

Introduced by: Acting City Manager April Walton

AN ORDINANCE ESTABLISHING REGULATIONS AND FEES FOR THE USE OF CITY-OWNED ELECTRIC VEHICLE CHARGING STATIONS IN THE CITY OF BERKELEY, MISSOURI

WHEREAS, the City of Berkeley ("City") has installed and maintains electric vehicle charging stations for public use; and

WHEREAS, the City Council desires to establish regulations and fees for the use of these charging stations to ensure fair access and cost recovery.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERKELEY, MISSOURI, AS FOLLOWS:

Section 1. DEFINITIONS

- 1.1. "Electric Vehicle" means any vehicle that operates, either partially or exclusively, on electrical energy.
- 1.2. "Charging Station" means city-owned equipment that supplies electric energy for the recharging of electric vehicles.
- 1.3. "Charging Session" means the period during which an electric vehicle is connected to a charging station for the purpose of receiving an electric charge.

Section 2. REGULATIONS FOR USE

- 2.1. Charging stations shall be available for public use 24 hours per day, seven days per week, subject to maintenance and repairs.
- 2.2. Users must: Park only in designated EV charging spaces while charging their vehicles. Limit charging sessions to a maximum of four (4) hours. Remove vehicles promptly upon completion of charging and follow all posted instructions for charging station use.
- 2.3. Prohibited Activities: The following activities shall be prohibited: Parking in EV charging spaces without actively charging; Damaging or tampering with charging equipment; and Monopolizing charging stations beyond posted time limits.

Section 3. FEES AND PAYMENT

- 3.1. The fee structure for use of city charging stations shall be: \$0.20 per kilowatt-hour (kWh) of electricity delivered and \$0.49 per hour idle fee after charging is complete.
- 3.2. Payment shall be made through the charging station payment system using credit card or mobile payment methods approved by the City.
- 3.3. The City Administrator may adjust fees annually based on electricity costs and operating expenses, not to exceed 20% per year.

Section 4. ENFORCEMENT

- 4.1. Violations of this ordinance shall be punishable as follows: First offense, written warning. Second offense, \$50 fine. Subsequent offenses, \$100 fine.
- 4.2. Vehicles in violation may be towed at owner’s expense.

Section 5. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 6. EFFECTIVE DATE

This ordinance shall take effect and be in force 30 days from and after its passage and approval.

1st Reading this _____ day of _____ 2025

2nd Reading this _____ day of _____ 2025

3rd Reading, PASSED and APPROVED, this day of 2025

Rita Crawford-Graham, Mayor

ATTEST:

Final Roll Call:

Deanna L. Jones, City Clerk

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|-----------------------|-----|-----|-----|-----|--------|-----|---------|-----|
| Councilwoman Holmes | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |
| Councilwoman Williams | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |
| Councilman Hoskins | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |
| Councilwoman Anthony | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |
| Councilman Hindeleh | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |
| Mayor Crawford-Graham | Aye | ___ | Nay | ___ | Absent | ___ | Abstain | ___ |

Approved as to Form:
Felica Ezell-Gillespie, Interim City Attorney