

CITY OF ENCINITAS
PUBLIC NOTICE OF ORDINANCE INTRODUCTION
ORDINANCE NO. 2023-07

NOTICE IS HEREBY GIVEN that the City Council of the City of Encinitas has introduced Ordinance No. 2023-07 "An Ordinance of the City Council of the City of Encinitas, California, adding Chapter 9.85 "Shopping Carts" to the Encinitas Municipal Code to Require Containment of Shopping Carts on Business Premises and Making it Unlawful to Remove a Shopping Cart Therefrom." Proposed Ordinance No. 2023-07 establishes two enforceable components:

- It is unlawful to remove a marked shopping cart from a premises or to be in possession of a marked shopping cart.
- It is unlawful for a shopping cart owner (as defined in the ordinance) to allow a shopping cart to be abandoned or remain unattended.

In addition, the proposed ordinance language builds out extended shopping cart owner responsibility in several ways, including provisions requiring the following:

- Shopping cart ownership identification on all carts.
- Installation of shopping cart removal warning signs.
- Use of physical containment measures OR a shopping cart retrieval service.
- After hours shopping cart security.
- Submittal of a shopping cart containment plan to the City of Encinitas.

Ordinance No. 2023-07 was introduced at the Regular City Council meeting held on December 13, 2023, by the following vote: AYES: Blackwell, Ehlers, Hinze, Kranz, Lyndes; NAYS: None; ABSTAIN: None. ABSENT: None. The City Council will consider the adoption of this Ordinance at the January 17, 2024, Regular City Council meeting commencing at 6:00 p.m., in the City Council Chambers, 505 South Vulcan Avenue. The Ordinance is on file in the office of the City Clerk, 505 South Vulcan Avenue and may be viewed between the hours of 8:00 a.m. and 5:00 p.m. In compliance with the Americans with Disabilities Act/Section 504 Rehabilitation Act of 1973 and Title VI, this agency is an equal opportunity public entity and does not discriminate on the basis of race, color, ethnic origin, national origin, sex, religion, veteran status or physical or mental disability in employment or the provision of service. If you require special assistance to participate in this meeting, please contact the City Clerk's Office at 760-633-2601 at least 72 hours prior to the meeting. /Kathy Hollywood, City Clerk