MUNICIPALITY OF LEVANTO

Province of La Spezia

Deliberation of the Municipal Council N. 4 of 07/01/16

Object : RECTIFICATION OF MUNICIPAL JUNCTION DELIBERATION N ° 173/2015 FOR AN OBJECT "CHANGE RATES AND DISCIPLINARY ACCESS OF THE TOURIST BUSES TO THE LIMITED TRAFFIC AREA OF THE CITY CENTER.

Year	duemilasedici	the day	07	Of the January	At	17.00

in the municipal office, convened according to the law, the City Council met with the presence of the gentlemen:

			Pres.	Abs.
1.	AGATA Ilario	Mayor	X	
2.	DEL BELLO Luca	Assessor	X	
3.	CANZIO Ilaria	Assessor	X	
4.	LAPUCCI Gino	Assessor	X	
5.	GIUDICE Alice	Assessor	X	

The municipal secretary Doc. Paola FOLEGNANI
The President Doc. Ilario AGATA acknowledged the validity of the meeting for the legal number of attendees, declares the session open for the discussion of the business on the agenda. The Board notes that on the present resolution proposal the attached opinions have been expressed pursuant to Legislative Decree 267/2000

PHASES PREORDINATED TO THE EXECUTIVITY OF THE ACT

- **• Affixed to the Register the where it will remain for 15 days.**

- Transmitted in list to the Group Chiefs N. ____ simultaneously with the posting to the Pretorio Register
- ☐ Not subject to prior checking of legitimacy.
- ☐ Transmitted to C.R.C. the _____ n°____ by decision of the G.C. -
- ☐ Transmitted to the Ombudsman, at the written and motivated request of at least 1/5 of the Councilors, for control within the limits of the illegitimacy reported.
- Communication from the Ombudsman on _____ n° _____ containing an invitation to eliminate the defects found.
- Confirmed / modified / canceled by C.C. with deliberation n° ____ of the _____

The General Secretary

- Published on similar report of the messenger from to without complaints.
- Received from the C.R.C. the
- Asked the clarifications N. Provided clarifications the N.
- Clarifications received by C.R.C. the Expiry term of control
- Request / ordered hearing representative of the Organization - Hearing occurred on _____
  ☐ Declared immediately executable.
- Becoming executive the
  ☐ 10 days after publication in the register (if the decision is not subject to prior checking of legitimacy
  ☐ 30 days after receipt by C.R.C. the document
  ☐ After the remaining period following the clarifications required
  Having the C.R.C. communicated not to have found vices of legitimacy N. of the

- Possible decisions by C.R.C. N. of the
- Canceled – Decision N. of the

The General Secretary

THE MUNICIPAL COUNCIL

Given the Legislative Decree 18th August 2000 n ° 267;

GIVEN that:

- The City Council with its own resolution No. 173 of 14/12/2015 has made some changes to the rates and the discipline of access of tourist buses to the Limited Traffic Zone of the city center,
- In point 2 of the device of the aforesaid resolution it is erroneously reported:" ***e and to modify those for the stop in Loc. Moltedi"***
- This reference is clearly in contrast with what is indicated in point 3 of the operative part of the resolution in question which keeps the parking fees in Loc. Moltedi unchanged,

CONSIDERED therefore to rectify the point 2 of the device of the resolution of G.C. n ° 173/2015 eliminating the words:" ***and to modify those for the stop in Loc. Moltedi"***

RECALLED all the motivations in support of the Municipal Council resolutions No. 97/2015 and 173/2015;

VISTI Articles 3, 5, 6, 7 and 36 of the Highway Code, as per Legislative Decree 30 April 1992 No. 285 and subsequent amendments and additions;

GIVEN DEED that on the proposal of this resolution, pursuant to art. 49, paragraph 1 of Legislative Decree 18/08/2000 n. 267e s.m.i., the following opinions were acquired, included in the same resolution:

- favorable opinion of the Head of Sector V °: "Municipal Police" - Dott. Alberto Giannarelli "in order to the technical regularity;

WITH unanimous votes rendered and ascertained according to the law;

D E L I B E R A T I O N

1 - The premises are an integral part of the present device in which they are intended to be fully recalled;

2 - To rectify point 2 of the device of the resolution of G.C. No. 173/2015 by removing the wording " ***and to change those for the stop at Loc. Moltedi:***;

3 – To confirm the other part of the device as per point 2 of the resolution of G.C. No. 173/2015, which follows: "to change the entrance fees for tourist buses in the city center of Levanto in compliance with the circular Min. LL.PP. No. 3816/1997 as indicated below:

ENTRY RATE:

Ordinary tourist bus	Daily €uro 50,00
Tou. Bus Direct to receptive structures of the terr. Com.le	" " 10,00

4 - To identify in the Dott. Alberto GIANNARELLI the employee in charge of execution of the present resolution and as responsible of the procedure to the senses of the art.4 and following of the law 7 August 1990 n ° 241;

5 - To declare, as a separate vote and unanimously votes expressed in the forms of the Law, the present resolution can be immediately executed, given the urgency and the indifferency of the provision pursuant to art. 134 of D.L.gs. August 18, 2000 No. 267.

6 – To warn that, pursuant to the fourth paragraph of article 3 of the law August 7 n ° 241 (New rules concerning the administrative procedure and the right of access to administrative documents), against this provision is allowed:

judicial appeal to the T.A.R. of Genoa pursuant to Legislative Decree 9 July 2010 no. 104 within 60 days from the expiration date of the publication deadline to the Pretorio Registry where required by the municipal regulation or from the one in which the person concerned has received the notification or has been fully acquainted with it,

or alternatively *extraordinary appeal* to the President of the Republic for reasons of legitimacy within 120 days from the same term referred to above pursuant to articles 8 and 9 of the D.P.R. 24/01/1971 No. 1199.

MUNICIPALITY OF LEVANTO

PROVINCE OF LA SPEZIA

MUNICIPAL CONSTABULARY

OPTIONS EX ART. 49 D.L.vo n° 267/2000

On the proposed resolution of the City Council n° 4 of the 07/01/2016

PROPONENT OFFICE: ***MUNICIPAL CONSTABULARY***

OBJECT: RECTIFICATION OF THE MUNICIPAL JUNCTION DELIBERATION N ° 173/2015 FOR AN OBJECT *"AMENDMENT RATES AND DISCIPLINARY OF THE ACCESS TO THE TURISTIC BUSES TO THE LIMITED TRAFFIC AREA OF THE CITY CENTER."*

The Service Manager, in relation to the TECHNICAL REGULARITY, expresses opinion

positive_____

Levanto, 07/01/2016 THE RESPONSIBLE OF THE SERVICE

The Accountancy Manager, in relation to the REGULARITY OF ACCOUNTING, expresses an opinion

positive_____

ATTESTING ALSO THE REGULAR FINANCIAL COVERAGE

Of the expenditure in question, which can be imputed:

a) For £. _____to Cap. _____ Comp./RR.PP

b) For £. _____ to Cap. _____ Comp./RR.PP.

c) For £. _____ to Cap. _____ Comp./RR.PP.

d) to the respective chapters indicated in the aforementioned proposal.

Levanto, 07/01/2016

THE RESPONSIBLE OF THE SERVICE

D.ssa Barbara MOGGIA

ATTACHED "A" to the deliber of G.C. n° 4 of the 07/01/2016

Regulation for the circulation and stop of tourist buses in the city center

1. The ZTL discipline for buses is valid in the city center as identified and bounded by a resolution of G.C. n ° ... 97 of 04/07/2015 and provides for the establishment of the prohibition of access (circulation and parking) of tourist buses with no mark / leave in the area in ZTL.;
2. The circulation of tourist buses subject to the mark / pass can only take place along the following routes of March: Provenance SP566Dir and / or SP 43 Levanto-Pignone: Street N.S. Guardia and Street N. Stazione FF.SS.;
   Provenance SP Levanto-Baracca: Street Trento and Trieste and C.so Roma;
3. The circulation of tourist buses to the accommodation facilities in the municipal area can be extended to the former Street Fotto FF.SS. at Street XXV Aprile and Street martiri della Libertà / Canzio;
4. The cost of the entry pass / pass is thus fixed:

Ordinary tourist bus	Daily €uro 50,00
Tou. Bus Direct to receptive structures of the terr. Com.le	" " 10,00

5. The cost of the mark / pass for the stop in Loc. Moltedi and alternatively in the reserved space in Street Martiri della Libertà is so fixed:

Ordinary tourist bus – Loc. Moltedi	hour/Fraz.by hour €. 6,00	Day/24 ore €. 50,00
Tou. Bus Direct to receptive structures of the terr. Com.le – Loc. Moltedi	Not expected	Yearly €. 100,00
Tou. Bus Direct to receptive structures of the terr. Com.le – Street Martiri della Libertà	Not expected	Yearly €. 100,00

6. The parking card in Loc. Moltedi and / or Street Martiri della Libertà will be issued by the Company Levante Multiservizi Srl with registered office in Street A.Vespucci - 19015 Levanto (Sp),

7. The entry / entry pass will be issued by the Municipal Police Headquarters at Square Cavour in Levanto (SP) in a manner that can be consulted directly at the Offices and / or on the A.C website.

8. In any case, the validity of the pass / entry pass expires at 24 o'clock on the day for which it was purchased.

9. The following categories of buses are excluded from the obligation to use the cash on delivery:
   - public transport buses for people on urban and suburban lines and for school transport in the Municipality of Levanto,
   - tourist buses that transport students who attend state or paraty public schools (kindergarten, primary, secondary and higher) who take part in trips organized by the school belonging to the municipality of Levanto. The school manager must first document the exemption request.
   - the buses of the Armed Forces, of the Police Corps, of the Fire Brigade, of the Civil Protection and of the Public Relief or Public Relief companies in institutional activity of service
10. Are exempt from payment but subject to issue and exposure of the mark, upon request with attached documentation to the Municipal Police Command the following categories of buses:
    - Buses that transport associations and groups engaged in initiatives, shows, events and sports events promoted or sponsored by the Municipality of Levanto, subject to authorization by the Municipality itself,

- Buses that only carry groups of residents in the Municipality of Levanto that make trips, excursions or transfers organized by groups registered in the Municipal Register of Levanto Associations or clubs and sports clubs based in the Municipality of Levanto, upon completion of a special printout containing self-declaration,

- Buses that transport athletes and supporters of the visiting teams participating in the championships of the various sports disciplines to which are registered companies based in the Municipality of Levanto,

- Buses used for the exclusive transport of handicapped persons and their carers, for events and initiatives planned in the municipal territory, or as hosted in the accommodation facilities of the same territory.

11. The mark / pass, issued both onerously and under exemption, must be displayed clearly on the windshield. This document indicates the vehicle registration number and validity period. The documents justifying the possible exemption of the payment must in any case be exhibited at any time at the request of the Traffic Police. Failure to show the mark or failure to exhibit the exemption documents is equivalent to lack of title to enter the ZTL.

12. Violators of the obligations established by this deed shall be sanctioned pursuant to the current Highway Code Law Decree 285/1992. The recovery of the unpaid daily cost of the pass will be activated by activating the compulsory procedures required by current legislation.

13. By specific order of the Municipal Police Command the starting date of this discipline will be fixed.