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Consent Calendar

25. Prohibition on the Resale of Used Combustion Vehicles in 2040 *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*

From: Community Environmental Advisory Commission

Recommendation: Review and refer to the City Attorney for finalization the attached ordinance prohibiting the resale of used , existing combustion-powered vehicles beginning in 2040.

(On November 18, 2020 the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee made a positive recommendation to refer to the City Manager for review of the attached ordinance prohibiting the resale of used, existing combustion-powered vehicles beginning in 2040, to the extent legally possible.)

Financial Implications: See report

Contact: Viviana Garcia, Commission Secretary, (510) 981-7460

Action: Approved the recommendation of the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee with the referral modified to provide two options of the ordinance: 1) as proposed by the policy committee, and 2) with the proposed additions below:

1. *Replace the word "vehicle" with "passenger vehicle" throughout the Resolution*
2. *Add a section that requires that all purchasers of combustion passenger vehicles in Berkeley be notified of this regulation at point of sale starting 60 days after the passage of this ordinance. (request that Legal craft the language to be used in the disclosure)*
3. *In 0.97.030 Definitions, include "Passenger Vehicle" shall be used as defined in California Vehicle Code 465*
4. *In Section, 9.97.040 Prohibition, clarify that exceptions shall include sales for trade-in and for sales as scrap metal.*

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Item 10d - Discussion and Action Items
Environment and Climate Commission
September 28, 2022