

Date: November 25, 2019 (Monday)

Time: 6:30 p.m.

Place: City Council Chambers

145 N. Magnolia

Woodlake, CA 93286

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, including auxiliary aids, translation requests, or other accommodations, or to be able to access this agenda and documents in the agenda packet, please contact City Hall at 559-564-8055 at least 3 days prior to the meeting.

The full agenda including staff reports and supporting materials are available at City Hall.

I. CALL TO ORDER & WELCOME

II. PLEDGE OF ALLEGIANCE

III. PUBLIC COMMENTS

This portion of the meeting is reserved for persons wishing to address the Council on items within its jurisdiction but not on this agenda. NOTE: Prior to action by the Council on any item on this agenda, the public may comment on that item. Unscheduled comments may be limited to 3 minutes.

All items on the Consent Agenda are considered to be routine and non-controversial by City staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. Items pulled from the Calendar will be considered separately.

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

Request Approval of the Consent Calendar Action Items (IV A-D)

- A. Action: Approval of Minutes of the regular meeting held on November 12, 2019 (Pages 1-4)
- B. Action: Approval of Warrants (Pages 5-34)
- C. Action: Adoption of Resolution: Approval of the 2020 City Council Meeting Schedule (Pages 35-36)
- D. Action: Adoption of Resolution: Approval of the Appointment of Donna Fraser to the City of Woodlake Economic Development Board (Pages 37-38)

V. ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code – **PUBLIC HEARING** (Pages 39-66)
- B. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code – **PUBLIC HEARING** (Pages 67-75)
- C. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code – **PUBLIC HEARING** (Pages 76-86)
- D. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 10.19 Recreational Vehicle Parking of the Woodlake Municipal Code – **PUBLIC HEARING** (Pages 87-95)
- E. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code **PUBLIC HEARING** (Pages 96-118)
- F. Action: Adoption of Resolution: Receive Public Comments, Waive 2nd Reading and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code – **PUBLIC COMMENT** (Pages 119-126)
- G. Action: Adoption of Resolution: Receive Public Comments and Adopt the Woodlake Housing Element (2019-2023) – **PUBLIC HEARING** (Pages 127-128)
- H. Action: Adoption of Resolution: Enter into a Cooperative Agreement with the State of California for the City of Woodlake North Valencia Blvd. Extension Improvement Project (Pages 129-139)

VI. OTHER BUSINESS

- A. Information: Items from Staff
- B. Information: Items from Council Member
- C. Request from Council Members for Future Agenda Items

VII. CLOSED SESSION

As provided in the Ralph M. Brown Act, Government Code sections 54950 et seq., the Governing Board may meet in closed session with members of its staff and its attorneys. These sessions are not open to the public and may not be attended by members of the public. The matters the Council will meet on in closed session are identified below or are those matters appropriately identified in open session as requiring immediate attention and arising after the posting of the agenda. Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1

“Documents: If distributed to the Council less than 72 hours before a regular meeting, any public records which are subject to public inspection and pertain to an open-session item on the regular meeting agenda shall be available at the following address at the time they are distributed to a majority of the Council: 350 North Valencia Boulevard, Woodlake, California 93286. Public records distributed to the Council at a public meeting will be available to the public at such meeting if they were prepared by the City.

Exemptions and details in Government Code § 54957.5 (a) shall apply.”

II. ADJOURN

The next scheduled City Council meeting will be held on Monday, December 9, 2019 at 6:30 p.m. at City Council Chambers located at 145 N. Magnolia, Woodlake, CA 93286.

City Council:

Rudy Mendoza - Mayor

Frances Ortiz - Vice Mayor

Greg Gonzalez Jr. - Councilmember

Jose L. Martinez – Councilmember

William Valero - Councilmember

PRESENT: Councilmembers Mendoza, Ortiz, Valero & Martinez

OTHERS: Lara, Waters, Marquez, Zamora & Zacarias

ABSENT:

FLAG SALUTE

PUBLIC COMMENT

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

Request Approval of the Consent Calendar Action Items (IV. A-D)

A. Action: Approval of Minutes of the regular meeting held on October 14, 2019

B. Action: Approval of Warrants

C. Action: Adoption of Resolution: Approval of the October 2019 Monthly Report of Investments

D. Action: Adoption of Resolution: Approving Updates to the Guidelines for the Housing Rehabilitation Program and Homebuyer Acquisition Only/Acquisition with Rehabilitation Program

ON A MOTION BY ORTIZ, SECOND BY MARTINEZ IT WAS VOTED TO APPROVE THE CONSENT CALENDAR. APPROVED UNANIMOUSLY.

V. ACTION/DISCUSSION ITEMS

A. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinance Amending Chapter 1504.010. Adoption of Building Codes of the Woodlake Municipal Code – PUBLIC HEARING
Community Services Director Waters reported the following: The City is introducing drafts of the following ordinances:

CHAPTER 15.04.010 – ADOPTION OF BUILDING CODES

The City of Woodlake is proposing to rescind Section 15.04.010 Paragraphs A through M Title 24 California Building Standards Codes 2016 and adding Paragraphs A through M Title 24 California Building Standards Codes 2019

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments to Chapter 15.04.010 Adoption of Building Codes. City Staff will also recommend waiving the first reading of the ordinance and setting the date of December 9, 2019 as the second reading. Vice Mayor Ortiz asked if there were any major changes. Community Services Director Waters stated solar panel would be required on all new residential homes beginning January 1st, 2020.

PUBLIC HEARING OPENED: 6:31 PM

Chuck Mann 789 N. Palm, Woodlake – Mr. Mann asked if the solar panels become mandatory January 1st, 2020, Community Service Director Waters stated yes.

PUBLIC HEARING CLOSED 6:33 PM

ON A MOTION BY ORTIZ, SECOND BY VALERO IT WAS VOTED TO ADOPT THE RESOLUTIO AND RECEIVE PUBLIC COMMENTS AND SET DATE FOR 2ND READING. APPROVED UNANIMOUSLY.

B. Action: Adoption of Resolution: Approval to Accept Applications to Appoint a New Planning Commissioner

City Clerk Zacarias reported the following: On October 14, 2019 Planning Commissioner William Valero accepted an appointment as a City Council Member for the Woodlake City Council. Mr. Valero has since submitted his letter of

resignation for the Woodlake Planning Commission. William Valero's term was to expire March 1, 2022. By direction from the City Council, City Staff may accept applications to appoint a new Planning Commissioner to complete the remainder of the term.

ON A MOTION BY ORTIZ, SECOND BY VALERO IT WAS VOTED TO ADOPT THE RESOLUTION AND ACCEPT APPLICATIONS TO APPOINT A NEW PLANNING COMMISSIONER. APPROVED UNANIMOUSLY.

- C. Action: Adoption of Resolution: Approve the Purchase and Sale Agreement for the Property with APN No. 060-170-108
City Administrator Lara reported the following: The City has been in contact with Jaspal Singh Turna about selling the property for the potential development of a gas station and carwash. The Purchase and Sale Agreement would sell the property for three hundred twenty-five thousand dollars (\$325,000.00). The buyers shall have one hundred eighty (180) days from the end of the Site Investigation Period to accomplish such Development Approvals or their twenty-five thousand-dollar (\$25,000.00) deposit will be lost to the City. Mr. Turna has completed Site Plan Review for the project, and it has been approved by the City of Woodlake Planning Commission and reviewed by Caltrans.
- ON A MOTION BY MARTINEZ, SECOND BY ORTIZ IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE THE PURCHASE AND SALE AGREEMENT. APPROVED UNANIMOUSLY.**
- D. Action: Adoption of Resolution: Approval of the City of Woodlake's Fiscal Year 2019/2020 Budget Amendment No. 1
City Administrator Lara reported the following: A summary of the key changes as shown in the Budget Amendment No.1:

1. General Fund Increase in Sales Tax Revenues.
2. Increase in Measure R Revenues and Expenditures (as approved by COC).
 - a. Increase funding to Botanical Garden for \$15,000 to \$25,000.
3. Increase in Measure S Revenues and Expenditures (as approved by COC).
 - a. Construction of downtown parking lot.
4. Impact Fees Increase in Fees Collected.

ON A MOTION BY MARTINEZ, SECOND BY VALERO IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE THE BUDGET AMENDMENT. APPROVED UNANIMOUSLY.

- E. Action: Adoption of Resolution: Authorize City Staff to Circulate an RFP for Design/Engineering Services for Phase III of the City of Woodlake Stormwater Project
Community Services Director Waters reported the following: Phase I of the Woodlake Stormwater Project was funded via 2014 CDBG and resulted in the construction of a new stormwater pump near the Woodlake Botanical Garden. The City of Woodlake has received 2018 CDBG funding to construct Phase II of the Woodlake Stormwater project, which will build a stormwater line from the pump to the future stormwater basin on Ropes Ave. Phase III of the project is the construction of the basin for the stormwater retention on City owned property. The City of Woodlake has completed Phase I of the Woodlake Stormwater Project and has received funding for Phase II of the project. The third phase of the project is the construction of the basin that will retain the stormwater. In order to be eligible for future CDBG funding, the City must have the third phase of the project fully designed before requesting funding. Staff is requesting authorization from Council to seek engineering services to design the basin

ON A MOTION BY ORTIZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE CITY STAFF TO CIRCULATE AN RFP FOR PHASE III. APPROVED UNANIMOUSLY.

VI. OTHER BUSINESS

A. Information: Items from Staff

City Clerk Zacarias – Reminded Council and Staff they have been invited to the MidValley Disposal luncheon on Friday, November 15th from 11:30 am to 1:30 pm. If anyone is interested in attending, please let me know.

Community Services Director Waters – Reported the basketball sign ups have started and the deadline will be December 20th. Also, the Woodlake magazine has been mailed out.

City Administrator Lara – Reported the Christmas Parade will be on December 14th. If council is interested in riding on a float, please let City Clerk Zacarias know. The gas line repair on SR 216 should be repaired by tonight or early tomorrow.

B. Information from Council

Vice-Mayor Ortiz -Thanked staff for the Veterans event on Monday. She appreciated all that was done to recognize our Veterans.

Councilmember Martinez – Thanked staff for the Veterans breakfast. He stated it was a great event and hopes to see it continue every year.

Councilmember Valero – Thanked staff for the Veterans event on Monday. Reported the Woodlake Lions will be hosting the Senior dinner on December 12th at 5:30 and it will be held at the Woodlake Veterans Memorial.

Mayor Mendoza – Thanked staff for the great Veterans Appreciation event. Also reported he will be in Sacramento on November 14th and 15th.

VII. CLOSED SESSION

NOTICE TO THE PUBLIC

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VIII. ADJOURN

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City Council:

Rudy Mendoza - Mayor

Frances Ortiz - Vice Mayor

Greg Gonzalez Jr. - Councilmember

Jose L. Martinez – Councilmember

William Valero – Councilmember

Meeting adjourned at 7:02 PM

Submitted by,

Irene Zacarias

City Clerk

City of Woodlake
Summary of Disbursements and Payroll
City Council Meeting November 25, 2019

PAYROLL

11/08/2019 (City) \$58,064.34
 11/08/2019 (Fire) \$17,062.91

Gross Payroll	\$75,127.25
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DISBURSMENTS / WARRANTS

11/22/2019 \$209,203.39

Total Disbursements	\$209,203.39
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WIRES

PAYROLL TAX WIRE CITY \$ 11,950.05
 FIRE \$ 4,278.05

USDA - Water Loan
 USDA - Sewer Loan
 USDA - Airport Loan
 USDA - Fire Truck Loan

Total Wire Amount Sent Out	\$	16,228.10
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Amount to be Approved	\$	300,558.74
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I, Ramon Lara, certify under penalty of perjury that the above listed accounts are correct, due and payable to the best of my knowledge.



 City Administrator, Ramon Lara

**Passed and adopted at a regular meeting of the City Council of the
 City of Woodlake on the 25th day of November 2019.
 by the following vote:**

Ayes:
Noes:
Absent:
Abstain:

 Mayor, Rudy Mendoza

 City Clerk, Irene Zacarias

PERIOD 1 DATING 10/20/2019-11/02/2019 CHECK DATE 11/08/2019
DIRECT DEPOSIT IS TURNED ON

CHECK NUMBER	CHECK AMOUNT	CODE	CHECK SEQ
48919	1,761.11	220	1 STUB ONLY
48920	4,206.13	208	1 STUB ONLY
48921	2,210.66	210	1 STUB ONLY
48922	1,038.00	206	1 STUB ONLY
48923	2,890.95	212	1 STUB ONLY
48924	2,341.73	207	1 STUB ONLY
48925	1,162.67	173	1 STUB ONLY
48926	1,641.02	571	1 STUB ONLY
48927	2,142.55	576	1 STUB ONLY
48928	1,288.35	579	1 STUB ONLY
48929	2,444.04	539	1 STUB ONLY
48930	1,507.91	575	1 STUB ONLY
48931	1,176.02	555	1 STUB ONLY
48932	1,825.30	572	1 STUB ONLY
48933	3,108.35	549	1 STUB ONLY
48934	1,277.47	566	1 STUB ONLY
48935	2,019.10	554	1 STUB ONLY
48936	2,863.66	577	1 STUB ONLY
48937	1,130.08	578	1 STUB ONLY
48938	1,612.83	215	1 STUB ONLY
48939	1,746.40	134	1 STUB ONLY
48940	1,302.01	223	1 STUB ONLY
48941	1,943.97	218	1 STUB ONLY
48942	997.52	222	1 STUB ONLY
48943	1,611.90	216	1 STUB ONLY
48944	2,142.06	219	1 STUB ONLY
48945	1,303.95	159	1 STUB ONLY
48946	2,227.85	209	1 STUB ONLY
48947	1,641.39	211	1 STUB ONLY
48948	1,618.86	214	1 STUB ONLY
48949	1,880.50	188	1 STUB ONLY

PERIOD 1 DATING 10/20/2019-11/02/2019 CHECK DATE 11/08/2019
DIRECT DEPOSIT IS TURNED ON

CHECK NUMBER	CHECK AMOUNT	EMPLOYEE/BANK/VENDOR NAME	CODE	CHECK SEQ
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TOTALS FOR CHECK FORM: STUB

NEGOTIABLE CHECKS			COUNTS
0.00	*EMPLOYEE CHECKS		0
0.00	*VENDOR CHECKS		0
0.00	*BANK CHECKS		0
0.00	**TOTAL NEGOTIABLE CHECKS		0

OTHER CHECKS

0.00	*MANUAL CHECKS		0
0.00	*CANCELLED CHECKS		0
0.00	**TOTAL FOR CHECK FORM		

NON-NEGOTIABLE CHECKS

58,064.34	*DIRECT DEPOSIT STUBS		31
0.00	*VENDOR DIR DEP STUBS		0

PAY INFORMATION

F E A T U R E D I S T R I B U T I O N

RUN-11/06/2019 14:51:07 PAGE 1

GROSS PAY

CITY-GROSS REPORT-PAYROLL #10-4Q FY19/20
 10/20/19-11/02/19 - PAY DAY 11/08/19

PR4B0R-V14.08

Paymate

EMP #	CUR AMT	CUR HRS	
223	1,447.50	91.00	
215	2,338.45	80.25	
571	2,253.94	86.00	
214	2,712.19	90.50	
576	2,534.06	97.50	
159	1,698.67	82.83	
579	1,600.00	80.00	
220	2,293.76	92.00	
539	3,545.84	88.00	
575	1,908.00	80.00	
188	2,525.23	80.00	
555	1,547.54	80.00	
209	2,799.85	80.00	
208	5,859.84	80.00	
173	1,631.20	72.00	
572	2,795.05	102.00	
549	4,603.85	80.00	
566	2,187.84	80.00	
554	2,469.23	80.00	
210	2,997.69	80.00	
577	3,720.00	80.00	
211	2,876.31	80.00	
206	1,547.53	80.00	
218	2,249.27	110.00	
222	1,211.25	80.50	
216	2,057.22	92.50	
219	2,400.82	104.50	
134	2,503.83	89.00	
212	4,228.16	80.00	
578	1,440.00	72.00	
207	2,846.30	80.00	
PAGE TOTALS ***	31 EMPLOYEES	78,830.42	2,630.58
FEATURE TOTALS *	31 EMPLOYEES	78,830.42	2,630.58

PAY INFORMATION
O/T T-1/2 03

F E A T U R E D I S T R I B U T I O N
CITY-O/T REPORT-PAYROLL #10-4Q FY19/20
10/20/19-11/02/19 - PAY DAY 11/08/19

RUN-11/06/2019 14:51:30 PAGE 1
PR4B0R-V14.08 Paymate

EMP #	CUR AMT	CUR HRS
223	247.50	11.00
215	10.91	0.25
571	225.40	6.00
214	417.35	10.50
576	626.06	17.50
159	85.59	2.83
220	421.30	12.00
539	449.46	8.00
572	787.05	22.00
218	809.74	30.00
222	11.25	0.50
216	390.61	12.50
219	661.29	24.50
134	354.30	9.00
PAGE TOTALS *** 14 EMPLOYEES	5,497.81	166.58
FEATURE TOTALS * 14 EMPLOYEES	5,497.81	166.58

PERIOD 1 DATING 10/20/2019-11/02/2019 CHECK DATE 11/08/2019
 DIRECT DEPOSIT IS TURNED ON

CHECK NUMBER	CHECK AMOUNT	CODE	CHECK SEQ
48912	2,585.61	4044	1 STUB ONLY
48913	1,196.79	4042	1 STUB ONLY
48914	2,688.20	4010	1 STUB ONLY
48915	2,585.61	4048	1 STUB ONLY
48916	2,336.41	4018	1 STUB ONLY
48917	4,070.10	4022	1 STUB ONLY
48918	1,600.19	4041	1 STUB ONLY

TOTALS FOR CHECK FORM: STUB
 NEGOTIABLE CHECKS

	COUNTS
0.00 *EMPLOYEE CHECKS	0
0.00 *VENDOR CHECKS	0
0.00 *BANK CHECKS	0
0.00 **TOTAL NEGOTIABLE CHECKS	0

OTHER CHECKS

0.00 *MANUAL CHECKS	0
0.00 *CANCELLED CHECKS	0
0.00 **TOTAL FOR CHECK FORM	

NON-NEGOTIABLE CHECKS

17,062.91 *DIRECT DEPOSIT STUBS	7
0.00 *VENDOR DIR DEP STUBS	0

PAY INFORMATION

F E A T U R E D I S T R I B U T I O N

RUN-11/06/2019 14:50:56 PAGE 1

GROSS PAY

FIRE-GROSS REPORT-PAYROLL #10-4Q FY19/20
10/20/19-11/02/19 - PAY DAY 11/08/19

PR4B0R-V14.08

Paymate

	EMP #	CUR AMT	CUR HRS
	4044	2,979.90	129.00
	4042	1,624.24	112.00
	4010	2,979.90	129.00
	4048	2,979.90	129.00
	4018	2,971.27	80.00
	4022	4,619.52	216.00
	4041	2,146.32	136.00
PAGE TOTALS ***	7 EMPLOYEES	20,301.05	931.00
FEATURE TOTALS *	7 EMPLOYEES	20,301.05	931.00

BANK	VENDOR	CHECK#	DATE	AMOUNT
BANK BANK OF THE SIERRA				
001233	QUEST DIAGNOSTICS LABS	14116	11/21/19	7.55
001340	MCMILLAN, JEREMY	14117	11/21/19	9.22
001242	KAWEAH DELTA MEDICAL CEN	14118	11/21/19	601.43
001525	KAWEAH DELTA MEDICAL FOU	14119	11/21/19	18.93
001351	A-C ELECTRIC COMPANY	67820	11/22/19	635.00
001086	ADSI	67821	11/22/19	330.00
001936	ADVENTIST HEALTH TOXICOL	67822	11/22/19	374.00
000944	AMERIPRIDE UNIFORM SERVI	67823	11/22/19	568.80
001927	ART OF PLUMBING	67824	11/22/19	602.43
001114	AT & T MOBILITY	67825	11/22/19	197.92
001031	ATLAS FIRE SERVICE	67826	11/22/19	63.01
000351	BSK ASSOCIATES	67827	11/22/19	426.00
001743	BUSWEST NORTH	67828	11/22/19	191.86
001937	C L E A R S	67829	11/22/19	40.00
001173	CEN'RAL VALLEY BUSINESS	67830	11/22/19	95.75
001836	CISCO TIRES	67831	11/22/19	291.44
000733	CRUZ-TA WELDING SHOP	67832	11/22/19	387.50
000646	DEARBORN NATIONAL LIFE I	67833	11/22/19	287.50
000753	DEPARTMENT OF JUSTICE	67834	11/22/19	429.00
001005	DRUGTECH TOXICOLOGY SER	67835	11/22/19	228.00
001875	E.D.I.S.	67836	11/22/19	835.00
000290	EWING IRRIGATION PRODUCT	67837	11/22/19	822.55
000887	FERGUSON ENTERPRISES, IN	67838	11/22/19	2,731.19
000898	FOOTHILLS SUN-GAZETTE/TH	67839	11/22/19	951.50
000196	FRESNO OXYGEN	67840	11/22/19	186.26
000283	FRUIT GROWERS SUPPLY CO.	67841	11/22/19	815.33
001900	G&S SERVICES	67842	11/22/19	1,897.85
000252	GIANT AUTO GROUP	67843	11/22/19	453.93
000118	GROSS & STEVENS	67844	11/22/19	718.07
000497	HAAKER EQUIPMENT COMPANY	67845	11/22/19	5,981.25
001343	HEALTH WISE SERVICES	67846	11/22/19	150.00
000647	JACK GRGGS, INC.	67847	11/22/19	624.54
001459	JOSTENS	67848	11/22/19	1,684.93
001382	LAWRENCE TRACTOR COMPANY	67849	11/22/19	262.57
.91101	MCDOLE/MYCHI	67850	11/22/19	100.00
001799	MENDEZ CONCRETE PUMPING	67851	11/22/19	330.00
001362	MIDVALLEY DISPOSAL	67852	11/22/19	52,245.90
000530	MONARCH FORD	67853	11/22/19	82.68
000038	OFFICE DEPOT	67854	11/22/19	522.92
001087	PROTECTION ONE	67855	11/22/19	60.92
000022	QUAD - KNOPF	67856	11/22/19	24,880.46
001127	SANTA FE AGGREGATES, INC	67857	11/22/19	217.32
001631	SASCO	67858	11/22/19	19,956.00
000023	SELF HELP ENTERPRISES IN	67859	11/22/19	250.00
000024	SOUTHERN CALIF EDISON CO	67860	11/22/19	19,171.55
001145	STANTEC CONSULTING SERVI	67861	11/22/19	1,688.00
000280	SWRCB FEES	67862	11/22/19	33,842.00
001284	TEAMSTERS LOCAL UNION NO	67863	11/22/19	264.00

ACS FINANCIAL SYSTEM
11/22/2019 12:

Check Register

CITY OF WOODLAKE
GL540R-V08.12 PAGE 2

BANK	VENDOR	CHECK#	DATE	AMOUNT	
BANK BANK OF THE SIERRA					
	001916 TORRES TINTING	67864	11/22/19	330.00	
	000032 TULARE CO ENVIRONMENTAL	67865	11/22/19	392.00	
	001453 TULARE CO. SHERIFF'S OFF	67866	11/22/19	358.40	
	001047 TULARE COUNTY INFORMATIO	67867	11/22/19	4,021.21	
	000081 U.S. POST OFFICE	67868	11/22/19	635.80	
	001520 ULINE	67869	11/22/19	1,393.64	
	001806 UPHOLSTERY BY BRENT	67870	11/22/19	200.00	
	001210 US BANK	67871	11/22/19	1,895.74	
	000946 WOODLAKE INSURANCE	67872	11/22/19	11,650.00	
BANK OF THE SIERRA				198,388.85	***

ACS FINANCIAL SYSTEM
11/22/2019 12:

Check Register

CITY OF WOODLAKE
GL540R-V08.12 PAGE 3

BANK	VENDOR	CHECK#	DATE	AMOUNT
REPORT TOTALS:				198,388.85

RECORDS PRINTED - 000206

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
A-C ELECTRIC COMPANY SERVICES 11/2019	635.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		49469		481 00086
ADSI SUPPORT MAINT. 11/19	330.00	CONTRACTURAL SERVICES	001.0411.060.028		8041		481 00036
ADVENTIST HEALTH TOXICOL SERVICES 11/2019	374.00	CONTRACTURAL SERVICES	001.0411.060.028		1001		481 00058
AMERIPRIDE UNIFORM SERVI UNIFORM SERVICE 11/19	254.64	SPECIAL DEPARTMENT EXPEN	001.0410.060.029		OCT. 2019		481 00001
UNIFORM SERVICE 11/19	23.94	UNIFORM ALLOWANCE	001.0418.050.011		OCT. 2019		481 00002
UNIFORM SERVICE 11/19	2.99	UNIFORM ALLOWANCE	021.0424.050.011		OCT. 2019		481 00003
UNIFORM SERVICE 11/19	228.89	UNIFORM ALLOWANCE	062.0462.050.011		OCT. 2019		481 00004
UNIFORM SERVICE 11/19	58.34	UNIFORM ALLOWANCE	063.0463.050.011		OCT. 2019		481 00005
	568.80	*VENDOR TOTAL					
ART OF PLUMBING ELMNT CNVRSN KIT 11/19	602.43	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		8327		481 00080
AT & T MOBILITY FD CELL PHONES 11/2019	197.92	TELEPHONE	004.0414.060.020		15658525		481 00056
ATLAS FIRE SERVICE NITRO 11/2019	63.01	SPECIAL DEPARTMENT EXPEN	021.0424.060.029		7334		481 00070
BSK ASSOCIATES WEEKLY EFFLUENT 11/2019	61.00	CONTRACTURAL SERVICES	062.0462.060.028		A931074		481 00068
BACTI 11/2019	90.00	CONTRACTURAL SERVICES	063.0463.060.028		A931228		481 00063
BACTI 11/2019	90.00	CONTRACTURAL SERVICES	063.0463.060.028		A931495		481 00071
WEEKLY EFFLUENT 11/2019	185.00	CONTRACTURAL SERVICES	062.0462.060.028		A931614		481 00073
	426.00	*VENDOR TOTAL					
BUSWEST NORTH KIT RESTRAINT BLT 11/19	191.86	SPECIAL DEPARTMENT EXPEN	021.0424.060.029		XA41001715501		481 00085
C L E A R S R.HETTICK TRNG 11/2019	40.00	TRAINING EXPENSE	001.0411.060.037		DEC. 2019		481 00118
CENTRAL VALLEY BUSINESS BC Z.FLEEMAN 11/2019	95.75	CONTRACTURAL SERVICES	001.0411.060.028		223675		481 00057
CISCO TIRES FLAT REPAIRS 11/19	291.44	CONTRACTURAL SERVICES	062.0462.060.028		256		481 00081
CRUZ-TA WELDING SHOP WLDNG RPR DMP TRCK 11/19	387.50	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		8776		481 00091
DEARBORN NATIONAL LIFE I CITY EMPLOYEES 11/19	4.41	HEALTH INSURANCE	001.0403.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	6.41	HEALTH INSURANCE	001.0404.050.008		DEC. 2019		481 00037

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
DEARBORN NATIONAL LIFE I							
CITY EMPLOYEES 11/19	2.57	HEALTH INSURANCE	001.0405.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	6.49	HEALTH INSURANCE	001.0415.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	1.80	HEALTH INSURANCE	001.0416.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	15.14	HEALTH INSURANCE	001.0418.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	4.28	HEALTH INSURANCE	001.0421.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	3.73	HEALTH INSURANCE	001.0422.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	15.17	HEALTH INSURANCE	061.0461.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	76.28	HEALTH INSURANCE	062.0462.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	56.92	HEALTH INSURANCE	063.0463.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	17.38	HEALTH INSURANCE	021.0424.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	4.00	HEALTH INSURANCE	029.0429.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	0.73	HEALTH INSURANCE	001.0406.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	0.88	HEALTH INSURANCE	060.0460.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	0.09	HEALTH INSURANCE	072.0472.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	0.09	HEALTH INSURANCE	086.0486.050.008		DEC. 2019		481 00037
CITY EMPLOYEES 11/19	2.13	HEALTH INSURANCE	001.0402.050.008		DEC. 2019		481 00037
PD EMPLOYEES 11/2019	69.00	HEALTH INSURANCE	001.0411.050.008		DEC. 2019		481 00038
	287.50	*VENDOR TOTAL					
DEPARTMENT OF JUSTICE							
SERVICES 11/2019	394.00	CONTRACTURAL SERVICES	001.0411.060.028		414026		481 00045
SERVICES 11/2019	35.00	CONTRACTURAL SERVICES	001.0411.060.028		418129		481 00062
	429.00	*VENDOR TOTAL					
DRUGTECH TOXICOLOGY SER							
2 MEMBERS 11/2019	228.00	CONTRACTURAL SERVICES	021.0424.060.028		DEC. 2019		481 00077
E. D. I. S.							
EMPLOYEEES & RTREES 11/19	9.69	HEALTH INSURANCE	001.0403.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	14.08	HEALTH INSURANCE	001.0404.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	5.64	HEALTH INSURANCE	001.0405.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	14.26	HEALTH INSURANCE	001.0415.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	3.95	HEALTH INSURANCE	001.0416.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	33.26	HEALTH INSURANCE	001.0418.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	9.42	HEALTH INSURANCE	001.0421.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	8.19	HEALTH INSURANCE	001.0422.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	33.33	HEALTH INSURANCE	061.0461.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	167.58	HEALTH INSURANCE	062.0462.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	125.04	HEALTH INSURANCE	063.0463.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	38.18	HEALTH INSURANCE	021.0424.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	8.80	HEALTH INSURANCE	029.0429.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	1.62	HEALTH INSURANCE	001.0406.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	1.94	HEALTH INSURANCE	060.0460.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	0.20	HEALTH INSURANCE	072.0472.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	0.20	HEALTH INSURANCE	086.0486.050.008		DEC 2019		481 00016
EMPLOYEEES & RTREES 11/19	4.62	HEALTH INSURANCE	001.0402.050.008		DEC 2019		481 00016
PD EXPENSE 11/19	210.00	HEALTH INSURANCE	001.0411.050.008		DEC 2019		481 00017
FIRE DEPT 11/2019	120.00	HEALTH INSURANCE	004.0414.050.008		DEC 2019		481 00018
ADMIN 11/2019	0.50	HEALTH INSURANCE	001.0403.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.73	HEALTH INSURANCE	001.0404.050.008		DEC 2019		481 00019

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E. D. I. S.							
ADMIN 11/2019	0.29	HEALTH INSURANCE	001.0405.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.74	HEALTH INSURANCE	001.0415.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.20	HEALTH INSURANCE	001.0416.050.008		DEC 2019		481 00019
ADMIN 11/2019	1.73	HEALTH INSURANCE	001.0418.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.49	HEALTH INSURANCE	001.0421.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.42	HEALTH INSURANCE	001.0422.050.008		DEC 2019		481 00019
ADMIN 11/2019	1.73	HEALTH INSURANCE	061.0461.050.008		DEC 2019		481 00019
ADMIN 11/2019	8.72	HEALTH INSURANCE	062.0462.050.008		DEC 2019		481 00019
ADMIN 11/2019	6.51	HEALTH INSURANCE	063.0463.050.008		DEC 2019		481 00019
ADMIN 11/2019	1.98	HEALTH INSURANCE	021.0424.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.45	HEALTH INSURANCE	029.0429.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.08	HEALTH INSURANCE	001.0406.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.10	HEALTH INSURANCE	060.0460.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.01	HEALTH INSURANCE	072.0472.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.01	HEALTH INSURANCE	086.0486.050.008		DEC 2019		481 00019
ADMIN 11/2019	0.31	HEALTH INSURANCE	001.0402.050.008		DEC 2019		481 00019
	835.00	*VENDOR TOTAL					
EWING IRRIGATION PRODUCT SUPPLIES 11/2019	822.55	SPECIAL DEPARTMENT EXPEN	001.0406.060.029		8653408		481 00075
FERGUSON ENTERPRISES, IN CLVS PIN/CTTR PIN 11/19 SUPPLIES 11/2019	117.60 2,613.59 2,731.19	SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN *VENDOR TOTAL	063.0463.060.029 062.0462.060.029		1506409 1507202		481 00084 481 00087
FOOTHILLS SUN-GAZETTE/TH PBL NTC HSNQ ELMNT 11/19 PUBLIC NOTICE 11/19 PBL NTC MUNI CODE 11/19	390.50 170.50 390.50 951.50	SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN *VENDOR TOTAL	001.0402.060.029 001.0402.060.029 001.0402.060.029		55280 55282 55283		481 00095 481 00096 481 00097
FRESNO OXYGEN MEDICAL OXYGEN 11/2019 HELIUM VTRNS DAY 11/2019	28.33 157.93 186.26	MEDICAL SUPPLIES SPECIAL DEPARTMENT EXPEN *VENDOR TOTAL	004.0414.060.040 001.0409.060.029		62466926 62473550		481 00050 481 00074
FRUIT GROWERS SUPPLY CO. SUPPLIES 11/2019 TRASH PICKERS 11/2019 COUPLER/NIPPLE 11/2019 SPRINKLER HUNTER 11/2019 GLOVES 11/2019 SUPPLIES 11/2019 SUPPLIES 11/2019 ELBOW/NIPPLE 11/2019 SUPPLIES 11/2019 SUPPLIES 11/2019	49.55 34.19 1.97 45.65 37.79 27.25 108.64 15.63 85.78 24.64	SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN CONTRACTURAL SERVICES SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN SPECIAL DEPARTMENT EXPEN	001.0421.060.029 001.0418.060.029 001.0421.060.029 001.0421.060.029 001.0411.060.028 001.0421.060.029 001.0421.060.029 001.0421.060.029 001.0421.060.029 029.0429.060.029		92089682 92090127 92090238 92090767 92090768 92091433 92091603 92091814 92092675 92093146		481 00098 481 00099 481 00100 481 00102 481 00101 481 00103 481 00104 481 00105 481 00106 481 00107

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
FRUIT GROWERS SUPPLY CO.							
FENCE BARRICADE 11/2019	238.47	SPECIAL DEPARTMENT EXPEN	001.0421.060.029		92094233		481 00108
COUPLER/TAPE 11/2019	110.80	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		92095110		481 00109
CAP PVC SLIP 11/19	5.31	SPECIAL DEPARTMENT EXPEN	001.0421.060.029		92095848		481 00110
FIRE 11/2019	29.66	FIRE GEAR	004.0414.060.058		92099632		481 00055
	815.33	*VENDOR TOTAL					
G&S SERVICES							
VEH REPAIR P-86 11/2019	1,822.85	VEHICLE MAINTENANCE/OPER	004.0414.060.032		263		481 00051
VEH REPAIR E-286 11/19	75.00	VEHICLE MAINTENANCE/OPER	004.0414.060.032		264		481 00052
	1,897.85	*VENDOR TOTAL					
GIANT AUTO GROUP							
SERVICES 11/2019	63.02	VEHICLE MAINTENANCE/OPER	001.0411.060.032		377390		481 00060
SERVICES 11/2019	390.91	VEHICLE MAINTENANCE/OPER	001.0411.060.032		377756		481 00094
	453.93	*VENDOR TOTAL					
GROSS & STEVENS							
SUPPLIES 11/2019	718.07	VEHICLE MAINTENANCE/OPER	001.0411.060.032		110404		481 00066
HAAKER EQUIPMENT COMPANY							
SEWER CLEANER 11/19	5,981.25	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		E12142		481 00090
HEALTH WISE SERVICES							
KIOSK MED WASTE 11/2019	150.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		56625		481 00006
JACK GRGGS, INC.							
SUPPLIES 11/2019	624.54	ORCHARD EXPENSES	062.0462.060.046		70306		481 00079
JOSTENS							
WOODLAKE MAGAZINE 11/19	1,684.93	COMMUNITY PROMOTION FUND	001.0409.060.066		7913691		481 00031
KAWEAH DELTA MEDICAL CEN							
XRAY/SUPPLIES 11/19	601.43	HEALTH INSURANCE	001.0411.050.008				486 00002
KAWEAH DELTA MEDICAL FOU							
SERVICES 11/2019	0.38	HEALTH INSURANCE	001.0403.050.008				486 00001
SERVICES 11/2019	0.55	HEALTH INSURANCE	001.0404.050.008				486 00001
SERVICES 11/2019	0.22	HEALTH INSURANCE	001.0405.050.008				486 00001
SERVICES 11/2019	0.56	HEALTH INSURANCE	001.0415.050.008				486 00001
SERVICES 11/2019	0.15	HEALTH INSURANCE	001.0416.050.008				486 00001
SERVICES 11/2019	1.31	HEALTH INSURANCE	001.0418.050.008				486 00001
SERVICES 11/2019	0.37	HEALTH INSURANCE	001.0421.050.008				486 00001
SERVICES 11/2019	0.32	HEALTH INSURANCE	001.0422.050.008				486 00001
SERVICES 11/2019	1.31	HEALTH INSURANCE	061.0461.050.008				486 00001
SERVICES 11/2019	6.60	HEALTH INSURANCE	062.0462.050.008				486 00001
SERVICES 11/2019	4.93	HEALTH INSURANCE	063.0463.050.008				486 00001
SERVICES 11/2019	1.50	HEALTH INSURANCE	021.0424.050.008				486 00001
SERVICES 11/2019	0.34	HEALTH INSURANCE	029.0429.050.008				486 00001
SERVICES 11/2019	0.06	HEALTH INSURANCE	001.0406.050.008				486 00001
SERVICES 11/2019	0.07	HEALTH INSURANCE	060.0460.050.008				486 00001

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
KAWEAH DELTA MEDICAL FOU SERVICES 11/2019		HEALTH INSURANCE	072.0472.050.008				486 00001
SERVICES 11/2019		HEALTH INSURANCE	086.0486.050.008				486 00001
SERVICES 11/2019	0.26	HEALTH INSURANCE	001.0402.050.008				486 00001
	18.93	*VENDOR TOTAL					
LAWRENCE TRACTOR COMPANY SHOP SUPPLIES 11/2019	262.57	CONTRACTURAL SERVICES	062.0462.060.028		381523		481 00082
MCDOLE/MYCHI CC CLN DEP RFND 11/19	100.00	DEPOSITS FORM OTHERS	001.0000.200.035		19-086		481 00047
MCMILLAN, JEREMY LAB/DIAGNOSTICS 11/2019	9.22	HEALTH INSURANCE	001.0411.050.008				486 00003
MENDEZ CONCRETE PUMPING SERVICES 11/2019	330.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		502057		481 00078
MIDVALLEY DISPOSAL REFUSE SERVICES 11/2019	50,263.50	CONTRACTURAL SERVICES	061.0461.060.028		OCT-19		481 00033
SERVICES 11/2019	1,982.40	CONTRACTURAL SERVICES	001.0415.060.028		1704993		481 00048
	52,245.90	*VENDOR TOTAL					
MONARCH FORD HOUSING SWIT 11/2019	82.68	SPECIAL DEPARTMENT EXPEN	001.0411.060.029		30043		481 00067
OFFICE DEPOT SUPPLIES 11/2019	214.09	OFFICE SUPPLIES	001.0410.060.023		387637896001		481 00114
SUPPLIES 11/2019	245.80	OFFICE SUPPLIES	001.0411.060.023		388689432001		481 00115
SIGN ENGRVD PLQ 11/19	20.65	OFFICE SUPPLIES	001.0410.060.023		390591285001		481 00116
BOOK 11/2019	42.38	SPECIAL DEPARTMENT EXPEN	001.0410.060.029		390592719001		481 00117
	522.92	*VENDOR TOTAL					
PROTECTION ONE WWTP ALARM 11/2019	60.92	CONTRACTURAL SERVICES	063.0463.060.028				481 00007
QUAD - KNOPF CR SUBDVSN PH3 11/19	1,300.86	CONTRACTURAL SERVICES	001.0416.060.028		101551		481 00027
GREEN BEAN PHARM 11/19	882.90	CONTRACTURAL SERVICES	001.0416.060.028		101552		481 00026
PREMIUM EXTRACTS 11/19	435.60	CONTRACTURAL SERVICES	001.0416.060.028		101554		481 00025
CR BB FIELD 11/2019	658.35	CONTRACTURAL SERVICES	001.0416.060.028		101555		481 00024
TRRCE FAM APTS 11/2019	588.24	CONTRACTURAL SERVICES	001.0416.060.028		101556		481 00023
CR & SIERRA RNDABT 11/19	10,019.67	CONTRACTURAL SERVICES	023.0590.746.028		101557		481 00021
S.VLNCA PROJ 11/2019	6,498.24	CONTRACTURAL SERVICES	020.0590.734.028		101558		481 00020
CAJON SUBDVSN 11/2019	1,208.79	CONTRACTURAL SERVICES	001.0416.060.028		101559		481 00022
STARTZ DEVELOPMENT 11/19	1,019.70	CONTRACTURAL SERVICES	001.0416.060.028		101560		481 00028
CYCLE 5 ATP APP 11/2019	1,750.32	CONTRACTURAL SERVICES	001.0416.060.028		101592		481 00030
SB2 APPLICATION 11/19	517.79	CONTRACTURAL SERVICES	001.0416.060.028		101593		481 00029
	24,880.46	*VENDOR TOTAL					

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM INVOICE	PO#	F/P ID LINE
QUEST DIAGNOSTICS LABS						
SERVICES 11/2019	0.15	HEALTH INSURANCE	001.0403.050.008			486 00004
SERVICES 11/2019	0.22	HEALTH INSURANCE	001.0404.050.008			486 00004
SERVICES 11/2019	0.08	HEALTH INSURANCE	001.0405.050.008			486 00004
SERVICES 11/2019	0.22	HEALTH INSURANCE	001.0415.050.008			486 00004
SERVICES 11/2019	0.06	HEALTH INSURANCE	001.0416.050.008			486 00004
SERVICES 11/2019	0.52	HEALTH INSURANCE	001.0418.050.008			486 00004
SERVICES 11/2019	0.14	HEALTH INSURANCE	001.0421.050.008			486 00004
SERVICES 11/2019	0.12	HEALTH INSURANCE	001.0422.050.008			486 00004
SERVICES 11/2019	0.52	HEALTH INSURANCE	061.0461.050.008			486 00004
SERVICES 11/2019	2.63	HEALTH INSURANCE	062.0462.050.008			486 00004
SERVICES 11/2019	1.96	HEALTH INSURANCE	063.0463.050.008			486 00004
SERVICES 11/2019	0.60	HEALTH INSURANCE	021.0424.050.008			486 00004
SERVICES 11/2019	0.13	HEALTH INSURANCE	029.0429.050.008			486 00004
SERVICES 11/2019	0.02	HEALTH INSURANCE	001.0406.050.008			486 00004
SERVICES 11/2019	0.03	HEALTH INSURANCE	060.0460.050.008			486 00004
SERVICES 11/2019		HEALTH INSURANCE	072.0472.050.008			486 00004
SERVICES 11/2019		HEALTH INSURANCE	086.0486.050.008			486 00004
SERVICES 11/2019	0.15	HEALTH INSURANCE	001.0402.050.008			486 00004
	7.55	*VENDOR TOTAL				
SANTA FE AGGREGATES, INC						
FILL DIRT 11/2019	217.32	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		2026361	481 00088
SASCO						
UNDRGRND WRK 11/2019	19,956.00	SPECIAL DEPARTMENT EXPEN	001.0406.060.029		3044367	481 00093
SELF HELP ENTERPRISES IN						
GENERAL ADMIN 11/2019	250.00	CONTRACTURAL SERVICES	072.0472.060.028		WLKHMPI OCT-19	481 00046
SOUTHERN CALIF EDISON CO						
CTY ADMIN BLDNG 11/19	482.22	UTILITIES	001.0410.060.021			481 00008
WTR UTILITY DPT 11/19	6,842.67	UTILITIES	063.0463.060.021			481 00009
MAINT. SHOP 11/2019	294.64	UTILITIES	001.0418.060.021			481 00010
PARKS 11/2019	18.82	UTILITIES	001.0421.060.021			481 00011
SEWER UTILITY DPT 11/19	4,482.62	UTILITIES	062.0462.060.021			481 00012
AIRPORT 11/2019	70.08	UTILITIES	041.0441.060.021			481 00013
SBDVSN LIGHTNG 11/19	82.43	UTILITIES	029.0429.060.021			481 00014
STREETS DPT 11/19	4,087.75	UTILITIES	001.0422.060.021			481 00015
ORCHARD 11/2019	231.58	ORCHARD EXPENSES	062.0462.060.046			481 00039
ORCHARD 11/2019	38.15	ORCHARD EXPENSES	062.0462.060.046			481 00040
ORCHARD 11/2019	38.15	ORCHARD EXPENSES	062.0462.060.046			481 00041
ORCHARD 11/2019	38.15	ORCHARD EXPENSES	062.0462.060.046			481 00042
ORCHARD 11/2019	321.72	ORCHARD EXPENSES	062.0462.060.046			481 00043
WELL #13 11/2019	1,897.78	UTILITIES	063.0463.060.021			481 00049
208 E. NARANJO 11/2019	234.58	UTILITIES	004.0414.060.021			481 00053
120 N. MAGNOLIA 11/19	10.21	UTILITIES	004.0414.060.021			481 00054
	19,171.55	*VENDOR TOTAL				

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
STANTEC CONSULTING SERVI WDLK CALL RPRTNG 11/19	1,688.00	CONTRACTURAL SERVICES	062.0462.060.028		1586522		481 00089
SWRCB FEES							
ANNUAL PERMIT FEE 11/19	31,217.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		WD-0164219		481 00064
ANNUAL PERMIT FEE 11/19	2,625.00	SPECIAL DEPARTMENT EXPEN	063.0463.060.029		WD-0165877		481 00065
	33,842.00	*VENDOR TOTAL					
TEAMSTERS LOCAL UNION NO WPD UNION DUES 11/2019	264.00	POLICE ASS'N DUES WITHHE	001.0000.200.030		NOV. 2019		481 00032
TORRES TINTING SERVICES PD CARS 11/19	330.00	CONTRACTURAL SERVICES	001.0411.060.028		7291		481 00061
TULARE CO ENVIRONMENTAL PERMIT FOR AIRPORT 11/19	392.00	SPECIAL DEPARTMENT EXPEN	041.0441.060.029		IN0182630		481 00083
TULARE CO. SHERIFF'S OFF EMPLEE W/HLDINGS 11/2019	358.40	GARNISHMENT OF WAGES WIT	001.0000.200.033		DEC 2019 FINAL		481 00092
TULARE COUNTY INFORMATIO SERVICES 11/2019	4,021.21	VEHICLE MAINTENANCE/OPER	001.0411.060.032		20-037		481 00059
U.S. POST OFFICE WOODLAKE MAGAZINE 11/19	635.80	COMMUNITY PROMOTION FUND	001.0409.060.066				481 00044
ULINE CLEANING SUPPLIES 11/19	1,393.64	SPECIAL DEPARTMENT EXPEN	001.0418.060.029		113900982		481 00076
UPHOLSTERY BY BRENT REPAIR UNIT 4 11/2019	200.00	CONTRACTURAL SERVICES	001.0411.060.028		6448		481 00072
US BANK							
PD COPIER 11/2019	315.34	SPECIAL DEPARTMENT EXPEN	001.0411.060.029		399402643		481 00111
CITY COPIER 11/2019	593.69	SPECIAL DEPARTMENT EXPEN	001.0410.060.029		399402643		481 00112
OVRAGE OF COPIES 11/19	986.71	SPECIAL DEPARTMENT EXPEN	001.0410.060.029		399402643		481 00113
	1,895.74	*VENDOR TOTAL					
WOODLAKE INSURANCE							
RENEWAL 11/2019	11,550.00	INSURANCE & BONDING	041.0441.060.027				481 00034
BROKER FEE 11/2019	100.00	INSURANCE & BONDING	041.0441.060.027				481 00035
	11,650.00	*VENDOR TOTAL					

ACS FINANCIAL SYSTEM
11/22/2019 12:31:45

Schedule of Bills

CITY OF WOODLAKE
GL540R-V08.12 PAGE 8

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
REPORT TOTALS:	198,388.85						

RECORDS PRINTED - 000206

Schedule of Bills

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY
.....
.....

ACS FINANCIAL SYSTEM
11/12/2019 16:

Check Register CITY OF WOODLAKE
GL540R-V08.12 PAGE 1

BANK	VENDOR	CHECK#	DATE	AMOUNT	
BANK BANK OF THE SIERRA					
000335	LA CASA VERDE	67815	11/12/19	60.00	
001639	PLANET	67816	11/12/19	2,028.24	
BANK OF THE SIERRA				2,088.24	***

ACS FINANCIAL SYSTEM
11/12/2019 16:

Check Register

CITY OF WOODLAKE
GL540R-V08.12 PAGE 2

BANK	VENDOR	CHECK#	DATE	AMOUNT
REPORT TOTALS:				2,088.24

RECORDS PRINTED - 000006

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
LA CASA VERDE FLOWERS VTRNS DAY 11/19	60.00	SPECIAL DEPARTMENT EXPEN	001.0409.060.029				470 00001
PLANET							
EXCHNG ON LN PLAN2 11/19	430.77	CONTRACTURAL SERVICES	001.0402.060.028		I002192		470 00002
EXCHNG ON LN PLAN2 11/19	430.77	CONTRACTURAL SERVICES	061.0461.060.028		I002192		470 00003
EXCHNG ON LN PLAN2 11/19	430.77	CONTRACTURAL SERVICES	062.0462.060.028		I002192		470 00004
EXCHNG ON LN PLAN2 11/19	430.77	CONTRACTURAL SERVICES	063.0463.060.028		I002192		470 00005
EXCHNG ON LN PLAN2 11/19	305.16	CONTRACTURAL SERVICES	004.0414.060.028		I002192		470 00006
2,028.24		*VENDOR TOTAL					

ACS FINANCIAL SYSTEM
11/12/2019 16:55:45

Schedule of Bills

CITY OF WOODLAKE
GL540R-V08.12 PAGE 2

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
REPORT TOTALS:	2,088.24						

RECORDS PRINTED - 000006

Schedule of Bills

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY
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ACS FINANCIAL SYSTEM
11/15/2019 17:

Check Register
GL540R-V08.12 PAGE 1

BANK	VENDOR	CHECK#	DATE	AMOUNT	
BANK	BANK OF THE SIERRA				
000334	BANK OF AMERICA	67817	11/15/19	8,389.30	
001716	CWEA TCP	67818	11/15/19	192.00	
001935	WHITE HORSE INN	67819	11/15/19	145.00	
	BANK OF THE SIERRA			8,726.30	***

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
BANK OF AMERICA									
GERA RPLCMNT SHRTS 11/19	135.88	UNIFORM ALLOWANCE	062.0462.050.011					471	00003
SHELL OIL 11/19	5.00	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00004
SHELL OIL 11/19	0.50	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00004
SHELL OIL 11/19	7.00	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00004
SHELL OIL 11/19	7.00	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00004
SHELL OIL 11/19	0.50	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00004
AIRPORT 11/19	0.16	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00005
AIRPORT 11/19	0.01	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00005
AIRPORT 11/19	0.21	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00005
AIRPORT 11/19	0.21	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00005
AIRPORT 11/19	0.01	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00005
CHEVRON 11/19	25.00	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00006
CHEVRON 11/19	2.50	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00006
CHEVRON 11/19	35.00	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00006
CHEVRON 11/19	35.00	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00006
CHEVRON 11/19	2.50	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00006
CHEVRON 11/2019	15.41	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00007
CHEVRON 11/2019	1.54	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00007
CHEVRON 11/2019	21.56	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00007
CHEVRON 11/2019	21.56	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00007
CHEVRON 11/2019	1.54	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00007
SHELL OIL 11/19	10.00	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00008
SHELL OIL 11/19	1.00	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00008
SHELL OIL 11/19	14.00	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00008
SHELL OIL 11/19	14.00	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00008
SHELL OIL 11/19	1.00	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00008
SHELL OIL 11/19	10.13	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00009
SHELL OIL 11/19	1.01	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00009
SHELL OIL 11/19	14.17	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00009
SHELL OIL 11/19	14.17	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00009
SHELL OIL 11/19	1.01	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00009
SHELL OIL 11/19	31.26	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00010
SHELL OIL 11/19	3.12	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00010
SHELL OIL 11/19	43.75	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00010
SHELL OIL 11/19	43.75	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00010
SHELL OIL 11/19	3.12	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00010
RPLCMNT SHRT GERA 11/19	54.34	UNIFORM ALLOWANCE	062.0462.050.011					471	00011
RITE AID 11/19	34.23	CONTRACTURAL SERVICES	001.0411.060.028					471	00012
RITE AID 11/2019	25.00	CONTRACTURAL SERVICES	001.0411.060.028					471	00013
AMERICAN AED 11/19	175.00	CONTRACTURAL SERVICES	001.0411.060.028					471	00014
RAYALLEN 11/19	34.98	CONTRACTURAL SERVICES	001.0411.060.028					471	00015
OLD CSTM HOME 11/19	19.69	TRAINING (POST REIMBURSE	001.0411.060.036					471	00016
AVILA LIGHT HOUSE 11/19	655.20	TRAINING (POST REIMBURSE	001.0411.060.036					471	00017
GALCO INTRNTNL 11/19	170.15	CONTRACTURAL SERVICES	001.0411.060.028					471	00018
CREDIT 11/2019	28.78CR	CONTRACTURAL SERVICES	001.0411.060.028					471	00019
TROPHY DEPOT 11/19	950.49	SOCCER EXPENSES	001.0421.060.043					471	00020
CARROT TOP INDSTRY 11/19	139.15	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00021
DISCOUNT MUGS 11/19	379.54	CONTRACTURAL SERVICES	001.0406.060.028					471	00022
CHEVRON 11/19	25.00	VEHICLE MAINTENANCE/OPER	001.0422.060.032					471	00023
CHEVRON 11/19	2.50	VEHICLE MAINTENANCE/OPER	001.0415.060.032					471	00023

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
BANK OF AMERICA									
CHEVRON 11/19	35.00	VEHICLE MAINTENANCE/OPER	062.0462.060.032					471	00023
CHEVRON 11/19	35.00	VEHICLE MAINTENANCE/OPER	063.0463.060.032					471	00023
CHEVRON 11/19	2.50	VEHICLE MAINTENANCE/OPER	001.0421.060.032					471	00023
ARCO AM/PM 11/19	61.50	TRAVEL, CONFERENCES & ME	001.0401.060.030					471	00024
HILTON SACRAMENTO 11/19	34.80	TRAVEL, CONFERENCES & ME	001.0401.060.030					471	00025
MNGOLIAN BBQ 11/2019	14.42	TRAVEL, CONFERENCES & ME	001.0401.060.030					471	00026
THE ZIGGURAT 11/19	13.00	TRAVEL, CONFERENCES & ME	001.0401.060.030					471	00027
DMI DELL 11/2019	1,277.62	SPECIAL DEPARTMENT EXPEN	062.0462.060.029					471	00028
DMI DELL 11/2019	1,277.62	SPECIAL DEPARTMENT EXPEN	063.0463.060.029					471	00029
DMI DELL 11/2019	1,277.63	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00030
BLT PCLIIQUIDATION 11/19	63.79	OFFICE SUPPLIES	062.0462.060.023					471	00031
BLT PCLIIQUIDATION 11/19	63.79	OFFICE SUPPLIES	063.0463.060.023					471	00032
HOBBY LOBBY 11/19	10.39	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00033
SAVE MART 11/2019	67.13	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00034
RITE AID 11/2019	73.90	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00035
WAL MART 11/2019	86.54	PARKS AND REC EXPENSES	001.0421.060.042					471	00036
SPIRIT HALLOWEEN 11/2019	115.70	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00037
RITE AID 11/19	14.99	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00038
RITE AID 11/2019	8.11	COMMUNITY PROMOTION FUND	001.0409.060.066					471	00039
WDLK DRIVE IN 11/19	10.69	SPECIAL DEPARTMENT EXPEN	001.0401.060.029					471	00040
AMAZON 11/19	8.30	OFFICE SUPPLIES	001.0410.060.023					471	00041
AMAZON 11/2019	5.28	SPECIAL DEPARTMENT EXPEN	001.0411.060.029					471	00042
AMAZON 11/2019	55.64	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00043
SUBWAY 11/2019	6.42	SPECIAL DEPARTMENT EXPEN	001.0401.060.029					471	00044
AMAZON 11/2019	5.97	OFFICE SUPPLIES	001.0410.060.023					471	00045
EARTHLINK 11/2019	11.90	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00046
AMAZON 11/2019	217.45	SPECIAL DEPARTMENT EXPEN	001.0411.060.029					471	00047
AMAZON 11/2019	33.59	OFFICE SUPPLIES	062.0462.060.023					471	00048
ADOBE 11/2019	82.98	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00049
TLR CNTY CLERK 11/2019	60.75	MEMBERSHIPS & SUBSCRIPTI	001.0403.060.038					471	00050
AMAZON 11/19	60.85	VEHICLE MAINTENANCE/OPER	001.0411.060.032					471	00051
AMAZON 11/2019	29.36	OFFICE SUPPLIES	001.0410.060.023					471	00052
AMAZON 11/2019	3.00	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00053
STATE FOODS 11/2019	4.19	SOCCER EXPENSES	001.0421.060.043					471	00054
AMAZON 11/2019	38.58	VEHICLE MAINTENANCE/OPER	001.0411.060.032					471	00055
CREDIT 11/2019	3.00CR	SPECIAL DEPARTMENT EXPEN	001.0410.060.029					471	00056
SHOP N GO 11/2019	63.85	TRAVEL, CONFERENCES & ME	001.0401.060.030					471	00057
	8,389.30	*VENDOR TOTAL							
CWEA TCP									
CWEA ASSOC MMBRSH 11/19	192.00	SPECIAL DEPARTMENT EXPEN	062.0462.060.029		A. ORNELAS			471	00002
WHITE HORSE INN									
VTERNs DAY LINENS 11/19	145.00	SPECIAL DEPARTMENT EXPEN	001.0409.060.029		11/11/2019			471	00001

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Schedule of Bills

CITY OF WOODLAKE
GL540R-V08.12 PAGE 3

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
REPORT TOTALS:	8,726.30						

RECORDS PRINTED - 000089

Schedule of Bills

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE APPROVED BY
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City of Woodlake

AGENDA ITEM IV-C

November 25, 2019

Prepared by Irene Zacarias, City Staff

SUBJECT:

Action: Adoption of Resolution: Approval of the 2020 City Council Meeting Schedule

BACKGROUND:

Pursuant to the City's Municipal Code, the City approves a schedule for City Council meetings prior to the beginning of the year.

DISCUSSION:

The 2020 City Council meeting schedule is as follows:

City of Woodlake
2020 City Council Meeting Calendar

January	1/13	1/27
February	2/10	2/24
March	3/9	3/23
April	4/13	4/27
May	5/11	5/26
June	6/8	6/22
July	7/13	7/27
August	8/10	8/24
September	9/14	9/28
October	10/12	10/26
November	11/9	11/23
December	12/14	12/28

The City Council meetings will typically be held the 2nd and 4th Mondays at 145 N. Magnolia at 6:30 PM.

RECOMMENDATIONS:

Staff recommends that Council approve the 2020 City Council Meeting Schedule.

FISCAL IMPACT:

There is no fiscal impact.

ATTACHMENTS:

1. Resolution: Approval of the 2020 City Council Meeting Schedule

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

APPROVAL OF THE 2020 CITY)
COUNCIL MEETING SCHEDULE)

Resolution No:

Councilmember _____, offered the following resolution and moved its adoption. Approve the 2020 City Council Meeting Schedule.

WHEREAS, the Woodlake Municipal Code requires the City to set the time and date of City Council Meetings; and

WHEREAS, the City has established the following meeting dates for 2020 at 6:30 PM:

City of Woodlake
2020 City Council Meeting Calendar

January	1/13	1/27
February	2/10	2/24
March	3/9	3/23
April	4/13	4/27
May	5/11	5/26
June	6/8	6/22
July	7/13	7/27
August	8/10	8/24
September	9/14	9/28
October	10/12	10/26
November	11/9	11/23
December	12/14	12/28

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to approve the 2020 City Council Meeting Schedule.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM IV-D

November 25, 2019

Prepared by Irene Zacarias, City Staff

SUBJECT:

Action: Adoption of Resolution: Approval of the Appointment of Donna Fraser to the City of Woodlake Citizens' Oversight Committee

BACKGROUND:

At a recent Woodlake Unified School District (WUSD) Board meeting, School Board Trustee Member Donna Fraser was appointed to the City of Woodlake Citizens' Oversight Committee to serve as the WUSD representative.

DISCUSSION:

The seven-member Citizens' Oversight Committee Board will be as follows:

- WUSD Representative – Donna Fraser
- Local Business Owners – Ali Mohamed
- Police Representative – Mike Marquez
- Fire Representative – J. Anthony Perez
- Resident of the City of Woodlake - Daniel Ray Haynes & Marvin Lee Welch
- Community Member – Jeffrey Paul Johnson

RECOMMENDATIONS:

No staff recommendation.

FISCAL IMPACT:

None

ATTACHMENTS:

1. Resolution: Approval of the Appointment of Donna Fraser to the City of Woodlake Citizens' Oversight Committee

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

APPROVAL OF THE APPOINTMENT)
OF DONNA FRASER TO THE CITY OF)
WOODLAKE CITIZENS' OVERSIGHT)
COMMITTEE)

Resolution No.

Councilmember _____, offered the following resolution and moved its adoption. Approval of the Appointment of Donna Fraser to the City of Woodlake Citizens' Oversight Committee.

WHEREAS, the City of Woodlake Citizens' Oversight Committee will oversee both Measure R and Measure S and

WHEREAS, the following members are appointed to the COC:

- WUSD Representative (1) – Donna Fraser
- Local Business Owners (1) - Ali Mohamed
- Police Representative (1) – Mike Marquez
- Fire Representative (1) – Anthony Perez
- Resident of the City of Woodlake (2) – Daniel Haynes & Marvin Welch
- Community Member (1) – Jeff Johnson

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to nominate and approve the Citizens Oversight Committee as Required Per Measure R and Measure S.

The foregoing resolution was adopted upon a motion of Councilmember _____ and seconded by Councilmember _____ and carried by the following vote at the City Council meeting held on November 25, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-A

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code – **PUBLIC HEARING**

BACKGROUND:

The City of Woodlake is undergoing an ordinance review to establish regulations in compliance with Senate Bill 946.

Chapter 5.32 Peddlers and Solicitors - The City of Woodlake is proposing to update peddler and solicitor regulations in compliance with Senate Bill 946.

Chapter 5.33 Mobile Vendors - The City of Woodlake is proposing to update mobile vending regulations and requirements.

Chapter 5.34 Sidewalk Vendors - The City of Woodlake is proposing to establish sidewalk vending regulations in compliance with Senate Bill 946. Senate Bill No. 946 took effect on January 1, 2019, provides that cities and counties may not regulate sidewalk vending except in accordance with California Government Code sections 51038 and 51039. Provisions of the Woodlake Municipal Code currently regulate sidewalk vendors in a manner that is inconsistent with S.B. 946, and the City seeks to adopt an enforceable sidewalk vending program that responds to the objective needs and circumstances of the Woodlake community. Until the effective date of S.B. 946, the City regulated sidewalk vendors by means of a general license for "peddlers and commercial solicitors." In response to the state law, regulating sidewalk vending through a local license specific to the activity will enable the City to more effectively comply with state mandates.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed, Chapter 5.32, Chapter 5.33 and Chapter 5.34 to the Woodlake Municipal Code.

Regulating sidewalk vending will benefit the City by promoting entrepreneurship and a dynamic streetscape, while ensuring protection of the public safety and welfare. Unless properly regulated, vending in the public right-of-way and in public parks creates the potential for increased safety risks including, but not limited to, interfering with the performance of police, firefighter, and other emergency personnel, and interfering with the ability of pedestrians and persons with

disabilities to follow a safe path of travel. The licensing requirements of this ordinance are necessary to collect adequate information about vending operations to ensure that vending does not adversely affect the public welfare.

Requiring sidewalk vendors to maintain a minimum unobstructed pedestrian path vending locations is necessary to ensure compliance with state and federal disability access standards and to maintain the safe flow of pedestrian traffic, as required of all businesses encroaching in the public right of way. Requiring sidewalk vendors to undergo background checks is necessary to ensure vendors meet the requirements of a license to operate in or near parks, schools, residences, and other places frequented by children.

The mobile vendor amendments would clarify the current regulations to similarly restrict the mobile vending ordinance to clarify times, hours and locations that doesn't negatively affect traffic and pedestrian access. SB 946 does not apply to Mobile Vendors.

Requiring all vendors to obtain a health permit from the Tulare County Department of Public Health before engaging in the sale of food to the public is necessary to protect the public health and safety. Restricting vending near school grounds when the grounds are open for student instruction is necessary to protect the safety of children traveling to and from campus and to avoid disrupting classroom instruction and school activities. Restricting vending in residential areas and restricting vendors' use of sound amplifying equipment is necessary to protect residents and visitors from excessive noise and traffic impacts.

RECOMMENDATIONS:

Staff recommends to adopt the resolution to receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date for Ordinance Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code.

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Attachment No. 1: Draft 5.33 Mobile Vendors Ordinance Amendments
2. Attachment No. 2: Draft 5.34 Sidewalk Vendors Ordinance
3. Attachment No. 3: Draft 5.32 Peddlers and Solicitors Ordinance Amendments
4. Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date for Ordinance Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)
WAIVING THE 1st READING) Resolution No.
SETTING DATE FOR 2ND READING OF)
CHAPTER 5.32, CHAPTER 5.33 AND)
CHAPTER 5.34 MOBILE VENDING,)
PEDDLING AND SIDEWALK VENDORS)
OF CITY MUNICIPAL CODE)

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code.

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

CHAPTER 5.32 PEDDLERS AND SOLICITORS - The City of Woodlake is proposing to update peddler and solicitor regulations in compliance with Senate Bill 946.

CHAPTER 5.33 MOBILE VENDORS - The City of Woodlake is proposing to update mobile vending regulations and requirements

CHAPTER 5.34 SIDEWALK VENDORS - The City of Woodlake is proposing to establish sidewalk vending regulations in compliance with Senate Bill 946.

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meetings to receive comments regarding these ordinances; and

WHEREAS, the City Council set the 2nd hearing date for January 13, 2020.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 5.32 and Chapter 5.33 and Adding Chapter 5.34 to the Woodlake Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF WOODLAKE
AMENDING SECTION 5.33 OF THE WOODLAKE
MUNICIPAL CODE

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

Section 1. PURPOSE. The provisions of this ordinance are intended to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisance through the regulation mobile vendors in residential neighborhoods and public right of ways.

Section 2. CODE ENACTMENT and MODIFICATION OF EXISTING REGULATIONS - Section 5.33.00 within Title 5 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

5.33 – Mobile Vendors

Sections:

- 5.33.010 Purpose.
- 5.33.020 Definitions.
- 5.33.030 License Required.
- 5.33.040 Application Procedure.
- 5.34.050 Grounds for Denial.
- 5.34.060 Term and Renewal.
- 5.34.070 License Nontransferable.
- 5.34.080 Exemptions.
- 5.34.090 Operating Requirements.
- 5.34.100 License Revocation.
- 5.34.120 Penalties.

5.33.010 – Purpose

The general purpose of this chapter is to promote the health, safety, comfort, convenience, prosperity and general welfare of the citizens, businesses and visitors of the city by requiring that mobile vendors provide the community and customers with a minimum level of cleanliness, quality, safety and security. It is the purpose and intent of the city council in enacting this chapter, to provide mobile vendors with clear and concise regulations to prevent safety, traffic and health hazards, as well as to preserve the peace, safety and welfare of the community.

5.33.020 – Definitions.

For the purposes of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

"Administrator" means the City Administrator or his or her designee.

"City" means the City of Woodlake.

"Mobile vendor" shall mean any person engaged in the business of selling prepared, pre-packaged or unprepared, unpackaged food or foodstuffs of any kind, goods, wares, merchandise, or any other thing of value from a mobile vending unit on private or public property.

"Mobile vending unit" shall mean any vehicle or motorized food wagon; not affixed to a permanent foundation, which may be moved from one place to another under its own power or by other means.

"Park" means a public park owned or operated by the City.

"Person" means any natural person, firm, association, organization, partnership, joint venture, business trust, corporation, or company but is not limited to, owners, operators, drivers, lessors and lessees of a mobile vending unit.

"Vend" or "Vending" shall mean the sale of prepared, pre-packaged or unprepared, unpackaged food or foodstuffs of any kind, goods, wares, merchandise, or any other thing of value from a mobile vending unit on private or public property.

5.33.030 License and Vendor Permit Required

No person shall engage in mobile vending without first obtaining a business license pursuant to Chapter 5.04 and this Chapter.

No person may vend in the city without first obtaining and having in his or her possession a vendor permit issued by the city in accordance with this chapter. No permit granted herein shall confer any vested right to any person or business for more than the permit period. All mobile vendors subject to this chapter shall comply with the provisions of this chapter as they may be amended hereafter.

5.33.040 Application Procedure

A. An application for a mobile vending permit shall include the following information:

1. The applicant's name, current mailing address, and telephone number;
2. A copy of a valid California's driver's license or identification number, an individual taxpayer identification number, or a social security number. Such information is not a public record and will remain confidential as required by Government Code section 51038(c)(4);
3. Legal names of the mobile vendor and all persons operating or vending out of the mobile vending unit.
4. If the vendor is an agent of an individual, company, partnership, or corporation, the name and business address of the principal;
5. Proof of current vehicle registration and proof of automobile insurance as required by the Vehicle Code
6. A description of the merchandise to be offered for sale and any vending equipment to be used (including the dimensions or other conveyances); Four photographs (showing different exterior views) of each mobile vending unit; Dimensioned sample or rendering of proposed signage.
7. A copy of a valid California Department of Tax and Fee Administration seller's permit, as required;
8. If a vendor of food, proof of all required approvals from the Tulare County Department of Public Health;
9. A description, map, or drawing of the location(s) in which the applicant proposes to operate;

10. A statement of the days and hours of proposed vending operations. And whether the mobile vendor intends to operate as a stationary vendor or a roaming vendor;
11. Proof of comprehensive general liability insurance documents issued by an insurance company authorized to do business in the state of California evidencing that the operator is insured under a liability insurance policy providing minimum coverage of one million dollars (\$1,000,000.00) for injury or death arising out of the operation of the mobile vending unit.
12. An agreement by the applicant to indemnify and hold harmless the City, its officers and employees, for any damage or injury caused to the City as a result of the sidewalk vending conduct or activity.
13. The applicant's certification that, to his or her knowledge and belief, the information contained in the application is true; and
14. Such other information as - the Administrator deems necessary for the administration or enforcement of this Chapter as specified on the required application form.

B. A person desiring to engage in a mobile vendor operation shall submit a written application for a permit to operate in a form acceptable to and with all supporting information required by the city planning department. Such application shall be accompanied by a nonrefundable, nontransferable application fee in an amount as established by resolution of the city council.

C. The planning commission shall be the decision-making authority for any initial application of a permit to operate.

5.33.050 Grounds for Denial.

- A. An application may be denied or renewal on the following grounds:
1. The proposed vending operation, including the equipment to be used by the vendor, fails to comply with all applicable health, zoning, fire, building and safety laws of the State of California or of the City of Woodlake.
 2. The applicant has knowingly made a false, misleading, or fraudulent statement of material fact in the application.
 3. The applicant is unable to obtain a business license
 4. Failure to obtain clearance from Tulare County Environmental Health.;

5. Failure to maintain or provide the city with evidence of the insurance required by this chapter;
6. Failure to provide the city with a signed indemnification agreement in favor of the city;
7. Failure to fully comply with any provision of this chapter or any applicable laws and permit conditions.
8. The applicant has had a license issued pursuant to this Chapter revoked within the preceding twelve (12) months or had a permit to operate, vending license or similar permit suspended or revoked in another California jurisdiction.
9. The applicant is indebted to the City for any unpaid fee or fine.

5.33.060 Term and Renewal

- A. A mobile vending license shall be valid for one (1) year after the date of issuance, unless it is revoked prior to that date in accordance with the provisions of this Chapter.
- B. Each sidewalk vendor who seeks to renew a license pursuant to this Chapter shall submit a renewal application on a City-approved form and tender any applicable fees to the Administrator no later than thirty (30) calendar days prior to the expiration of the vendor's current license. Unless timely renewed, any license issued pursuant to this Chapter shall expire and become null and void at the end of its term.
- C. An application to renew a license issued pursuant to this Chapter may be denied by the Administrator or designee upon the grounds set forth in Section 5.33.050.

5.33.070 License Nontransferable.

A sidewalk vending license shall not be transferable to any person or be valid for vending operations in any location(s) other than that location designated on the license for the term stated.

5.33.080 Exemptions.

A sidewalk vending license shall not be required for the following activities:

1. Events conducted in accordance with a special event permit, including but not limited to a certified farmers' market, swap meet, street fairs, outdoor concerts,
2. Any person delivering any goods by vehicle where such goods have been ordered in advance for such delivery from any business located at a permanent location and which goods are being delivered from such location to the customer by vehicle, regardless of the point of sale.

5.33.90 Operating Requirements.

A. Location. Mobile vendors may only operate in city approved mobile vending locations. These vending areas will be selected and approved by the city planning commission but may be timely appealed to the city council.

1. Vendors shall not interfere with access, driveways, aisles, circulation or fire lanes and hydrants.
2. The mobile vendor shall display, in plain view and at all times, current permits and licenses.
3. While vending, drive wheels of the mobile vending unit shall be chocked in such a manner as to prevent movement.
4. Permitted hours of operation are from 7:00 pm – 11:00 pm or as specified in an agreement with the City Administrator or designee.
5. Upon or within any roadway, median strip, or dividing section; or
6. On private property without the consent of the property owner and a city issued permit.
7. Within 200 feet of another vendor.
8. Mobile vendors shall not operate within residential zones between the hours of 9:00 p.m. and 9:00 a.m. and shall not operate on any city block for more than one (1) hour in any four (4) hour period.

B. Within the approved mobile vending locations, the mobile vendor will be subject to the following conditions:

1. Maintain and ensure compliance with all state and local permits necessary for the proposed vending operation;
2. All mobile vendors operating a mobile food facility as defined by the Health and Safety Code shall operate out of a commissary pursuant to Health and Safety Code Section 114295.

3. All mobile vendors operating a mobile food facility as defined by the Health and Safety Code shall comply with Health and Safety Code Section 114315 regarding the availability of adequate toilet and handwashing facilities for use by food service personnel.
4. Keep the information furnished to the City under Section 5.33.040(A) current;
5. Carry a license issued pursuant to this Chapter at all times when operating in the City, and present the license for inspection at the request of any city staff member or law enforcement officer;
6. Maintain an unobstructed pedestrian access route at vending locations that is clear of any vending equipment or public obstructions including, but not limited to, street trees, news racks, bus benches, and curb lines.
7. Ensure that vending operations are not blocking the entrances to any buildings, driveways, or vehicle parking spaces;
8. Ensure that equipment used in connection with sidewalk vending operations are not stored or left unattended in public spaces or in any portion of the public right-of-way. (Equipment or objects left in public spaces or in the public right of-way overnight, or outside the hours of permitted vending operations, will be considered discarded and may be seized or disposed of by the city);

C. The following sanitation and appearance of site conditions apply:

1. No tables, chairs, fences, shade structures or other site furniture, (permanent or otherwise) or any free-standing signs shall be permitted in conjunction with the mobile vendor.
2. Exterior storage of refuse, equipment or materials associated with a mobile food facility is prohibited.
3. The mobile vending unit shall be entirely self-sufficient in regards to gas, water, electric and telecommunications. Should any utility hook-ups or connections to on-site utilities be used or required, the mobile vendor shall be required to apply for appropriate permits or receive approval by the appropriate city department to ensure building and public safety and consistency with applicable building and zoning regulations.
4. The mobile vendor shall not discharge items onto the sidewalk, gutter, storm drainage inlets or streets.
5. Maintain vending operations in sanitary condition, including ensuring proper disposal of any trash produced as a result of said operations.

(Vendors must operate with their own trash containers to allow the proper disposal of trash, food, or liquids generated by their operations.)

D. The following safety and security conditions apply:

1. No vending shall be permitted except after the mobile vending unit has been brought to a complete stop and parked in a lawful manner.
2. The mobile vendor shall install signage in a visible location on the mobile vending unit indicating that loitering is not permitted.
3. The mobile food vendor shall enforce the no loitering rule.
4. On-Street Operation. Pursuant to Vehicle Code Section 22455, a mobile vendor may stop to conduct business from a mobile food facility at a location within the right-of-way of a public street within the city only when all of the following conditions are satisfied:
 - i. The mobile food facility shall not constitute an encroachment on the highway.
 - ii. The mobile food facility must be safely parked:
 1. At least one hundred (100) feet from any intersection, including intersections with public alleys;
 2. Where the applicable speed limit is thirty-five (35) mph or slower
 3. In such a manner that travel upon the street, vehicular access to any driveway, the view of drivers, or lawful movement of any vehicle on the public right-of-way is not impeded or obstructed;
 4. In such a manner that patrons are not permitted to do business with the mobile vendor from their vehicles;
 5. In such a manner that patrons of the mobile food facility may safely park on the same side of the road as the mobile food facility and walk to and from the mobile food facility using a sidewalk or other area away from the vehicular right-of-way; and
 6. In such a manner that the window for patrons is on the side of the mobile food facility away from traffic.

E. Off-Street Operation. A mobile food facility may be parked for conducting business at a location off the public street only when all of the following conditions are satisfied:

1. The mobile food facility must be safely parked at least twenty (20) feet from the paved edge of the nearest public vehicular right-of-way and;
2. The mobile food facility as parked must not to impede or obstruct the view of drivers on any public road;
3. Patrons of the mobile food facility must not be permitted to transact business with the mobile vendor from their vehicles;
4. Patrons of the mobile food facility must be able to safely park on the same side of the road where the mobile food facility is parked and walk to and from the mobile food facility using a sidewalk or other area which is not part of the public vehicular right-of-way; and
5. The window or other service area for patron transactions must be located on the side of the mobile food facility which faces away from vehicular traffic on the nearest public vehicular right-of-way.
6. Do not affix, lean, or touch any mobile vending equipment to, on, or against any street fixture or structure, including, but not limited to utility posts, bus shelters, public trash cans, parking meters, or street signs;
7. Ensure that mobile vending equipment does not physically alter or otherwise damage the underlying sidewalk or road

F. All mobile vendors must abide by the following:

1. Do not solicit any individual who has expressed a desire not to be solicited;
2. Do not come into physical contact with any member of the public, without first receiving express permission;
3. Do not threaten any injury or damage to any member of the public who declines to be solicited;
4. Do not use any horns, music, lights, visual media, or any sound amplifying device unless expressly approved in the vending license;
5. Do not sell or offer for sale lottery tickets, alcohol, cannabis, adult oriented material, tobacco or electronic cigarette products, or any living animals

5.33.100 License Revocation.

A sidewalk vendor license may be revoked after the licensee is afforded written notice and an opportunity to be heard respecting a citation for the licensee's fourth or subsequent violation of the requirements set forth in this Chapter.

5.33.110 Penalties.

- A. A violation of this Chapter is not punishable as an infraction or misdemeanor, a violation of this Chapter is punishable only by an administrative fine. Any person who violates any provisions of any ordinance enacted by the city, as amended from time to time, or any person who owns property upon which a violation exists, irrespective of whether that person caused the violation, shall be subject to an administrative fine or penalty up to the maximum amounts set forth by Woodlake Municipal Code Chapter 1.12.070.
- B. Persons cited more than three of more violations within a twelve-month period may also be subject to suspensions, permit modifications, permit revocation, or other forms of abatement actions by the City that are otherwise permitted by state and local law.
- C. Persons cited for violating this Chapter may request an administrative appeal hearing as permitted by Woodlake Municipal Code Chapter 1.12.120.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator

is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable State and Federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF WOODLAKE
ESTABLISHING A SIDEWALK VENDING PROGRAM IN
COMPLIANCE WITH SENATE BILL 946; ADDING
CHAPTER 5.34 AND AMENDING SECTION 5.32.010 OF
THE CITY OF WOODLAKE MUNICIPAL CODE

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisance through the regulation of permitted sidewalk vendors in residential neighborhoods and public right of ways.

A. On September 17, 2018 the Governor of the State of California signed SB 946, which concerns the regulation of sidewalk vendors throughout the California, the law added Chapter 6.2 (sections 51036-51039) to the Government Code and specified its applicability as a matter of statewide concern to charter law cities.

B. The City of Woodlake City Council, in recognition of the state law requirements from SB 946 is hereby approving this ordinance to both revise the existing regulation of peddlers within Woodlake and to set forth additional rules and regulations of sidewalk vendors in compliance with the requirements stated in SB 946.

Section 2. CODE ENACTMENT and MODIFICATION OF EXISTING REGULATIONS - Section 5.34.00 and Section 5.32.010 within Title 5 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

5. 34 – Sidewalk Vendors

Sections:

- 5.34.010 Definitions.
- 5.34.020 License Required.
- 5.34.030 Application Procedure.

- 5.34.040 Grounds for Denial.
- 5.34.050 Term and Renewal.
- 5.34.060 License Nontransferable.
- 5.34.070 Exemptions.
- 5.34.080 Operating Requirements.
- 5.34.090 License Revocation.
- 5.34.100 Penalties.

5.34.010 – Definitions.

For the purposes of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

"Certified farmers' market" means a location operated in accordance with Chapter 10.5 (commencing with Section 47000) of Division 17 of the Food and Agricultural Code and any regulations adopted pursuant to that chapter.

"City" means the City of Woodlake.

"Administrator" means the City Administrator or his or her designee.

"Park" means a public park owned or operated by the City.

"Person" means any natural person, firm, association, organization, partnership, joint venture, business trust, corporation, or company.

"Roaming sidewalk vendor" means a sidewalk vendor who operates by traveling from place to place and stops only to complete a transaction.

"Sidewalk" means a public sidewalk or paved pedestrian path specifically designed for pedestrian travel.

"Sidewalk vendor" or "vendor" means a person who sells food or merchandise from a pushcart, stand, display, pedal-driven cart, wagon, showcase, rack, or other nonmotorized conveyance, or from one's person, upon a sidewalk within the City.

"Sidewalk vending" refers to commercial activity conducted by a sidewalk vendor.

"Stationary sidewalk vendor" means a sidewalk vendor who operates from a fixed location.

5.34.020 License Required

No person shall engage in sidewalk vending without first obtaining a business license pursuant to Chapter 5.04 and this Chapter.

5.34.030 Application Procedure

- A. An application for a sidewalk vending license shall include the following information:
1. The applicant's name, current mailing address, and telephone number;
 2. A copy of a valid California's driver's license or identification number, an individual taxpayer identification number, or a social security number. Such information is not a public record and will remain confidential as required by Government Code section 51038(c)(4);
 3. If the vendor is an agent of an individual, company, partnership, or corporation, the name and business address of the principal;
 4. A description of the merchandise to be offered for sale and any vending equipment to be used (including the dimensions of carts or other conveyances);
 5. A copy of a valid California Department of Tax and Fee Administration seller's permit, as required;
 6. If a vendor of food, proof of all required approvals from the Tulare County Department of Public Health;
 7. A description, map, or drawing of the location(s) in which the applicant proposes to operate;
 8. A statement of the days and hours of proposed vending operations. And whether the sidewalk vendor intends to operate as a stationary sidewalk vendor or a roaming sidewalk vendor;
 9. Proof of comprehensive general liability insurance with minimum policy limits of one million dollars (\$1,000,000) per occurrence, combined single limit coverage, and two million dollars (\$2,000,000) in the aggregate against any injury, death, loss or damage as a result of wrongful or negligent acts or omissions by the permittee, with an endorsement naming the City as an additional insured.
 10. An agreement by the applicant to indemnify and hold harmless the City, its officers and employees, for any damage or injury caused to the City as a result of the sidewalk vending conduct or activity.
 11. The applicant's certification that, to his or her knowledge and belief, the information contained in the application is true; and

12. Such other information as - the Administrator deems necessary for the administration or enforcement of this Chapter as specified on the required application form.

B. Applications shall not be accepted unless accompanied by payment of an application fee that the City Council may establish by separate resolution in an amount not to exceed the City's reasonable cost of providing the services required by this Chapter.

5.34.040 Grounds for Denial.

A. Applicants will be notified of the Administrator's decision to approve or deny an application for a sidewalk vending license. An application may be denied on the following grounds:

1. The proposed vending location encroaches on a public sidewalk without maintaining an unobstructed pedestrian access route as specified in Section 5.34.080
2. The proposed vending operation, including the equipment to be used by the vendor, fails to comply with all applicable health, zoning, fire, building and safety laws of the State of California or of the City of Woodlake.
3. The applicant has knowingly made a false, misleading, or fraudulent statement of material fact in the application.
4. The applicant does not possess all state and local permits necessary for the proposed operations.
5. The applicant has had a license issued pursuant to this Chapter revoked within the preceding twelve (12) months.
6. The applicant is indebted to the City for any unpaid fee or fine.

5.34.050 Term and Renewal

A. A sidewalk vending license shall be valid for one (1) year after the date of issuance, unless it is revoked prior to that date in accordance with the provisions of this Chapter.

B. Each sidewalk vendor who seeks to renew a license pursuant to this Chapter shall submit a renewal application on a City-approved form and tender any applicable fees to the Administrator no later than thirty (30) calendar days prior to the expiration of the vendor's current license. Unless timely renewed, any license

issued pursuant to this Chapter shall expire and become null and void at the end of its term.

- C. An application to renew a license issued pursuant to this Chapter may be denied by the Administrator upon the grounds set forth in Section 5.34.040.

5.34.060 License Nontransferable.

A sidewalk vending license shall not be transferable to any person or be valid for vending operations in any location(s) other than that location designated on the license for the term stated.

5.34.070 Exemptions.

A sidewalk vending license shall not be required for the following activities:

- 1. Events conducted in accordance with a special event permit, including but not limited to a certified farmers' market, swap meet, street fairs, outdoor concerts, sport league opening day, and physical business sidewalk sales.

5.34.080 Operating requirements.

A. No sidewalk vendor shall operate in the following locations:

- a. Any public property, including, without limitation, streets, alleys, and city owned parking structures, except on a public sidewalk;
- b. Within one block of a certified farmers' market or a swap meet, during the limited operating hours of these events;
- c. Within one block of an area designated for a special event permit for the limited duration of the permitted event. Any notice, business interruption mitigation, or other rights provided to affected businesses or property owners under the City's special event permit will also be furnished to a sidewalk vendor permitted to operate in the area.
- d. Within one block of any public or private school grounds, between the hours of 8:00 a.m. and 5:00 p.m., on days that school is open to students;
- e. At any location between the hours of 10:00 p.m. and 7:00 a.m.
- f. Upon or within any roadway, median strip, or dividing section; or
- g. On private property without the consent of the property owner and a city issued permit.
- h. Within 200 feet of another vendor.

- B. Stationary sidewalk vendors shall not operate in residential zones or in any park for which the City has entered an exclusive concessionaire agreement; they may only operate at the location(s) designated in a license issued pursuant to this Chapter and only during the times set forth therein.
- C. Roaming sidewalk vendors shall not operate within residential zones between the hours of 7:00 p.m. and 9:00 a.m. and shall not operate on any city block for more than one (1) hour in any four (4) hour period.
- D. All sidewalk vendors are subject to the following requirements:
1. Maintain and ensure compliance with all state and local permits necessary for the proposed vending operation;
 2. Keep the information furnished to the City under Section 5.34.030(A) current;
 3. Carry a license issued pursuant to this Chapter at all times when operating in the City, and present the license for inspection at the request of any city staff member or law enforcement officer;
 4. Maintain an unobstructed pedestrian access route at sidewalk vending locations that is clear of any vending equipment or public obstructions including, but not limited to, street trees, news racks, bus benches, and curb lines. The minimum width of unobstructed routes must be suitable for the width of the sidewalk.
 - a. Four (4) feet when the sidewalk is no greater than thirteen (13) feet wide;
 - b. Six (6) feet when the sidewalk is greater than thirteen (13) feet but no greater than seventeen (17) feet wide; and
 - c. Umbrellas used in connection with vending operations may project into the minimum required pedestrian clearance as long as the bottom edge of the umbrella is at least seven (7) feet from the surface of the sidewalk.
 5. Ensure that vending operations are not blocking the entrances to any buildings, driveways, or vehicle parking spaces;
 6. Ensure that equipment used in connection with sidewalk vending operations are not stored or left unattended in public spaces or in any portion of the public right-of-way. (Equipment or objects left in public spaces or in the public right of-way overnight, or outside the hours of permitted vending operations, will be considered discarded and may be seized or disposed of by the city);

7. Ensure that signs, tables, chairs, shade structure, fences, or other furnishings not approved for use in a sidewalk vending license are not used in vending operations;
8. Do not use any horns, music, lights, visual media, (or any sound amplifying device unless expressly approved in the vending license);
9. Do not sell or offer for sale lottery tickets, alcohol, cannabis, adult oriented material, tobacco or electronic cigarette products, or any living animal;
10. Do operate in the City between 10 p.m. and 7 a.m.
11. Do not use or attach any water lines, electrical lines, or gas lines during vending operations;
12. Do not affix, lean, or touch any sidewalk vending equipment to, on, or against any street fixture or structure, including, but not limited to utility posts, bus shelters, public trash cans, parking meters, or street signs;
13. Ensure that sidewalk vending equipment does not physically alter or otherwise damage the underlying sidewalk;
14. Do not solicit any individual who has expressed a desire not to be solicited;
15. Do not come into physical contact with any member of the public, without first receiving express permission;
16. Do not threaten any injury or damage to any member of the public who declines to be solicited;
17. Maintain vending operations in sanitary condition, including ensuring proper disposal of any trash produced as a result of said operations. (Vendors must operate with their own trash containers to allow the proper disposal of trash, food, or liquids generated by their operations.)

5.34.090 License revocation.

A sidewalk vendor license may be revoked after the licensee is afforded written notice and an opportunity to be heard respecting a citation for the licensee's fourth or subsequent violation of the requirements set forth in this Chapter.

5.34.100 Penalties.

- A. A violation of this Chapter is not punishable as an infraction or misdemeanor, and no person will be subject to arrest for sidewalk vending unless said person has violated a law for which a person may be arrested.
- B. Any person who violates any provisions of any ordinance enacted by the city, as amended from time to time, or any person who owns property upon which a violation exists, irrespective of whether that person caused the violation, shall be subject to an administrative fine or penalty up to the maximum amounts set forth by Senate Bill No. 946 Section 51039 and enforced by Woodlake Municipal Code Chapter 1.12.

- C. Persons cited more than three of more violations within a twelve-month period may also be subject to suspensions, permit modifications, permit revocation, or other forms of abatement actions by the City that are otherwise permitted by state and local law.
- D. Operating as a sidewalk vendor without applicable permits/licenses, either from the City of Woodlake or applicable food safety/handling permits from the Office of the Tulare County Environmental Health, is subject to a separate administrative fine schedule up to the maximum amounts set forth by Senate Bill No. 946 Section 51039 and enforced by Woodlake Municipal Code Chapter 1.12.
- E. Persons cited for violating this Chapter may request an administrative appeal hearing as permitted by Woodlake Municipal Code Chapter 1.12.120. In addition to the standard administrative appeal procedure persons cited under this Chapter shall be notified that they have the right to request an ability to pay determination by the hearing officer if they are found to be in violation after the appeal hearing or if the person does not dispute the violation and solely requests an ability to pay determination. The City of Woodlake shall charge no administrative appeal fee for an ability to pay determination hearing. The hearing officer for an ability to pay appeal hearing may be designated by the City Administrator.

5.32 – Peddlers and Solicitors

Sections:

5.32.010- Definitions

“Peddle,” “peddler” and “peddling” shall mean for the purposes of this chapter: any individual or person, not having an established place of business in the city, who, for themselves or as an agent for another travels either by automobile, motor truck, bicycle, motorcycle other conveyance that is pushed, pulled, carried, or otherwise transported by a motor vehicle any other type of motorized conveyance and who goes from place to place or from or from street to street or who by telephonic communication, hawking or selling any goods, wares or merchandise, including liquids or edibles for human consumption, offers for sale or sells subscriptions for newspapers, magazines, periodicals, books and publications or takes orders for the sale of goods, wares and merchandise and other personal property of every nature whatsoever for current or future delivery or for services to be furnished or performed in the future whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether or not has collected advance payments on such sales; from or on a roadway or other part of the public right-of-way designated and used primarily for vehicular travel, or on any private property without the permission of the owner or other person in possession and control of the property provided, however, that this definition

shall not include any individual or person attempting to sell subscriptions for any newspaper regularly circulated within the city; provided further, however, that this definition shall not include persons who call upon retail and wholesale businesses doing business within the city; provided further, that such definition shall not include any person or individual who calls upon prospective customers in the place of business or office in which the customer conducts his business or profession; provided further, that this definition shall not include any student under the age of eighteen (18) years enrolled in a public school in the city; provided further, that this definition shall not include any veteran described in Section 16001 and 16001.5 of the Business and Profession Code of the state of California.

"canvasser" or "solicitor" is defined as any individual or person, not having an established place of business in the city, who, for himself or as agent for another, travels either by foot, wagon, automobile, motor truck, bicycle, motorcycle or any other type of conveyance and who goes from place to place or from house to house or from street to street or by telephonic communication, canvasses or solicits orders or subscriptions for selling or disposing of newspapers, magazines, periodicals, books and publications or who makes appointments for the exhibition or demonstration of merchandise of any kind or solicits orders for the sale of the same or takes orders for the sale of goods, wares and merchandise and other personal property of any nature for present or future delivery or for services to be furnished or performed at the present time or in the future whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not; provided, that this definition shall not include persons who call upon retail and wholesale businesses doing business within the city; provided further, that such definition shall not include any person or individual who calls upon prospective customers in the place of business or office in which the customer conducts his business or profession; provided further, that this definition shall not include any student under the age of eighteen (18) years enrolled in a public school in the city; provided further, that this definition shall not include any veteran described in Section 16001 and 16001.5 of the Business and Professions Code of the state of California.

5.32.120 Violation – Penalty

A violation of this Chapter is not punishable as an infraction or misdemeanor, a violation of this Chapter is punishable only by an administrative fine. Any person who violates any provisions of any ordinance enacted by the city, as amended from time to time, or any person who owns property upon which a violation exists, irrespective of whether that person caused the violation, shall be subject to an administrative fine or penalty up to the maximum amounts set forth by Woodlake Municipal Code Chapter 1.12.070.

Persons cited for violating this Chapter may request an administrative appeal hearing as permitted by Woodlake Municipal Code Chapter 1.12.120.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any

one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable State and Federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

DRAFT

City of Woodlake

AGENDA ITEM V- B

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code -**PUBLIC HEARING**

BACKGROUND:

The City of Woodlake is undergoing a review of local City Ordinances to see if there is a need to revise ordinances.

Chapter 6.08 Animals Generally – The City of Woodlake is proposing to update the allowed number animals requiring twenty-five feet minimum distance from other dwellings and updating the limits on number of household pets and chickens.

Chapter 6.12 Supplemental Dog Control Regulations – The City of Woodlake is proposing to update the supplemental dog control regulations for owner responsibility of noise and tethering of dogs.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code.

The Animals Generally 6.08 currently allows for up to twenty-four (24) chicken, ducks, geese, turkeys, rabbits, pigeons, or other fowls as long as these animals are maintained on a premise. With the number of chickens specifically which are running at large on public property and unmaintained on private property, there is benefit in reducing the number of these animals allowed and regulating location of coops or cages in neighborhood residences. Cities such as Porterville have limited the number to three (3) hens, whereas Visalia doesn't allow chickens at all. This ordinance would allow for four (4) chickens in a coop twenty-five feet (25') from any residence.

The supplemental dog ordinance currently limits the number of dogs allowed per residence to four (4) but does not limit the number of household pets in a residence. A household may have only four (4) dogs, but may have five (5) cats, twelve (12) chickens, a rabbit or any number of animals. This ordinance would put a limit on the number of cats a residence may have, and a total number of household pets allowed in city limits. Cities like Visalia, among many others in the state, allow for up to four (4) dogs or cats total per residence Where Corcoran allows for six (6) dogs and cats total. With the number of stray cats in the City, and with the many residence feeding them, being able to limit the number legally allowed per residence can help alleviate the stray cat issue and help promote better living conditions for the community overall. The proposed

ordinance would limit the number of animals the following: Four (4) dogs over the age of four months; three (3) cats over the age of four months; three (3) reptiles; and the combined total of household pets shall not exceed six (6) animals.

Additionally, the proposed amendments to this title would adopt the California Health and Safety Code Section 122335 prohibiting tethering and chaining of dogs from a fixed structure.

RECOMMENDATIONS:

Staff recommends to adopt the resolutions to receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code.

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Attachment: Draft Animals Generally 6.08 Ordinance and Supplemental Dog Control Regulations 6.12 Ordinance
2. Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code.

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)	
WAIVING THE 1 ST READING)	Resolution No.
SETTING DATE FOR 2 ND READING OF)	
CHAPTER 6.08 AND CHAPTER 6.12)	
ANIMAL ORDINANCE OF CITY)	
MUNICIPAL CODE)	

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code.

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

CHAPTER 6.08 ANIMALS GENERALLY – The City of Woodlake is proposing to update the allowed number animals requiring twenty-five feet minimum distance from other dwellings and updating the limits on number of household pets and chickens.

CHAPTER 6.12 SUPPLEMENTAL DOG CONTROL REGULATIONS – The City of Woodlake is proposing to update the supplemental dog control regulations for owner responsibility of noise and tethering of dogs.

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meetings to receive comments regarding these ordinances; and

WHEREAS, the City Council set the 2nd hearing date for January 13, 2019.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 6.08 and Chapter 6.12 to the Woodlake Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

AN ORDINANCE RESCINDING SECTION 6.08.080, AMENDING 6.08.020, SECTION 6.08.030, SECTION 6.12.050 AND ADDING SECTION 6.08.08, SECTION 6.08.090, SECTION 6.08.100 AND SECTION 6.12.090 OF CHAPTER 6.08 AND 6.12 TO TITLE 6 OF THE WOODLAKE MUNICIPAL CODE, UPDATING RESTRICTIONS ON THE ALLOWED NUMBER OF CATS, DOGS AND CHICKENS PER DWELLING AND PENALTIES FOR VIOLATIONS

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisance through the limit the number of animals permitted on a residential property.

Section 2. CODE ENACTMENT. Section 6.08.020, Section 6.08.030, Section 6.08.080, Section 6.08.090, Section 6.08.100, Section 6.12.050 and Section 6.12.090 within Title 6, Chapter 6.08 and Chapter 6.12 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

SECTION 6.08.020 - Animals requiring twenty-five feet minimum distance from other dwellings.

It is unlawful for any person, firm or corporation to keep or maintain, or permit to be kept or maintained, in this city any of the following animals within twenty-five (25) feet of from any residence or dwelling: chickens, ducks, geese, turkeys, rabbits, pigeons or other fowls provided further, that not more than four (4) such animals or other similar fowls on any combination shall be kept or maintained on any occupied lot or premises in this city.

SECTION 6.08.030 - Cleanliness & Animal Care.

It is unlawful for any person, firm or corporation owning or maintaining any animals or fowls to either willfully or through failure to exercise due care or control, any cruel acts upon said animals or fowls. Cruel acts are defined as follows:

1. To keep refuse matter unremoved for less than 30 days causing offensive odor and attraction of insects in where the animals are kept, the refuse matter shall be picked up every forty-eight (48) hours and kept in flytight containers
2. To fail, refuse or neglect to provide any animal in their charge or custody as owner or otherwise, with food, drink, shade, or weatherproof housing facilities, or to carry any animal in or upon any vehicle in a cruel or inhumane manner.
3. To promote, stage, hold, manage, conduct, carry on or attend any game, exhibition, contest, or fight in which one or more animals are engaged for the purpose of injuring, killing, maiming or destroying themselves or any other animal or person;
4. To keep upon any premises, any animals, including any fowls or household pets in a foul, offensive, obnoxious, filthy or unsanitary condition
5. To abandon any animal with the intention of avoiding the responsibility for its custody and care
6. To keep or maintain any live animal in a cage, coop, hutch, pen, yard or space which is less than three (3) times as large in floor space as the total size of all live animals which may be kept therein, and which is not of sufficient height to permit each animal to stand in a natural erect position.

SECTION 6.08.080 - Limitation on number of household pets.

The maximum number of household pets allowed in a household or on any premises or dwelling shall be as follows:

- a. Four (4) dogs over the age of four months;
- b. Three (3) cats over the age of four months;
- c. Three (3) reptiles;
- d. The combined total of household pets shall not exceed six (6) animals

The City Administrator or his/her designee may allow the occupant of a household to maintain additional household pets on a temporary basis, and on such terms and

conditions such as if it would be dangerous to the animal's health and well-being to be immediately removed.

SECTION 6.08.090 - Keeping of Chickens in Residential Areas.

It is unlawful for any person to keep or maintain within single-family residential uses any chickens except as follows:

1. A total of not more than four (4) chicken hens may be kept and maintained in a clean and sanitary environment.
2. No part of any structure (i.e., coop) shall be located less than twenty-five feet (25') from any residence. Further, the keeping of chickens shall not create a health or nuisance problem.
3. The permissive keeping of chickens shall be subject to the following minimum standards:
 - a. All chickens shall be kept in an area which is fenced so as to prevent the chickens from roaming, and such fenced area shall be wholly located within the rear yard of the site where the chickens are kept.
 - b. Within the fenced area, a shelter shall be provided of sufficient size to provide cover for the chickens kept on the parcel.
 - c. Enclosure areas shall be of sufficient size to provide adequate and proper housing so as to prevent overcrowding.
 - d. Roosters are expressly prohibited.

SECTION 6.08.100 - Violation - Penalty.

Any violation of this chapter shall be deemed a public nuisance and any person violating any of the provisions of this chapter shall be subject to an administrative penalty, fines, enforcement, and abatement proceedings, as set forth in 8.28.080 – Abatement by the city. Each day of a continuing violation constitutes a separate violation.

SECTION 06.12.050 - Noise and Nuisance

No owner of any animal shall do any of the following:

1. Permit such animal to obstruct the reasonable and comfortable use of property in any neighborhood or community by chasing vehicles, molesting passersby, barking, howling or making other noise;

2. Permit such animal to damage or trespass on public or private property;
3. Permit unsanitary conditions to exist on the premises where such animal is kept which would cause odors, attract flies or vermin, or which would be otherwise injurious to the public health, offensive to the senses, or an obstruction to the free use of property so as to interfere with the comfortable enjoyment of life or property by members of the neighborhood or community or any considerable number of other persons;
4. Maintain a dangerous animal in a manner that creates a significant threat to the public health, safety, and welfare.

Any violation of this section is hereby declared to be a public nuisance.

SECTION 06.12.090 - Tethering and Chaining of Dogs

The tethering and/or chaining of dogs shall be consistent with California Health and Safety Code section [122335](#).

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action

acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST:

Irene Zacarias
City Clerk

City of Woodlake

AGENDA ITEM V-C

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code – **PUBLIC HEARING**

BACKGROUND:

The City of Woodlake is undergoing a review of local City Ordinances to update fire related regulations in compliance with local and state regulations.

Chapter 8.12 Prohibited Fireworks - The City of Woodlake is proposing to update the prohibited fireworks and penalties.

Chapter 8.36 Opening Burning - The City of Woodlake is proposing to update the opening burning restrictions, allowable uses and penalties for violations.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code.

Chapter 8.12 Prohibited Fireworks: The language that defines “Prohibited Fireworks” has been updated to be more specific on what is a dangerous firework in California. The current ordinance gives the city the option to cite for a misdemeanor infraction with a fine of \$500.00. The proposed ordinance includes the city administrative fine structure that is imposed under authority of Government Code, Section 53069.4 and Health and Safety Code, Section 12557; and the police power of the City of Woodlake.

Chapter 8.36 Opening Burning: The draft ordinance mirrors the current policies of the San Joaquin Valley Air Pollution Control District. The draft ordinance gives a detailed description of what is allowed and what is illegal. The proposed ordinance includes the city administrative fine structure that is imposed under authority of Government Code, Section 53069.4 and Health and Safety Code, Section 12557; and the police power of the City of Woodlake.

RECOMMENDATIONS:

Staff recommends to adopt the resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code.

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Draft 8.12 Prohibited Fireworks Ordinance
2. Draft 8.36 Opening Burning Ordinance
3. Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code.

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)	
WAIVING THE 1 st READING)	Resolution No.
SETTING DATE FOR 2 ND READING OF)	
CHAPTER 8.12 PROHIBITED FIREWORKS)	
AND CHAPTER 8.36 OPEN BURNING)	
OF CITY MUNICIPAL CODE)	

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code.

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

CHAPTER 8.12 PROHIBITED FIREWORKS - The City of Woodlake is proposing to update the prohibited fireworks and penalties.

CHAPTER 8.36 OPENING BURNING - The City of Woodlake is proposing to update the opening burning restrictions, allowable uses and penalties for violations.

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meetings to receive comments regarding these ordinances; and

WHEREAS, the City Council set the 2nd hearing date for January 13, 2020.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, waive 1st Reading, and set 2nd Reading Date of Ordinances Amending Chapter 8.12 and Chapter 8.36 to the Woodlake Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 8.36.010, AND
ADDING SECTION 8.36.020 AND SECTION 8.36.030 OF
CHAPTER 8.36 TO TITLE 8 OF THE MUNICIPAL CODE
OF THE CITY OF WOODLAKE, UPDATING
RESTRICTIONS ON OPEN BURNING AND
ASSOCIATED PENALTIES FOR VIOLATIONS

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisance and fire hazards by adding additional restrictions and clarification to the open burning ordinance.

Section 2. CODE ENACTMENT. Section 8.36.010 within Title 8, Chapter 8.36 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

SECTION 8.36.010: Restricted.

1. No person shall kindle or maintain any bonfire or shall knowingly furnish the material for any such fire or authorize any such fire to be kindled or maintained, or shall burn or incinerate any material, refuse or rubbish of any kind, on or in any street, alley, road, lane or public grounds, or upon any private property lot.
2. Open burning that is offensive or objectionable because of smoke emissions or when atmospheric conditions or local circumstances make such fire hazardous shall be prohibited.
3. Open burning in violation of the rules or regulations promulgated by the San Joaquin Valley Air Pollution Control District.
4. The fire code official or designee is authorized to order, or effect the immediate extinguishment of any open burning when in the opinion of the fire code official or designee it is reasonably necessary for safety and protection of life and health, and may issue administrative citations and seek to recover cost in accordance with Chapter 8.28 Nuisance, section 8.28.050

SECTION 8.36.020: Allowed.

1. Outdoor cooking fires

- a. All cooking fires shall be in constant attendance, located an adequate distance away from a structure or combustible material and have adequate means available to extinguish a fire.
- b. Cooking fires operated at a one or two family dwelling used for preparing food for human consumption do not require a permit and are permitted by this chapter.
- c. When using a barbecue, grill and/or pit barbecue in a commercial setting, a conditional use permit shall be obtained and operations shall be in compliance with the California Fire Code and Tulare County Health Department.

2. Outdoor fireplace.

Outdoor fireplaces are allowed if they comply with the following conditions:

- a. Shall not be used on a “wood burning device use prohibited” day as determined by the San Joaquin Valley Air Pollution Control District.
- b. Fuel is to be clean, dry wood and/or charcoal without coatings or preservatives. No debris, trash, garbage, demolition materials or yard waste shall be burned.
- c. The fire is contained in a fire bowl, fire pit, chiminea or outdoor fireplace that has a fire area not larger than three (3) feet in diameter and one (1) foot in height.
- d. A homemade fire bowl or pit is permitted if the fire area is not larger than three feet in diameter and one foot in height, and constructed of noncombustible material that contains the fire and its embers.
- e. An outdoor fireplace shall not be operated within 15 feet of a structure or combustible material. Exception: Outdoor fireplaces used at one and two family dwellings.
- f. Conditions such as dry weeds or other hazards that are nearby or may cause a fire to spread from the outdoor fireplace shall be eliminated prior to ignition.

SECTION 8.36.030: Violation - Penalty.

In addition to any other remedy authorized by this chapter, applicable law, or any violation adopted by the State Fire Marshal Pursuant Section 13000 et seq., shall

be subject to an administrative penalty, enforcement, and collection proceeding, as set forth in this chapter and authorized by Section 53069.4 of the California Government Code. A person is guilty of a separate offense each day during which he commits, continues, or permits a violation of this chapter or of any regulation adopted pursuant to this chapter.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection,

subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

DRAFT

ORDINANCE NO. _____

AN ORDINANCE RESCINDING SECTION 8.12.080 AND ADDING SECTION 8.12.080 and SECTION 8.12.090 OF CHAPTER 8.12 TO TITLE 8 OF THE MUNICIPAL CODE OF THE CITY OF WOODLAKE, UPDATING RESTRICTIONS ON PUBLIC DISPLAY OF FIREWORKS RESTRICTIONS AND PENALTIES FOR VIOLATIONS.

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisance through the limit the number of animals permitted on a residential property.

Section 2. CODE ENACTMENT. Section 8.12.080 and Section 8.12.090 within Title 8, Chapter 8.12 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

SECTION 8.12.080: Prohibited fireworks.

Nothing in this chapter shall allow for display, possession, use, storage, and sale of those fireworks classified as dangerous fireworks in California Health and Safety Code, Section 1205 et seq. or the possession, use, storage, and sale of Safe and Sane fireworks on or at dates, times, and/or locations other than those permitted by this Section. The administrative fines are imposed under authority of Government Code, Section 53069.4; Health and Safety Code, Section 12557; and the police power of the City of Woodlake.

SECTION 8.12.090: Violation - Penalty.

In addition to any other remedy authorized by this chapter or applicable law, any person or entity who possesses, uses, stores, sells and/or displays dangerous fireworks as classified in State Fireworks Law, currently the California Health and Safety Code Section 12505 et seq., shall be subject to an administrative penalty, as set forth in this chapter and authorized by Section 53069.4 of the California Government Code.

The fire code official or his designee shall seize, take, remove or cause to be removed, at the expense of the owner, all stocks of fireworks offered or exposed for sale, stored or held in violation of this Section.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST:

Irene Zacarias
City Clerk

City of Woodlake

AGENDA ITEM V-D

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 10.19 Recreational Vehicle Parking of the Woodlake Municipal Code – **PUBLIC HEARING**

BACKGROUND:

The City of Woodlake is undergoing a review of local City Ordinances to see if there is a need to revise ordinances.

Chapter 10.19 Recreational Vehicle Parking – The City of Woodlake is proposing to update recreational vehicle parking regulations by establishing setback and location guidelines. The current Municipal Code has regulations in place for residential parking within the City of Woodlake but fails to address recreational vehicles. The proposed addition would clarify what is considered a recreational vehicle and would establish setbacks and location guidelines where recreational vehicles can be stored.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the Chapter 10.19 Recreational Vehicle Parking Ordinance.

From a code enforcement perspective, there have been at least 15 code enforcement violations addressing recreational vehicles parked on lawns, stored in backyards and countless 72- hour violations for these vehicles parked on city streets in 2019.

This ordinance would allow for a recreational vehicle to be stored in a backyard following that said vehicle is screened by a solid 6-7 foot fence or hedge, 5 feet from the rear property line and 2 feet from any building or fence line. All vehicles stored in the back yard must be on a paved or a permanent hard surface.

Certain recreational vehicles will be allowed to park on the driveway as long as they are not hooked up to services, on a paved or permanent hard surface, less than 25' long and limited to one vehicle or boat. All vehicles stored must be operable.

RECOMMENDATIONS:

Staff recommends to adopt the resolution to receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date for Ordinance Adding Chapter 10.19 Recreational Vehicle Parking

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Attachment: Draft Recreational Vehicle Parking 10.19 Ordinance
2. Resolution: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date for Ordinance Adding Chapter 10.19 Recreational Vehicle Parking

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)	
WAIVING THE 1st READING)	Resolution No.
SETTING DATE FOR 2 ND READING OF)	
CHAPTER 10.19 RECREATIONAL VEHICLE)	
PARKIN OF CITY MUNICIPAL CODE)	

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date for Ordinance Amending Chapter 10.19 Recreational Vehicle Parking of the Woodlake Municipal Code.

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

CHAPTER 10.19 RECREATIONAL VEHICLE PARKING – The City of Woodlake is proposing to update recreational vehicle parking regulations by establishing setback and location guidelines

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meetings to receive comments regarding these ordinances; and

WHEREAS, the City Council set the 2nd hearing date for January 13th, 2020.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, waive 1st Reading, and Set 2nd Reading Date for Ordinance Amending Chapter 10.19 Recreational Vehicle Parking of the Woodlake Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

AN ORDINANCE RESCINDING SECTION 10.19.040 AND AMENDING SECTION 10.19.020 AND ADDING SECTION 10.19.040 AND SECTION 10.9.050 OF CHAPTER 10.19 OF TITLE 10 OF THE WOODLAKE MUNICIPAL CODE, IMPLEMENTING REGULATION ON RECREATIONAL VEHICLES PARKING IN RESIDENTIAL ZONES.

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by regulating recreational vehicle parking in neighborhoods.

Section 2. CODE ENACTMENT. Section 10.19.020, Section 10.19.040 and section 10.9.050 of Title 10, Chapter 10.19 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

Sections:

10.19.020 - Definitions

"Boat" means a boat of any kind, whether self-propelled or propelled by any other means, including sailing vessels and all other structures adapted to be navigated on water from place to place for recreational purposes or for the transportation of merchandise or persons.

"Motor vehicle" means a passenger vehicle, truck, recreational vehicle, motorcycle, motor scooter, golf cart, or other similar self-propelled vehicle. "Motor vehicle" does not mean a motorized wheelchair, bicycle, tricycle or quadricycle.

"Property" means any real property not owned by the city, the federal or state government or any political subdivision or agency thereof.

"Recreational vehicle" means a motor vehicle designed and equipped for human habitation, including but not limited to a motor home, mini-motor home, camper/truck, house trailer, camper (not mounted on a truck).

10.19.040 - Recreational Vehicle Parking.

- A. All motor vehicles incapable of movement under their own power, other than in cases of emergency, shall be stored in an entirely enclosed space or carport. An entirely enclosed space shall include an area surrounded by a solid wood fence or masonry wall of not less than six feet (6') in height.
- B. No recreational vehicle, boat, boat trailer, or other similar vehicle shall be stored or parked on any lot in any single-family residential district, except as follows:
 1. Side and rear yards when screened by a solid six foot (6') to seven foot (7') fence or hedge.
 - a. No such vehicle shall exceed the height specified for an accessory building.
 - b. No vehicle shall be parked or stored within five feet (5') of the rear property line unless the height of the vehicle is less than the height of the fence. This does not apply to properties with rear alleys.
 - c. There shall be a minimum clearance of two feet (2') between recreational vehicles or trailers and the side of the house or the fence when stored in the side yard.
 - d. A vehicle must be stored on a paved surface or any permanent hard surface, such as asphalt, concrete, pavers, bricks, or other masonry.
 2. Front yards
 - a. Motor homes, mini-motor homes, and camper/trucks not exceeding twenty-five feet (25') in length (as per the manufacturer's stated length) may be parked or stored upon a driveway subject to the limitations of this subsection.
 - b. The following shall not be parked or stored upon a driveway: any motor vehicle exceeding twenty-five feet (25') in length or any commercial vehicle unless such vehicle is a passenger vehicle, any nonmotorized vehicle or equipment
 - c. Any vehicle may be temporarily parked or stored upon a driveway for the purposes of loading or unloading persons or personal property or for the preparation of the vehicle or equipment in connection with the

commencement of or return from a planned trip, outing, or vacation. No such parking or storage shall exceed twenty-four (24) hours.

- d. Motor homes, mini-motor homes, or camper/trucks may be stored or parked in the front setback (driveway) only if it is physically impossible or impractical to park or store such vehicle in the side or rear yard, pursuant to this section, or in a garage or carport.
- e. No such vehicle shall be parked or stored within any part of a front yard or street side yard (on a corner lot) which is not a surfaced parking area.
- f. No such vehicle or equipment shall be parked or stored in such a manner that any portion overhangs the property line of that lot.
- g. No such vehicle shall be parked or stored in any sidewalk or other area of the street at the entrance of the driveway to the lot, except to the extent that it is necessary to temporarily leave a vehicle standing in such area in order to open or close a door or other enclosure to a garage, carport, or parking area on the lot, or to accomplish other similar necessary actions incidental to the ingress or egress of the vehicle to or from the lot; provided, however, any such temporary standing of a vehicle in any such area of the street shall not be a hazard to pedestrians, motorists, or vehicles on the street and shall not be in violation of any traffic or street parking regulation imposed pursuant to this Code or the Vehicle Code of the State.
- h. The front setback area shall be limited to a single motor home, mini-motor home, camper, boat or trailer.

C. All vehicles stored in a residential area shall be in an operable condition.

D. The on-street parking and storage of recreational vehicles shall be subject to the regulations of parking established in the Vehicle Code of the State.

1. No equipment or other nonvehicular property and no nonmotorized vehicle unattached to a motor vehicle shall be parked or stored in any residential street.

10.19.050 – Enforcement

A. The city administrator or designee is authorized to administer and enforce the provisions of this chapter. All enforcement officers to whom the city administrator has delegated enforcement responsibilities are authorized to

inspect property and to take any other appropriate enforcement action as may be reasonably necessary or convenient in order to carry out, administer or otherwise enforce the provisions of this chapter.

- B. Any private person who violates any provision of this chapter shall be subject to enforcement procedures for each violation through any lawful means available to the city, including without limitation, the administrative citation procedures or the general penalty provisions of Chapter 1.12.070.
- C. A violation of this chapter by any private person shall constitute a public nuisance which, in addition to any other potential remedies available, shall be subject to abatement by any lawful means including, but not limited to, the procedures in Chapter 8.28.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

DRAFT

City of Woodlake

AGENDA ITEM V- E

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.- **PUBLIC HEARING**

BACKGROUND:

The City of Woodlake is improving Zoning Regulations of local City Ordinances to see if there is a need to revise and/or add ordinances to improve general welfare in residential neighborhoods.

Chapter 17.16 Single Family Residential Zoning - The City of Woodlake is proposing to update the design standards for front yard paving.

Chapter 17.61 Regulation of Temporary Canopy Structures - The City of Woodlake is proposing to restrict temporary canopy structures in residential areas.

Chapter 17.67 Fence Ordinance - The City of Woodlake is proposing to establish design standards for fences in residential areas.

Chapter 17.68 Unimproved Lots- The City of Woodlake is proposing to establish regulations for unimproved or vacant lots in city limits.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed Chapter 17.16, Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.

Front Yard Paving: This ordinance is intended to preserve residential character and streetscapes and minimize excessive storm water runoff from residential properties. The unregulated expansion of paved parking areas in front, rear and side yards interfering with the pattern of building and open areas in neighborhoods and can increase vehicle clutter by encouraging small parking lots in yard space which was intended to remain an open space or to be landscaped. Excessive paving has a negative impact on the neighborhood character and may negatively impact the city's storm water management system with increased runoff to the storm drain or into neighboring properties. The proposed ordinance would limit the percentage of the yard that can be paved and used as parking to no more than fifty (50) percent of the front yard. Paving would include cement, asphalt, pavers, bricks and masonry unless it is clearly a landscaping feature and will not be used as parking.

Temporary Canopies: There is a growing number of temporary canopy structures popping up in Woodlake. Many of these are being used as carports or storage areas in residential zones. They have become a fixture on the property and are no longer considered temporary. These structures violate setback requirements and are not to be considered an accessory structure. These structures are unsightly, may decrease the property values of the neighborhood and may pose as a fire hazard. This proposed ordinance would restrict these structures from being used as a carport or for storage and would not permit the use in front yard setbacks or street side yards and driveways. Temporary Canopies will be allowed to be used on a temporary basis for events for a seventy-two (72) hour consecutive period, no more than three (3) times a year.

Fence Ordinance: This ordinance would clarify and limit the type and heights of fencing allowed in residential areas. Currently, the City has a specific height requirement for front and back yard heights but does not have a specific regulation for the type of material used. The proposed ordinance would allow the following: Front and side yards will allow for chain-link, concrete or block, latticework, wood or wrought iron fencing at a height not taller than four (4) feet if the fence is more than fifty (50) percent opaque materials. Rear yards will allow for concrete or block, lattice work and wood fencing between the heights of six (6) feet and seven (7) feet.

Unimproved lots: This ordinance will restrict any vehicle, equipment, or storage on any vacant lot or unimproved lot in city limits regardless of the zoning. The ordinance will help enforce abandoned vehicles on empty lots.

All ordinances will include a penalty in accordance to the City's establish Administrative Fine amounts set in Chapter 1.12.070.

RECOMMENDATIONS:

Staff recommends to receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Attachment No. 1: Draft 17.16 Residential Front Yard Paving Ordinance
2. Attachment No. 2: Draft 17.61 Regulation of Temporary Canopy Structures Ordinance
3. Attachment No. 3: Draft 17.67 Fence Ordinance
4. Attachment No. 4: Draft 17.68 Unimproved Lots Ordinance
5. Resolutions: Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)	
WAIVING THE 1 st READING)	Resolution No.
SETTING DATE FOR 2 ND READING OF)	
CHAPTER 17.16, CHAPTER 17.61))	
CHAPTER 17.67 AND CHAPTER 17.68)	
OF CITY MUNICIPAL CODE)	

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

CHAPTER 17.16 SINGLE FAMILY RESIDENTIAL ZONING - The City of Woodlake is proposing to update the design standards for front yard paving.

CHAPTER 17.61 REGULATION OF TEMPORARY CANOPY STRUCTURES - The City of Woodlake is proposing to restrict temporary canopy structures in residential areas.

CHAPTER 17.67 FENCE ORDINANCE - The City of Woodlake is proposing to establish design standards for fences in residential areas.

CHAPTER 17.68 UNIMPROVED LOTS - The City of Woodlake is proposing to establish regulations for unimproved or vacant lots in city limits.

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meetings to receive comments regarding these ordinances; and

WHEREAS, the City Council set the 2nd hearing date for January 13, 2020.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, Waive 1st Reading, and Set 2nd Reading Date of Ordinances Amending Chapter 17.16 and Adding Chapter 17.61, Chapter 17.67 and Chapter 17.68 to the Woodlake Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 17.16.11 OF
CHAPTER 17.16 TO TITLE 17 OF THE MUNICIPAL
CODE OF THE CITY OF WOODLAKE, UPDATING
RESTRICTIONS ON DESIGN STANDARDS FOR
RESIDENTIAL FRONT YARD PAVING

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisances through potential flooding of residential areas.

Section 2. CODE ENACTMENT. Section 17.16.11 within Title 17, Chapter 16.11 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

SECTION 17.16.11 - Design Standards.

The following standards shall apply to all single-family dwellings, including manufactured and mobile homes, which are constructed in the R-1 district.

- A. The minimum width of a single-family dwelling or a manufactured or mobile home shall be twenty (20) feet.
- B. Mobile homes must be certified under the National Manufactured Home Construction and Safety Act of 1974.
- C. All residential dwellings shall be attached to a permanent foundation.
- D. The roofs of all residential dwellings shall be composed of composition shingles, ceramic tiles, metal or wood shakes or shingles. The pitch of the roof shall be less than three inches of vertical rise over twelve (12) inches of horizontal run.
- E. The exterior siding of all residential dwellings shall be composed of wood, masonry, plaster, or metal sheathing.
- F. Siding shall extend to the ground, except when a solid concrete or masonry perimeter foundation or retaining wall is used in which case the siding material need only extend to the top of the foundation or wall.

- G. On residential property, no more than fifty (50) percent of the front yard may be paved unless such paving is pavers, bricks, or masonry and clearly designed as a landscape feature that precludes parking.
1. Front yard means the total area, extending across the full width of the lot, between the front façade of a dwelling and the front lot line, excluding the driveway.
 2. Driveway means a paved area providing the shortest direct route, at the minimum width necessary, between a public right-of-way driveway approach and the vehicular entrance to a garage or carport.
 3. Paving shall mean any permanent hard surface, such as asphalt, concrete, pavers, bricks, or other masonry.
- H. Any person, property or business in violation of this chapter shall be subject to the assessment of civil fines and penalties pursuant to the administrative procedures established in under be subject to an administrative fine or penalty up to the maximum amounts set forth by Woodlake Municipal Code Chapter 1.12.070.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor

shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable State and Federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

DRAFT

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODLAKE ADDING CHAPTER 17.61 TO TITLE 17 OF THE MUNICIPAL ZONING CODE REGULATING TEMPORARY CANOPY STRUCTURES.

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisances and blight on residential neighborhoods.

Section 2. CODE ADOPTION. Chapter 17.61 of Title 17 is hereby enacted and added to the City of Woodlake Municipal Code to read in its entirety as follows:

Chapter 17.61

Regulation of Temporary Canopies Structures in Residential Zones

Sections:

17.61.010. Definitions

17.61.020. Standards and Procedures

17.61.030. Exceptions

17.61.040. Violations

17.61.010. Definitions.

For the purposes of this Section, the following words and phrases shall be construed to have the meanings herein set forth.

a. "Canopy Structures" shall mean all structures, canopies, temporary carports, membrane structures or other canopies that are temporary coverings of plastic, cloth, nylon, aluminum, metal or other similar materials supported by a frame, including, but not limited to, prefabricated canopies available from retail outlets.

b. "Property" shall mean the real property or parcel of land or real estate as specified.

c. "Temporary" shall mean a maximum of seventy-two (72) hours.

17.61.020. Standards and Procedures

Temporary canopy structures shall, comply with the following standards and procedures:

- a. Canopy structures shall not be allowed in driveways, front yard setback areas or side yard setback areas.
- b. Canopy structures shall not exceed a height of seven feet (7') from grade to the highest point of such temporary structure.
- c. Canopy structures shall not be attached to a residence, accessory structure or other improvement.
- d. Canopy structures shall not be used as carports nor be installed over a driveway or used for vehicle storage.
- e. No parking or storage shall be permitted in temporary canopy structures.
- f. Canopy structures may remain for a maximum of seventy-two (72) consecutive hours per three (3) month period.
- g. Canopy structures shall be open on all sides.
- h. Canopy structures may only be located in rear yards and shall be located a minimum of five feet (5') from the side and rear property lines.
- i. Canopy structures shall be located a minimum of eleven feet (11') from residences, accessory structures, or other improvements.
- j. Canopy structures shall not be larger than one hundred and fifty (150) square feet.
- k. Canopy structures in residential zones that exist at the time of this ordinance shall be removed immediately or comply with section 17.61.020 (f)
- l. Canopy structures are not allowed in Commercial or Industrial zones.
- m. Canopy structures that block visibility to a residence from a public right-of-way for privacy purposes, which otherwise meet the requirements herein, may be permitted for a time that exceeds seventy-two (72) hours with the approval of the Community Development Director.

17.61.030. Exceptions

A. A permit may be issued administratively for a temporary canopy structure for special family or service events. Such exception shall not exceed seventy-two (72) hours and shall not be approved more than three (3) times per calendar year per property.

B. Nothing in this Chapter shall be deemed to affect or impair the City's right to determine that any property is being maintained in such a way as to constitute a violation pursuant to the provisions of this Chapter.

17.61.040. Violations

A. Any person who violates any provisions of any ordinance enacted by the city, as amended from time to time, or any person who owns property upon which a violation exists, irrespective of whether that person caused the violation, shall be subject to an administrative fine or penalty up to the maximum amounts set forth by Woodlake Municipal Code Chapter 1.12.070. and authorized by Government Code Section 53069.4.

B. Each and every day that a violation of any city ordinance exists shall constitute a separate and distinct violation.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable State and Federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and

published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

DRAFT

Rudy Mendoza
Mayor, City of Woodlake

ATTEST:

Irene Zacarias
City Clerk

ORDINANCE NO. _____

AN ORDINANCE ADDING 17.67 AND AMENDING SECTIONS 17.16.08, 17.18.09 AND 17.20.07 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF WOODLAKE, UPDATING LANGUAGE FOR ZONING

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

Section 1. PURPOSE. The provisions of this ordinance are intended to establish requirements for fences, walls, and hedges of the Woodlake Municipal Code in order to promote the public health, safety, comfort and general welfare of the community by establishing screening and to prevent visual obstructions at street intersections to consistent with the General Plan.

Section 2. CODE ENACTMENT. Section 17.67 within Title 17 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

17.67 – Fence Ordinance

Sections:

17.67.010 Requirements

17.67.020 Penalties

17.67.010 – Requirements

A. Purpose. The purpose of this section is to establish requirements for fences, walls, and hedges to ensure that these elements:

1. Minimize screening of scenic views and sunlight;
2. Provide adequate buffering between different land uses;
3. Provide suitable screening of allowable outdoor equipment and activities;
4. Prevent visual obstructions at street and highway intersections; and

5. Are designed to provide aesthetic enhancement of commercial and industrial land uses.

B. Applicability

1. All fences, walls, and hedges. The provisions of this section shall apply to all fences, walls, and hedges in Zones:
 - a. Single Residential Family (R-1) Section 17.16 of the Woodlake Municipal Code
 - b. Multiple Family Residential (RM) Section 17.18 of the Woodlake Municipal Code
 - c. Professional Office (PO) Section 17.20 of the Woodlake Municipal Code
2. Site plan review. Fences and walls for housing projects are subject to site plan review in compliance with Chapter 54 of this title.
3. Exemptions. These regulations do not apply to fences or walls required by regulations of a State or Federal agency, or by the City for reasons of public safety, or to retaining walls which adjoin land uses.

C. General height limitations. Fences, walls, and hedges may be erected and properly maintained to the heights identified below and measured from the highest adjoining finish grade.

1. Front and street side yards three feet (3') Maximum height allowed. A fence may be four feet (4') if more than 50 percent (50%) of the fencing is see-through.
2. Rear and Interior side yards wall equal to a minimum of six feet (6') and a maximum of seven feet (7') in height

D. Measurement of fence or wall height. Where there is a difference in the ground level (e.g., finish grade) between two (2) adjoining parcels, the height of a fence or wall constructed along the common property line shall be determined by using the highest finish grade.

E. Walls along arterial and collector streets. If a wall is required, or if the developer of a site located along either an arterial or collector street chooses to install (or is required to

install) a wall, the wall shall be installed and maintained in compliance with the following requirements:

1. Arterial and collector streets. A combination of a landscaped berm and wall equal to a minimum of six feet (6') and seven feet (7') in height
2. Wall height. The wall should be a minimum of six feet (6') in height as measured from the highest-grade side.

F. Allowable fence materials. All fences, constructed or installed within the City shall be limited to the following materials, or combination of materials:

1. Front and street side yards

- a. Chain link;
- b. Concrete/block;
- c. Latticework fencing;
- d. Wood; and
- e. Wrought iron.

2. Rear and Interior side yards

- a. Concrete/block;
- b. Latticework fencing; and
- c. Wood.

G. Special fence and wall requirements.

1. Temporary fencing. Temporary fencing may be necessary to protect archaeological or historic resources and/or trees during site preparation and construction. Temporary fencing for these purposes shall be subject to the review and approval of the Director.
2. Swimming pool enclosure required.

a. Swimming pools shall be entirely enclosed by structures, fences or walls in compliance with California Government Code Section 115920 - The Swimming Pool Act.

b. Such fences shall have a minimum height of five (5') feet. Such fences shall be substantial and shall be constructed so there are no openings greater than three (3') inches when all gates are closed. All gates, five (5') feet or less in width, in enclosing fences shall be self-closing and self-latching. All gates greater than five (5') feet in width shall be provided with a means of latching said gate closed. All latches on gates in enclosing fences shall be a minimum of four (4') feet above grade. No pool shall be filled with water until the enclosing fence has been constructed and approved by the Building Inspector. Surrounding structures, existing fences and gates shall suffice for this requirement if they comply with all requirements of this section as determined by the Building Inspector.

H. The City reserves the right to remove, at the expense of the owner of the property or properties enclosed by the fence, any fence in a public easement in any emergency.

17.67.050 – Penalties

A violation of this Chapter is not punishable as an infraction or misdemeanor, a violation of this Chapter is punishable only by an administrative fine. Any person who violates any provisions of any ordinance enacted by the city, as amended from time to time, or any person who owns property upon which a violation exists, irrespective of whether that person caused the violation, shall be subject to an administrative fine or penalty up to the maximum amounts set forth by Woodlake Municipal Code Chapter 1.12.070.

Persons cited for violating this Chapter may request an administrative appeal hearing as permitted by Woodlake Municipal Code Chapter 1.12.120.

Section 17.16.08 – Fences, Walls and Hedges.

Fences, Walls and Hedges shall be consistent with the requirements detailed in Chapter 17.67 of the Woodlake Municipal Code.

Section 17.18.09 – Fences, Walls and Hedges.

Fences, Walls and Hedges shall be consistent with the requirements detailed in Chapter 17.67 of the Woodlake Municipal Code.

Section 17.20.07 – Fences, Walls and Hedges.

Fences, Walls and Hedges shall be consistent with the requirements detailed in Chapter 17.67 of the Woodlake Municipal Code.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection,

subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____
Irene Zacarias
City Clerk

DRAFT

ORDINANCE NO. _____

AN ORDINANCE ADDING SECTION 17.68.05 OF
CHAPTER 17.68 TO TITLE 17 OF THE MUNICIPAL
CODE OF THE CITY OF WOODLAKE, UPDATING
RESTRICTIONS ON UNIMPROVED LOTS

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare of the community by minimizing the potential of public nuisances on unimproved lots.

Section 2. CODE ENACTMENT. Section 17.68.05 within Title 17, Chapter 68.05 of the Woodlake Municipal Code is hereby enacted to read in its entirety as follows:

17.68.05 – Unimproved Lots

Vacant or unimproved lots shall not be used as vehicle parking facilities and/or outdoor storage of equipment, construction equipment, and similar uses unless fenced appropriately, as determined by Site Plan Review Committee per Chapter 17.54 of the Woodlake Municipal Code.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment]. In addition to the foregoing general exemption, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Administrator is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable State and Federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the

office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST:

Irene Zacarias
City Clerk

City of Woodlake

AGENDA ITEM V- F

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolution: Receive Public Comments, Waive 2nd Reading and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code – **PUBLIC HEARING**

BACKGROUND:

Chapter 5.48.030 – This addition to the municipal code adds a definition for “non-storefront” retail licenses.

Chapter 5.48.055 – Non-Storefront Dispensary - This addition to the Woodlake Municipal Code sets forth the conditions by which a cannabis business may receive a “non-storefront retail” cannabis regulatory permit. The proposed addition would limit non-storefront retail cannabis sales to licensed manufacturers, distributors and cultivators that have active Woodlake Cannabis Regulatory Permits.

DISCUSSION:

The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed to Chapter 5.48, Cannabis Businesses.

The proposed ordinance would allow the City to issue “non-storefront retail” licenses to cannabis businesses that have received a manufacturing, distribution or cultivation license in the City of Woodlake.

Recent state rules have clarified that cities cannot prevent the delivery of cannabis products, even if that city bans cannabis retailers. The result of this rule is an increased desire from cannabis companies to sell cannabis via a delivery service. Currently, the City allows for two storefront dispensaries, which would not change if the proposed ordinance were adopted. The proposed ordinance would allow Woodlake cultivators, manufacturers and distributors to sell and deliver cannabis but would not allow them to act as a storefront business.

City Staff will also recommends waiving the 2nd reading of the ordinance.

RECOMMENDATIONS:

Adoption of Resolution: Receive Public Comments, Waive 2nd Reading and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code

FISCAL IMPACT:

The General Fund will not be impacted through adoption of the amendments to the above said ordinances.

ATTACHMENTS:

1. Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code
2. Resolution: Receive Public Comments, Waive 2nd Reading and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code
3. Non-Storefront Retail Fact Sheet

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)	
WAIVING THE 2nd READING)	Resolution No.
AND ADOPTING)	
CHAPTER 5.48 CANNABIS BUSINESSES)	
OF CITY MUNICIPAL CODE)	

Councilmember _____, offered the following resolution to Receive Public Comments, Waive 2nd Reading, and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code

WHEREAS, the City of Woodlake wishes to add or amend the following ordinances:

5.48.010 - Definitions

“Non-Storefront Dispensary” or “Non-Storefront Retail” is defined as the selling and delivering of Cannabis and cannabis goods to customers from a licensed premise that is not open to the public.

5.48.030 – Commercial Cannabis Business Minimum Operational Requirements and Restrictions.

H. Retail Sales. The storefront retail sale of cannabis is expressly prohibited unless the business has a non-storefront retail license.

5.48.055 – Non-Storefront Dispensary

A. Non-storefront retail licenses are limited to licensed Manufacturers, Distributors and Cultivators with active Woodlake Cannabis Regulatory Permits.

B. Non-storefront dispensaries may delivery in accordance with Municipal Code Section 5.48.050 (P)

C. Non-storefront dispensaries must meet the building and security requirements in Municipal Code Section 5.48.030 (A, B, C, D, E, F, H, I, J, K, L, M, N, Q, R)

D. A licensed non-storefront retailer may only engage in sales and deliveries between the hours of 6:00 a.m. and 10:00 p.m. Pacific Time.

E. Delivery must be made to a physical address in any jurisdiction within California that is not on publicly owned land, a school, a day care, or a youth center

F. During delivery, the employee must carry a copy of the retailer’s license, the employee’s government-issued identification, and an identification badge provided by the licensed retailer.

G. - A delivery request receipt must be prepared for each delivery of cannabis goods and contain all the items listed in section 5420 of the Bureau’s regulations.

H. Delivery must be made using an enclosed motor vehicle equipped with a GPS device and secure storage for cannabis goods.

I. A facility certificate of occupancy is required to operate a non-storefront retail business.

J. The business must comply with all applicable State laws related to non-storefront retail cannabis.

WHEREAS, the City of Woodlake wishes to amend the Municipal Code; and

WHEREAS, the City of Woodlake held a public hearing at the November 25, 2019 City Council meeting to receive comments regarding these ordinances; and

WHEREAS, the City Council Waived the 2nd reading.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to Receive Public Comments, Waive 2nd Reading, and Adopt Ordinance Amending Chapter 5.48 Cannabis Businesses of the Municipal Code.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

ORDINANCE NO. _____

RECEIVE PUBLIC COMMENTS, WAIVE 2ND
READING, AND ADOPT ORDINANCE AMENDING
CHAPTER 5.48, CANNABIS BUSINESSES OF THE
MUNICIPAL CODE

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

Section 1. PURPOSE. The provisions of this ordinance are intended in order to identify the requirements by which a non-storefront cannabis business may operate within the city of Woodlake.

Section 2. CODE ENACTMENT. Section 5.48, Cannabis Businesses and within the Woodlake Municipal Code is hereby enacted to read as follows:

5.48.010 - Definitions

“Non-Storefront Dispensary” or “Non-Storefront Retail” is defined as the selling and delivering of Cannabis and cannabis goods to customers from a licensed premise that is not open to the public.

5.48.030 – Commercial Cannabis Business Minimum Operational Requirements and Restrictions.

H. Retail Sales. The storefront retail sale of cannabis is expressly prohibited unless the business has a non-storefront retail license.

5.48.055 – Non-Storefront Dispensary

A. Non-storefront retail licenses are limited to licensed Manufacturers, Distributors and Cultivators with active Woodlake Cannabis Regulatory Permits.

B. Non-storefront dispensaries may delivery in accordance with Municipal Code Section 5.48.050 (P)

C. Non-storefront dispensaries must meet the building and security requirements in Municipal Code Section 5.48.030 (A, B, C, D, E, F, H, I, J, K, L, M, N, Q, R)

D. A licensed non-storefront retailer may only engage in sales and deliveries between the hours of 6:00 a.m. and 10:00 p.m. Pacific Time.

E. Delivery must be made to a physical address in any jurisdiction within California that is not on publicly owned land, a school, a day care, or a youth center

F. During delivery, the employee must carry a copy of the retailer’s license, the employee’s government-issued identification, and an identification badge provided by the licensed retailer.

- G. - A delivery request receipt must be prepared for each delivery of cannabis goods and contain all the items listed in section 5420 of the Bureau's regulations.
- H. Delivery must be made using an enclosed motor vehicle equipped with a GPS device and secure storage for cannabis goods.
- I. A facility certificate of occupancy is required to operate a non-storefront retail business.
- J. The business must comply with all applicable State laws related to non-storefront retail cannabis.

Section 3. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) [there is no possibility the activity in question may have a significant affirmative effect on the environment].

Section 4. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Woodlake, or any official, employee or agent thereof.

Section 5. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Woodlake hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 7. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Woodlake Municipal Code as amended by this ordinance are substantially the same as provisions in the Woodlake Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 8. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the enactment hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the Foothill Sun Gazette, a newspaper printed and published in the City of Woodlake, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Woodlake, State of California, on _____, 2019 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Rudy Mendoza
Mayor, City of Woodlake

ATTEST: _____

Irene Zacarias
City Clerk

City of Woodlake

AGENDA ITEM V-G

November 25, 2019

Prepared by Jason Waters, City Staff

SUBJECT:

Action: Adoption of Resolution: Receive Public Comments and Adopt the Woodlake Housing Element (2019-2023) – **PUBLIC HEARING**

BACKGROUND:

The Housing Element is one of the seven General Plan Elements mandated by the state of California, as required in Sections 65580 to 65589.8 of the Government Code. Updates are technical and administrative in nature, and do not result in fundamental alterations. State law requires that the Housing Element consist of and “identification and analysis of existing and projected housing needs and a statement of goals, policies, quantified objectives, and scheduled programs for the preservation, improvement, and development of housing.”

DISCUSSION:

The State of California Requires that each General Plan contain certain elements, including a Housing Elements which identifies opportunities for housing within the City. The Housing Element must also include an analysis of existing and projected housing needs, goals, policies and objectives related to housing development.

The City has prepared their Housing Element for 2019-2023 and will submit the plan to HCD this fall. City Staff recommends that Council approve the plan and authorize staff to make an changes requested by HCD.

RECOMMENDATIONS:

City Staff recommends that the City Council Receive Public Comments and Adopt the Woodlake Housing Element (2019-2023).

FISCAL IMPACT:

None

ATTACHMENTS:

1. Resolution: Adopt the Woodlake Housing Element (2019-2023)
2. Woodlake Housing Element (2019-2023) (Under Separate Cover)

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

RECEIVING PUBLIC COMMENTS AND)
ADOPT THE WOODLAKE) Resolution No. 19
HOUSING ELEMENT (2019-2023))

Councilmember, offered the following resolution and moved its adoption. Receive public comments and adopt the Woodlake Housing Element (2019-2023).

WHEREAS, the Housing Element is one of seven required elements of the City’s General Plan, and;

WHEREAS, public comment and public participation is a vital part of the Housing Element update, and;

WHEREAS, the City published a notice in the Foothill Sun-Gazette newspaper notifying the public of the update and requesting public comments; and

WHEREAS, the City may receive further comments from HCD related to the Housing Element; and

WHEREAS, City staff is authorized to make changes based on HCD’s requests.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to receive public comments and adopt the Woodlake Housing Element (2019-2023)

The foregoing resolution was adopted upon a motion of Councilmember , and seconded by Councilmember , and carried by the following vote at the City Council meeting held on November 25, 2019.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Menodza, Mayor

ATTEST:

Irene Zacarias, City Clerk

City of Woodlake

AGENDA ITEM V-H

November 25, 2019

Prepared by Ramon Lara, City Staff

SUBJECT:

Action: Adoption of Resolution: Enter into a Cooperative Agreement with the State of California for the City of Woodlake North Valencia Blvd. Extension Improvements Project

BACKGROUND:

The City of Woodlake North Valencia Street Improvements Project will construct curb, gutters, ramps, sidewalks, street lights and storm drain improvements on North Valencia Blvd. from Sierra Avenue north to Sequoia Avenue. The corridor currently has none of the above-mentioned amenities which makes pedestrian and bicycle traffic unsafe.

DISCUSSION:

The City has begun the preliminary engineering, environmental and right-of-way process on the project. The City will cover the expenditures associated with these services with Measure R funds. The estimated cost for those services is one hundred and seventy-three thousand two hundred dollars (\$173,200).

To prepare the project for construction, staff will begin the process of submitting all necessary agreements for funding. The attached agreement if approved will provide seventy thousand dollars (\$70,000) in SHOPP funding. The funding is a commitment from Caltrans to promote a partnership with the City that leads to more complete streets on State highways like Naranjo Blvd. and Valencia Blvd.

RECOMMENDATIONS:

City staff recommends that Council approve the agreement that will provide seventy thousand dollars (\$70,000) in SHOPP funding for the construction of the project. The project will increase pedestrian and bicycle safety along Valencia Blvd.

FISCAL IMPACT:

No fiscal impact to the General Fund. All expenditures associated with engineering, environmental, right-of-way and construction for the North Valencia Blvd. Extension Improvements Project will be covered by Measure R, ATP and SHOPP.

ATTACHMENTS:

1. Resolution: Enter into a Cooperative Agreement with the State of California for the City of Woodlake North Valencia Blvd. Extension Improvements Project
2. Attachment No. 1 – Cooperative Agreement

BEFORE THE CITY COUNCIL
OF THE CITY OF WOODLAKE
COUNTY OF TULARE
STATE OF CALIFORNIA

In the matter of:

ENTER INTO A COOPERATIVE AGREEMENT)	Resolution No.
WITH THE STATE OF CALIFORNIA)	
FOR THE CITY OF WOODLAKE NORTH)	
VALENCIA BLVD. EXTENSION IMPROVEMENTS)	
PROJECT)	

Councilmember _____, offered the following resolution and moved its adoption. Enter into a Cooperative Agreement with the State of California for the City of Woodlake North Valencia Blvd. Extension Improvements Project.

WHEREAS, the City of Woodlake wishes to develop the North Valencia Street Improvements Project by constructing curb, gutters, ramps, sidewalks, street lights and storm drain improvements on North Valencia Blvd. from Sierra Avenue north to Sequoia Avenue; and

WHEREAS, the project will increase pedestrian and bicycle safety along the corridor; and

WHEREAS, the City has begun the preliminary engineering, environmental and right-of-way process on the project; and

WHEREAS, the City will cover the expenditures associated with the construction of the project with ATP, SHOPP and Measure R funds.

NOW, THEREFORE, THE CITY OF WOODLAKE DOES RESOLVE to enter into a Cooperative Agreement with the State of California for SHOPP funds to assist with the construction of the City of Woodlake North Valencia Blvd. Extension Improvements Project and authorizes the City Administrator to execute all necessary documents.

The foregoing resolution was adopted upon a motion of Councilmember _____, and seconded by Councilmember _____, and carried by the following vote at the City Council meeting held on November 25, 2019.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Rudy Mendoza, Mayor

ATTEST:

Irene Zacarias, City Clerk

COOPERATIVE AGREEMENT
State SHOPP Minor Funds Contribution

This Agreement, effective on _____, is between the State of California, acting through its Department of Transportation, referred to as CALTRANS, and:

City of Woodlake, a body politic and municipal corporation or chartered city of the State of California, referred to hereinafter as CITY.

RECITALS

1. PARTIES are authorized to enter into a cooperative agreement for improvements to the State Highway System per the California Streets and Highways Code sections 114 and 130.
2. The term AGREEMENT, as used herein, includes any attachments, exhibits, and amendments.
3. AGREEMENT shall have no force or effect until CITY has obtained an encroachment permit from CALTRANS.
4. CITY intends to construct curb, gutter, bike lane and sidewalks on State Route (SR) 245 in the city of Woodlake within the State Highway System and is referred to herein as PROJECT.
5. CITY will follow the CALTRANS encroachment permit process in order to complete the PROJECT.
6. CALTRANS will pay CITY in the amount of \$70,000 from SHOPP Minor funds required for PROJECT.
7. PARTIES hereby set forth the terms, covenants, and conditions for CALTRANS' contribution toward PROJECT.

SCOPE

8. CITY is responsible for completing all work for PROJECT.

9. At no cost to CITY, CALTRANS will perform Quality Management to assure CITY's work is performed in accordance with CALTRANS' current policies, procedures, standards, and practices.

INVOICE & PAYMENT

10. CITY will submit to CALTRANS monthly invoices for the prior month's actual expenditures.
11. CALTRANS will pay CITY within 45 (forty-five) calendar days of receipt of invoices.
12. PARTIES agree that the total amount of SHOPP Minor funds paid out to CITY will not exceed \$70,000.
13. After PARTIES agree that all work for PROJECT is complete, CITY will submit a final accounting for all costs. Based on the final accounting, CITY will refund or invoice as necessary in order to satisfy the financial commitment of AGREEMENT.

GENERAL CONDITIONS

14. All obligations of CALTRANS under the terms of AGREEMENT are subject to the appropriation of resources by the Legislature, the State Budget Act authority, and the allocation of funds by the California Transportation Commission.
15. If CITY fails to complete the PROJECT for any reason, CITY shall, at CITY's expense, return the State Highway System right-of-way to its original condition or to a safe and operable condition acceptable to CALTRANS. If CITY fails to do so, CALTRANS reserves the right to finish the work or place the PROJECT in a safe and operable condition. CALTRANS will bill CITY for all expenses incurred and CITY agrees to pay said bill within forty-five (45) days of receipt.
16. If CITY fails to complete the PROJECT for any reason, CITY will refund the full amount of CALTRANS' contribution.
17. CITY will retain all PROJECT related records for four (4) years after the final voucher.

18. HM-1 is hazardous material (including, but not limited to, hazardous waste) that may require removal and disposal pursuant to federal or state law, whether it is disturbed by the PROJECT or not.

HM-2 is hazardous material (including, but not limited to, hazardous waste) that may require removal and disposal pursuant to federal or state law only if disturbed by the PROJECT.

The management activities related to HM-1 and HM-2, including and without limitation, any necessary manifest requirements and disposal facility designations are referred to herein as HM-1 MANAGEMENT and HM-2 MANAGEMENT respectively.

19. If HM-1 or HM-2 is found during construction, CITY will immediately notify CALTRANS.
20. CALTRANS, independent of PROJECT, is responsible for any HM-1 found within the existing State Highway System right-of-way. CALTRANS will undertake, or cause to be undertaken, HM-1 MANAGEMENT with minimum impact to PROJECT schedule.

CALTRANS, independent of PROJECT will pay, or cause to be paid, the cost of HM-1 MANAGEMENT related to HM-1 found within the existing State Highway System right-of-way.

21. CITY, independent of PROJECT, is responsible for any HM-1 found within PROJECT limits and outside the existing State Highway System right-of-way. CITY will undertake or cause to be undertaken HM-1 MANAGEMENT with minimum impact to PROJECT schedule.

CITY, independent of the PROJECT, will pay, or cause to be paid, the cost for HM-1 MANAGEMENT for HM-1 found within PROJECT limits and outside of the existing State Highway System right-of-way.

22. CITY is responsible for HM-2 MANAGEMENT within the PROJECT limits.
23. HM-2 MANAGEMENT costs are PROJECT costs.

24. Neither CITY nor any officer or employee thereof is responsible for any injury, damage, or liability occurring by reason of anything done or omitted to be done by CALTRANS, its contractors, sub-contractors, and/or its agents under or in connection with any work, authority, or jurisdiction conferred upon CALTRANS under AGREEMENT. It is understood and agreed that CALTRANS, to the extent permitted by law, will defend, indemnify, and save harmless CITY and all of its officers and employees from all claims, suits, or actions of every name, kind, and description brought forth under, but not limited to, tortious, contractual, inverse condemnation, or other theories and assertions of liability occurring by reason of anything done or omitted to be done by CALTRANS, its contractors, sub-contractors, and/or its agents under AGREEMENT.
25. Neither CALTRANS nor any officer or employee thereof is responsible for any injury, damage, or liability occurring by reason of anything done or omitted to be done by CITY, its contractors, sub-contractors, and/or its agents under or in connection with any work, authority, or jurisdiction conferred upon CITY under AGREEMENT. It is understood and agreed that CITY, to the extent permitted by law, will defend, indemnify, and save harmless CALTRANS and all of its officers and employees from all claims, suits, or actions of every name, kind, and description brought forth under, but not limited to, tortious, contractual, inverse condemnation, or other theories and assertions of liability occurring by reason of anything done or omitted to be done by CITY, its contractors, sub-contractors, and/or its agents under AGREEMENT.
26. If the work performed on PROJECT is done under contract and falls within the Labor Code section 1720(a)(1) definition of "public works" in that it is construction, alteration, demolition, installation, or repair; or maintenance work under Labor Code section 1771 CITY must conform to the provisions of Labor Code sections 1720 through 1815, and all applicable provisions of California Code of Regulations found in Title 8, Chapter 8, Subchapter 3, Articles 1-7. CITY agrees to include prevailing wage requirements in its contracts for public work. Work performed by CITY's own forces is exempt from the Labor Code's Prevailing Wage requirements.

CITY shall require its contractors to include prevailing wage requirements in all subcontracts funded by AGREEMENT when the work to be performed by the subcontractor is "public works" as defined in Labor Code Section 1720(a)(1) and Labor Code Section 1771. Subcontracts shall include all prevailing wage requirements set forth in CITY contracts.
27. AGREEMENT is intended to be PARTIES final expression and supersedes all prior oral understandings pertaining to PROJECT.

28. Unless otherwise documented in a maintenance agreement, CITY will maintain all PROJECT improvements.
29. AGREEMENT will terminate upon CALTRANS' acceptance of PROJECT. However, all indemnification and maintenance articles of AGREEMENT will remain in effect until terminated or modified in writing by mutual agreement.

DEFINITIONS

PARTY – Any individual signatory party to AGREEMENT.

PARTIES – The term that collectively references all of the signatory agencies to AGREEMENT.

CONTACT INFORMATION

The information provided below indicates the primary contact information for each PARTY to AGREEMENT. PARTIES will notify each other in writing of any personnel or location changes. Contact information changes do not require an amendment to AGREEMENT.

The primary Agreement contact person for CALTRANS is:

Victor Shaw, Project Manager
2015 East Shields Ave., Suite 100
Fresno, CA 93726
Office Phone: (559) 243-3441
Fax Number: 559 243-3426
Email: victor.shaw@dot.ca.gov

The primary Agreement contact person for CITY is:

Ramon Lara, City Administrator
350 North Valencia
Woodlake, CA 93286
Office Phone: (559) 564-8055
Email: rlara@ci.woodlake.ca.us

SIGNATURES

PARTIES declare that:

1. Each PARTY is an authorized legal entity under California state law.
2. Each PARTY has the authority to enter into AGREEMENT.
3. The people signing AGREEMENT have the authority to do so on behalf of their public agencies.


**STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION**

By: _____
Sharri Bender Ehlert
District Director

**VERIFICATION OF FUNDS AND
AUTHORITY:**

By: _____
William Etherton
Budget Manager

**CERTIFIED AS TO FINANCIAL TERMS
AND POLICIES:**

By:  _____
Darwin Salmos
HQ Accounting Supervisor

CITY OF WOODLAKE

By:  _____
Ramon Lara
City Administrator

ATTEST:

By:  _____
Irene Zacarias
City Clerk

**APPROVED AS TO FORM AND
PROCEDURE:**

By: _____
Mario Zamora
City Attorney