

**NOTICE OF PUBLIC HEARING ON AMENDMENT TO SEBASTOPOL MUNICIPAL CODE
CHAPTER 10.40 STOPPING, STANDING OR PARKING RESTRICTED OR PROHIBITED
ON CERTAIN STREETS**

Notice is hereby given that the City Council of the City of Sebastopol has scheduled a public hearing to consider amending Sebastopol Municipal Code Chapter 10.40 by rescinding SMC Section 10.40.090 (TRAILERS.) In June 2014, a 3-judge panel of the U.S. 9th Circuit Court of Appeals decided that the Los Angeles city ordinance prohibiting living in vehicles was unconstitutionally vague and therefore unenforceable. Since the Los Angeles ordinance was functionally equivalent to SMC 10.40.090, the Court's decision is controlling in our jurisdiction as well – rendering our corresponding Municipal Code section unenforceable. City Councilmembers and City staff have received repeated requests from the community for enforcement of SMC section 10.40.090, because the section remains published in the current version of the code despite being unenforceable.

The intent of the amendment is to rescind the unenforceable section, and thereby remove the source confusion and frustration experienced by community members that expect enforcement of published Municipal Code sections.

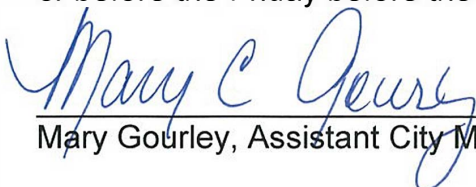
The City Council will consider the above matter on:

Tuesday, October 16, 2018
6:00 P.M.
Youth Annex
425 Morris Street
Sebastopol, CA 95472

Anyone interested may attend and be heard at this meeting. Written comments may also be submitted.

If you challenge this amendment in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Sebastopol at or prior to the public hearing.

A copy of the staff report will be made available by or before the Friday before the scheduled meeting at the Sebastopol Library Reference Desk, Sebastopol Library, 7140 Bodega Avenue. The staff report will also be posted on the City web site, at cityofsebastopol.org by or before the Friday before the meeting.



Mary Gourley, Assistant City Manager/City Clerk, MMC