

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA APPROVING THE SHARED MICRO-
MOBILITY DEVICE PILOT PROGRAM PERMIT
REQUIREMENTS IN THE CITY OF CHULA VISTA AND
AUTHORIZING THE CITY ENGINEER TO AMEND THE
PERMIT REQUIREMENTS

WHEREAS, the Shared Micro-Mobility Device Pilot Program (“Pilot Program”) was developed to encourage the use of non-personal vehicles while managing the deployment of shared mobile devices within the City; and

WHEREAS, the goal of Chula Vista’s Pilot Program is to:

1. Support an active, healthy lifestyle;
2. Ensure affordable and equitable service;
3. Fill mobility gaps and improve “First Mile/Last Mile” connections to transit;
4. Provide a low-carbon mobility option to reduce carbon emissions;
5. Manage public space to ensure sidewalks are organized and free from obstruction;
6. Derive insights into the use of the bike share system, compliance issues, and targeted bike infrastructure investments with robust data partnerships; and

WHEREAS, the Pilot Program plans to utilize GPS data collected from each device for research and analysis to develop usage trends citywide. This information will be valuable for Capital Improvement Program (CIP) project planning and future grant opportunities; and

WHEREAS, the fees and application requirements were intended to ensure the City does not assume any fiscal impacts or liability due to the operation of the various shared micro-mobility device vendors; and

WHEREAS, Article XIII C of the California Constitution requires a vote of the electorate to increase all taxes imposed by local government; and

WHEREAS, Article XIII C of the California Constitution defines a tax to mean any levy, charge, or exaction of any kind imposed by a local government, unless specifically exempted; and

WHEREAS, the proposed fees for the Pilot Program are exempt from the definition of a tax per Section 1(e)(4) of Article XIII C, which exempts charges imposed for entrance to or use of local government property; and

WHEREAS, due to the constantly evolving shared micro-mobility device industry, it is necessary that these permit requirements be considered iterative and allow for updates on occasion; and

WHEREAS, the Safety Commission, at their December 5, 2018 meeting, voted 5-0-2 (Jackson and Marshall absent) to adopt the resolution recommending the approval of the Shared Mobility Device Permit Requirements by City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it approves the Shared Micro-Mobility Device Pilot Program Permit Requirements in the form presented.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it authorizes the City Engineer to make amendments to the Shared Micro-Mobility Device Pilot Program Permit Requirements as deemed necessary or desirable by the City Engineer to most effectively implement the Pilot Program.

Presented by

Approved as to form by

William S. Valle
Director of Engineering &
Capital Projects

Glen R. Googins
City Attorney