

**ORDINANCE NO. 1219**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAUSALITO  
AMENDING TITLE 15. CHAPTER 15.26, OPERATION OF PASSENGER  
BUSES, OF THE SAUSALITO MUNICIPAL CODE**

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**WHEREAS**, Title 15 of the Municipal Code of the City of Sausalito sets forth certain regulations regarding the operation of passenger buses, specifically buses west of Bridgeway; and

**WHEREAS**, there has been a dramatic increase in the number of tour buses including "hop on hop off" tour buses operating in the City; and

**WHEREAS**, the proliferation of tour buses has resulted in serious, negative impacts to the health, safety and general welfare of the citizens of Sausalito due to noise of both the buses and the tour guides utilizing amplified sound systems, traffic safety and pollution; and

**WHEREAS**, the City and the San Francisco Tour Operators Association (SFTOA) entered into a voluntary agreement whereby the tour bus operators agreed to eliminate the southbound Bridgeway return trips to San Francisco and instead return to San Francisco northbound on Bridgeway; and

**WHEREAS**, not all tour bus operators complied with the terms of the voluntary agreement and therefore, it is necessary to codify the terms of the voluntary agreement and to create quiet zones in order to address the noise issues.

THE CITY COUNCIL OF THE CITY OF SAUSALITO HEREBY ORDAINS AS FOLLOWS:

**SECTION I.** The title of Chapter 15.26 of the Sausalito Municipal Code is hereby amended to read "Operation of Passenger Buses."

**SECTION II.** Chapter 15.26 of the Sausalito Municipal Code is hereby amended to add two new sections to read as follows:

**15.26.021 Passenger bus operation prohibited - Bridgeway Southbound.**

It is unlawful to operate any passenger bus southbound on Bridgeway south of Bay Street. This includes southbound travel along the corridor that includes Bridgeway, Richardson Street, Second Street, South Street and Alexander Avenue to the Sausalito city limit.

**15.26.022 Passenger Bus Quiet Zone established.**

It is unlawful for any passenger bus to operate any public address system, narration system, music, bells, horns, or whistles along the corridor that includes Alexander Avenue beginning at the south city limit and continuing on South Street, Second Street, Richardson Street, and Bridgeway to the north city limit.

**SECTION III.** Section 15.26.050 of Chapter 15.26 of the Sausalito Municipal Code is hereby amended to read as follows:

**15.26.050 Penalty for Violation.** The violation of any provision of this Chapter, or failure to comply with any of the mandatory requirements of this Chapter, shall constitute a misdemeanor, except that, notwithstanding any other provision of this Chapter, any such violation of this Chapter may, in the discretion of the enforcement authority, constitute an infraction. If convicted of a misdemeanor, a person shall be subject to payment of a fine, imprisonment, or both, not to exceed the limits set forth in Government Code Section 36901. If convicted of an infraction, a person shall be subject to payment of a fine, not to exceed the limits set forth in Government Code Section 36900. A person, firm, corporation, or organization shall be deemed guilty of a separate offense for each and every day during any portion of which a violation of this section is committed, continued or allowed by the person, firm, corporation or organization, and shall be punishable accordingly.

**SECTION IV.** This ordinance shall be liberally construed to achieve its purposes and preserve its validity. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The City Council hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

**SECTION V.** This ordinance shall be and is hereby declared to be in full force and effect as of thirty (30) days from and after the date of its passage. Before the expiration of fifteen (15) days after passage by the City Council, this Ordinance shall be published once in a newspaper of general circulation published in the City of Sausalito.

This ordinance was introduced at an adjourned regular meeting of the Sausalito City Council on the 27<sup>th</sup> day of May, 2014, and was adopted at a regular meeting of the Sausalito City Council on the 10<sup>th</sup> day of June, 2014 by the following vote:

<b>AYES:</b>	Councilmembers:	Leone, Pfeifer, Theodores, Weiner, Mayor Withy
<b>NOES:</b>	Councilmembers:	None
<b>ABSTAIN:</b>	Councilmembers:	None
<b>ABSENT:</b>	Councilmembers:	None



MAYOR OF THE CITY OF SAUSALITO

ATTEST:



CITY CLERK