Section 1.10.040 of the Riverside Municipal Code is deleted in its entirety as  
5 follows:

6           Section 11: Section 1.15.050 of the Riverside Municipal Code is amended as follows:  
7 “Section 1.15.050 Campaign contribution limits.

8 Pursuant to authority granted by Government Code § 85702.5, the City Council imposes no limit on  
9 the campaign contributions that a Mayoral or City Council candidate can receive per election.”

10           Section 12: Section 1.17.020 of the Riverside Municipal Code is amended as follows:  
11 “Section 1.17.020 Definitions.

12 The following words, terms, and phrases, when used in this chapter, shall have the meanings ascribed  
13 to them in this section, except where the context clearly indicates a different meaning:

14 A. *Administrative costs* means all costs incurred by or on behalf of the City from the first discovery of  
15 the violation of the Riverside Municipal Code through the appeal process and until compliance is  
16 achieved, including but not limited to, staff time in investigating the violation, inspecting the property  
17 where the violation occurred, preparing investigation reports, sending notices, preparing for and  
18 attending any appeal hearing, attorneys' fees, and fees paid to the Administrative Hearing Officer.  
19 "Administrative Costs" shall not mean the administrative citation fines and the administrative civil  
20 penalties assessed pursuant to this chapter. "Administrative Costs" shall not mean late payment  
21 charges that accrue, or collection costs incurred, as a result of unpaid administrative citation fines.

22           ...

23  
24 D. *Enforcement Officer* shall mean any City employee or agent of the City with the authority to enforce  
25 any provision of this Code, including, but not limited to, Code enforcement, fire prevention and  
26 parking services.

27 E. *Responsible party* means each person committing the violation or causing a condition on a parcel  
28 of real property located within the City of Riverside to violate the Riverside Municipal Code; each  
person who has an ownership interest in that property; and each person who although not an owner,

1 nevertheless has a legal right or a legal obligation to exercise possession and control over that property.  
2 In the event the person who commits the violation or causes the violating condition is a minor, then  
3 the minor's parents or legal guardian shall be deemed the responsible party. In the event the violation  
4 or violating condition is most reasonably attributable to a business and not to an employee, then that  
5 business, to the extent it is a legal entity such that it can sue and be sued in its own name, and each  
6 person who is an owner of that business shall each be deemed responsible parties.

7 Section 13: Section 1.17.231 of the Riverside Municipal Code is amended as follows:

8 “Section 1.17.231 Administrative citation fines for specific violations; assessment and amounts.

9 A. Due to the significant risks of certain violations to public health, safety and welfare, the amount of  
10 fine to be imposed for the following violations of this Code and assessed by means of an administrative  
11 citation shall be \$500.00 for the first and each subsequent occurrence of the same type of violation.

12 . . .

- 13 1. RMC § 16.32.020, California Fire Code § 107.6; overcrowding.
- 14 2. RMC § 16.32.020, California Fire Code § 307; illegal burning.
- 15 3. RMC § 16.32.020, California Fire Code § 308; open flame/unwanted fire.
- 16 4. RMC § 16.32.020, California Fire Code § 901.2; installing a fire protection system without a  
17 permit.
- 18 5. RMC § 16.32.020, California Fire Code § Chapter 23; High Piled Storage.”

19  
20 Section 14: Section 1.18.010 of the Riverside Municipal Code is amended as follows:

21 “Section 1.18.010 Definitions.

22 The following words and phrases shall, for the purposes of this chapter, have the meanings  
23 respectively ascribed to them by this section, as follows:

- 24 A. *Dangerous fireworks* has the same meaning ascribed to it under the State Fireworks Law.
- 25 B. *Minor* means a person under the age of 18 years.
- 26 C. *Property* means any private property including but not limited to a home, yard, or field, whether or  
27 not occupied as a dwelling and whether owned, leased, rented or used with or without compensation.  
28

1 D. *Pyrotechnic special effects material* means a low explosive material, other than detonating cord,  
2 commonly used in motion picture, television, theatrical or group entertainment production for which  
3 a permit from the Chief is required for use or storage.”

4 Section 15: Section 2.08.010 of the Riverside Municipal Code is amended as follows:

5 “Section 2.08.010 Authority of City Manager.

6 The departments, divisions of departments, and department heads, except the City Attorney, City Clerk  
7 and their respective offices, set out in the chapter shall constitute the administrative organizational  
8 structure of the City, and shall be under the control and direction of the City Manager, in accordance  
9 with the provisions of the City Charter.

10 Section 16: Section 2.08.020 of the Riverside Municipal Code is amended as follows:

11 “Section 2.08.020 Offices, departments, divisions of departments, and office/department heads  
12 established.

13 The following departments and department heads are established:

14 A. The City Manager's Office, the head of which shall be the City Manager;

15 ...

16 Q. The Marketing and Communications Department, the head of which shall be the Marketing  
17 and Communications Director.

18 R. The Office of the Inspector General, the head of which shall be the Inspector General.”  
19  
20 accordance with the provisions of the City Charter.”

21 Section 17: Section 2.10.020 of the Riverside Municipal Code is amended as follows:

22 “Section 2.10.020 Prohibition on holding incompatible offices.

23 Under existing California law, no member of boards or commissions may hold another public office  
24 where the two offices are incompatible. When two such offices are incompatible, the member of the  
25 board or commission shall be deemed to have forfeited the first office upon acceding to the second. ”

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1           Section 18: The title of Chapter 2.12 of the Riverside Municipal Code entitled “Museum” is  
2 amended as follows:

3 “Chapter 2.12 Museum of Riverside Board.”

4           Section 19: Section 2.16.010 of the Riverside Municipal Code is amended as follows:  
5 “Section 2.16.010 Created.

6 Pursuant to Sections 800 through 805 of the City Charter, there is created a Human Relations  
7 Commission consisting of at least 15 members selected by the City Council. ”

8           Section 20: Section 2.28.010 of the Riverside Municipal Code is deleted in its entirety.

9           Section 21: Section 2.28.020 of the Riverside Municipal Code is amended as follows:  
10 “Section 2.28.020 Purpose and intent.

11 It is the purpose and intent of the Council to establish standards for the issuance of a permit  
12 for special events to use City streets, parks, facilities and services. It is recognized that these special  
13 events enhance the Riverside lifestyle and provide benefits to the citizens through the creation of  
14 unique venues for entertainment that are not normally provided as part of governmental services.  
15 Additionally, it is recognized that non-profit tax exempt organizations which benefit the community  
16 are central to the quality of life in Riverside and that they often develop through their special events  
17 the resources to provide essential services to the citizens of the City and County of Riverside. It is  
18 further intended to create a mechanism for cost recovery for special events without adversely  
19 impacting those events that contribute to the community. It is also the intent of the Council to protect  
20 the rights of its citizens to engage in protected free speech expression activities. Consequently, it is  
21 not the intent of this chapter to regulate conduct, the sole or principal object of which is the expression,  
22 dissemination or communication by verbal, visual, literary or auditory means of opinion, views or  
23 ideas which are protected by the First Amendment of the United States Constitution or Article 1,  
24 Section 2 of the California Constitution.”

25           Section 22: Section 2.28.040 of the Riverside Municipal Code is amended as follows:  
26 “Section 2.28.040 Definitions.

27 As used in this chapter, the following terms and phrases shall have the indicated meanings:  
28

1 A. *Applicant*. Any person, group, organization, or entity who seeks a special event permit from the  
2 Chief of Police to conduct or sponsor a special event governed by this chapter. An applicant must be  
3 18 years of age or older.

4 ...

5 D. *Event*. An athletic event, block party or other special event.

6  
7 E. *Other special event*. A street fair, circus, farmers market, street market, art and craft show,  
8 exhibition (i.e., car show, air show), carnival, festival, or indoor or outdoor musical concert or other  
9 social event or gathering which occurs on a City street, sidewalk, alley or other street right-of-way,  
10 City park, or City facilities and/or which:

11 1. Is likely to obstruct, delay, or interfere with the normal flow of pedestrian or vehicular  
12 traffic; or

13 2. Whose participants are likely not to comply with traffic laws and controls; or

14 3. Which involves the use or impacts upon other public property or facilities and the provision  
15 of City public safety services in response thereto.

16  
17 F. *Permit application fee*. The fee to be paid by the special event permit applicant at the time the  
18 application is filed with the City Manager, pursuant to the application fee schedule established by  
19 resolution of the City Council.

20 G. *Permittee*. Any person or organization issued a special events permit by the City Manager.”

21 Section 23: Section 2.28.210 of the Riverside Municipal Code is deleted in its entirety.

22 Section 24: Section 2.32.010 of the Riverside Municipal Code is deleted in its entirety.

23 Section 25: Section 2.51.010 of the Riverside Municipal Code is deleted in its entirety

24 Section 26: Section 2.51.030 of the Riverside Municipal Code is amended as follows:

25 “Section 2.51.030 Definitions.

26 Unless the context otherwise requires, the terms defined in this chapter shall have the following  
27 meanings:

1 *Act* means the California Industrial Development Financing Act, Title 10, commencing with  
2 California Government Code § 91500, as amended.

3 ...

4 *Cost* means all capital costs incurred by or on behalf of a person in connection with a project, and  
5 includes the cost of acquisition, construction, reconstruction, repair, alteration, improvement and  
6 extension of any building, structure, facility or other improvement; the cost of land, right-in lands,  
7 easements, privileges, agreements, franchises, utility extensions, disposal facilities, access roads and  
8 site development necessary, useful or convenient for any project or in connection therewith; interest  
9 prior to, during and for a period not exceeding one year after completion of construction; discount on  
10 bonds, costs of issuance of bonds, engineering and inspection costs, cost of financial, legal,  
11 professional and other estimates and advice, organization, administrative, insurance, operating and  
12 other expenses of the authority or any person prior to and during any acquisition or construction, and  
13 all such expenses as may be necessary or incident to the financing, acquisition, construction or  
14 completion of any project or part thereof, and all such provision for reserves for payment or security  
15 of principal of or interest on bonds during or after such acquisition or construction as the authority  
16 may determine. Cost with respect to any project shall not mean the cost of providing working capital  
17 or inventory.

18 ...”

19 Section 27: Chapter 2.60 of the Riverside Municipal Code is amended as follows:

20 “Chapter 2.60 AIRPORT COMMISSION

21 ...”

22 Section 28: Section 2.66.010 of the Riverside Municipal Code is deleted in its entirety.

23 Section 29: Section 2.66.060 of the Riverside Municipal Code is deleted in its entirety.

24 Section 30: Chapter 2.68 of the Riverside Municipal Code entitled “Local Emergency” is  
25 deleted in its entirety and added as new Chapter 9.19 as shown in Exhibit “A” attached hereto and  
26 incorporated herein.

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1           Section 31: Section 2.70.010 of the Riverside Municipal Code is amended as follows:

2           “Section 2.70.010 Findings and purpose.

3           The City Council finds and declares as follows:

4           ...

5           C. The purpose of this chapter is to establish a funding, use and acquisition policy that is developed  
6 with consideration of the public's concerns about safety, civil rights and the welfare of the community  
7 pursuant to Government Code § 7070 et seq. which requires oversight from the City Council for  
8 purchase and use of that equipment. The legislation requires the Riverside Police Department to create  
9 a Use Policy that has been adopted by the City Council after holding public meetings to seek the  
10 public's input.

11           D. This chapter is adopted pursuant to Government Code § 7070 et seq. which provide for funding,  
12 acquisition, and use of "military equipment," otherwise referred to as "specialized law enforcement  
13 equipment," for law enforcement agencies throughout the State of California.”

14           Section 32: Section 2.70.020 of the Riverside Municipal Code is amended as follows:

15           “Section 2.70.020 Definitions.

16           A. “*Military equipment*” includes all of the specialized law enforcement equipment described in  
17 Government Code Section 7070

18           B. “*Military Equipment Use Policy*” means a publicly released, written document that includes, at a  
19 minimum, all of the following:

20           ...

21           C. “*Exigent circumstances*” means a law enforcement agency's good faith belief that  
22 an emergency involving the danger of, or imminent threat of death or serious physical injury to any  
23 person is occurring, has occurred, or is about to occur.

24           D. “*State agency*” means the law enforcement division of every state office, officer, department,  
25 division, bureau, board, and commission or other state body or agency, except those agencies provided  
26 for in Article IV (except Section 20 thereof) or Article VI of the California Constitution.

27           E. “*Type*” means each item that shares the same manufacturer model number.”  
28

1           Section 33: Section 2.70.070 of the Riverside Municipal Code is deleted in its entirety.

2           Section 34: Section 2.76.010 of the Riverside Municipal Code is deleted in its entirety:

3           Section 35: Section 2.76.020 of the Riverside Municipal Code is amended as follows:

4           “Section 2.76.020 Purpose.

5           The general purpose of this chapter is to promote effective, efficient, trustworthy and just law  
6           enforcement in the City of Riverside, and to bring to the attention of the City its findings and  
7           recommendations in regard to law enforcement policies and practices. Further, it is the purpose of  
8           this chapter to ensure good relations between those who enforce the laws and the diverse populace  
9           whom they serve so that the public will take pride in local law enforcement and those who enforce  
10          the laws will take pride in their service to the public.”

11          Section 36: Section 2.76.030 of the Riverside Municipal Code is amended as follows:

12          “Section 2.76.030 Creation of Community Police Review Commission.

13          Pursuant to the provisions of Article VIII, Appointive Boards and Commissions, of the Charter of  
14          the City of Riverside, as the same now exists or is hereafter amended, there is hereby created a  
15          Community Police Review Commission. The Commission Manager of the Commission or his/her  
16          representative shall be responsible for attending all meetings of the Commission and be responsible  
17          for maintaining all records and minutes.”

18          Section 37: Section 2.76.070 of the Riverside Municipal Code is deleted in its entirety.

19          Section 38: Section 2.78.020 of the Riverside Municipal Code is amended as follows:

20          “Section 2.78.020 Purpose.

21          The purpose of this Code of Ethics and Conduct is to achieve fair, ethical, and  
22          accountable local government for the City of Riverside. The people of the City of Riverside expect  
23          their public officials to comply with both the letter and the spirit of the laws of the United States of  
24          America, the State of California, the Charter of the City of Riverside, the RMC, and established  
25          policies of the City of Riverside affecting the operations of local government. In addition, public  
26          officials are expected to comply with the provisions of this Code of Ethics and Conduct established  
27          pursuant to the expressed will of the people. All persons covered by this Code of Ethics and Conduct  
28          shall aspire to meet the standards in the conduct of their responsibility as a public official of the City

1 of Riverside.

2 ...”

3 Section 39: Section 2.78.120 of the Riverside Municipal Code is deleted in its entirety.

4 Section 40: Section 2.80.050 of the Riverside Municipal Code is deleted in its entirety.

5 Section 41: Section 2.90.060 of the Riverside Municipal Code is deleted in its entirety.

6 Section 42: Section 2.100.010 of the Riverside Municipal Code is deleted in its entirety.

7 Section 43: Section 2.100.060 of the Riverside Municipal Code is deleted in its entirety.

8 Section 44: Section 3.30.010(C) of the Riverside Municipal Code is amended as follows:

9 “Section 3.30.010 Findings and intent.

10 C. The adoption of this chapter is exempt from the California Environmental Quality Act (Public  
11 Resources Code §§ 21000, *et seq.*), because it approves and sets forth a procedure for determining fees  
12 for the purpose of meeting the operating expenses of City departments, as set forth in Public Resources  
13 Code § 21080(b)(8)(A).”

14 Section 45: Section 3.30.020 of the Riverside Municipal Code is amended as follows:

15 “Section 3.30.020 Definitions.

16 Except where the context requires otherwise, the definitions given in this section govern the  
17 construction of this chapter.

18 ...”

19 Section 46: Section 3.38.010(F) of the Riverside Municipal Code is amended as follows:

20 “Section 3.38.010 Findings.

21 F. Health and Safety Code § 44223, authorizes the South Coast Air Quality Management District  
22 (SCAQMD) to impose an additional motor vehicle registration fee of \$2.00 commencing April 1,  
23 1991, and can increase to \$6.00 up to January 1, 2024, to finance the implementation of transportation  
24 measures embodied in the AQMP and the provisions of the California Clean Air Act.”

25 //

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1           Section 47: Section 3.38.030 of the Riverside Municipal Code is amended as follows:

2           “Section 3.38.030 Definitions.

3           As applied in this chapter, the following words and terms shall be defined as follows:

4           ...”

5           Section 48: Section 3.38.060 of the Riverside Municipal Code is deleted in its entirety.

6           Section 49: Section 3.40.030 of the Riverside Municipal Code is deleted in its entirety

7           Section 50: Section 3.46.050 of the Riverside Municipal Code is amended as follows:

8           “Section 3.46.050 Businesses subject to amendment.

9           All businesses in the area created and established under this chapter shall be subject to any  
10           amendments to this chapter enacted or adopted by the City Council of the City of Riverside and to any  
11           amendments to the Parking and Business Improvement Area Law of 1979, Streets and Highways Code  
12           § 36500 et seq., enacted or adopted by the State legislature.”

13           Section 51: Section 3.46.070 of the Riverside Municipal Code is amended as follows:

14           “Section 3.46.070 Parking and business improvement area established.

15           Pursuant to the provisions of the Parking and Business Improvement Area Law of 1989, Streets and  
16           Highways Code § 36500 et seq., the City Council hereby establishes a downtown parking and business  
17           improvement area described in this chapter.”

18           Section 52: Section 3.46.100 of the Riverside Municipal Code is amended as follows:

19           “Section 3.46.100 Finding of benefit.

20           The City Council, after holding a public hearing and providing an opportunity for protests to be heard  
21           and after taking testimony and comment from interested persons representing businesses within the  
22           area and the Riverside Downtown Association, does hereby find that the public interest, convenience  
23           and necessity require that the area be established and that the businesses conducting their activities  
24           within the area will benefit by the expenditure of funds raised by the charges as contemplated by the  
25           Parking and Business Improvement Area Law of 1989, Streets and Highways Code § 36500 et seq.  
26           and following.

27           //

28           //

1           Section 53: Section 3.48.040 of the Riverside Municipal Code is amended as follows:

2           “Section 3.46.040 Parking and business improvement area established.

3 Pursuant to the provisions of the Parking and Business Improvement Area Law of 1989, Streets and  
4 Highways Code § 36500 et seq., the City Council hereby establishes a Parking and Business  
5 Improvement Area called the Arlington Business Improvements District as described in this chapter.”

6           Section 54: Section 3.48.060 of the Riverside Municipal Code is amended as follows:

7           “Section 3.46.060 Businesses subject to amendments.

8 All businesses in the area, created and established under this chapter shall be subject to any  
9 amendments to this chapter enacted or adopted by the City Council of the City of Riverside and to any  
10 amendments to the Parking and Business Improvement Area Law of 1989, Streets and Highways Code  
11 § 36500 et seq., enacted or adopted by the State legislature as they apply to this chapter.”

12           Section 55: Section 3.48.100 of the Riverside Municipal Code is amended as follows:

13           “Section 3.48.100 Findings of benefit.

14 The City Council, after holding a public hearing and providing an opportunity for protests to be heard  
15 and after taking testimony and comment from interested persons representing businesses within the  
16 area does hereby find that the public interest, convenience and necessity require that the area be  
17 established and that the businesses conducting their activities within the area will benefit by the  
18 expenditure of funds raised by the charges as contemplated by the Parking and Business Improvement  
19 Area Law of 1989, Streets and Highways Code § 36500, and following sections.”

20           Section 56: Section 3.48.110 of the Riverside Municipal Code is amended as follows:

21           “Section 3.48.110 Modifications.

22 Modification of boundaries, assessments, improvements and activities shall be subject to and in  
23 accordance with the procedures and requirements of the Property and Business Improvement Area  
24 Law of 1989 (Streets and Highways Code § 36500 et seq.) as enacted or as amended.”

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1           Section 57: Section 3.49.040 of the Riverside Municipal Code is amended as follows:

2           “Section 3.49.040 Parking and Business Improvement Area established.

3 Pursuant to the provisions of the Parking and Business Improvement Area Law of 1989, Streets and  
4 Highways Code § 36500 et seq., the City Council hereby establishes a Parking and Business  
5 Improvement Area called the Auto Center Business Improvements District as described in this  
6 chapter.”

7           Section 58: Section 3.49.060 of the Riverside Municipal Code is amended as follows:

8           “Section 3.49.060 Businesses subject to amendments.

9 All businesses in the area, created and established under this chapter shall be subject to any  
10 amendments to this chapter enacted or adopted by the City Council of the City of Riverside and to any  
11 amendments to the Parking and Business Improvement Area Law of 1989, Streets and Highways Code  
12 § 36500 et seq., enacted or adopted by the State legislature as they apply to this chapter.”

13           Section 59: Section 3.49.100 of the Riverside Municipal Code is amended as follows:

14           “Section 3.49.100 Findings of benefit.

15 The City Council, after holding a public hearing and providing an opportunity for protests to be heard  
16 and after taking testimony and comment from interested persons representing businesses within the  
17 area does hereby find that the public interest, convenience and necessity require that the area be  
18 established and that the businesses conducting their activities within the area will benefit by the  
19 expenditure of funds raised by the charges as contemplated by the Property and Business Improvement  
20 Area Law of 1989, Streets and Highways Code § 36500 et seq., and following sections.”

21           Section 60: Section 3.49.110 of the Riverside Municipal Code is amended as follows:

22           “Section 3.49.110 Modification.

23 Modification of boundaries, assessments, improvements and activities shall be subject to and in  
24 accordance with the procedures and requirements of the Property and Business Improvement Area  
25 Law of 1989 (Streets and Highways Code § 36500 et seq. and following sections) as enacted or as  
26 amended.”

27  
28 //

1           Section 61: Section 4.01.010 of the Riverside Municipal Code is amended as follows:

2           “Section 4.01.010 Findings and purpose.

3           The Riverside City Council finds and declares:

4           ...

5           (B) The City Council, commissions, boards, advisory bodies and other agencies of the City exist to  
6           conduct the people's business. This chapter is intended to assure that their deliberations and that the  
7           City's operations are open to the public.

8           (C) This chapter is intended to clarify and supplement the Riverside City Charter, the Ralph M. Brown  
9           Act, Government Code § 54950.5 et seq., and the California Public Records Act, Government Code §  
10           7920.000 et seq., to assure that the people of the City of Riverside can be fully informed and thereby  
11           retain control over the instruments of local government in their city.”

12           Section 62 Section 4.05.010 of the Riverside Municipal Code is amended as follows:

13           “Section 4.05.010 Definitions.

14           Words or phrases in this chapter shall be defined pursuant to the Ralph M. Brown Act, Government  
15           Code § 54950 et. seq. and the Public Records Act, Government Code § 6250 et. seq., unless otherwise  
16           specified as follows:

17           (A) *Advisory Body* shall mean:

18           (B) *Agenda* shall mean the agenda of a local body which has scheduled the meeting. The agenda shall  
19           meet the requirements of Government Code § 54954.2, except that the timing requirements of this  
20           shall control. For closed sessions, the agenda shall meet the requirements set forth in Government  
21           Code § 54954.5. The agenda shall contain a brief, general description of each item of business to be  
22           transacted or discussed during the meeting and shall avoid the use of abbreviations or acronyms not  
23           in common usage and terms whose meaning is not known to the general public. The agenda may refer  
24           to explanatory documents, including but not limited to, correspondence or reports, in the agenda  
25           related material. A description of an item on the agenda is adequate if it is sufficiently clear and specific  
26           to alert a person of average intelligence and education whose interests are affected by the item that he  
27           

28

1 or she may have reason to attend the meeting or seek more information on the item.

2 (C) *Agenda related materials* shall mean the agenda, all reports, correspondence and any other  
3 document prepared and forwarded by staff to any local body, and other documents forwarded to the  
4 local body, which provide background information or recommendations concerning the subject matter  
5 of any agenda item. Notwithstanding the foregoing, agenda related materials shall not include: 1) the  
6 written text or visual aids for any oral presentation so long as such text or aids are not substituted for,  
7 or submitted in lieu of, a written report that would otherwise be required to meet the filing deadlines  
8 of this chapter, and 2) written amendments or recommendations from the Mayor or a member of a  
9 local body pertaining to an item contained in agenda related materials previously filed pursuant to  
10 Section 4.05.050 or Section 4.05.060.

11 ...

12  
13 E. *Local Body* shall mean any Policy Body or Advisory Body, unless the context in which it is used  
14 clearly indicates otherwise.

15 F. *Meeting* shall mean any congregation of a majority of the members of a local body at the same time  
16 and location, including teleconference location as permitted by Government Code § 54953, to hear,  
17 discuss, deliberate, or take action on any item that is within the subject matter jurisdiction of the local  
18 body and shall also mean a meal or social gathering of a majority of the members of a local body  
19 immediately before, during or after a meeting of a local body;

20 ...

21 G. *Notice* shall mean the posting of an agenda in a location that is freely accessible to the public 24  
22 hours a day and as additionally specified in Section 4.05.050 and Section 4.05.060.

23 H. *On-Line* shall mean accessible by computer without charge to the user.

24 I. *Policy Body* shall mean:

25 ...

26  
27 J. *Software or hardware impairment* means the City is unable to utilize computer software, hardware  
28 and/or network services to produce agendas, agenda related material or to post agendas on-line due to

1 inoperability of software or hardware caused by the introduction of a malicious program (including  
2 but not limited to a computer virus), electrical outage affecting the City's computer network, or  
3 unanticipated system or equipment failure. "Software or Hardware Impairment" may also include  
4 situations when the City is unable to access the internet due to required or necessary maintenance or  
5 the installation of system upgrades that necessitates de-activating the system network; however, the  
6 City shall make reasonable efforts to avoid a delay in the preparation, distribution, or posting of  
7 agendas and agenda related material as a result of required or necessary maintenance or installation of  
8 system upgrades.

9  
10 K. *Standing Committee* shall mean any number of members of a local body which totals less than a  
11 quorum and which has a continuing subject matter jurisdiction or a meeting schedule fixed by charter,  
12 ordinance, resolution or formal action of the local body.”

13       Section 63: The title of Section 4.05.020 of the Riverside Municipal Code is amended as  
14 follows:

15 “Section 4.05.020 Conduct of meetings for additional bodies.”

16       Section 64: Section 4.05.030 of the Riverside Municipal Code is amended as follows:

17 “Section 4.05.030 Meetings to be open and public: Application of Brown Act.

18 All meetings of local bodies specified in Section 4.05.010 and Section 4.05.020 shall be open and  
19 public, to the same extent as if that body were governed by the provisions of the Ralph M. Brown Act  
20 (Government Code § 54950) unless greater public access is required by this chapter, in which case  
21 this chapter shall be applicable.

22       Section 65: Section 4.05.040(B)(1)(3) of the Riverside Municipal Code is amended as  
23 follows:

24 “Section 4.05.040 Conduct of business: Time and place for meetings.

25 (3) Participate in meetings or discussions of multi-agency significance that are outside Riverside.  
26 However, any meeting or discussion held pursuant to this subsection shall take place within the  
27 jurisdiction of one of the participating agencies and be noticed by the respective local body as specified  
28 in this chapter; or”

1           Section 66: Section 4.05.060(E) of the Riverside Municipal Code is amended as follows:  
2 “Section 4.05.060 Notice and agenda requirements: Special meetings.  
3 (E) Special meetings may not be noticed on the same day as a previously scheduled regular meeting  
4 that was not noticed in compliance with this chapter if the special meeting is called to consider any of  
5 the items that were included in the notice for such regular meeting.”

6           Section 67: Section 4.05.070(A) of the Riverside Municipal Code is amended as follows:  
7 “Section 4.05.070 Public testimony at regular and special meetings.  
8 (A) The rules of procedure and order of business of the City Council Resolution, and any such  
9 amendments thereto, shall govern all proceedings of the City Council and are hereby incorporated into  
10 this chapter.”

11           Section 68: Section 4.05.080(B) of the Riverside Municipal Code is amended as follows:  
12 “Section 4.05.080 Minutes and recordings.  
13 (B) All local bodies shall record the minutes for each regular and special meeting convened under the  
14 provisions of this chapter. At a minimum, the minutes shall state the time the meeting was called to  
15 order, the names of the members attending the meeting, a one-sentence summary of, and the roll call  
16 vote on, each matter considered at the meeting, the time the local body began and ended any closed  
17 session, and the time the meeting was adjourned. The draft minutes of each meeting shall be available  
18 for inspection and copying upon request no later than ten business days after the meeting. The  
19 officially adopted minutes shall be available for inspection and copying upon request no later than five  
20 business days after the meeting at which the minutes are adopted.”

21           Section 69: Section 4.10.020 of the Riverside Municipal Code is deleted in its entirety.

22           Section 70: The title of Title 5 of the Riverside Municipal Code is amended as follows:  
23 “Title 5. Businesses.”

24           Section 71: Section 5.04.010 of the Riverside Municipal Code is amended as follows:  
25 “Section 5.04.010 Definitions.

26 For the purposes of this chapter, the following words and phrases shall be defined as follows:

27 A. *Average number of employees.* "Average number of employees" means the average number of  
28 persons employed daily in the person's business for the preceding period of one year and shall be

1 determined by ascertaining the total number of hours of service performed by all employees during  
2 the preceding year, including paid leave, dividing the total number of hours of service by the full-time  
3 equivalent (2,080 hours). In computing the average number of employees, fractions of numbers shall  
4 be rounded to the nearest whole number with one-half or greater being rounded up and less than one-  
5 half being rounded down.

6 ...

7  
8 E. *Collector*. "Collector" means the Chief Financial Officer or other City officer charged with the  
9 administration of this chapter. References to License Collector or Tax Administrator shall be  
10 understood to refer to the Finance Director or their authorized representative.

11 F. *Conduct or carry on*. "Conduct or carry on" means and includes the engaging in, carrying on,  
12 owning, maintaining, managing or operating any business, trade, art, profession, calling, employment,  
13 occupation, or any commercial, industrial or professional pursuit or vocation whether done as owner,  
14 or by means of an officer, agent, manager, employee, servant, lessee or otherwise, whether operating  
15 from a fixed location in the City or coming into the City from an outside location to engage in such  
16 activities.

17 ...

18 G. *Contractor*. "Contractor" means every person conducting, carrying on or managing a business who  
19 is licensed as a contractor by the State of California and who undertakes to, or offers to undertake to,  
20 or purports to have the capacity to undertake to, or submits bids to, or does them self or by or through  
21 others, construct, alter, repair, add to, subtract from, improve, move, wreck, or demolish any building,  
22 highway, road, railroad, excavation or other structure, project, development or improvement or to do  
23 any part thereof, including the erection of scaffolding or other structures or works in conjunction  
24 therewith.

25 ...

26  
27 H. *Convalescent hospital*. "Convalescent hospital" means a facility providing long-term nursing,  
28 dietary and other medical services to convalescents or invalids but not providing surgery or primary

1 treatments such as are customarily provided in a hospital. Convalescent hospital includes nursing  
2 home and rest home, but does not include general or specialized hospital or residential care facility. A  
3 convalescent hospital must be licensed by the State.

4 I. *Employee*. "Employee" means, in relation to a business, any and all owners, or members of the  
5 owner's family, partners, or associates or individuals, to whom the business pays a wage, all of whom  
6 shall be included in the computation of the average number of employees of the business.

7 ...

8  
9 J. *General services*. "General services" means providing, maintaining or performing labor for benefit  
10 of another within the City; supplying some general demand for the benefit of another within the City  
11 and does not include professional services or other services enumerated in this chapter.

12 K. *Gross receipts*. "Gross receipts" means and includes the total of amounts actually received or  
13 receivable from sales and the total amounts actually received or receivable for the performance of any  
14 act or service, of whatever nature it may be, for which a charge is made or credit allowed, whether or  
15 not such act or service is done as a part of or in connection with the sale of materials, goods, wares or  
16 merchandise. "Gross receipts" includes all receipts, cash, credits and property of any kind or nature,  
17 without any deduction therefrom on account of the cost of the property sold, the cost of materials used,  
18 labor or service costs, interest paid or payable, or losses or other expenses whatsoever;

19       1. A business established outside the City but maintaining a branch office within the City, or  
20 doing business within the City through an agent, broker or employee, shall report as gross receipts, its  
21 total sales or receipts attributable to the local branch office, local agent, broker or employee operating  
22 within the City;

23 ...

24  
25       3. The following shall be excluded from "gross receipts":

26       a. Cash discounts allowed and taken on sales;

27 ...

1 h. As to a retail gasoline dealer, a portion of their receipts from the sale of motor vehicle fuels  
2 equal to the motor vehicle fuel license tax imposed by and previously paid under the provisions of Part  
3 2 of Division 2 of the Revenue and Taxation Code of the State of California (Motor Vehicle Fuel Tax  
4 Law, § 7301 et seq.;

5 L. *Insurance agent*. "Insurance agent" means any person, including bail bond agents, directly  
6 authorized by and on behalf of an insurer to transact insurance and bind the insurer in the execution of  
7 insurance policies.

8 M. *Insurance broker*. "Insurance broker" means any person, including bail bond brokers, who, for  
9 compensation and on behalf of another person, transacts insurance other than life, with, but not on  
10 behalf of, an insurer.

11 N. *Location*. "Location" means the place where the business is conducted whether at a single address  
12 or multiple addresses that are contiguous. If a business entity conducts business at two or more  
13 addresses which are not physically contiguous, each such noncontiguous address shall constitute a  
14 separate location. In the case of electronic transactions, the place where the seller is located is deemed  
15 the "location" for purposes of this chapter.  
16

17 O. *Manufacturing*. "Manufacturing" means the business of making, developing, assembling or  
18 packaging of any machines, devices, articles, things, commodities, goods, wares, merchandise,  
19 products, equipment, material or substances for sale or distribution to the public either at wholesale or  
20 retail.

21 P. *Peddler*. "Peddler" means any person, whether an individual or representing a business entity,  
22 engaged in the act of peddling.

23 Q. *Peddling*. "Peddling" means and includes traveling or going from place to place or from house to  
24 house within the City and peddling, hawking, vending or selling any goods, wares or merchandise  
25 carried or caused to be carried or conveyed by or with the person peddling, hawking, vending or selling  
26 the same.  
27  
28

1 R. *Person*. "Person" means and includes all domestic and foreign corporations, associations,  
2 syndicates, joint stock corporations, partnerships of every kind, clubs, trusts, societies, and individuals  
3 transacting and carrying on any business in the City, other than as an employee.

4 S. *Professional services*. "Professional services" means any person, including a professional  
5 corporation, wherever located, engaged in/or carrying on within the City any profession requiring  
6 compliancy with written and/or oral examination standards adopted by a branch of the state or federal  
7 government and/or requiring a certain amount of tenure with such branch of government; such  
8 professions to include but not be limited to: architect, attorney, accountant (all types), audiologist,  
9 chiropractor, clinical social worker, dentist, economist, engineer (all types), geologist, marriage,  
10 family and child counselor, mortician, optician, optometrist, osteopath, physician (all types), podiatrist,  
11 psychologist, registered nurse, speech pathologist, surveyor, veterinarian, etc.

12 T. *Residential rentals*. "Residential rentals" means any business conducted or carried on by any person  
13 engaged in leasing, renting, subleasing, subletting, providing, exchanging or trading without loss of  
14 ownership or leasehold, any real property, dwelling, building, structure, premises or portion thereof,  
15 for the purpose of dwelling, sleeping, lodging, boarding or other such occupancy, accommodation or  
16 general residency.

17 ...

18  
19 U. *Sale*. "Sale" means and includes the transfer, in any manner or by any means whatsoever, of title  
20 to property for a consideration; the serving of, supplying of, or furnishing for a consideration any  
21 property; and any transaction whereby the possession of property is transferred and the seller retains  
22 the title as security for the payment of the price. The foregoing shall not be deemed to exclude any  
23 transaction which is or which, in effect, results in a sale within the contemplation of law.

24 V. *Solicitor*. "Solicitor" means any person, whether an individual or representing a business entity,  
25 who engages in the act of solicitation as described in Section 5.08.010 of this Code.

26 W. *Sworn statement*. "Sworn statement" means an affidavit sworn to before a person authorized to  
27 take oaths, or a declaration or certification made under penalty of perjury.  
28

1 X. *Wholesale sales*. "Wholesale sales" means the sale of goods, wares or merchandise for the purpose  
2 of resale and there is no sale to the ultimate consumer."

3       Section 72: Section 5.04.090(M) of the Riverside Municipal Code is amended as follows:  
4 "Section 5.04.090 Tax-free certificate provision.

5 M. Any household goods carrier or for-hire motor carrier of property operating under the jurisdiction  
6 of the Public Utilities Commission of the State of California whose definite permanent points of origin  
7 and termination lie outside of the legal limits of the City to the extent that a City may not levy a  
8 business tax upon its intercity transportation business pursuant to Business and Professions Code §  
9 19287."

10       Section 73: Section 5.04.280 of the Riverside Municipal Code is amended as follows:  
11 "Section 5.04.280 Effect of chapter on past actions.

12 Neither the adoption of the ordinance codified herein nor its superseding of any portion of any other  
13 ordinance of the City shall be construed to affect in any manner the City's ability to prosecute for  
14 violation of any other ordinance committed prior to adoption of this chapter, nor be  
15 construed as a waiver of any business tax certificate or any penal provision applicable to any such  
16 violation, nor be construed to affect the validity of any bond or cash deposit required by any ordinance  
17 to be posted, filed or deposited, and all rights and obligations thereunto appertaining shall continue in  
18 full force and effect.

19       Section 74: Section 5.04.300(B)(5)(M) of the Riverside Municipal Code is amended as  
20 follows:

21 "Section 5.04.300 Business tax.

22 B. *Tax rates based upon number of employees or other units*. Every person conducting business  
23 hereinafter listed shall pay a business tax as follows:

24       ...

25       5. Miscellaneous businesses. ....

26       ...

27       //  
28

1 m. Swap meets (as defined in Section 5.48.010 of this Code).

2 ...”

3 Section 75: Section 5.04.320 of the Riverside Municipal Code is deleted in its entirety.

4 Section 76: The title of Section 5.08.020 of the Riverside Municipal Code is amended as  
5 follows:

6 “Section 5.08.020 Solicitation unlawful where posted or otherwise communicated to the solicitor.”

7 Section 77: Section 5.08.060 of the Riverside Municipal Code is amended as follows:

8 “Section 5.08.060 Solicitation provisions are nonexclusive.

9 Nothing in this chapter shall be construed as to replace or eliminate any of the provisions or  
10 requirements of this title requiring business licenses.”

11 Section 78: The title of Chapter 5.15 of the Riverside Municipal Code is amended as follows:

12 “Chapter 5.15 Official Police Towing Service”

13 Section 79: Section 5.15.020 of the Riverside Municipal Code is amended as follows:

14 “Section 5.15.020 Definitions.

15 *Approved Driver* means that the Attendant or operator has passed the Police Department review for  
16 criminal history and driver history screening (California Vehicle Code § 2431). Approved Drivers are  
17 authorized to work for more than one official police tow service upon notification to the Police  
18 Department of the additional employer(s) and Police Department approval.

19 ...

20 *City-generated tows* mean the towing of vehicles requested by the City to include, but not limited to,  
21 the following: tows of vehicles impounded by the City which said vehicles are held for investigation  
22 or as evidence in a criminal case; emergency tows of vehicles involved in accidents, and/or stalled  
23 vehicles obstructing traffic, and/or vehicles illegally parked, and/or tows of vehicles whose driver is  
24 incapacitated or physically unable to drive said vehicle, and/or tows of vehicles whose driver has been  
25 arrested and/or detained and cannot drive the vehicles, and/or tows of vehicles under the mandatory  
26 30-day impound (i.e., California Vehicle Code § 14602.6).

27 *Complaint* means a documented allegation against an official police tow service which will be  
28 investigated. The types of complaints include, but are not limited to, allegations of discourteous

1 service; unethical business practices; unsafe or improper handling of impounded, stored or evidence  
2 vehicles; overcharging for services; failure to meet maximum response times; unsafe towing  
3 equipment; violations of State or Federal Laws; violations of this Code; deficient facility security;  
4 deficient facility storage conditions; failure to perform according to, or to comply with any Towing  
5 Agreement or Contract; failure to keep required records; use of an unapproved driver; or failure to  
6 maintain insurance policies or policy endorsements.

7 ...

8 *Passing* is defined as refusing, for any reason, any tow assignment or call for service from the City or  
9 from the Riverside Police Department.

10 *Response Time* is defined as the elapsed time between the relaying of the tow service request from the  
11 Police Department dispatch to the Official police tow service and arrival of the tow vehicle on the  
12 scene.

13 ...”

14 Section 80: Section 5.15.080(F) of the Riverside Municipal Code is amended as follows:  
15 “Section 5.15.080 Agreements and tow rates.

16 F. The Police Department has a business need to lawfully remove no/low value recreational vehicles,  
17 boats, watercraft, and trailers (as defined by state Vehicle Code §§ 362, 22670, 22851.2, 22851.3)  
18 from the public right-of-way. For no/low value recreational vehicles, boats, watercraft, and trailers  
19 that require destruction, the Police Department shall, subject to availability of funds, reimburse for  
20 this service at the rate of up to \$1,500.00 per vehicle upon confirmation of destruction.”

21 Section 81: Section 5.15.140 of the Riverside Municipal Code is amended as follows:  
22 “Section 5.15.140 Grounds for cancellation or suspension.

23 In addition to cancellation under Section 5.15.110 O., the Official police tow service contractual  
24 agreement shall be subject to cancellation or suspension by the Riverside Police Department either as  
25 a whole or as to any person or vehicle described therein. The procedure for such cancellation or  
26 suspension is set forth herein and in Section 5.15.145. The contract can be cancelled or suspended for  
27 any of the following reasons:

28 A. Nonpayment of any City business license fees or other fees provided in the official police tow  
service contract or by this Code;

1 B. Breach of any rules, regulations, or conditions set forth in the official police tow service contract  
2 or this Code;

3 ...”

4 Section 82: Section 5.15.145 of the Riverside Municipal Code is amended as follows:

5 “Section 5.15.145 Procedure for action against official police tow service.

6 A. Complaints and/or allegations of violations of this Code, or the official police tow service  
7 contract, against the official police tow service shall be reviewed by the Traffic Bureau Administrative  
8 Sergeant, or designee. A copy of the complaint and a letter requesting a response within ten business  
9 days of the date of mailing shall be sent to the affected official police tow service at the address  
10 provided in the official police tow service written agreement, either through certified mail, hand  
11 delivery, or posting to the address's front door. (No notice shall be sent or delivered if it is determined  
12 that notification will impede or interfere with law enforcement investigations.)

13 ...

14 E. If the Traffic Bureau Administrative Sergeant or designee determines a complaint, violation of this  
15 Agreement, or violation of this Code to be founded, the official police tow service may dispute said  
16 finding by filing an appeal with the Traffic Bureau Administrative Sergeant or designee, in writing,  
17 within ten business days of the mailing of the recommended disposition as set forth in  
18 section 5.15.145D. in order to request a Tow Board hearing. The appeal shall clearly state the  
19 applicable basis for the appeal. If an appeal is timely filed, the official police tow service will be  
20 provided with written notice of the Tow Board hearing date, time, and location at least ten business  
21 days before the hearing date.

22 ...”

23 Section 83: Section 5.28.020 of the Riverside Municipal Code is amended as follows:

24 “Section 5.28.020 Definitions.

25 For the purposes of this chapter, the following definitions shall apply:

26 *Manager* means the proprietor or other person in charge of any poolroom as herein defined.

27 ...”

28

1           Section 84: Section 5.28.110 of the Riverside Municipal Code is amended as follows:

2           “Section 5.28.110 Location of establishment.

3           Poolrooms may only be located in an area where the City's zoning laws, rules and regulations as set  
4           forth in Title 19 of this Code allow such activity.”

5           Section 85: Section 5.28.150 of the Riverside Municipal Code is deleted in its entirety.

6           Section 86: Section 5.32.050(C) of the Riverside Municipal Code is amended as follows:

7           “Section 5.32.050 Registration.

8           C. At the time of making an application for a registration permit, the applicant shall pay a registration  
9           fee equal to the base tax of the business tax payment required for operation of a hotel as enumerated  
10           in Chapter 5.04 of this Code. The registration fee and the business tax payment are both required to  
11           operate a hotel.”

12           Section 87: Section 5.32.150(B) of the Riverside Municipal Code is amended as follows:

13           “Section 5.32.150 Revocation of permit.

14           B. At the time of making application for a new permit, the applicant shall pay a registration fee equal  
15           to the base tax of the business tax payment required for operation of a hotel as enumerated in Chapter  
16           5.04 of this Code.”

17           Section 88: Section 5.32.280 of the Riverside Municipal Code is deleted in its entirety.

18           Section 89: The title of Chapter 5.36 of the Riverside Municipal Code is amended as follows:

19           “Chapter 5.36 Mobile Food Vendors”

20           Section 90: Section 5.36.085(A)(1) of the Riverside Municipal Code is amended as follows:

21           “Section 5.36.085 Mobile food merchants on private property.

22           A. Location.

23  
24           1. No more than two vending vehicles shall be permitted on any private lot in the following  
25           zones, as defined in Title 19 - Article V Base Zones of this Code: O - Office, CG - Commercial  
26           General, CR - Commercial Retail, CRC - Commercial Regional Center, MU-V - Mixed-Use Village,  
27           MU-U - Mixed-Use Urban, BMP - Business and Manufacturing Park, I - General Industrial, AI - Air  
28           Industrial Zone, AIR - Airport Zones and any zone within a Specific Plan that allows commercial

1 uses.”

2 Section 91: Section 5.36.100 of the Riverside Municipal Code is deleted in its entirety.

3 Section 92: Section 5.38.020 of the Riverside Municipal Code is amended as follows:

4 “Section 5.38.020 General prohibitions.

5 A. No person shall act as a sidewalk vendor on any public street, including parkways or sidewalks,  
6 within the City, except as provided for in this chapter or otherwise permitted in this Code.

7 B. No person shall employ, direct or otherwise cause any person to act as a sidewalk vendor, except  
8 as provided for in this chapter or otherwise permitted in this Code.”

9 Section 93: Section 5.38.140 of the Riverside Municipal Code is deleted in its entirety.

10 Section 94: Section 5.40.010 of the Riverside Municipal Code is amended and replaced in its  
11 entirety as shown in Exhibit “B” attached hereto and incorporated herein.

12 Section 95: Section 5.40.305(F) of the Riverside Municipal Code is amended as follows:

13 “Section 5.40.305 Regulations related to the operation of a pedicab.

14 F. Pedicab operators are subject to all applicable laws, rules, and regulations of this Code and the  
15 California Vehicle Code pertaining to the operation of vehicles for hire and bicycles upon streets,  
16 except those provisions that by their very nature can have no application.”

17 Section 96: Section 5.46.020 of the Riverside Municipal Code is amended as follows:

18 “Section 5.46.020 Definitions.

19 The definitions set forth in this section shall govern the construction of this chapter.

20 *Area of regional significance* means an area designated by the State Mining and Geology Board which  
21 is known to contain a deposit of minerals, the extraction of which is judged to be of prime importance  
22 in meeting future needs for minerals in a particular region of the State within which the minerals are  
23 located and which, if prematurely developed for alternate incompatible land uses, could result in the  
24 premature loss of minerals that are of more than local significance.

25 ...

26 *Compatible land uses* means land uses inherently compatible with mining and/or that require a  
27 minimum public or private investment in structures, land improvements, and which may allow mining  
28

1 because of the relative economic value of the land and its improvements. Examples of such uses may  
2 include, but shall not be limited to, very low density residential, geographically extensive but low  
3 impact industrial, recreational, agricultural, silvicultural, grazing, and open space.

4 ...”

5 Section 97: Section 5.46.060(D) of the Riverside Municipal Code is amended as follows:

6 “Section 5.46.060 Process.

7 D. Upon completion of the environmental review procedure and filing of all documents required under  
8 the conditional use permit, consideration of the site approval or reclamation plan for the proposed or  
9 existing surface mine shall be completed pursuant to the this Code and applicable resolutions at a  
10 public hearing before the Planning Commission, and pursuant to Section 2774 of the Public Resources  
11 Code.”

12 Section 98: Section 5.46.090(A) of the Riverside Municipal Code is amended as follows:

13 “Section 5.46.090 Findings for approval.

14 A. *Site approvals*. In addition to any findings required by this Code, site approvals for surface mining  
15 operations shall include a finding that the project complies with the provisions of SMARA and State  
16 regulations.”

17 Section 99: Section 5.46.140 of the Riverside Municipal Code is amended as follows:

18 “Section 5.46.140 Violations and penalties.

19 If the Community & Economic Development Department Director, based upon an annual inspection  
20 or otherwise confirmed by an inspection of the mining operation, determines that a surface mining  
21 operation is not in compliance with this chapter, the applicable site approval, any required permit  
22 and/or the reclamation plan, the City shall follow the procedures set forth in Public Resources Code,  
23 Sections 2774.1 and 2774.2 concerning violations and penalties, as well as those provisions of this  
24 Code for revocation and/or abandonment of a site approval which are not preempted by SMARA.”

25 Section 100: Section 5.46.150 of the Riverside Municipal Code is amended as follows:

26 “Section 5.46.150 Appeals.

27 Any person aggrieved by an act or determination of the Planning Commission in the exercise of the  
28 authority granted herein, shall have the right to appeal to the City Council, per the standards established

1 in Title 19 of this Code). An appeal shall be filed on forms provided, within ten calendar days after  
2 the rendition, in writing, of the appealed decision.”

3 Section 101: Section 5.46.180 of the Riverside Municipal Code is deleted in its entirety.

4 Section 102: Section 5.49.080 of the Riverside Municipal Code is amended as follows:

5 “Section 5.49.080 Signs.

6 All signs advertising yard sales shall conform to the City's Sign regulations as set forth in  
7 Chapters 19.620 and 19.625 of this Code.”

8 Section 103: Section 5.52.010(E) of the Riverside Municipal Code is amended as follows:

9 “Section 5.52.010 Findings and purpose.

10 E. Assembly Bill 1147 gives broad control over regulating massage establishments to local  
11 governments so that they may manage those establishments in the best interest of the individual  
12 community. Consistent with this state law, this chapter seeks to allow legitimate therapeutic massage  
13 services to flourish, while discouraging unlawful sexual activity and human trafficking associated with  
14 prostitution.”

15 Section 104: Section 5.52.020 of the Riverside Municipal Code is amended as follows:

16 “Section 5.52.020 Definitions.

17 For the purposes of this chapter, the following words, items and phrases shall have the meaning given  
18 herein:

19 *Accredited Recognized School* means an "approved school" or "approved massage school" as defined  
20 in California Business and Professions Code Section 4600(a).

21 *California Massage Therapy Council* means the organization that provides voluntary statewide  
22 certification of Massage Therapists and practitioners pursuant to California Business and Professions  
23 Code Section 4602.

24 *Compensation* means the payment, loan, advance, donation, contribution, deposit, exchange or gift or  
25 money, or anything of value.

26 . . .

27 *Service of Notice* is governed by Chapter 1.17 of this Code.

28 . . .”

1           Section 105: Section 5.52.060(B) of the Riverside Municipal Code is amended as follows:

2           “Section 5.52.060 Requirements for massage establishments.

3           B. The City may conduct reasonable inspections, during regular business hours, to ensure compliance  
4 with Chapter 10.5 of the Business and Professions Code, this chapter and other section of this Code,  
5 and other applicable fire and health and safety requirements. An owner or employee may not refuse to  
6 permit such lawful inspection of the premises at any time it is occupied or open for business.”

7           Section 106: Section 5.52.070(R) of the Riverside Municipal Code is amended as follows:

8           “Section 5.52.070 Health and safety requirements.

9           R. A recognizable and legible sign shall be posted at the main entrance identifying the place as a  
10 massage establishment, which sign shall comply with the provisions of Title 19 of this Code.”

11           Section 107: Section 5.52.160 of the Riverside Municipal Code is deleted in its entirety.

12           Section 108: Section 5.55.050(K)(4) of the Riverside Municipal Code is amended as follows:

13           “Section 5.55.050 Operational requirements.

14           (K) Prior to occupancy of a short-term residential rental unit, the owner and, if applicable, the owner's  
15 authorized agent shall:

16           (1) Obtain the name, address and telephone number of the renter.

17           ...

18           (4) The information required in subsections (K)(1) through (K)(3) above shall be maintained  
19 by the owner and, if applicable, the owner's authorized agent for a period of three years following the  
20 end of the rental period. Written copies of the information shall be made available upon request to any  
21 City representative for the enforcement of any provision of this Code or any other applicable law, rule  
22 or regulation pertaining to the use and occupancy of the short-term residential rental unit.

23           ...”

24           Section 109: Section 5.56.010 of the Riverside Municipal Code is amended as follows:

25           “Section 5.56.010 Definitions.

26           For the purpose of this chapter, the following terms, phrases, words, abbreviations, and their  
27 derivations shall have the meaning given herein. When not inconsistent with the context, words used  
28 in the present tense include the future tense, words in the plural number include the singular number,

1 and words in the singular number include the plural number.

2 ...

3 "Community antenna television system" means a system of antenna, coaxial cables, wires, wave  
4 guides, microwave links, signal repeaters or other conductors, equipment or facilities designed,  
5 constructed or used for the purpose of providing television or FM radio service by cable or through its  
6 facilities as herein contemplated. CATV shall not mean or include the transmission of any special  
7 program or event for which a separate and distinct charge is made to the subscriber in the manner  
8 commonly known and referred to as "pay television."

9 "Franchise" means and includes any authorization granted hereunder in terms of a franchise, privilege,  
10 permit, license or otherwise to construct, operate and maintain a CATV system in the City. Any such  
11 authorization, in whatever term granted, shall not mean and include any license or permit required for  
12 the privilege of transacting and carrying on a business within the City in accordance with Chapter 5.04  
13 entitled "Licenses" of this Code, relating to the business license tax of the City of Riverside.

14 ...”

15 Section 110: Section 5.58.020 of the Riverside Municipal Code is amended as follows:

16 “Section 5.58.020 Definitions.

17 For the purpose of this chapter, the following definitions shall apply:

18 ...

19 *False alarm* means the activation of an alarm resulting from human error, a system malfunction,  
20 improper installation of the alarm system, or design deficiencies causing an alarm business or reporting  
21 party to summon the police when no evidence of a criminal offense or attempted criminal offense is  
22 found. ...

23 *Non-compliance status* means failure to achieve compliance with select elements of this chapter  
24 resulting in penalty assessments.

25 ...

26 Section 111: Section 5.58.050 of the Riverside Municipal Code is amended as follows:

27 “Section 5.58.050 Duties of alarm business, alarm agent, and alarm monitoring company.

28 The duties shall be as follows:

1 ...

2 B. To provide each purchaser and alarm user with a "summarized" copy of this chapter within 60  
3 calendar days of the adoption of this chapter. The summarized copy to be written by the City.

4 C. To provide new customers with a summarized copy of this chapter and the City's alarm user's permit  
5 application.

6 ...

7 E. Upon the effective date of this chapter, monitoring companies must maintain for a period of at least  
8 One year from the date of the alarm dispatch request, records relating to alarm dispatch request.  
9 Records must include the name, address and telephone number of the alarm user, the alarm permit  
10 number, the alarm system zone(s) activated, the time of alarm dispatch request and evidence of an  
11 attempt to verify. The Police Department may request copies of such records for individually named  
12 alarm users. If the request is made within 60 days of an alarm dispatch request, the monitoring  
13 company shall furnish requested records within three business days of receiving the request. If the  
14 records are requested between 60 days to one year after an alarm dispatch request, the monitoring  
15 company shall furnish the requested records within 30 days of receiving the request.

16 F. To provide client information to the Police Department in electronic format in the number and type  
17 of fields as required by the Riverside Police Department for all known locations where alarms are  
18 installed or monitored within the City of Riverside. Electronic templates must be obtained from the  
19 Riverside Police Department.

20 ...

21 Any alarm user found to be operating an alarm system without an alarm user's permit and not appearing  
22 in the client information received from the alarm business is not in compliance with this chapter for  
23 supplying alarm user's permit information to the Riverside Police Department as required by  
24 Section 5.58.050 of this chapter. The Riverside Police Department will request the required  
25 information directly from the alarm user. The alarm user will continue in a non-permitted status, which  
26 is subject to additional false alarm response penalties, until such time that an alarm user's permit is  
27 issued.

28 ...”

1           Section 112: Section 5.58.220 of the Riverside Municipal Code is amended as follows:

2           “Section 5.58.220 Additional revocations.

3           An alarm user's permit may be suspended or revoked by the Police Department for any of the  
4           additional reasons:

5           ...

6           C. If the permittee has failed to pay any fees and/or penalties required by this Code.”

7           Section 113: Section 5.58.250 of the Riverside Municipal Code is amended as follows:

8           “Section 5.58.250 Enforcement.

9           Violation of this chapter is subject to the assessment of administrative civil penalties in accordance  
10           with Section 1.17.210 of this Code. Revocation of an alarm user's permit shall not be a defense against  
11           assessment of administrative civil penalties.

12           ...”

13           Section 114: Section 5.58.260 of the Riverside Municipal Code is amended as follows:

14           “Section 5.58.260 Operative dates.

15           A. The provisions of this chapter shall become operative 60 days after the effective date of this chapter  
16           for persons conducting an alarm business or engaged as an alarm agent within the City on the effective  
17           date. However, any person who has filed an application as required herein for an alarm business permit  
18           may continue doing business after the operative date until the application has been processed.

19           B. The provisions of this chapter relating to alarm user permits and false alarm penalties shall become  
20           operative 60 days after the effective date of this chapter for any alarm user whose alarm system was  
21           installed or in operation prior to the effective date of this chapter.”

22           Section 115: Section 5.59.020 of the Riverside Municipal Code is amended as follows:

23           “Section 5.59.020 Definitions.

24           For the purpose of this chapter, the following definitions shall apply:

25           *False fire alarm* means the activation of a fire alarm system resulting in a response by the fire  
26           department and which is caused by the negligence or intentional misuse of the fire alarm system by  
27           owner, its employees, agents or any other activation of a fire alarm system not caused by heat, smoke  
28           or fire, exclusive of a nuisance fire alarm.

1 ...”

2 Section 116: Section 5.59.040(B) of the Riverside Municipal Code is amended as follows:

3 “Section 5.59.040 Duties of fire alarm business, fire alarm agent, and fire alarm monitoring company.

4 B. To provide each purchaser and fire alarm user with a copy of the provisions of this article relating  
5 to alarm user duties, false fire alarm assessments and appeal procedures, within 60 calendar days of  
6 the adoption of this chapter.”

7 Section 117: Section 5.60.010 of the Riverside Municipal Code is amended as follows:

8 “Section 5.60.010 Statutory authority.

9 The authority for this chapter is contained in Section 19 of Article IV of the California Constitution  
10 and Section 326.5 of the Penal Code of the State.

11 Section 118: Section 5.60.011 of the Riverside Municipal Code is amended as follows:

12 “Section 5.60.011 Remote caller bingo authorized.

13 Remote caller bingo may be lawfully played in the City of Riverside pursuant to the provisions of  
14 Section 326.5 of the Penal Code, and this chapter, and not otherwise.

15 Section 119: Section 5.60.050 of the Riverside Municipal Code is amended as follows:

16 “Section 5.60.050 License – Application – Investigation.

17 Upon receipt of an application for a license, along with the appropriate fee (not to exceed Fifty Dollars  
18 (\$50.00) annually), the Finance Director and/or Police Chief shall investigate the truth of the matters  
19 set forth in the application and the character of the applicant, and may examine the premises to be used  
20 for the bingo game or games.

21 ...”

22 Section 120: Section 5.60.051(A) of the Riverside Municipal Code is amended as follows:

23 “Section 5.60.051 License – Application – Investigation – Verification for remote caller bingo.

24 A. Upon receipt of an application for a remote caller bingo license and the filing fee, the Finance  
25 Director and/or Police Chief shall investigate the truth of the matters set forth in the application to  
26 determine if the applicant is a qualified organization.”

27 //

28 //

1           Section 121: Section 5.60.060 of the Riverside Municipal Code is amended as follows:

2           “Section 5.60.060 License – Term – Fees.

3           The term of a bingo license is one year and may be renewed for a period of one year any time within  
4           one month from its date of expiration upon application therefor; no bingo games may be conducted  
5           after the expiration date unless the license has been renewed; renewal after the one-month grace period  
6           will be treated as a new application and the applicant will be charged the fee set by resolution for a  
7           new application; and no licensee shall conduct more than two bingo events at any one location in the  
8           City during any seven-day period, with each seven-day period beginning with a Sunday and ending  
9           with a Saturday. The fees for bingo application and license renewal shall be set by resolution of the  
10          City Council, not to exceed Fifty Dollars (\$50.00) annually. If an application for a license is denied,  
11          one half the application fee shall be refunded to the organization.”

12          Section 122: Section 5.60.065 of the Riverside Municipal Code is amended as follows:

13          “Section 5.60.065 License – Conditions for remote caller bingo.

14          A. Any remote caller bingo license issued pursuant to this chapter shall be subject to the conditions  
15          contained in Section 326.5 of the Penal Code and each license shall comply with the requirements of  
16          those provisions.

17          B. Each remote caller bingo license issued pursuant to this chapter shall be subject to the following  
18          additional conditions:

19                  1. Bingo games shall not be conducted by any licensee on more than two days during any  
20                  week, except that a licensee may hold one additional game, at its election, in each calendar quarter.

21                  2. The licensed organization is responsible for ensuring that the conditions of this chapter and  
22                  Section 326.5 of the Penal Code are complied with by the organization and its officers and members.

23          A violation of any one or more of those conditions or provisions shall constitute cause for the  
24          revocation of the organization's license.

25          C. Each qualified organization issued a remote caller bingo license pursuant to this chapter shall  
26          comply with all provisions of this chapter not in conflict with provisions specific to remote caller  
27          bingo.”

28          //

1           Section 123: Section 5.60.100 of the Riverside Municipal Code is amended as follows:

2           “Section 5.60.100 Restrictions on games.

3           A. An organization authorized to conduct a bingo game shall conduct such bingo game only on  
4 property owned or leased by it, or property whose use is donated to the organization, and which  
5 property is used by such organization for an office or for the performance of the purposes for which  
6 the organization is organized. Nothing in this subsection shall be construed to require that the property  
7 owned or leased by or whose use is donated to the organization be used or leased exclusively by or  
8 donated exclusively to such organization.

9           ...

10          H. With respect to other organizations authorized to conduct bingo games pursuant to Section 326.5  
11 of the Penal Code of the State, all proceeds derived from a bingo game shall be kept in a special fund  
12 or account and shall not be commingled with any other fund or account. Proceeds are the receipts of  
13 bingo games conducted by organizations not within subsection G. Such proceeds shall be used only  
14 for charitable purposes, except as follows:

15                 1. Such proceeds may be used for prizes;

16                 2. A portion of such proceeds, not to exceed 20 percent of the proceeds before the deduction  
17 for prizes, or \$3,000.00 per month (increased annually by the annual average percentage in the  
18 consumer price index for the preceding calendar year), whichever is less, may be used for rental of  
19 property, overhead, including the purchase of bingo equipment, administrative expenses, security  
20 equipment and security personnel;

21           ...

22          J. The total value of prizes awarded during the conduct of any bingo games shall not exceed \$500.00  
23 in cash or kind, or both, for each separate game which is held.

24           Section 124: Section 5.66.010 of the Riverside Municipal Code is amended as follows:

25           “Section 5.66.010 Definitions.

26           Unless otherwise stated, certain words and terms used in this chapter are defined as follows:

27           ...

28           *Committee* means the City Council's Safety, Wellness and Youth Committee.

1 *Consumer price index* means the price index as set by the United States Bureau of Labor Statistics.

2 *Critical care transport (CCT)* means the medical transport of a patient between medical facilities  
3 where it has been determined by the patient's treating physician that such transport requires medical  
4 staff supervision consisting of a licensed registered nurse (R.N.) or physician.

5 ...

6 *Permit* means any ambulance provider possessing a current permit granted by the Administrator to  
7 provide non-emergency ambulance service within the City.

8 ...”

9 Section 125: Section 5.66.060 of the Riverside Municipal Code is amended as follows:

10 “Section 5.66.060 Grant or denial of franchise/permit; appeal of a permit.

11 A. For a franchise, the Council may initiate proceedings under the City Charter and this  
12 Code to grant an ambulance service franchise for a period of up to five years. The Council shall  
13 consider: the financial responsibility of the applicant; the number, kind and type of equipment  
14 proposed for use; the schedule of rates proposed to be charged; and such other factors as the Council  
15 considers relevant. At the hearing the applicant shall have the burden of proof to present facts  
16 necessary to support the Council's findings. No franchise shall be granted by the Council unless and  
17 until the Council has determined applicant has followed the franchise procedures set forth in this  
18 chapter and the City Charter.

19 B. For a permit, the Administrator may issue a permit under this Code for a period of up to five years.  
20 The Administrator shall consider: the financial responsibility of the applicant; the number, kind and  
21 type of equipment proposed for use; the schedule of rates proposed to be charged; and such other  
22 factors as the Administrator considers relevant. The applicant shall have the burden of proof to present  
23 facts necessary to support the Administrator's findings. No permit shall be granted by the  
24 Administrator unless and until the Administrator has determined applicant has followed the  
25 franchise/permit procedures set forth in this Code.

26 ...”

27 //

28 //

1           Section 126: Section 5.66.110(D) of the Riverside Municipal Code is amended as follows:

2           “Section 5.66.110 Suspension, conditional operation, and temporary variance.

3           D. *Suspension.* In the event that a permit holder is suspended, the company will not be able to provide  
4 services until all aspects of this Code and their contract are met. There will be no financial fees  
5 associated with a suspension. The fees already paid will be prorated when the company resumes  
6 services.”

7           Section 127: Section 5.66.260 of the Riverside Municipal Code is deleted in its entirety.

8           Section 128: Section 5.70.020 of the Riverside Municipal Code is amended as follows:

9           “Section 5.70.020 Definitions.

10           Unless otherwise specifically provided or required by the context, certain terms or expressions used  
11 herein have meanings as set forth below:

12           *Charitable institution* as used in this chapter, "charitable institution" means a nonprofit organization,  
13 which qualifies under Section 501 (c) (3) of the Internal Revenue Code or Section 23701 of the  
14 California Revenue and Taxation Code as a charitable organization.

15           *Film permit rider* as used in this chapter, "film permit rider" means a minor addition, change or  
16 deletion to the permit, as determined by the issuing authority.

17           *Issuing authority* as used in this chapter, "issuing authority" means the City Manager or his/her  
18 designee as designated by the City Council as its authorized representative to administer the provisions  
19 of this chapter.

20           *News* as used in this chapter, "news" means regularly scheduled news programs (not including  
21 magazine or documentary programs) and special new programs which are not pre-planned and are  
22 broadcast within 24 hours after the event.

23           *Strike and preparation days* as used in this chapter, "strike and preparation days" means activities  
24 required to make superficial alterations as specified in the script prior to movie on-location filming  
25 and following filming to restore such location to its original condition. Such alterations may include  
26 placement of temporary architectural features, alterations in landscaping, changes in furniture or other  
27 decorative elements, placement of temporary lighting equipment and similar activities.

28

1           ”Section 129: Section 5.75.020 of the Riverside Municipal Code is amended as follows:

2           “Section 5.75.020 Applicability.

3           The provisions of this chapter shall apply to any mobile home park within the corporate limits of the  
4           City and to those residents who reside in or hold an ownership in a Mobile Home under a Rental  
5           Agreement, whether oral or in writing, of twelve months or less in duration. The provisions of this  
6           chapter shall not apply to any Mobile Home Park or portion thereof excluded pursuant to the provisions  
7           of Section 798.45 of the Civil Code or to any Rental Agreement exempt pursuant to the provisions of  
8           Section 798.21 of the Civil Code, as amended from time to time.”

9           Section 130: Section 5.75.040 of the Riverside Municipal Code is amended as follows:

10          “Section 5.75.040 Ordinance Notification.

11          ...

12          B. Forty-eight hours prior to any Rental Agreement in excess of twelve months in duration being  
13          executed by a current Mobile Home Owner or prospective Mobile Home Owner, the Mobile Home  
14          Park Owner must:

15          ...

16                 3. Inform the Mobile Home Owner or prospective Mobile Home Owner in writing that if the  
17          Mobile Home Owner or prospective Mobile Home Owner signs a Rental Agreement with a term in  
18          excess of twelve months in duration that complies with Civil Code Section 798.15 et seq., as may be  
19          amended from time to time, then the Rental Agreement is not subject to the terms and protections of  
20          this chapter. Such written notification shall contain the following recitation:

21                         UNDER THE CITY OF RIVERSIDE MUNICIPAL CODE CHAPTER 5.75, YOU  
22                         ARE LEGALLY ENTITLED TO ELECT A LEASE 12 MONTHS OR LESS IN  
23                         DURATION OVER ANY OTHER LONGER PERIODIC TENANCY. YOU  
24                         MAY NOT BE ENTITLED TO RENT STABILIZATION (RENT CONTROL)  
25                         PROGRAM BENEFITS IF YOU ELECT A LEASE OF MORE THAN 12  
                              MONTHS IN DURATION AND THAT LEASE MEETS THE REQUIREMENTS  
                              OF CIVIL CODE SECTION 798.15 ET SEQ.,) AS MAY BE AMENDED FROM  
                              TIME TO TIME WHICH SECTION IS ATTACHED HERETO.

26          ...

27                 5. Every mobile home park owner shall also provide each mobile home owner or  
                              prospective mobile home owner with a copy of Chapter 5.75 of the RMC.

28          ...”

1           Section 131: Section 5.75.190 of the Riverside Municipal Code is deleted in its entirety.

2           Section 132: Section 5.77.010 of the Riverside Municipal Code is deleted in its entirety.

3           Section 133: Section 5.77.060 of the Riverside Municipal Code is amended as follows:

4           “Section 5.77.060 Definitions.

5           A. "Applicant" means a person or entity that submits an application for a cannabis business permit  
6           under this chapter.

7           ...

8           D. "Commercial cannabis business" or "cannabis business" means any business or operation which  
9           engages in medicinal or adult-use commercial cannabis activity authorized by this chapter.

10          E. "Cannabis business permit" means a regulatory permit issued by the City pursuant to this chapter,  
11          to a commercial cannabis business and is required before any commercial cannabis activity may be  
12          conducted in the City. The initial permit and annual renewal of a permit is made expressly contingent  
13          upon the business' ongoing compliance with all of the requirements of this chapter and any regulations  
14          adopted by the City governing the commercial cannabis activity at issue.

15          F. "Cannabis business permittee" or "permittee" means a person or entity that has received a cannabis  
16          business permit from the City as authorized under this chapter.

17          IG "Community center" means a publicly operated facility where group activities, social support and  
18          public gatherings occur for educational or recreational purposes.

19          H. "Cultivation" means the planting, growing harvesting, drying, trimming, clipping or processing of  
20          any kind, number, or size of cannabis plants or any part thereof. Cannabis shall be synonymous with  
21          marijuana, hemp, and any other cannabis derivatives.

22          I. "Delivery" shall have the same meaning as that appearing in Business and Professions Code Section  
23          26001(o).

24          J. "Dispensing" means any activity involving the retail sale of cannabis or cannabis products from a  
25          retailer.

26          K. "Distributor" shall have the same meaning as that appearing in Business and Professions Code  
27          Section 26001(s), as may be amended or renumbered from time to time.

28          L. "Limited-access area" means an area in which cannabis is stored or held and is only accessible to a

1 permittee and authorized personnel.

2 M. "Local agency" means county, city, or city and county.

3 N. "Medicinal cannabis" or "medicinal cannabis product" shall have the same meaning as that  
4 appearing in Business and Professions Code Section 26001(ai).

5 O. "Microbusiness" shall have the same meaning as that appearing in Business and Professions Code  
6 Section 26070(a)3.

7 P. "Non-storefront retailer" means a business that is closed to the public and provides product to  
8 customers solely by means of a delivery service which the retailer owns and controls.

9 Q. "Owner" means any of the following:

10 . . .

11 R. "Package" means any container or receptacle used for holding cannabis or cannabis products.

12 S. "Physician's recommendation" shall have the same meaning as that appearing in Business and  
13 Professions Code Section 26001(ap).

14 T. "Premises" all have the same meaning as that appearing in Business and Professions Code Section  
15 26001(aq).

16 U. "Retailer" or "storefront retailer" shall have the same meaning as that contained in Section  
17 26070(a)(1) of the California Business and Professions Code.

18 V. "State agency" includes every state office, officer, department, division, bureau, board and  
19 commission.

20 W. "State license" means a permit or license issued by the State of California, or one of its departments  
21 or divisions, under the MAUCRSA and any subsequent related State of California legislation, to  
22 engage in cannabis activity. A state license alone will not authorize the holder to operate a cannabis  
23 business, as state law also requires a license or other authorization issued by a local jurisdiction.

24 X. "Testing laboratory" means a laboratory, facility or entity in the State that offers or performs tests  
25 of cannabis or cannabis products and that is both of the following: (1) accredited by an accrediting  
26 body that is independent from all other persons involved in commercial cannabis activity in the state;  
27 and (2) licensed by the State Department of Cannabis Control.

28 Y. "Youth center" means any public or private facility that is primarily used to host recreation or social

1 activities for minors, including, but not limited to:

2 ...”

3 Section 134: Section 5.78.370 of the Riverside Municipal Code is amended as follows:

4 “Section 5.78.370 Amendment or repeal.

5 This chapter may be repealed or amended by the City Council without a vote of the people. However,  
6 as required by Chapter XIIIIC of the California Constitution and Government Code section 53750(h),  
7 voter approval is required for any amendment provision that would increase the rate of any tax levied  
8 pursuant to this chapter beyond the maximum amount of ten percent of a cannabis business's gross  
9 receipts or revise the methodology by which the tax is calculated, if the revision would result in an  
10 increased tax being levied on any cannabis business. The people of the City of Riverside affirm that  
11 the following actions shall not constitute an increase of the rate of a tax:

12 ...”

13 Section 135: Section 5.80.020 of the Riverside Municipal Code is amended as follows:

14 “Section 5.80.020 Definitions.

15 The following definitions shall apply in interpretation and enforcement of this chapter.

16 ...

17 *D. Dance and dancing* means movement of the human body, accompanied by music or rhythm.

18 *E. Disorderly conduct* means any of the following: consumption of alcoholic beverages on public  
19 property, public drunkenness, obstructing the free passage of pedestrians over public sidewalks, the  
20 obstruction of free passage of vehicles within the public right-of-way, littering, fighting, loud speaking  
21 or shouting, the operation of automobile audio systems in a manner that violates any provision of Title  
22 7, and such other conduct that constitutes a public nuisance or a violation of law.

23 *F. Entertainment* means any single event, a series of events, or an ongoing activity or business,  
24 occurring alone or as part of another business, to which the public is invited or allowed to watch, listen,  
25 or participate or that is conducted for the purposes of holding the attention of, gaining the attention of  
26 or diverting or amusing guests or patrons, including, but not limited to:

27 ...

28 *G. Entertainment establishment* means a place where entertainment occurs, including the building,

1 any patio or outdoor space, rooftop, and parking lot.

2 H. *Entertainment permit* means an entertainment permit issued by the Chief of Police pursuant to this  
3 chapter.

4 I. *Permittee* means a person, persons, or business entity that has been issued an entertainment permit  
5 as provided in this chapter.

6 J. *Private club* means corporations or associations operated solely for objects of national, social,  
7 fraternal, patriotic, political, or athletic nature, in which membership is by application and regular dues  
8 are charged, and the advantages of which club belong to members, and the operation of which is not  
9 primarily for monetary gain

10 K. *Public agency* means the City, the county, or the state and any department, district, division,  
11 commission, board, or other agency associated with those agencies.

12 L. *Reasonable efforts* means the provision of an adequate number of licensed security personnel, the  
13 adoption and posting of operating policies that are consistent with the requirements of this Code and  
14 the entertainment permit and the adherence to those policies, the documented training of employees  
15 in the carrying out of the establishment operating policies, notifying the police of apparent criminal  
16 activity, and the taking of all additional measures, consistent with sound business judgment, necessary  
17 to accomplish the required result.

18 M. *Responsible person* means the permittee, owner, proprietor, promoter, manager, assistant manager  
19 or other person exercising control over the operation of an entertainment establishment,  
20 whether or not that person is a named permittee.

21 N. *Special event* or *Special event permit* means any event regulated under Title 13 of this Code.

22 O. *Theater* means any commercial establishment where regular sporting events, concerts, motion  
23 picture screenings or theatrical performances are given and usually with ascending row seating or  
24 some arrangement of permanent seating.

25 P. *Temporary use permit* is defined and regulated under Title 19 of this Code.”

26 Section 136: Section 5.80.140 of the Riverside Municipal Code is deleted in its entirety.

27 //

28 //

1           Section 137: Section 5.90.080(B) of the Riverside Municipal Code is amended as follows:

2           “Section 5.90.080 Display of licenses.

3           B. The city may conduct reasonable inspections, during regular business hours, to ensure compliance  
4           with this Code, including this chapter, and other applicable fire and health and safety requirements.  
5           An owner or employee cannot refuse to permit such lawful inspection of the premises at any time it is  
6           occupied or open for business.”

7           Section 138: Section 5.90.160 of the Riverside Municipal Code is deleted in its entirety.

8           Section 139: Section 5.95.010 of the Riverside Municipal Code is amended as follows:

9           “Section 5.95.010 Definitions.

10          For the purpose of this chapter, the following words and terms shall have the following meaning:

11          ...

12          C. *Certificate of eligibility* shall have the same meaning as defined in section 26710 of the California  
13          Penal Code.

14          D. *Federal firearm's license* shall mean a license issued pursuant to 18 U.S. Code, Chapter 44.

15          E. *Firearm* shall have the same meaning as defined in section 16520 of the California Penal Code.

16          F. *Firearm dealer* means any person, firm or corporation who sells or otherwise transfers to the public  
17          any pistol, revolver, rifle, shotgun, or other firearm, including those persons required by Section 26500  
18          (a) of the California Penal Code to obtain a license under California Penal Code Section  
19          26700. *Firearm dealer* also includes any person, firm or corporation who purchases, takes in trade or  
20          accepts on consignment from the public any firearm of any type, including, but not limited to pistols,  
21          revolvers, rifles and shotguns.

22          G. *Licensee* shall mean a person who has satisfied all of the requirements listed in California Penal  
23          Code section 26700.

24          H. *Officers, employees and agents of firearm dealers* shall mean those persons who directly participate  
25          in firearm sale transactions and are subject to the requirements listed in California Penal Code section  
26          26915.

27          I. *Proprietor* shall mean a person with an ownership or managerial interest in a business. An ownership  
28          interest shall be deemed to exist when a person has a ten percent or greater interest in the stock, assets,

1 or income of a business other than the sole interest of security for debt. A managerial interest shall be  
2 deemed to exist when a person can or does have or share ultimate control over the day-to-day  
3 operations of a business.

4 *J. Seller's permit* shall mean a valid permit issued by the California Department of Tax and Fee  
5 Administration, authorizing the sales of tangible personal property at a specified location.”

6 Section 140: Section 5.95.020 of the Riverside Municipal Code is amended as follows:  
7 “Section 5.95.020 License required.

8 Every firearm dealer shall first obtain a license in accordance with section 26705 of the California  
9 Penal Code, as described in this chapter, and pay an annual license fee in the amount set forth in Title  
10 3, Chapter 3.30of this Code.”

11 Section 141: Section 5.95.030(C)(6) of the Riverside Municipal Code is amended as follows:  
12 “Section 5.95.030 Firearm dealer license application process.

13 C. All applications shall be submitted on a form supplied by the police department and shall contain  
14 the following information:

15 . . .

16 6. Such other information as the police department deems necessary for the administration or  
17 enforcement of this chapter.”

18 Section 142: Section 5.95.110 of the Riverside Municipal Code is amended as follows:  
19 “Section 5.95.110 Enforcement of license violations.

20 The remedies provided by this chapter are cumulative and in addition to any other remedies available  
21 at law or equity:

22 . . .”

23 Section 143: Section 10.52.112 of the Riverside Municipal Code is amended as follows:  
24 “Section 10.52.112 Pay parking zone.

25 When signs are erected giving notice thereof, no person shall park a vehicle upon the streets or portions  
26 thereof as may be designated by resolution of the City Council as a pay parking zone during such  
27 hours and days set forth in said resolution without immediately paying therefor the fee as may be  
28 designated by said resolution. No fee or charge shall be required for an accessible parking stall for the

1 disabled. Parking meter zones and fees are hereby established upon those public parking lots and  
2 streets or portions of streets in which parking of vehicles shall be regulated by parking meters as  
3 described in Resolution No. 23978 as amended from time to time, which is incorporated herein.”

4 Section 144: The City Council has reviewed the matter and, based upon the facts and  
5 information contained in the staff reports, administrative record, and written and oral testimony,  
6 hereby finds that this ordinance is not subject to CEQA pursuant to Section 15061(b)(3) (General  
7 Rule), as it can be seen with certainty that approval of the project will not have an effect on the  
8 environment.

9 Section 145: The City Clerk shall certify to the adoption of this ordinance and cause  
10 publication once in a newspaper of general circulation in accordance with Section 414 of the Charter  
11 of the City of Riverside. This ordinance shall become effective on the 30th day after the date of its  
12 adoption but shall not be operative and enforced by the City of Riverside until approved by the voters  
13 of the City of Riverside in compliance with California law.

14 ADOPTED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

16 \_\_\_\_\_  
17 PATRICIA LOCK DAWSON  
18 Mayor of the City of Riverside

18 Attest:

19 \_\_\_\_\_  
20 DONESIA GAUSE  
21 City Clerk of the City of Riverside

21 //

22 //

23 //

1 I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the  
2 foregoing ordinance was duly and regularly introduced and adopted at a meeting of the City Council  
3 on the \_\_\_\_\_ day of \_\_\_\_\_, 2026, by the following vote, to wit:

4 Ayes:

5 Noes:

6 Absent:

7 Abstain:

8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the  
9 City of Riverside, California, this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

10  
11 \_\_\_\_\_  
12 DONESIA GAUSE  
13 City Clerk of the City of Riverside  
14  
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312540 02/04/26

## EXHIBIT “A”

### **Chapter 9.19 LOCAL EMERGENCY**

#### **Section 9.19.010 Authority designated.**

Pursuant to Section 8630 of the Government Code of the State of California, and Chapter 9.20 of this Code, the Director of Emergency Services or his/her successor, are designated as the City officials who may proclaim a local emergency within the City and to act pursuant to the provisions of the California Emergency Services Act.

#### **Section 9.19.020 Effective period of proclaimed emergency.**

Whenever a local emergency is proclaimed by the aforementioned individuals, said emergency shall not remain in effect for a period in excess of seven days unless it has been ratified by the City Council, pursuant to the requirements of the Government Code of the State.

#### **Section 9.19.030 Formal mutual aid agreement—Authorization.**

During the period of any declared local emergency, the parties set forth in Section 2.68.010 in the same order of sequence, may authorize the providing of formal mutual aid to other political subdivisions of the State declaring a local emergency or request mutual aid from such political subdivisions when a local emergency exists.

#### **Section 9.19.040 Formal mutual aid agreement—Implementation.**

Provisions of this chapter providing for formal mutual aid in local emergencies may be implemented by appropriate emergency plans or agreements in compliance with federal, State, and local Charter.

#### **Section 9.19.050 Informal mutual aid—Effect of chapter provisions.**

It is expressly understood that this chapter shall not supplant existing agreements either oral or written between representatives of the City Fire Department, the City Police Department, and parties hereto providing for the exchange or furnishing of informal mutual aid.

#### **Section 9.19.060 Informal mutual aid—Availability.**

It is the intent of this chapter that informal mutual aid shall be available and furnished in all cases of local peril or emergency, when requested by appropriate agency designates as provided in Sections 9.19.010, 9.19.030 and 9.19.070.

**Section 9.19.070 Informal mutual aid—Immediate rendering.**

It is expressly understood that in cases arising from a need for informal mutual aid, the City Police Chief, the City Fire Chief, or their designated representatives shall render the necessary assistance immediately.

**Section 9.19.080 Informal mutual aid—Effective period.**

Whenever a request for informal mutual aid is honored by the City Police Chief, the City Fire Chief, or their designated representatives, it shall remain in effect no longer than 48 hours, unless it has been approved by the City Manager or the City Council.

## EXHIBIT "B"

For the purposes of this chapter, the following words and phrases shall have the meanings respectively described to them by this section:

*Animal-drawn vehicle* shall mean any non-motorized conveyance powered by animals, whether pulled, drawn or pushed, and used for the transportation of persons over streets or ways in the City and shall include, but is not limited to wagons, buggies, stagecoaches or other horse-drawn carriages.

*Attendant* means the person, other than the van driver, providing nonmedical assistance to the persons in a non-emergency transport vehicle.

*Chief of Police* means Chief of Police or his or her designee.

*Chief Financial Officer* means Chief Financial Officer or his or her designee.

*Driver* means every person who drives or is in actual physical control of a vehicle defined in this section, either as an agent, employee or otherwise.

*Franchisee* or *Permit holder* means any natural person, firm, corporation, partnership or other organization, association, or group of persons however organized.

*For hire* means for any compensation, including but not limited to, payment, tip, contribution, donation or barter.

*Gurney van* means and includes any litter van and refers to a motor-propelled vehicle which is equipped with a portable single-person sized bed, cot, stretcher or gurney on wheels that can carry a person in a supine position in the state of non-emergency medical transportation. Such persons do not require any medical monitoring and are able to get on and off the gurney by themselves with minimal assistance from the driver or attendant.

*Meter* means a device that computes and registers the fare based upon the distance traveled, the time the taxicab is engaged, or any other lawful basis for charges which are specified in the franchise.

*Non-emergency transport vehicle* shall mean every motor vehicle specially constructed, modified, equipped, or arranged for the purpose of transporting persons not requiring emergency service or medical monitoring which contains specialized safety equipment over and above that normally available in persons cars, taxicabs and other forms of public conveyance and shall include gurney vans, litter vans and wheelchair vans. This definition shall exclude the following: (1) Vehicles operated as convalescent transport vehicles at the request of local authorities during any "state of war emergency" or "local emergency," as said terms are defined in the Government Code of the State of California; (2) Convalescent transport vehicles transporting persons from a location

outside the City limits, regardless of destination; (3) Vehicles operated as convalescent transport vehicles by a hospital, health maintenance organization, insurance company, health care plan or similar group exclusively for its own persons and member clients; and (4) Vehicles operated by the county, state or federal government.

*Operate* means to drive or to be in actual physical control of a vehicle defined in this section, either as an agent, employee, or otherwise for a monetary fare.

*Pedicab* means a vehicle with three or more wheels propelled by human power capable of transporting persons and used for transporting persons for hire.

*Taxicab* includes any motor-propelled vehicle used for the transport of persons for hire upon any public street in the City, which is not over a regular or defined route, and when charge for such transportation is measured by the distance traveled, or by the time required for such transportation, or both, and when a meter is used for such measurement as provided in this chapter.

*Vehicle for hire* includes motor-propelled vehicles that are not operated over a regular or defined route and pedicabs. This chapter governs vehicles, including non-emergency transport vehicles, which transport persons for hire upon public streets and roadways within publicly owned lands in the City. "Vehicle for hire" does not include animal-drawn vehicles, taxicabs, vehicles licensed by the Public Utilities Commission, ambulances, or courtesy vans used exclusively by the customers of a hospital or other business or governmental entity that operates such courtesy van.

*Wheelchair van* means every motor-propelled vehicle which contains specialized safety equipment over and above that normally available in persons cars, taxicabs and other forms of public conveyance for the purpose of transporting persons in wheelchairs or who require assistance to and from a residence, vehicle or place of treatment because of a disabling physical or mental limitation. Such persons do not require the specialized services, equipment and personnel provided in an ambulance because they are in stable condition and does not need constant observation.