

ORDINANCE NO. 1882

AN UNCODIFIED ORDINANCE OF THE LODI CITY COUNCIL AMENDING
LODI MUNICIPAL CODE CHAPTER 16.24 – IMPROVEMENTS – BY
REPEALING SECTION 16.24.040, “STREETS,” IN ITS ENTIRETY; AND
FURTHER AMENDING CHAPTER 16.40 – REIMBURSEMENTS FOR
CONSTRUCTION – BY REPEALING SECTIONS 16.40.010, “FINDINGS AND
PURPOSE,” AND 16.40.020, “IMPROVEMENTS TO BE REIMBURSED”

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Lodi Municipal Code Chapter 16.24 – Improvements – is hereby amended by repealing Section 16.24.040, “Streets,” in its entirety.

SECTION 2. Lodi Municipal Code Chapter 16.40 – Reimbursements for Construction – is hereby amended by repealing Section 16.40.010, “Findings and Purpose,” and Section 16.40.020, “Improvements to be Reimbursed,” in their entirety.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 4. No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the city, or any officer or employee thereof, a mandatory duty of care toward persons or property within the city or outside of the city so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 5. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The city council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

SECTION 6. This uncodified ordinance shall be published one time in the “Lodi News-Sentinel,” a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect 30 days from and after its passage and approval.

Approved this 4th day of September, 2013



ALAN NAKANISHI
Mayor

Attest:



RANDI JOHL-OLSON
City Clerk

State of California
County of San Joaquin, ss.

I, Randi Johl-Olson, City Clerk of the City of Lodi, do hereby certify that uncodified Ordinance No. 1882 was introduced at a regular meeting of the City Council of the City of Lodi held August 21, 2013, and was thereafter passed, adopted, and ordered to print at a regular meeting of said Council held September 4, 2013, by the following vote:

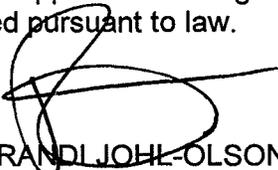
AYES: COUNCIL MEMBERS – Hansen, Johnson, Katzakian, Mounce, and Mayor Nakanishi

NOES; COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

I further certify that Ordinance No. 1882 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.



RANDI JOHL-OLSON
City Clerk

Approved as to Form:



D. STEPHEN SCHWABAUER
City Attorney