



1 disassembly, sale, offer of sale, distribution, or offer of distribution of bicycles and bicycle  
2 parts on public property or public right-of-way, under certain conditions and with certain  
3 exceptions;

4 NOW, THEREFORE, the City Council of the City of Long Beach ordains as  
5 follows:

6 Section 1. Chapter 10.49 entitled "Prohibition on Repairs and Sales of  
7 Bicycles and Bicycle Parts on Public Property" is hereby added to the Long Beach  
8 Municipal Code to read as follows:

9  
10 CHAPTER 10.49  
11 PROHIBITION ON REPAIRS AND SALES OF BICYCLES AND BICYCLE PARTS ON  
12 PUBLIC PROPERTY

13  
14 10.49.010 – Repairs and sales on public property prohibited.

15 Except where otherwise stated in this Chapter, no person  
16 shall assemble, disassemble, sell, offer to sell, distribute, offer to distribute,  
17 or store the following items on any street, sidewalk, alley, public  
18 passageway, public right-of-way, public beach, public park, or other public  
19 property within the City:

- 20 A. Three (3) or more bicycles;  
21 B. A bicycle frame with the gear cables or brake cables cut;  
22 C. Two (2) or more bicycles with missing parts (the term "parts"  
23 shall mean handlebars, wheels, forks, pedals, cranks, seats, or chains); or  
24 D. Five (5) or more bicycle parts.

25  
26 10.49.020 – Exceptions.

27 The prohibition contained in Section 10.49.010 of this Chapter  
28 shall not apply in any of the following situations:

1           A.     An individual is operating under a valid City of Long Beach  
2 License or Permit authorizing such activities.

3           B.     The owner of a bicycle or bicycle part is present during the  
4 repair of his or her single bicycle or bicycle part. Supporting evidence for a  
5 claim of lawful ownership may include, but is not limited to, video or  
6 photographic evidence, a bill of sale, the correct serial number, bicycle  
7 registration, and the like.

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9           10.49.030 – Severability.

10                   If any section, subsection, sentence, clause, phrase, or word  
11 of this Chapter 10.49, or any application thereof to any person or  
12 circumstance, is held to be invalid or unconstitutional by a decision of a  
13 court of competent jurisdiction, the validity, legality and enforceability of the  
14 remaining provisions shall not in any way be affected or impaired thereby  
15 and such provision shall be ineffective only to the extent of such invalidity,  
16 illegality or unenforceability.

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18           Section 2.    The City Clerk shall certify to the passage of this ordinance by  
19 the City Council and cause it to be posted in three (3) conspicuous places in the City of  
20 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the  
21 Mayor.

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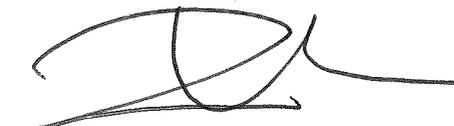
I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of October 9, 2018, by the following vote:

Ayes: Councilmembers: Pearce, Price, Supernaw, Uranga,  
Richardson, Andrews.

Noes: Councilmembers: None.

Absent: Councilmembers: Gonzalez, Mungo, Austin.

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

Approved: 10/10/18  
(Date)

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA        ) ss  
COUNTY OF LOS ANGELES    )  
CITY OF LONG BEACH         )

Tamela Austin being duly sworn says: That I am employed in the Office of the City Clerk of the City of Long Beach; that on the 10<sup>th</sup> day of October 2018, I posted three true and correct copies of Ordinance No. ORD-18-0027 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the Office of the City Clerk.

  
\_\_\_\_\_

Subscribed and sworn to before me  
This 10<sup>th</sup> day of October, 2018.

  
\_\_\_\_\_  
CITY CLERK