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DATE: June 11, 2008

TO: Honorable Mayor and City Councilmembers

FROM: Neighborhood Services Department  
Housing and Code Enforcement

SUBJECT: **INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 7 OF THE OCEANSIDE CITY CODE BY ADDING ARTICLE XII RELATING TO THE REGULATION AND CONTAINMENT OF SHOPPING CARTS, AND ADOPTION OF A RESOLUTION ESTABLISHING A SHOPPING CART CONTAINMENT PLAN PROCESSING FEE**

**SYNOPSIS**

Staff recommends that the City Council introduce an ordinance amending Chapter 7 of the Oceanside City Code by adding Article XII relating to the regulation and containment of shopping carts, and adoption of a resolution establishing a shopping cart containment plan processing fee.

**BACKGROUND**

Abandoned shopping carts constitute a nuisance, create potential hazards to the health and safety of the public and interfere with pedestrian and vehicular traffic within the City of Oceanside. The accumulation of wrecked, dismantled and abandoned shopping carts on public or private property also tends to create conditions that reduce property values, promoting blight and deterioration in the City. It is estimated that the total current shopping cart inventory in Oceanside is in excess of 10,000. A conservative one-percent abandonment rate would result in 100 off-site shopping carts existing at any given time. The issue of abandoned shopping carts is also a concern that has been frequently identified as an increasing problem by several neighborhood groups and associations throughout the City. Code Enforcement and Public Works staff also frequently respond to citizen complaints regarding stray shopping carts.

To address the problem of abandoned shopping carts, most businesses utilize the services of a shopping cart retrieval company. This company patrols the streets on a regular basis collecting abandoned shopping carts. This approach is not completely effective as abandoned shopping carts can be found throughout the City on a daily basis. Staff is currently aware of only one business in Oceanside that has taken a proactive approach to the problem by installing an electronic disabling system on their shopping carts.

The purpose of adopting an ordinance is to ensure that measures are taken to prevent unauthorized removal of shopping carts and to facilitate the retrieval of abandoned shopping carts as permitted by State Law. Similar shopping cart containment and retrieval ordinances have been adopted in other California cities such as Buena Park, Anaheim, Glendale, Long Beach, La Mesa, Sacramento, and more recently Escondido.

## **ANALYSIS**

California Business and Professions Code section 22435 is the State Law that regulates shopping cart identification, removal, possession, impounding and retrieval. This Code only regulates shopping carts after they have been removed from the premises and limits a city's ability to effectively recover costs associated with cart retrieval. There are no provisions for cart containment; however, section 22435.8 of this Code allows a city to adopt a local ordinance which regulates the removal of shopping carts from the owner's premises as long as the ordinance does not conflict with provisions of the aforementioned State Law.

The major components of the proposed ordinance are:

1. Requires all businesses providing shopping carts to maintain a shopping cart retrieval service.
2. Requires signs on all business premises and all shopping carts which state that the removal of shopping carts from the premises is prohibited by law.
3. Requires signs on all shopping carts which contain identification and contact information of the shopping cart owner.
4. Requires businesses with abandoned shopping carts to create and implement a shopping cart containment plan.

### *Administration:*

The ordinance will be administered by the Code Enforcement Division. Businesses with abandoned shopping carts will be required to submit a shopping cart containment plan to the Code Enforcement Office within 30 days of notification by the City. A one-time plan processing, review, and inspection fee of \$100 must accompany each plan submittal.

As the cost and scope of implementing a shopping cart containment plan will vary by the number of shopping carts per business, the ordinance does not specify the type of deterrent system that must be installed to contain the shopping carts but requires a plan that will effectively prevent their removal. Examples of systems used to contain shopping carts are provided in the ordinance for reference. An approved plan will be deemed ineffective if any shopping cart owned by a business is found abandoned.

### *Enforcement:*

Code Enforcement staff will monitor compliance through periodic shopping cart enforcement "sweeps" throughout the city. Increased clerical staffing and retrieval equipment will be required to adequately administer the program. Shopping carts retrieved by the City will be impounded per State Law requirements. Businesses in

violation of the Ordinance will be subject to administrative penalties up to \$1000 and will be required to resubmit an updated shopping cart containment plan to address any deficiencies. Additionally, individuals observed removing or found in possession of shopping carts off site of the premises to which the shopping carts belong will be subject to immediate citation under the provisions of Business & Professions Code section 22435

*Outreach:*

As there is currently over 100 stores in Oceanside that provide shopping carts for customer use, City staff is committed to working cooperatively with all business owners and managers to comply with the new requirements. A draft copy of the proposed ordinance was sent out in advance to businesses within the City that have been identified as providing shopping carts for customer use. A copy has also been sent to the California Grocers Association and the California Cart Retrieval Service Corporation.

**FISCAL IMPACT**

Staff reassignments will be required to effectively administer and enforce the requirements of the proposed ordinance. The total estimated first-year program costs include the following:

1. An increase of \$5,900 in staffing costs to restructure two existing Code Enforcement clerical positions to assist with Shopping Cart Containment Plan processing and review; and
2. At a minimum, ten-percent (approximately four hours per week) of one current Code Enforcement Officer position will need to be dedicated for an initial six-month period to handle shopping cart retrieval and enforcement throughout the City. This will result in a reprioritization of duties and a reduction in response to typical code enforcement issues. Ongoing enforcement will be conducted on a periodic basis.

It is estimated that the initial Shopping Cart Containment Plan processing fees will offset the additional administrative/clerical costs for the first year of the program. No additional equipment is requested at this time. An existing truck assigned to the Code Enforcement Division will be used to impound any abandoned carts.

**COMMISSION OR COMMITTEE REPORT**

Does not apply.

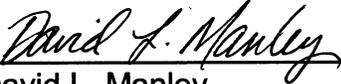
**CITY ATTORNEY'S ANALYSIS**

The referenced documents have been reviewed by the City Attorney and approved as to form.

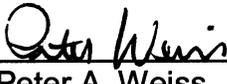
**RECOMMENDATION**

Staff recommends that the City Council introduce an ordinance amending Chapter 7 of the Oceanside City Code by adding Article XII relating to the regulation and containment of shopping carts, and adoption of a resolution establishing a shopping cart containment plan processing fee.

PREPARED BY:

  
\_\_\_\_\_  
David L. Manley  
Neighborhood Services Division Manager

SUBMITTED BY:

  
\_\_\_\_\_  
Peter A. Weiss  
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager 

Margery M. Pierce, Neighborhood Services Director 

- Attachments:
1. Proposed Ordinance
  2. California Business and Professions Code § 22435
  3. Cart Containment Plan Processing Fee Resolution



1 applied in any manner inconsistent with California Business and Professions Code section  
2 22435 et seq., or any other provisions of state law.

3 Section 7.103. Definitions.

4 In this Article, the following terms have meanings as set forth below:

5 *Abandoned shopping cart* shall mean a shopping cart which has been removed from the  
6 business premises without the consent of the shopping cart owner.

7 *Premises* shall mean the entire lot area maintained and managed by the shopping cart  
8 owner, including the building, parking lot, and adjacent walkways where shopping carts are  
9 permitted.

10 *Shopping cart* shall mean a basket which is mounted on wheels or a similar device  
11 generally used in a retail establishment by a customer for the purpose of transporting goods of  
12 any kind.

13 *Shopping cart containment plan or plan* shall mean the document submitted by the  
14 owner pursuant to section 7.110 of this Article.

15 *Shopping cart owner* shall mean any person, entity, firm, business, corporation,  
16 partnership, company or similar entity, who in connection with the conduct of a business, makes  
17 shopping carts available for customer or public use within the boundaries of the business  
18 premises.

19 *Shopping cart retrieval service* shall mean a service operated by the shopping cart owner  
20 or an independent contract business that searches for, retrieves and/or restores abandoned  
21 shopping carts to the possession of the shopping cart owner.

22 Section 7.104. Enforcement.

23 Except as otherwise provided in this article, the provisions of this article shall be  
24 administered and enforced by the City Manager or his or her designees. The City Manager or  
25 his or her designees may enter onto private property to examine a shopping cart to obtain  
26 information as to the owner of the shopping cart or to cause the removal of a shopping cart  
27 pursuant to the provisions of this Article.

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1 Section 7.105. Applicability.

2 This Article shall apply to all shopping cart owners that provide shopping carts for  
3 customer use.

4 Section 7.106. Shopping cart containment.

5 Every shopping cart owner who provides shopping carts for customer or public use shall  
6 contain and control all shopping carts within the boundaries of the premises, except as expressly  
7 provided for in Business and Professions Code section 22435.4.

8 Section 7.107. Shopping cart retrieval.

9 All shopping cart owners shall secure and continuously maintain a shopping cart  
10 retrieval service to retrieve abandoned shopping carts belonging to the shopping cart owner. All  
11 shopping cart owners shall provide evidence of the retrieval service as part of a required  
12 shopping cart containment plan submitted to the City pursuant to section 7.110 or at any other  
13 time upon the City's request.

14 Section 7.108. Mandatory signage on premises.

15 Shopping cart owners must post a sign in a conspicuous place on their premises within  
16 two (2) feet of all customer entrances and exits which states at a minimum:

17 Removal of shopping carts from the premises is prohibited by law.

18 B & P Code section 22435.2.

19 Section 7.109. Shopping cart identification.

20 Shopping cart owners shall permanently affix a sign to all shopping carts which contains  
21 the following information:

22 (a) The identity of the shopping cart owner, including business name and store number  
23 if applicable;

24 (b) A notification of the procedures for authorized removal of the shopping cart from  
25 the premises;

26 (c) A notification that unauthorized removal of the shopping cart from the premises, or  
27 unauthorized possession, is a violation of law; and

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1 (d) A valid address and telephone number to enable the shopping cart to be returned to  
2 the shopping cart owner.

3 Section 7.110. Shopping cart containment plan.

4 If at any time a shopping cart is found abandoned, the shopping cart owner shall submit a  
5 shopping cart containment plan within thirty (30) days of notification by the City Manager or  
6 his or her designee. This plan, at a minimum, shall include:

7 (a) Identification of owner: The name, address, phone number, and store number of the  
8 business/owner. The plan must also include the address where the shopping carts are offered  
9 for use.

10 (b) Shopping cart inventory: The total number of shopping carts maintained in or on the  
11 premises.

12 (c) Mandatory signage: A complete description of all signs to be placed in or on the  
13 premises and the shopping carts pursuant to section 7.108 and section 7.109. These  
14 descriptions must include size, wording, and location where the signs are to be placed.

15 (d) Shopping cart containment measures: Shopping cart owners shall describe the  
16 specific measures to be implemented to prevent unauthorized removal of the shopping cart from  
17 the premises. Containment measures may include, but are not limited to, electronic disabling  
18 devices, use of physical barriers such as bollards, use of courtesy clerks to walk shopping carts  
19 out for customers and to return them to the store, requirement of a deposit for use of a shopping  
20 cart, or any other measures that have been, or are, demonstrated to prevent removal of shopping  
21 carts from the premises.

22 (e) Shopping cart retrieval: Description and identification of the shopping cart retrieval  
23 service maintained pursuant to section 7.107 of this Article. If an independent shopping cart  
24 retrieval service is used, a copy of the valid contract must be submitted. The owner may delete  
25 information relating to the cost of the contract or other personal information from the copy.

26 (f) The requirements of Section 7.110 shall not apply to any business which provides  
27 less than ten (10) shopping carts for use by customers.

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1 Section 7.111. Plan approval or denial.

2 (a) The shopping cart containment plan pursuant to Section 7.110 must be submitted to  
3 the City Manager within thirty (30) days after initial notification of the plan requirement. Each  
4 proposed plan shall be accompanied by a processing fee established by resolution of the City  
5 Council. No plan will be accepted without the processing fee. The City may approve or deny a  
6 plan and must notify the owner in writing of the decision. If approved, the plan shall be  
7 implemented by the owner within thirty (30) days from the date of approval.

8 (b) The City may revoke or deny a plan for any of the following reasons:

9 (1) The implementation of the plan would violate any City code, law or  
10 ordinance, or State or Federal law, statute or regulation;

11 (2) The plan fails to include all of the information required by Section 7.110;

12 (3) The plan does not prevent the removal of shopping carts from the  
13 premises; or

14 (4) The plan omits facts, including special or unique conditions of the  
15 premises, which are required to be provided to ensure adequacy of the plan.

16 (c) If a plan is rejected by the City for incompleteness, or any of the reasons listed in  
17 subsections (b)(1) through (4) of this section, the City shall inform the owner in writing of the  
18 reasons for the rejection and any corrections which need to be made to the plan for it to be  
19 approved. The owner will have ten (10) days from the date of rejection to submit a corrected  
20 plan.

21 (d) If, at any time, the plan is ineffective as defined herein, the City may revoke the  
22 implemented plan and require the owner to submit a new plan for approval or denial by the City  
23 pursuant to the provisions set forth herein. A plan shall be deemed ineffective if shopping carts  
24 originating from a shopping cart owner's premises are found abandoned.

25 (e) If, at any time, the shopping cart owner wants to modify a plan approved by the City,  
26 the shopping cart owner shall submit the modified plan for approval or denial by the City  
27 pursuant to the provisions set forth herein.

28 (f) Any shopping cart owner in the City who fails to submit a complete plan, fails to

1 implement an approved plan, fails to maintain a shopping cart retrieval service, fails to correct a  
2 rejected plan, or maintains an ineffective plan in violation of this Article shall be subject to  
3 enforcement of these requirements as provided for in Chapter 1.

4 Section 7.112. Appeal of plan denial or revocation.

5 A shopping cart owner may appeal the imposition, denial, or revocation of a shopping  
6 cart containment plan. The appeal must be submitted in writing and filed within ten (10)  
7 calendar days upon receipt of the notice by the City informing a shopping cart owner of the  
8 imposition, denial, or revocation of a cart containment plan. Upon timely receipt of a written  
9 request for an appeal, the City Manager or his or her designee shall schedule a hearing which  
10 shall be held no later than thirty (30) calendar days after the receipt of the request for appeal.  
11 The City Manager or his or her designee shall serve by first-class mail a notice to the shopping  
12 cart owner at least ten (10) calendar days prior to the scheduled date of the hearing. At the  
13 hearing, the shopping cart owner shall be given the opportunity to present witnesses and  
14 relevant documentary evidence. The hearing will be conducted informally and the technical  
15 rules of evidence shall not apply. Any and all evidence which is deemed reliable, relevant and  
16 not unduly repetitious may be considered. The City shall provide the shopping cart owner with  
17 a written decision sustaining, reversing or modifying the shopping cart containment plan  
18 revocation or denial action within ten (10) calendar days after the hearing.

19 Section 7.113. Violations.

20 It shall be unlawful for any person to violate or fail to comply with any of the provisions  
21 of this Article.

22 SECTION 2. Severability.

23 If any section, sentence, clause or phrase of this Ordinance is for any reason held to be  
24 invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision  
25 shall not affect the validity of the remaining portions of this Ordinance. The City Council  
26 hereby declares that it would have passed this Ordinance and adopted this Ordinance and each  
27 section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections,  
28 subsections, clauses or phrases be declared invalid or unconstitutional.

1 SECTION 3. The City Clerk of the City of Oceanside is hereby directed to publish this  
2 ordinance, or the title hereof as a summary, pursuant to state statute, once within fifteen (15)  
3 days after its passage in the North County Times, a newspaper of general circulation published  
4 in the City of Oceanside.

5 SECTION 4. This ordinance shall take effect and be in force on the thirtieth (30<sup>th</sup>) day  
6 from and after its final passage.

7 INTRODUCED at a regular meeting of the City Council of the City of Oceanside,  
8 California, held on the \_\_\_\_ day of \_\_\_\_\_, 2008, and, thereafter,

9 PASSED AND ADOPTED at a regular meeting of the City Council of the City of  
10 Oceanside, California, held on the \_\_\_\_ day of \_\_\_\_\_, 2008, by the following vote:

11 AYES:

12 NAYS:

13 ABSENT:

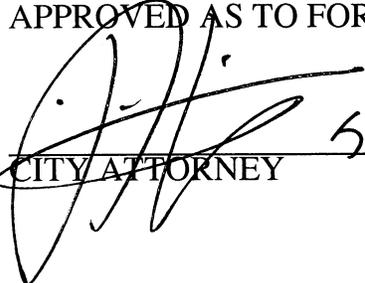
14 ABSTAIN:

15  
16 MAYOR OF THE CITY OF OCEANSIDE

17  
18 ATTEST:

APPROVED AS TO FORM:

19  
20 \_\_\_\_\_  
CITY CLERK

21  
22   
CITY ATTORNEY *SNCA*

23  
24 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AMENDING CHAPTER 7 OF THE  
25 OCEANSIDE CITY CODE BY ADDING ARTICLE XII RELATING TO THE REGULATION AND CONTAINMENT  
26 OF SHOPPING CARTS

27  
28



## ATTACHMENT 2

### CALIFORNIA CODES BUSINESS AND PROFESSIONS CODE SECTIONS 22435-22435.8

**22435.** As used in this article:

(a) "Shopping cart" means a basket which is mounted on wheels or a similar device generally used in a retail establishment by a customer for the purpose of transporting goods of any kind.

(b) "Laundry cart" means a basket which is mounted on wheels and used in a coin-operated laundry or drycleaning retail establishment by a customer or an attendant for the purpose of transporting fabrics and the supplies necessary to process them.

(c) "Parking area" means a parking lot or other property provided by a retailer for use by a customer for parking an automobile or other vehicle.

**22435.1.** The provisions of Section **22435.2** shall apply when a shopping cart or a laundry cart has a sign permanently affixed to it that identifies the owner of the cart or the retailer, or both; notifies the public of the procedure to be utilized for authorized removal of the cart from the premises; notifies the public that the unauthorized removal of the cart from the premises or parking area of the retail establishment, or the unauthorized possession of the cart, is a violation of state law; and lists a valid telephone number or address for returning the cart removed from the premises or parking area to the owner or retailer.

**22435.2.** It is unlawful to do any of the following acts, if a shopping cart or laundry cart has a permanently affixed sign as provided in Section **22435.1**:

(a) To remove a shopping cart or laundry cart from the premises or parking area of a retail establishment with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

(b) To be in possession of any shopping cart or laundry cart that has been removed from the premises or the parking area of a retail establishment, with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

(c) To be in possession of any shopping cart or laundry cart with serial numbers removed, obliterated, or altered, with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

(d) To leave or abandon a shopping cart or laundry cart at a location other than the premises or parking area of the retail establishment with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

(e) To alter, convert, or tamper with a shopping cart or laundry cart, or to remove any part or portion thereof or to remove, obliterate or alter serial numbers on a cart, with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

(f) To be in possession of any shopping cart or laundry cart while that cart is not located on the premises or parking lot of a retail establishment, with the intent to temporarily or permanently deprive the owner or retailer of possession of the cart.

**22435.3.** Any person who violates any of the provisions of this article is guilty of a misdemeanor.

The provisions of this section are not intended to preclude the application of any other laws relating to prosecution for theft.

**22435.4.** This article shall not apply to the owner of a shopping cart or laundry cart or to a retailer, or to their agents or employees, or to a customer of a retail establishment who has written consent from the owner of a shopping cart or laundry cart or a retailer to be in possession of the shopping cart or laundry cart or to remove the shopping cart or laundry cart from the premises or the parking area of the retail establishment, or to do any of the acts specified in Section **22435.2**.

**22435.5.** (a) In any civil proceeding, any shopping cart or laundry cart which has a sign affixed to it pursuant to Section **22435.1** shall establish a rebuttable presumption affecting the burden of producing evidence that the property is that of the person or business named in the sign and not abandoned by the person or business named in the sign.

(b) In any criminal proceeding, it may be inferred that any shopping cart or laundry cart which has a sign affixed to it pursuant to Section **22435.1** is the property of the person or business named in the sign and has not been abandoned by the person or business named in the sign.

**22435.7.** (a) The Legislature hereby finds that the retrieval by local government agencies of shopping carts specified in this section is in need of uniform statewide regulation and constitutes a matter of statewide concern that shall be governed solely by this section.

(b) A shopping cart that has a sign affixed to it in accordance with Section **22435.1** may be impounded by a city, county, or city and county, provided both of the following conditions have been satisfied:

(1) The shopping cart is located outside the premises or parking area of a retail establishment. The parking area of a retail establishment located in a multistore complex or shopping center shall include the entire parking area used by the complex or center.

(2) Except as provided in subdivision (i), the shopping cart is not retrieved within three business days from the date the owner of the shopping cart, or his or her agent, receives actual notice from the city, county, or city and county of the shopping cart's discovery and location.

(c) In instances where the location of a shopping cart will impede emergency services, a city, county, or city and county is authorized to immediately retrieve the shopping cart from public or private property.

(d) Any city, county, or city and county that impounds a shopping cart under the authority provided in subdivisions (b) and (c) is authorized to recover its actual costs for providing this service.

(e) Any shopping cart that is impounded by a city, county, or city and county pursuant to subdivisions (b) and (c) shall be held at a location that is both:

- (1) Reasonably convenient to the owner of the shopping cart.
- (2) Open for business at least six hours of each business day.

(f) A city, county, or city and county may fine the owner of a shopping cart in an amount not to exceed fifty dollars (\$50) for each occurrence in excess of three during a specified six-month period for failure to retrieve shopping carts in accordance with this section. An occurrence includes all shopping carts impounded in accordance with this section in a one-day period.

(g) Any shopping cart not reclaimed from the city, county, or city and county within 30 days of receipt of a notice of violation by the owner of the shopping cart may be sold or otherwise disposed of by the entity in possession of the shopping cart.

(h) This section shall not invalidate any contract entered into prior to June 30, 1996, between a city, county, or city and county and a person or business entity for the purpose of retrieving or impounding shopping carts.

(i) Notwithstanding paragraph (2) of subdivision (b), a city, county, or city and county may impound a shopping cart that otherwise meets the criteria set forth in paragraph (1) of subdivision (b) without complying with the three-day advance notice requirement provided that:

(1) The owner of the shopping cart, or his or her agent, is provided actual notice within 24 hours following the impound and that notice informs the owner, or his or her agent, as to the location where the shopping cart may be claimed.

(2) Any shopping cart so impounded shall be held at a location in compliance with subdivision (e).

(3) Any shopping cart reclaimed by the owner or his or her agent, within three business days following the date of actual notice as provided pursuant to paragraph (1), shall be released and surrendered to the owner or agent at no charge whatsoever, including the waiver of any impound and storage fees or fines that would otherwise be applicable pursuant to subdivision (d) or (f). Any cart reclaimed within the three-business-day period shall not be deemed an occurrence for purposes of subdivision (f).

(4) Any shopping cart not reclaimed by the owner or his or her agent, within three business days following the date of actual notice as provided pursuant to paragraph (1), shall be subject to any applicable fee or fine imposed pursuant to subdivision (d) or (f) commencing on the fourth business day following the date of the notice.

(5) Any shopping cart not reclaimed by the owner or his or her agent, within 30 days of receipt following the date of actual notice as provided pursuant to paragraph (1), may be sold or disposed of in accordance with subdivision (g).

**22435.8. This article shall not invalidate an ordinance of, or be construed to prohibit the adoption of an ordinance by, a city, county, or city and county, which ordinance regulates or prohibits the removal of shopping carts or laundry carts from the premises or parking area of a retail establishment except to the extent any provision of such an ordinance expressly conflicts with any provision of this article.**



RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE ESTABLISHING A CART CONTAINMENT PLAN PROCESSING FEE PURSUANT TO SECTION 7.111(a) OF THE OCEANSIDE CITY CODE

WHEREAS, Section 7.109 of the Oceanside City Code requires businesses that provide shopping carts for customer or public use to submit a shopping cart containment plan if any shopping carts are found abandoned;

WHEREAS, Section 7.111(a) of the Oceanside City Code requires a plan processing fee for each required shopping cart containment plan submittal in an amount approved by resolution of the City Council; and

WHEREAS, the amount of the plan processing fee is necessary and appropriate to offset the costs associated with plan review, approval, and inspection by City staff.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows: One hundred (\$100) dollars shall be the established shopping cart containment plan processing fee.

PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by the following vote:

AYES:

NAYS:

ABSENT:

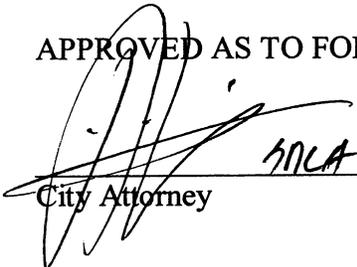
ABSTAIN:

MAYOR OF THE CITY OF OCEANSIDE

ATTEST:

APPROVED AS TO FORM:

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

  
\_\_\_\_\_  
City Attorney

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE ESTABLISHING A CART CONTAINMENT PLAN PROCESSING FEE PURSUANT TO SECTION 7.111(a) OF THE OCEANSIDE CITY CODE