

ORDINANCE O2024-18

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANTECA, STATE OF CALIFORNIA, REPEALING IN ITS ENTIRETY CHAPTER 9.40 "CRUISING AND LOITERING" OF THE MANTECA MUNICIPAL CODE TO COMPLY WITH STATE LAW OVERTURNING CRUISING BANS

WHEREAS, the Manteca Municipal Code (MMC) Chapter 9.40 currently prohibits "cruising" on public streets, alleys, or highways within the City of Manteca ("City"), which is defined as "the repetitive driving of any motor vehicle past a traffic-control point in traffic which is congested at or near the traffic-control point"; and

WHEREAS, last year State Bill AB 436 repealed bans and regulations on car cruising, which legalized car cruising in California; and

WHEREAS, the proposed ordinance will repeal the City's cruising ban to comply with state law.

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

SECTION 1: Chapter 9.40 "Cruising and Loitering" of the Manteca Municipal Code is hereby repealed in its entirety.

SECTION 2: Severability. If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, sub-section, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections, sub-sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 3: Effective Date. This Ordinance shall become effective thirty (30) days following adoption.

City of Manteca, a municipal corporation

MAYOR: 
GARY SINGH

ATTEST:


CASSANDRA CANDINI-TILTON
CITY CLERK

STATE OF CALIFORNIA }
COUNTY OF SAN JOAQUIN } SS:
CITY OF MANTECA }

I, Cassandra Candini-Tilton, City Clerk of the City of Manteca, do hereby certify that the foregoing Ordinance had its first reading and was introduced during the public meeting of the City Council on the 20th day of August, 2024, and had its second reading and was adopted and passed during the public meeting of the City Council on the 3rd of day of September, 2024, by the following vote:

AYES: Breitenbucher, Halford, Morowit, Nuño, Singh

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST:


CASSANDRA CANDINI-TILTON
City Clerk