



CITY OF INGLEWOOD

OFFICE OF THE CITY MANAGER



DATE: May 17, 2022

TO: Mayor and Council Members

FROM: City Manager's Office

SUBJECT: Public Hearing - Ordinance Amending Inglewood Municipal Code to Regulate Pedicabs

RECOMMENDATION:

It is recommended that the Mayor and Council Members conduct a public hearing to consider an ordinance adding Article 5.1 to Chapter 8 of the Inglewood Municipal Code (IMC), regulating pedicabs and amending other relevant Municipal Code sections.

BACKGROUND:

On September 30, 2010, the Governor of California signed Assembly Bill 2294, which amended the Vehicle Code to grant authority to municipalities to regulate pedicabs. Vehicle Code Sections 21100(n), 21215, 21215.2, and 21215.5 outlined the process by which a City can authorize this use and require more stringent operating and equipment requirements than those imposed by State law.

Pedicabs are defined as bicycles, including electric bicycles, that have three or more wheels, that transport, or are capable of transporting, passengers on seats attached to the rear of the bicycle, that are operated by a person, and that are used for transporting passengers for hire within the City.

Tourist cities such as San Diego, San Francisco, Santa Barbara, Huntington Beach, Santa Monica, and Long Beach have widely used pedicabs to alleviate traffic to downtown and resort areas. The City of Inglewood has also become a premier location for tourists and visitors to its various event hubs like the Forum, SoFi Stadium, Hollywood Park Casino, and future Intuit Dome and is receiving requests from various vendors to operate pedicabs during major events.

DISCUSSION:

The licensing and regulation of pedicab operations is necessary to ensure safe, quality pedicab services, mitigate negative impact on traffic circulation, and promote the general welfare of the City. The attached ordinance will seek to require the following:

- Valid business tax certificate and pedicab owner permit that is issued by the Permits and Licenses Committee;
- Proof of insurance with indemnification for the City;
- Annual pedicab inspections for safety and cleanliness;

PH-1

- Prohibition of operating on any street with a posted speed limit in excess of thirty (30) miles per hour
- Visibility of rates charged for potential passengers; and
- Enforcement of illegal or noncompliant pedicab operators

On May 3, 2022, the City Council set a public hearing for May 17, 2022.

The proposed ordinance provides vehicle equipment regulations and minimum driver standards that are consistent with Vehicle Code sections that are designed to address and alleviate public safety concerns. The Permits and Licenses Committee will also be authorized to establish rules and regulations that will include provisions governing the following: pedicab service and safety; pedicab vehicle equipment standards; conditions and qualifications of applicants for operator permits; and the responsibilities of pedicab operators and drivers.

FINANCIAL/FUNDING ISSUES AND SOURCES:

The amended IMC Section 8-53.3 will require a \$100 annual fee to apply for a pedicab owner permit and is expected to have a negligible budgetary impact with the proposed adoption of the ordinance. Annual fees will be deposited into Account Code No. 001.001.0101.2017.00 (Finance-Revenue-Permits & Licenses Committee Fees).

DESCRIPTION OF ANY ATTACHMENTS:

Attachment No. 1 - Ordinance

PREPARED BY:

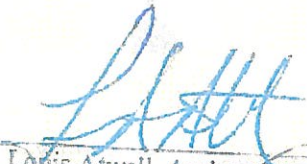
Harjinder Singh, Deputy to the City Manager H.S.

COUNCIL PRESENTER:

Harjinder Singh, Deputy to the City Manager

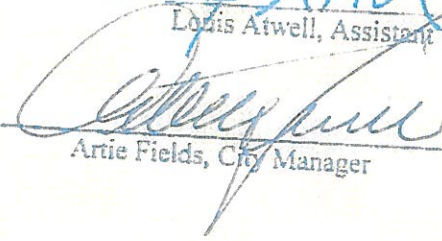
APPROVAL VERIFICATION SHEET

ASSISTANT CITY MANAGER APPROVAL:



Lois Atwell, Assistant City Manager

CITY MANAGER APPROVAL:



Artie Fields, City Manager

ATTACHMENT NO. 1

1 **SECTION 1.** Inglewood Municipal Code section 8-53.3 is amended as
2 follows:

3 **“Section 8-53.3. Category 3-\$100.00**

- 4 (1) Automobile dealer, used; or not under contract with manufacturer.
- 5 (2) Auto wrecking yard.
- 6 (3) Concert—“rock type.”
- 7 (4) Dance hall or night clubs where dancing is permitted.
- 8 (5) Horse race information-(off race track premises).
- 9 (6) Live entertainment in night clubs or eating establishments.
- 10 (7) Pari mutuel agency.
- 11 (8) Pawn shop, secondhand dealer.
- 12 (9) Private investigation services and security patrol.
- 13 (10) Pool hall.
- 14 (11) Jazz festivals, concerts and similar events at the amphitheater at Edward
15 Vincent Jr. Park.
- 16 (12) Pedicabs.”

17 **SECTION 2.** A new Article 5.1 Pedicabs is added to Chapter 8
18 Businesses, Trades and Professions of the Inglewood Municipal Code to read as follows:

19 **“Article 5.1 Pedicabs**

20 **Section 8-85. Definitions**

21 The following words or phrases as used in this Article shall have the following
22 meanings.

23 “Darkness” is any time from one-half hour after sunset to one-half hour before
24 sunrise and any other time when visibility is not sufficient to render clearly discernible
25 any person or vehicle on the street at a distance of 1,000 feet.

26 “Operate” means to pedal, steer, use the brakes, or otherwise control a pedicab.

27 “Owner” means any person who owns a pedicab.

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1 “Pedicab” means a bicycle, including an electric bicycle, that has three or more
2 wheels, that transports, or is capable of transporting, passengers on seats attached to the
3 rear of the bicycle, that is operated by a person, and that is being used for transporting
4 passengers for hire within the City of Inglewood.

5 “Pedicab decal” means a nontransferable decal issued by the City to a pedicab
6 owner for display on the pedicab to indicate that the pedicab is permitted to operate
7 within the City.

8 “Pedicab operator” or “operator” means a person who pedals, steers, uses the
9 brakes, or otherwise controls a pedicab.

10 “Pedicab owner permit” means the permit issued by the City to a pedicab owner
11 to indicate that the pedicab is permitted to drive and operate within the City.

12 **Section 8-85.1. Rules and Regulations. Pedicab Owner Permit.**

13 (a) A pedicab owner shall not operate a pedicab, nor allow their pedicab to be
14 operated within the City unless the owner has a valid business tax certificate and pedicab
15 owner permit issued in accordance with Chapter 8 of the Inglewood Municipal Code. A
16 pedicab owner must obtain a separate permit and decal for each pedicab that the owner
17 operates within the City. Pedicab owner permits are the property of the City and are not
18 transferable to another person.

19 (b) The Permits and Licenses Committee is authorized to adopt rules and
20 regulations consistent with this Code and necessary to implement this Article. Such
21 rules and regulations may include, but are not limited to, provisions governing pedicab
22 service and safety, pedicab vehicle equipment standards, conditions and qualifications of
23 applicants for pedicab owner permits, and the responsibilities of the pedicab owner and
24 pedicab operator.

25 **Section 8-85.2. Insurance and Indemnification Requirements.**

26 (a) Insurance. Prior to the issuance of a pedicab owner permit, the permit
27 applicant must submit proof of insurance as required and determined by the City

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1 Attorney at the time of application. A pedicab owner shall maintain such insurance in
2 full force and effect, at no cost to the City, during the term of a pedicab owner permit.

3 (b) Indemnification. Prior to the issuance of a pedicab owner permit, the
4 permit applicant must sign an agreement to reimburse the City for any costs incurred by
5 it in repairing damage to City property occurring in connection with the operation of
6 permittee's pedicabs proximately caused by the actions of the permittee, its officers,
7 employees, agents, customers, or any person who was under the permittee's control
8 insofar as permitted by law. The agreement shall also provide that the permittee hold
9 harmless, indemnify, and defend, the City, its officials, officers, agents, employees, and
10 volunteers against any claims, costs, damages, demands, liability and notices, or any of
11 these, arising or resulting from any damage or injury proximately caused by actions of
12 the permittee in connection with the operation of permittee's pedicabs, regardless of
13 whether the City is actively or passively negligent, except those claims, costs, damages,
14 demands, liability and notices, or any of these, caused solely by the negligence or willful
15 misconduct of the City.

16 **Section 8-85.3. Pedicab Operations.**

17 (a) A pedicab operator shall:

18 (1) Keep pedicabs within its fleet in clean and sanitary conditions, and be free
19 from mechanical or safety defects;

20 (2) Make pedicabs within its fleet available for inspections at reasonable times
21 by the City, including for annual inspections;

22 (3) Operate in compliance with local and state laws applicable to pedicabs
23 and pedicab operations; and

24 (4) Annually report to the Department of the California Highway Patrol any
25 accidents caused or experienced by the pedicabs.

26 (b) It is unlawful for any person to:

27 (1) Operate a pedicab, if said person is under 18 years of age;

28 (2) Operate a pedicab without a valid California driver's license;

1 (3) Operate a pedicab in any manner that impedes or blocks the normal or
2 reasonable movement of pedestrian or vehicular traffic unless such operation is
3 necessary for safe operation or in compliance with law or under the direction of law
4 enforcement personnel;

5 (4) Load or unload pedicab passengers on roadways or in the middle of
6 roadways;

7 (5) Operate a pedicab on any street with a posted speed limit in excess of
8 thirty miles per hour, except to cross the street at an intersection;

9 (6) Operate a pedicab in a manner that results in damage to property;

10 (7) Operate a pedicab while carrying a number of passengers that exceeds the
11 number of available seats;

12 (8) Operate a pedicab without having all passengers be restrained by seatbelts;

13 (9) Operate a pedicab without having a City-approved insurance policy in full
14 force and effect at all times during the operation of the pedicab;

15 (10) Operate a pedicab that has broken or inactive equipment, or is otherwise in
16 an unsafe operating condition;

17 (11) Advertise or otherwise hold itself out as providing pedicab services within
18 the City, unless such person is operating pursuant to City issued permit;

19 (12) Refuse to comply with a lawful order from a City official charged with
20 enforcement of this Chapter.

21 (c) A pedicab shall:

22 (1) Be of a single frame construction and reasonably clean and safe, so as not
23 to injure or damage the person, clothing or possessions of a passenger;

24 (2) Have an exterior reasonably clean, free of cracks, breaks and major dents,
25 and treated or painted for adequate weather protection and a neat and clean appearance;

26 (3) Be equipped with working seat belts for all passengers, seat backs, and
27 grab rails;

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1 (4) Be equipped with battery-powered headlights and taillights, with taillights
2 mounted at the same level on the right and left exterior, red in color and plainly visible
3 from all distances within five hundred feet to the rear of the pedicab;

4 (5) Be equipped with turn signals visible from the front and rear of
5 the pedicab;

6 (6) Be equipped with hydraulic or mechanical disk brakes;

7 (7) Be equipped with spoke reflectors on each wheel, and tape type reflectors
8 showing the front and back width of the pedicab;

9 (8) Have permanently and clearly affixed company name and phone number
10 on the exterior in easy to read lettering at least two inches tall; and

11 (9) Have clearly affixed fare schedule signs, in easy to read lettering at least
12 one inch tall, including all applicable fares and charges, including minimums, distance,
13 time, tour or other charges.

14 **Section 8-85.4. Fare Schedule.**

15 Every pedicab operated under this Article shall display the rates to be charged for
16 the pedicab service that meets the size, format and location requirements set forth by the
17 rules and regulations adopted by the City's Permits and Licenses Committee. The rates
18 shall be visible to all passengers in the pedicab and no pedicab operator shall charge a
19 passenger a fare greater than the fare posted on the pedicab.

20 **Section 8-85.5. Enforcement.**

21 (a) Any person violating any provision of this Article is guilty of an infraction
22 or a misdemeanor punishable in accordance with Inglewood Municipal Code section 1-
23 18. Where the violation is of a continuing nature, each day that the violation continues
24 constitutes a separate and distinct violation.

25 (b) Any person violating any provision of this Article shall be subject to
26 administrative fines and penalties pursuant to this Code.

27 (c) The remedies specified in this Section are cumulative and their
28 specification shall not preclude the use of any other remedy provided by law."

1 **SECTION 3. SEVERABILITY.** If any section, subsection, subdivision,
2 paragraph, sentence, clause or phrase of this ordinance, or its application to any person
3 or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or
4 unenforceability shall not affect the validity or enforceability of the remaining sections,
5 subsections, subdivisions, paragraphs, sentences, clauses or paragraphs of this
6 ordinance, or its application to any person or circumstance. The City of Inglewood
7 hereby declares that it would have adopted each section, subsection, subdivision,
8 paragraph, sentence, clause and paragraph hereof, irrespective of the fact that any one or
9 more of the foregoing sections, subsections, subdivisions, paragraphs, sentences, clauses
10 or phrases hereof be declared invalid or unenforceable.

11 **SECTION 4. EFFECTIVE DATE.** The City Clerk shall certify to the
12 approval, passage and adoption of this Ordinance by the City Council and shall cause the
13 same to be published in accordance with the City Charter; and thirty days from the final
14 passage and adoption, this Ordinance shall be in full force and effect.

15 **PASSED, APPROVED AND ADOPTED** this _____ day of
16 _____, 2022.

17
18 _____
19 James T. Butts, Jr., Mayor

20 **ATTEST:**

21
22 _____
23 Aisha L. Thompson, City Clerk