



City Attorney

2018 OCT 25 PM 5:30

OAKLAND CITY COUNCIL

ORDINANCE No. _____ C.M.S.

ORDINANCE AMENDING ORDINANCE NUMBER 13497 (FISCAL YEAR 2018-2019 MASTER FEE SCHEDULE) ESTABLISHING FEES FOR THE NEW DOCKLESS SCOOTER SHARING PERMIT PROGRAM

WHEREAS, dockless scooter sharing services, which do not require a docking station to operate and may be electric-assist vehicles (E-scooters), have the potential to reduce demand for private vehicles, decrease per capita greenhouse-gas emissions, and create more affordable mobility options for all of Oakland's residents;

WHEREAS, the Energy and Climate Action Plan (Resolution No. 84126 C.M.S.) calls for a 36% reduction in greenhouse gas emissions and 20% reduction in vehicle-miles traveled from 2005 levels by 2020; and

WHEREAS, the City of Oakland, through its "Alternative Modes Policy" (Resolution No.73036 C.M.S.) supports transportation alternatives to private, single-occupant vehicles; and

WHEREAS, the City of Oakland adopted a Regulated Permit for Dockless Scooter Sharing Programs (Ordinance Number 13502 C.M.S.) to guide the shared-use scooters operations proliferating in our community and support the effective and responsible use of these new mobility services; and

WHEREAS, the City Council directed staff to conduct further analyses including peer-city surveys and program administration costing and return to Council with revised recommendations for Scooter Sharing Program services and fees; and

WHEREAS, the City of Oakland has the authority, pursuant to City Charter Article I, to amend the Municipal Code to amend the Master Fee Schedule to include permit fees for Scooter Sharing Operations; and now, therefore

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

Section 1. Exhibit A: Changes to Ordinance Number 13497 C.M.S. (The FY 2018-19 Master Fee Schedule, or "MFS"), adding fees for services and permits in support of Scooter Sharing Operations.

Section 2. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause or phrase thereof irrespective of the fact that one or more other sections, subsections, clauses or phrases may be declared invalid or unconstitutional.

Section 3. CEQA Determination. This ordinance is exempt from CEQA pursuant to CEQA Guidelines Sections 15301 (existing facilities), and 15061(b) (3) (no significant effect on the environment).

Section 4. Effective Date. This Ordinance shall be effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption by the City Council.

IN COUNCIL, OAKLAND, CALIFORNIA: _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLEN, KALB, KAPLAN, AND PRESIDENT REID

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

Exhibit A

Proposed Changes to Ordinance Number 13497 C.M.S.

The FY 2018-19 Master Fee Schedule

Items that are underlined are insertions, items that appear in strikeout are deletions

	FEE	UNIT
INFRASTRUCTURE & OPERATIONS		
ENGINEERING		
A. PATH VACATION	5,154.00	Proceeding
B. STREET VACATION		
1 Summary Vacation	4,980.00	Street
2 General Vacation	5,154.00	Street
3 Notifications	1,060.00	Block
C. EASEMENT - DEDICATION OR VACATION		
1 City Council Action	4,980.00	Easement
2 City Engineer Action	2,564.00	Easement
3 Shared Access Engineering Review	1,804.00	Easement
D. CERTIFICATE OF COMPLIANCE		
1 For Work Through Six Hours	1,311.00	Certificate
2 For Work After Six Hours	190.00	Hour or Fraction of
E. ENCROACHMENT IN THE PUBLIC RIGHT OF WAY OR PUBLIC EASEMENT		
1 City Engineer Action		
a. New encroachment	1,781.00	Permit
b. Existing Encroachment	3,176.00	Permit
c. Private Party bike rack installation, in accordance with City design process	74.00	Permit
d. New Bike Share Station Encroachment	1,781.00	Permit
e. Encroachment for R3 Occupancy	1,781.00	Permit
f. Amendment or Recession	1,084.00	Permit
g. <u>Scooter Share Operator Application Fee</u>	<u>2,500.00</u>	<u>Non-</u> <u>Refundable</u>
h. <u>Annual Scooter Share Operator Permit Fee</u>	<u>30,000.00</u>	<u>Permit</u>
i. <u>Scooter Parking Fee, Inside Meter Zones</u>	<u>0.10</u>	<u>Per Trip</u>
j. <u>Annual Scooter Vehicle Permit</u>	<u>64.00</u>	<u>Per Vehicle</u>
k. <u>Improper Parking Fee</u>	<u>50.00</u>	<u>Per Parking</u> <u>Event</u>
l. <u>Scooter Confiscation Fee (Minimum 1 Hour)</u>	<u>140.00</u>	<u>Hour or</u> <u>fraction of</u>
2 City Council Action	4,980.00	Permit

NOTICE AND DIGEST

ORDINANCE AMENDING ORDINANCE NUMBER 13497 (FISCAL YEAR 2018-2019 MASTER FEE SCHEDULE) ESTABLISHING FEES FOR THE NEW DOCKLESS SCOOTER SHARING PERMIT PROGRAM

Ordinance creating the fees for services and permits in support of shared mobility services featuring dockless scooters, including electric-assist scooters (e-scooters) that operate and park in the public right of way.