

## **ORDINANCE NO.**

### **AN ORDINANCE AMENDING STOCKTON MUNICIPAL CODE, TITLE 10, CHAPTER 10.16, SECTION 10.16.260.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:**

#### **SECTION I: AMENDMENT OF CODE**

Title 10, Chapter 10.16, section 10.16.260 is amended to read as follows:

##### **10.16.260 Permits—To whom issued.**

A tow vehicle driver's permit shall not be issued to any of the following persons:

- A. Any person under the age of 18 years.
- B. Any person who is not of good moral character as reasonably determined by the Chief of Police, which shall include, but not be limited to, consideration of any conviction for trafficking in or unlawful use of narcotics, regardless of whether the record of conviction has been expunged.
- C. Any person who has been convicted of a felony until the expiration of five (5) years from termination of confinement, parole, and/or probation.
- D. Any person who has been convicted of driving a vehicle recklessly or while under the influence of intoxicants until the expiration of five (5) years from termination of confinement and/or probation.
- E. Any person not possessing a valid driver's license issued by the State permitting said person to drive a tow vehicle.
- F. Any person who has not been a continuous resident of the County of San Joaquin for at least 30 days immediately preceding the date of said person's application.
- G. Any person convicted of a crime involving moral turpitude regardless of whether the record of conviction has been expunged.
- H. Any person convicted of a weapons violation until the expiration of five (5) years from termination of confinement, parole, and/or probation, whichever is later.
- I. Any person who would be denied and/or have revoked a State tow truck driver certificate pursuant to Section 13377 of the Vehicle Code of the State, and any amendments thereto.
- J. Any person who provided false, incomplete, or materially misrepresented information on the application for a tow vehicle driver's permit.
- K. Any person who has failed to pay all fees required pursuant to the title.

#### **SECTION II: SEVERABILITY**

If any of this ordinance or the application thereof to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application, and to this end, the provisions of this act are severable.

### **SECTION III: EFFECTIVE DATE**

This Ordinance shall take effect and be in full force thirty (30) days after its passage.

ADOPTED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

\_\_\_\_\_  
MICHAEL D. TUBBS  
Mayor of the City of Stockton

ATTEST:

\_\_\_\_\_  
CHRISTIAN CLEGG  
Deputy City Manager/Interim  
City Clerk of the City of Stockton