

**ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
COMMERCE AMENDING TITLE 10 OF THE COMMERCE MUNICIPAL  
CODE, RELATING TO VEHICLES, TRAFFIC AND PARKING**

**WHEREAS**, pursuant to its “police powers” under Article XI, Section 7 of the California Constitution, the City of Commerce (“City”) may make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws.

**WHEREAS**, except as otherwise expressly provided, the provisions of the California Vehicle Code preempt local ordinances on the matters covered by such Code.

**WHEREAS**, notwithstanding, explicit provisions within the California Vehicle Code, such as sections 21100 through 21118 (“Local Regulation”), 22500-22526 (“Stopping, Standing and Parking”), and 35700 through 35722 (“Local Authorities”), explicitly provide the legislative body of a city to adopt rules and regulations by ordinance or resolution concerning traffic and vehicles.

**WHEREAS**, Title 10, “Vehicles and Traffic,” of the Commerce Municipal Code (“Code”) was adopted in 1964 by the City of Commerce City Council to regulate the orderly operation and interaction of motor vehicles, bicycles, pedestrians and others upon public right of ways within the City’s jurisdiction. Title 10 includes definitions, regulations, standards and enforcement mechanisms to achieve this goal.

**WHEREAS**, there have been relatively few and minor amendments to Title 10, “Vehicles and Traffic,” since its adoption.

**WHEREAS**, to ensure Title 10, “Vehicles and Traffic,” is up to date and consistent with state law, industry standards, and the City’s practices, amendments to Title 10 have been made herein and are being proposed for the City Council’s consideration. Additionally, it was necessary to amend Title 10 to promote internal consistencies within, and with the Code.

**WHEREAS**, consistent with state law authority to legislate and regulate, coupled with the need to be consistent with state law, City practices and industry standards, respective revisions are being proposed to Title 10 herein. Further, many of the existing provisions are outdated; do not adequately address safety or traffic hazards and nuisances; do not adequately promote an orderly flow of pedestrian and vehicular traffic in the City’s public sidewalks and streets; and are unenforceable and/or internally inconsistent.

**WHEREAS**, the proposed amendments reflect a more cohesive approach to establishing rules and regulations for vehicles and traffic within the City’s jurisdiction, especially as to violations arising from vehicles stopping, standing and parking in the City’s public right of ways.

**WHEREAS**, general provisions of the proposed Ordinance amending Title 10, include, but are not limited to: make clarifications to, and add definitions to terms and phrases throughout Title 10 to be consistent with state law, and to provide the public and the City’s enforcement authorities with clear terminology to provide guidelines; adds and clarifies the City’s authority to enforce and regulate on matters concerning who may enforce parking laws and regulations, who may issue parking citations, and the penalties for same (i.e., administrative parking fines); makes explicit references to state law authorizing removal of vehicles that are in violation of enumerated circumstances; consistent with state

law, clarifies and adds enumerated offenses concerning vehicles stopping, standing and parking in public right of ways; defines the parking and traffic controls and signs required to put the public and operators of vehicles on notice of prohibitory conduct, and clarifies the City's obligations to install such signage or makings within the City's jurisdiction prior to enforcing underlying violations; clarifies and strengthens provisions concerning overnight parking, traversing on designated city streets, and addresses nuisances that arise out of oversized vehicles preventing safe accessibility to public right ways, as well as vehicles used for dwelling purposes that are causing parking shortages and unsanitary, health and safety concerns. As to the latter, amendments to Title 10 also impose a City policy requiring enforcement officials to provide violators a reasonable opportunity to comply so as to avoid any penalties; and clarifies authority granted to city officials in order to implement policies consistent with the ordinance to encourage and effectuate enforcement.

**WHEREAS**, with the proposed amendments to Title 10, the City wishes to promote safe, orderly, and clean conditions to its public right of ways, and promote and preserve a safe and free flow of pedestrian and vehicular traffic in the City's public right of ways within its jurisdiction.

**THE CITY COUNCIL OF THE CITY OF COMMERCE DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1:** The City Council finds and declares that the recitals set forth above are incorporated herein and by this reference are made part of the City Council's findings.

**SECTION 2:** Title 10, "Vehicles and Traffic," of the Commerce Municipal Code is hereby amended to read as follows:

**TITLE 10 – VEHICLES, AND TRAFFIC, AND PARKING**

**CHAPTERS:**

**10.04 - DEFINITIONS**

**10.08 - ADMINISTRATION**

**10.12 – APPLICATION AND ENFORCEMENT**

**10.16 – ACCIDENTS LAW ENFORCEMENT SAFETY REPORTS**

**10.20 - TRAFFIC CONTROL DEVICES AND TRAFFIC CONTROL SIGNALS**

**10.24 – TURNING**

**10.28 - ONE –WAY STREETS AND ALLEYS**

**10.32 - THROUGH STREETS**

**10.36 – DRIVING REGULATIONS**

**10.38 - TRESPASS BY MOTOR VEHICLES**

**10.40 - CROSSWALKS**

**10.44 - STOPPING, STANDING AND PARKING**

**10.48 - LOADING**

**10.52 - TRUCK TRAFFIC OVERWEIGHT VEHICLE RESTRICTIONS**

**~~10.54 – INTERSTATE TRUCKS~~**

**10.56 – RAILWAYS**

**10.60 - SPEED LIMITS**

**~~10.64 – ABANDONED VEHICLES~~**

**~~10.66 – TRANSPORTATION DEMAND MANAGEMENT~~**

## CHAPTER 10.04 - DEFINITIONS

### 10.04.010 - In general.

The following words and phrases when used in this title shall, for the purpose of this title have the meanings respectively ascribed to them in this chapter.

Whenever any words or phrases used herein are not defined, but are defined in the Vehicle Code of the State of California and amendments thereto, such definitions are incorporated herein and shall be deemed to apply to such words and phrases used herein as though set forth herein in full.

### 10.04.020 - Bicycle.

~~A "bicycle" is every device propelled by human power upon which any person may ride, having two tandem wheels either of which is twenty inches or more in diameter.~~

A "bicycle" is a device upon which any person may ride, propelled exclusively by human power through a belt, chain, or gears, and having one or more wheels.

### 10.04.030 – Bus.

A "bus" means any vehicle, including a trailer bus, designed, used, or maintained for carrying more than fifteen (15) persons including the driver. A "bus" also means a vehicle designed, used, or maintained for carrying more than ten (10) persons, including the driver, which is used to transport persons for compensation or profit, or is used by any nonprofit organization or group. A bus may also mean any motor bus, motor coach, trackless trolley, or passenger stage used as a common carrier of passengers. The definition of a "bus" herein does not alter the definition of a schoolbus, school pupil activity bus, general public paratransit vehicle, or youth bus. Pursuant to California Vehicle Code section 233, a vanpool vehicle is not a bus.

### ~~10.04.030 – Central traffic district.~~

~~"Central traffic district" means all streets and portions of streets within the area described as follows:  
All that area bounded by the city limits.~~

### ~~10.04.040 – Chief of police.~~

~~Reference to this office means the sheriff of Los Angeles County.~~

### 10.04.040 – City.

"City" means the City of Commerce.

### 10.04.050 - City ~~a~~Administrator.

"City ~~a~~Administrator" means the ~~e~~City ~~a~~Administrator, or his or her designee, of the city of Commerce, as defined in Chapter 2.04 of the Commerce Municipal Code.

### ~~10.04.060 – Coach.~~

~~"Coach" means any motor bus, motor coach, trackless trolley, or passenger stage used as a common carrier of passengers.~~

10.04.060 - Code.

“Code” means the City of Commerce Municipal Code.

10.04.070 - Council.

"Council" means the eCity eCouncil of the eCity of Commerce.

10.04.080 – Crosswalk.

“Crosswalk” is either:

(a) That portion of a roadway included within the prolongation or connection of the boundary lines of sidewalks at intersections where the intersecting roadways meet at approximately right angles, except the prolongation of such lines from an alley across a street.

(b) Any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

Notwithstanding the foregoing provisions of this section, there shall not be a crosswalk where local authorities have placed signs indicating no crossing.

10.04.090 – Director.

“Director” may be the Director of Public Works and Development Services Department and/or City Engineer, or his or her designee, or a person who holds another position or office on behalf of the city, or his or her designee, so long as that person has the necessary licensure and qualifications.

~~10.04.080 – Divisional island.~~

~~"Divisional island" means a raised or painted island located in the roadway and separating opposing or conflicting streams of traffic.~~

10.04.100 – Highway.

“Highway” means a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. Highway includes street.

~~10.04.090~~ 10.04.110 - Holidays.

Within the meaning of this title, the City observes the following holidays:

<b>Holiday</b>	<b>Day Observed</b>
New Year’s Day*	January 1 <sup>st</sup>
Martin Luther King Day	3 <sup>rd</sup> Monday in January
Lincoln’s Birthday	2 <sup>nd</sup> Monday in February
President’s Day	3 <sup>rd</sup> Monday in February
Memorial Day	Last Monday in May
Independence Day*	July 4 <sup>th</sup>
Labor Day	1st Monday in September
Veteran’s Day*	November 11th
Thanksgiving Day	4 <sup>th</sup> Thursday in November
Day after Thanksgiving	4 <sup>th</sup> Friday in November
Christmas Day*	December 25 <sup>th</sup>
	* If the holiday falls on a Saturday, the holiday is observed on a Friday. If holiday falls on a Sunday, the holiday is observed

~~are the first day of January, the twelfth day of February, the twenty second day of February, the thirtieth day of May, the fourth day of July, the first Monday in September, the ninth day of September, the twelfth day of October, the eleventh day of November, the twenty fifth day of December, and Thanksgiving Day. If the first day of January, twelfth day of February, twenty second day of February, the thirtieth day of May, the fourth day of July, the ninth day of September, the twelfth day of October, the eleventh day of November or the twenty fifth day of December falls upon a Sunday, the Monday following is a holiday.~~

10.04.120 – Law Enforcement Agency.

“Law enforcement agency” refers to the agency charged with enforcing the pertinent laws in the City. The law enforcement agency for the City shall be the Los Angeles County Sheriff’s Department. Unless the provisions of the context otherwise require, whenever any provision of this code makes reference to the law enforcement agency of the City, such shall be construed to mean, and deemed to constitute, that person holding the office of chief of police for the City and his or her authorized law enforcement officers, as well as all Los Angeles County Sheriff’s deputies or law enforcement officers, and other law enforcement officers performing law enforcement functions for the City employed by, or pursuant to a contract with, the City.

10.04.130 – Law Enforcement Officer

“Law enforcement officers” means any law enforcement officer of the City’s law enforcement agency, or deputy of the Los Angeles County Sheriff’s Department pursuant to a contract with the City, authorized to enforce the City’s laws, including those contained in this title, to include directing or regulating traffic, or to make arrests for violations of traffic regulations.

~~10.04.100~~ 10.04.140 - Loading zone.

"Loading zone" means the space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials, marked and designated as hereinafter provided.

10.04.150 – Marking.

“Marking” means all lines, words, or symbols, except signs, officially placed within the roadway to regulate, warn or guide traffic.

10.04.160 – Median.

"Median" means a raised or painted island located in the roadway and separating opposing or conflicting streams of traffic.

~~10.04.110~~ 10.04.170 - Official time standard.

Whenever certain hours are named herein, they shall mean Pacific standard time or Pacific daylight saving time as may be in current use in this city.

~~10.04.120~~ 10.04.180 - Park, parking.

"Park" or "parking" means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

~~10.04.130~~ 10.04.190 - Parkway.

"Parkway" means that portion of a street or highway other than a roadway or a sidewalk. "Parkway" also means the area of the street between the edge of a curb and the sidewalk that is typically planted, landscaped, or hardscaped.

~~10.04.140~~ 10.04.200 - Passenger loading zone.

"Passenger loading zone" means the space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers, marked and designated for this purpose. as hereinbefore provided.

~~10.04.150~~ 10.04.210 - Pedestrian.

~~Pedestrian means any person afoot.~~

"Pedestrian" means a person who is afoot or who is using any of the following:

(1) A means of conveyance propelled by human power other than a bicycle.

(2) An electric personal assistive mobility device.

"Pedestrian" includes a person who is operating a self-propelled wheelchair, motorized tricycle, or motorized quadricycle and, by reason of physical disability, is otherwise unable to move about as a pedestrian, as defined herein.

~~10.04.160~~ ~~Police officer.~~

~~"Police officer" means any law enforcement officer or deputy of the sheriff of Los Angeles County and any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.~~

10.04.220 – Person.

"Person" includes a natural person, firm, copartnership, association, limited liability company, or corporation.

10.04.230 - Roadway.

"Roadway" means that portion of a street or highway improved, designed, or ordinarily used for vehicular travel.

~~10.04.170~~ 10.04.240 – Stop or Stopping.

"Stop" when required, means complete cessation of movement.

"Stop" or "stopping," when prohibited, means any cessation of movement of a vehicle, whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the direction of a ~~police officer~~ law enforcement officer, City official authorized to enforce this Title, or official traffic control device or signal.

10.04.250 – Street.

"Street" includes, but is not limited to, all highways, avenues, lanes, alleys, courts, places, squares, sidewalks, parkways, curbs, or other public right-of-ways in this City, which have been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state.

10.04.260 - Traffic control device.

"Traffic control device" means any sign, signal, marking, or device, to also be consistent with Section 21400 of the California Vehicle Code, the California Manual on Uniform Traffic Control Devices (hereinafter, "CAMUTCD"), or any amendments made thereto, placed or erected by the city within the

city's jurisdiction, for the purpose of regulating, warning, or guiding traffic, but does not include islands, curbs, traffic barriers or barricades, speed humps, speed bumps, or other roadway design features.

10.04.270 - Traffic control signal.

"Traffic control signal" means any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and proceed and which is erected by authority of the city, Los Angeles County, or the California Department of Transportation (hereinafter, "CalTrans").

10.04.280 – Vehicle.

"Vehicle" means and includes, but is not limited to, a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved exclusively by human power or used exclusively upon stationary rails or tracks.

10.04.180 10.04.290 - Vehicle eCode.

"Vehicle eCode" means the Vehicle Code of the State of California.

## **CHAPTER 10.08 - ADMINISTRATION**

10.08.010 - ~~Police a~~Administration and Enforcement of Vehicle, Traffic and Parking Violations.

~~There is hereby established in the law enforcement services of this city a traffic division consisting of police officers and supervisors and administrators involved in the discharge of the duties prescribed for this division.~~

The City's Law Enforcement Agency is charged with the enforcement of this Title, and as authorized under the California Vehicle Code. The City's Public Safety Officers and Community Services Officers are also authorized to perform parking enforcement within the City, pursuant to this Title, and as authorized under the California Vehicle Code.

The Director, and City staff and agents under the Public Works Department, shall have the authority to administer this Title, as necessary or as required by this Title.

The City Administrator may designate additional City staff, personnel or agents charged with the enforcement of this Title, pursuant to a duly adopted resolution approved and passed by City Council.

10.08.020 - ~~Traffic division duties.~~ Duties of enforcement.

~~It is the duty of the traffic division~~ Law Enforcement Agency, with such aid as may be rendered by other members as designated in Section 10.08.010 of this Chapter ~~of the law enforcement services~~, to enforce the street traffic regulations of this city and all of the state vehicle laws applicable to street traffic in this city, to make arrests for traffic violations, to investigate traffic accidents and to cooperate with the Director and/or the city ~~traffic~~ engineer and other officers of the city in the administration of the traffic laws and in developing ways and means to improve traffic conditions, and to carry out those duties specially imposed ~~upon the division~~ by this title and the traffic ordinances of this city.

10.08.030 - City ~~traffic e~~Engineer—Office established.

~~The position of city traffic engineer is hereby established pursuant to this Code. The city traffic engineer shall exercise the powers and duties as provided in this ordinance.~~

10.08.040 – City Engineer Ppowers and duties—Delegation.

~~The city traffic engineer shall exercise the powers and duties as provided in this code. It is the general duty of the city traffic engineer to determine the installation and proper timing and maintenance of traffic control devices and signals, to conduct engineering analysis of traffic accidents and to devise~~

remedial measures, to conduct engineering and traffic investigations of traffic conditions, and to carry out the additional powers and duties imposed by ordinances of this city. Whenever, by the provisions of this title or code, a power is granted to the city ~~traffic~~ engineer or a duty imposed upon him or her, the power may be exercised or the duty performed by his or her deputy or by a person authorized in writing by ~~him~~ the city engineer.

#### 10.08.050 - Traffic commission established—Membership.

- (a) There is established an advisory traffic commission for the city with membership, powers, and duties as provided herein and in other ordinances and resolutions.
- (b) The traffic commission shall consist of five voting members, who shall be residents of the city, appointed in the manner provided from time to time by city council resolution, and in addition thereto the following ex officio members who ~~shall~~ may be nonvoting members:
  - (1) The ~~e~~City ~~a~~Administrator;
  - (2) ~~A member of the traffic and lighting division of the county road department;~~
  - (3) ~~—~~A representative from the law enforcement agency, which has charge of the traffic enforcement within the city, as designated herein in this Title.

#### 10.08.060 - Duties of traffic commission.

It is the duty of the traffic commission to suggest the most practicable means for coordinating the activities of all officers and agencies in this city having authority with respect to the administration or enforcement of traffic and parking regulations; to stimulate and assist in the preparation and publication of traffic reports; to receive complaints having to do with traffic and parking matters; and to recommend to the legislative body of this city, ~~and to the city traffic engineer, the chief of the traffic division,~~ and other city officials, ways and means for improving traffic and parking conditions ~~and~~, as well as the administration and enforcement of traffic and parking regulations. At the Director's discretion, the traffic commission may also review amendments to this Title, and make recommendations to City Council on the adoption of same.

### CHAPTER 10.12 - APPLICATION AND ENFORCEMENT

#### 10.12.010 - Authority of ~~police~~ law enforcement and fire department officials.

~~Officers of the police department and such officers as are assigned by the chief of police~~ Law enforcement officers, as well as Public Safety Officers, Community Service Officers, and other members as designated in Section 10.08.010 of this title, are authorized to direct all traffic by voice, hand, audible or other signal. ~~in conformance with traffic laws.~~ In the event of a fire or other emergency or to expedite traffic or insure safety or to safeguard pedestrians, law enforcement ~~officers of the police department~~ or members of the fire department may direct traffic as conditions may require, notwithstanding the provisions to the contrary contained in this title.

#### 10.12.015 - Authority of crossing guards.

Crossing guards, given temporary or permanent appointment for such duty by the city, at such assigned locations as may require traffic direction for orderly traffic flow, are authorized to direct all traffic by voice, hand, audible or other signal in conformance with traffic laws.

#### 10.12.020 - Persons other than officials not to direct traffic.

No person other than an officer of the law enforcement agency, ~~police department~~ or members of the fire department, ~~or a person authorized by the chief of police or a person authorized by law as designated in this Title, including Section 10.08.01,~~ shall direct or attempt to direct traffic by voice, hand or other signal, ~~except that persons may operate, when and as herein provided, any mechanical pushbutton signal erected by order of the city administrator.~~

#### 10.12.030 - Obedience to law enforcement officers ~~police~~, authorized officers.



No person shall fail or refuse to comply with any lawful order, signal, or direction of a law enforcement officer, or a member of the fire department, or a person authorized ~~by~~ as designated in Section 10.08.010 of this Title, the chief of police or by this Title, Vehicle Code, or applicable law, nor shall any person perform any act forbidden by lawful order, signal, or direction.

10.12.040 - Disobeying a violation ~~misdemeanor~~.

It is a ~~misdemeanor~~ violation for any person driving any vehicle, or other conveyance upon any street, or any pedestrian, to do any act forbidden, or fail to perform any act required as applicable to any such person under this Title, Vehicle code, or applicable law ~~chapter~~.

10.12.050 - Persons riding bicycles, ~~animals~~.

Every person riding a bicycle ~~or riding or driving an animal~~ upon a highway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this title, except those provisions, which by their very nature can have no application.

10.12.060 - Obstruction, interference with law enforcement officers ~~police~~, authorized officers.

No person shall interfere with or obstruct in any way any ~~police officer~~ law enforcement officer or other authorized officer or employee of this city in their enforcement of the provisions of this ~~chapter~~ title, as designated in Section 10.08.010 of this Title. The removal, obliteration or concealment of any chalk mark or other distinguishing mark used by any police officer or other employee or officer of this city in connection with the enforcement of the parking regulations of this title shall, if done for the purpose of evading the provisions of this title, constitute interference or obstruction.

10.12.070 - Public employees to obey traffic regulations.

The provisions of this title shall apply to the operator of any vehicle owned or used in the service of the United States government, this state, any county or city, and it shall be unlawful for any operator to violate any of the provisions of this title except as otherwise permitted in this title or by the ~~Vehicle~~ Vehicle code.

10.12.080 - Exemption of certain vehicles.

- (a) The provisions of this ~~chapter~~ title regulating the operation, parking and standing of vehicles shall not apply to vehicles operated by the ~~police~~ city's law enforcement agency, Public Safety Officers and Community Safety Officers, or fire department, any public ambulance or any public utility vehicle or any private ambulance, which public utility vehicle or private ambulance has qualified as an authorized emergency vehicle, when any vehicle mentioned in this section is operated in the manner specified by the ~~Vehicle~~ Vehicle code in response to an emergency call, or other authorized City-permitted activity in undertaking or executing their duties.
- (b) The foregoing exemptions shall not, however, relieve the operator of any such vehicle from the obligation to exercise due care for the safety of others or the consequences of his or her willful disregard of the safety of others.
- (c) The provisions of this ~~chapter~~ title regulating the parking or standing of vehicles shall not apply to any vehicle of a city department or public utility while necessarily in use for construction or repair work or any vehicle owned or operated by the United States Postal Service ~~Post Office Department~~ while in use for the collection, transportation or delivery of United States mail.

10.12.090 - Removing vehicles from streets.

Any regularly employed and salaried officer or deputy of the ~~police department~~ law enforcement agency of this city, or a regularly employed and salaried city employee who is authorized to enforce parking laws and regulations as designated in this title, may remove or cause to be removed:

- (1) Any vehicle that has been parked or left standing upon a street or highway for seventy-two or more consecutive hours;
- (2) Any vehicle which is parked or left standing upon a street or highway when parking or standing is prohibited by an ordinance or resolution of this city and signs are posted giving notice of removal;
- (3) Any vehicle which is parked or left standing upon a street or highway where the use of such street or highway or a portion thereof is necessary for the cleaning, repair or construction of the street or highway, ~~or~~ or for the installation of underground utilities, where the use of the street or highway or any portion thereof is authorized for a purpose other than the normal flow of traffic, or where the use of the street or highway or any portion thereof is necessary for the movement of equipment, articles or structures of unusual size, and the parking of a vehicle would prohibit or interfere with the use or movement; provided that signs giving notice that the vehicle may be removed are erected or placed at least twenty-four hours prior to the removal-;
- (4) Any vehicle within the city's jurisdiction in violation of any of the enumerated circumstances permitting removal consistent with, and as authorized by, the Vehicle Code, including sections 22651 through 22711.

#### 10.12.100 – Penalties.

(a) Pursuant to Vehicle code section 40200 et. seq., which establishes a system of administrative adjudication, stopping, standing or parking vehicle violations are subject to an administrative fine or penalty (i.e., parking citation). Otherwise, all offenses shall be subject to the penalties pursuant to chapter 1.12 of this code.

(b) Pursuant to section 40202(a) of the Vehicle code, parking citations are issued by the city's law enforcement agency officers and those persons designated in this title as authorized to enforce traffic and parking laws and regulations.

### **CHAPTER 10.16 – ACCIDENTS LAW ENFORCEMENT SAFETY REPORT**

#### ~~10.16.010 – Traffic accident studies.~~

~~Whenever the accidents at any particular location become numerous, the traffic division shall cooperate with the traffic commission and the city traffic engineer in conducting studies of the accidents and determining remedial measures.~~

#### ~~10.16.020 – Reports.~~

~~The traffic division shall maintain a suitable system of filing traffic accident reports. Reports shall be available for the use and information of the city traffic engineer.~~

#### 10.16.010 10.16.030 - Annual traffic safety report.

~~The traffic division shall~~ city's law enforcement agency may annually prepare a traffic safety report which ~~shall may~~ be filed with the traffic commission and/or city council. Such a report ~~shall may~~ contain information on traffic matters in this city, including, but not limited to, as follows:

- (1) The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data;

- (2) The number of traffic accidents investigated and other pertinent data on the safety activities of the city's law enforcement agency, or other city personnel designated to conduct investigations or gather data~~police~~;
- (3) The plans and recommendations of the city's law enforcement agency ~~division~~ for future traffic safety activities.

City staff, agents and/or representatives may supplement the city's law enforcement agency's traffic safety reports.

## **CHAPTER 10.20 - TRAFFIC CONTROL DEVICES AND TRAFFIC CONTROL SIGNALS**

10.20.010 - Authority to install traffic control devices.

- (a) The ~~e~~City a~~Administrator or Director~~ shall have the ~~power and duty~~ authority to place and maintain or cause to be placed and maintained official traffic control devices, as defined herein in this title and as may be amended by the Vehicle code, when and as required to make effective the provisions of this title.
- (b) Whenever the ~~Vehicle code~~ or the city's code, ordinances, resolutions or policies requires, for the effectiveness of any provision thereof, the traffic control devices be installed to give notice to the public of the application of such law, the ~~e~~City a~~Administrator or Director~~ is are hereby authorized to install or cause to be installed the necessary devices subject to any limitations or restrictions set forth in the law applicable thereto.
- (c) The ~~e~~City a~~Administrator, or Director,~~ may also place and maintain or cause to be placed and maintained such additional traffic control devices as the traffic commission or city council may deem necessary or proper to regulate traffic or to guide or warn traffic, but such determination shall be made only upon the basis of traffic engineering principles and traffic investigations and in accordance with such standards, limitations, and rules as may be set forth in the Vehicle code, the CAMUTCD, and this title or as may be determined by ordinance or resolution of the city council.

10.20.020 - Legible signs required.

No provision of the ~~Vehicle code~~ or of this title for which signs are required shall be enforced against an alleged violator unless appropriate legible signs are in place giving notice of such provisions of the vehicle, traffic, and parking laws.

10.20.030 - Obedience.

~~The~~ All persons, pedestrians, and all operators of any bicycle, vehicle or train shall obey the instructions of any official traffic control device, traffic control signal, markings, barriers, or barricades, placed in accordance with the Vehicle code, the CAMUTCD, and this title, unless otherwise directed by a ~~police~~ law enforcement officer or other authorized person as designated in this Title, subject to the exceptions granted by the Vehicle code, the CAMUTCD, this title, and this code. ~~the operator of an authorized emergency vehicle when responding to emergency calls.~~

10.20.040 - Installation of traffic control signals.

- (a) The city administrator, Director, ~~upon approval of the city council~~, is are hereby authorized to install and maintain official traffic control signals, as defined herein in this title and as may be amended by the Vehicle code or the CAMUTCD, at those intersections and other places where traffic conditions are such as to require that the flow of traffic be alternately interrupted and released in order to prevent or relieve traffic congestion or to protect life or property from exceptional hazard.
- (b) The ~~traffic commission~~ city engineer, or his or her respective qualified designees, shall ascertain and recommend the locations where such signals are required by field investigation, traffic counts

and other traffic information as may be pertinent. Its determinations therefrom shall be made in accordance with those traffic engineering and safety standards and instructions set forth by applicable local, state, uniform or industry standards, for designing, applying and planning for the installation of said signals, in the California Planning Manual issued by the Division of Highways of the State Department of Public Works.

- (c) Whenever the city administrator, or Director, installs and maintains an official traffic signal at any intersection, he or she shall ~~may~~ likewise erect and maintain at the intersection street name signs clearly visible to traffic approaching from all directions, unless the street name signs have previously been placed and are maintained at any of the intersections.

10.20.050 - Lane marking.

The ~~city administrator,~~ Director is hereby authorized to mark center lines and lane lines upon the surface of the roadway to indicate the course to be traveled by vehicles. He or she may place signs or devices temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the highway.

10.20.060 - ~~Distinctive~~ Special roadway markings.

The ~~city administrator,~~ Director, or his or her respective designee, is authorized to place and maintain distinctive roadway markings as described in the ~~Vehicle code and the CAMUTCD~~ on those streets or parts of streets where the volume of traffic, or geometric roadway restrictions renders it hazardous to moving traffic and the public. ~~or the vertical or other curvature of the roadway renders it hazardous to drive on the left side of the marking or signs and markings. Marking or~~ Signs and markings shall have the same effect as similar markings placed by the California Department of Transportation ~~State Department of Public Works~~ pursuant to provisions of the ~~Vehicle code.~~

10.20.070 - Removal, relocation, discontinuance of traffic control devices and roadway markings — Authority.

The ~~eCity a~~City a~~Administrator, or Director, or their respective designees, are~~ is hereby authorized to remove, relocate or discontinue the operation of any traffic control device not specifically required by the ~~Vehicle code, the CAMUTCD~~ or this title whenever ~~the traffic commission recommends that,~~ in a particular case, the conditions which warranted or required the installation no longer exist or obtain.

10.20.080 - Hours of operation.

The ~~eCity a~~City a~~Administrator, or Director, or their respective designees,~~ shall be authorized to determine the hours and days during which any traffic control device shall be in operation or be in effect, except in those cases where such hours or days are specified in this title.

10.20.090 - Unauthorized curb painting.

No person, unless authorized by this city, shall paint any street or curb surface, including ; provided, ~~however, that this section shall not apply to the painting of numbers on a curb surface, by any person who has complied with the provisions of any unless authorized by a permit issued authorizing same,~~ resolution or ordinance of this city pertaining thereto. Notwithstanding the penalties herein, this provision shall be subject to the penalties as designated in Chapter 1.12 of this code.

10.20.100 - ~~Barriers, signs across street~~ — Approval of type of barrier, barricade or sign.

No person, public utility or department in the city shall erect or place any barrier, barricade, or sign on any street unless of a type approved by the ~~eCity a~~City a~~Administrator, City Engineer, or Director, or unless~~ authorized under this title, by the Traffic Commission, or by resolution or ordinance of the city council.

10.20.110 - Obedience to barriers, and prohibition from installing barriers.

No person, public utility or ~~any entity department~~ in the city shall disobey the instructions or remove, tamper with or destroy any barriers or sign lawfully placed on any street. Furthermore, no person or entity shall install any barrier or sign without a permit authorizing said action.

## **CHAPTER 10.24 - TURNING**

10.24.010 - Authority to place ~~markers~~ markings.

The ~~city administrator, Director, or his or her respective designee,~~ is authorized to place ~~markers~~ markings, devices, or signs within or adjacent to intersections and indicating the course to be traveled by vehicles turning at such intersections. The ~~city administrator, Director, or his or her respective designee,~~ is authorized to locate and indicate more than one lane of traffic from which drivers of vehicles may make right or left hand turns. The course to be traveled as so indicated may conform to or be other than as prescribed by law or ordinance.

10.24.020 - Restricted turn signs.

The ~~traffic commission~~ Director, or his or her respective designee, is hereby authorized to recommend those intersections at which drivers of vehicles shall not make a right, left, or U-turn. The ~~city administrator, Director, or his or her respective designee,~~ shall be authorized to place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the applicable traffic control devices, including signs, or they may be removed when such turns are permitted.

10.24.030 - Signal controlled intersections—Right turns.

The ~~traffic commission~~ Director, or his or her respective designee, is hereby authorized to recommend those intersections at which drivers of vehicles shall not make a right turn against a red signal. The city administrator is authorized to place ~~proper~~ applicable signs, including all traffic control devices, at such intersections.

## **CHAPTER 10.28 - ONE-WAY STREETS AND ALLEYS**

10.28.010 – Traffic control devices, including Ssigns.

Whenever any ordinance or resolution of this city designates any one-way street or alley, the city administrator, or Director, shall place and maintain signs giving notice thereof. No such regulations shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

## **CHAPTER 10.32 - THROUGH STREETS**

10.32.010 - Erecting stop signs.

Whenever any ordinance or resolution of the city designates and describes any street or portion thereof as a through street, or any intersection at which vehicles are required to stop at one or more entrances thereto, or any railroad grade crossing at which vehicles are required to stop, the ~~city administrator, Director~~ shall be authorized to erect and maintain ~~stop~~ “STOP” signs as follows: pursuant to the Vehicle code, and state and uniform industry standards, including, but not limited to, the California Manual on Uniform Traffic Control Devices, or as directed by city council.

~~A stop sign shall be erected on each and every street intersecting the through street or portion thereof so designated and at those entrances to other intersections where a stop is required and at any railroad grade crossing so designated; provided, however, stop signs shall not be erected or maintained at any entrance to an intersection when the entrance is controlled by an official traffic control signal. Every such sign shall conform with, and shall be placed as provided in, the vehicle code.~~

~~10.32.020 - Designation.~~

- ~~(a) Those streets and parts of streets established by resolution of the council are hereby declared to be through streets for the purposes of this section.~~
- ~~(b) The provisions of this section shall also apply at one or more entrances to the intersections as the entrances and intersections are established by resolution of the council.~~
- ~~(c) The provisions of this section shall apply at those highways, railway grade crossings as established by resolution of the council.~~

**CHAPTER 10.36 - DRIVING REGULATIONS**

10.36.010 - ~~Emerging~~ Exiting from alley, driveway, building.

The driver of a vehicle ~~emerging~~ exiting from an alley, driveway or building shall stop his or her vehicle immediately prior to driving onto a sidewalk area extending across any alley way or driveway.

10.36.020 - Driving through funeral procession, parade, or City-approved event traversing through streets.

No operator of any vehicle shall drive between the vehicles comprising a funeral procession, ~~or a parade, or a City-approved event,~~ provided that such vehicles are conspicuously so designated. The directing of all ~~vehicles and traffic~~ vehicular and pedestrian traffic on any street over which a funeral procession or parade wishes to pass shall be subject to the orders of the law enforcement agency ~~police department.~~

10.36.030 - Clinging to moving vehicle.

A person operating, riding, or traveling upon any bicycle, motorcycle, toy vehicle, or other moving device of any nature whatever on any public highway shall not cling to or attach himself or herself to, or his or her vehicle or device to, any other moving vehicle or streetcar.

10.36.040 - Commercial vehicles using private driveways.

No person shall operate or drive a commercial vehicle in, on or across any private driveway approach or sidewalk area or the driveway itself without the consent of the owner or occupant of the property, ~~if a sign or markings are in place indicating that the use of such driveway is prohibited.~~

~~For the purpose of this section, "commercial vehicle" means a vehicle having a rated capacity in excess of one half ton.~~

10.36.050 - Riding, driving on sidewalk.

No person shall ride, drive, propel, or cause to be propelled any vehicle or animal across or upon any sidewalk. A utility company shall first secure a City-issued permit to access sidewalks for repairs. This provision shall not apply to City, law enforcement, and/or emergency response vehicles. ~~excepting over permanently constructed driveways and excepting when it is necessary for any temporary purpose to drive a loaded vehicle across a sidewalk provided further, that the sidewalk area be substantially protected by wooden planks two inches thick, and written permission be previously obtained from the city administrator. Wooden planks shall not be permitted to remain upon sidewalk areas during the hours from six p.m. to six a.m.~~

10.36.060 - New pavement and painted m~~M~~arking.

No person shall walk upon or across, or ride or drive any animal, or any bicycle or vehicle over or across any newly made pavement or freshly painted markings in any sidewalk or street when a barrier or barricade sign, cone marker or other warning device is in place warning persons not to walk or drive over or across such pavement or marking, or when any such device is in place indicating that the sidewalk or street or any portion thereof is closed.

10.36.070 - Limited access.

No person shall drive a vehicle or ride a bicycle onto or from any limited access roadway except at such entrances and exits as are lawfully established.

## **CHAPTER 10.38 - TRESPASS BY MOTOR VEHICLES**

### ~~10.38.010 Prohibition Private parking.~~

~~A person shall not operate any type of motor vehicle upon the private property of another within six hundred feet of any building or structure designed for or used for residential or commercial purposes, except a highway or private street without first obtaining the written permission of the person in lawful possession of the property or, if the property is unoccupied, of the owner.~~

### ~~10.38.020 Prohibition Public property.~~

~~A person shall not operate any type of motor vehicle upon any public property within six hundred feet of any building or structure designed for or used for residential or commercial purposes except a highway or private street without first obtaining the written permission of the public entity which is in possession of such property or, if the property is unoccupied, of the public entity which owns such property.~~

### ~~10.38.030 Possession of permit.~~

~~Every person who operates any type of motor vehicle upon the private property of another or upon any public property and within six hundred feet of any building or structure designed for or used for residential or commercial purposes, except a highway or private street, at all times while so operating shall maintain in his possession the written permission required by this chapter, except that if the same document grants such permission to two or more persons, a person named in such document need not have such document in his possession while another person named in the same document, riding in the same group, and not more than three hundred feet from such person, has such document in his possession.~~

### ~~10.38.040~~ 10.38.010 - Definition—Private street.

As used in this chapter, "private street" means a street over which private persons have an easement to travel and does not include driveways, paths or other ways over which no one has a right to travel except by license.

### ~~10.38.050~~ 10.38.020 - Exceptions.

This chapter does not prohibit the use of such property by:

- (a) Emergency vehicles;
- (b) Vehicles of commerce in the course of the conduct of normal business;
- (c) Vehicles being operated on property devoted to commercial or industrial purposes where such operation is in conjunction with commercial or industrial use and where such operation is expressly or impliedly given by the person in possession of the property;
- (d) Vehicles operating on property actually used for residential purposes and where such vehicles are there at the express or implied invitation of the owner or occupant;
- (e) Vehicles being operated on public or private parking lots where permission to so operate is expressly or impliedly given by the person in possession of the lot.

### ~~10.38.060 Noisy motor vehicles.~~

~~A person shall not operate any motor vehicle (including any motorcycle, trail bike, dune buggy, motor scooter or jeep) or the motor thereof on any place other than a highway so as to disturb the peace or quiet of any neighborhood or person by noise, dust, smoke or fumes caused by such motor vehicle.~~

### ~~10.38.070 No conflict with state law.~~

~~This chapter does not prohibit any act, either expressly authorized or expressly prohibited by either Sections 372 or 602 of the Penal Code, or Section 21113 of the Vehicle Code of the state of California, or by any other state law.~~

## CHAPTER 10.40 - CROSSWALKS

### 10.40.010 - Establishing marked crosswalks.

The ~~city administrator, Director~~ shall be authorized to establish, designate and maintain crosswalks at intersections and other places by appropriate devices, ~~marks~~ markings or lines upon the surface of the roadway as follows:

Crosswalks shall be established and maintained at all intersections ~~within the central traffic district where the City Administrator or Director traffic commission recommends placement of a crosswalk pursuant to the Vehicle Code, guidelines of CAMUTCD, or by resolution, that there is particular hazard to pedestrians crossing the roadway, subject to the limitation contained in Section 10.40.020.~~

### 10.40.020 - Crosswalk in mid-block.

~~Other than crosswalks at intersections, no crosswalk shall be established in any block which is less than four hundred feet in length. The crosswalk shall be located as nearly as practicable at mid-block.~~  
The City Administrator, Director, or City Engineer may direct the installation of mid-block crosswalks at street locations where the safety of pedestrian crossing has been identified. Said installations shall comply with all applicable local and state laws and regulations, such as the Vehicle Code and CAMUTCD, or by resolution.

## CHAPTER 10.44 - STOPPING, STANDING AND PARKING

### 10.44.010 - Application of regulations.

- (a) The provisions of this chapter and title prohibiting the stopping, standing or parking of a vehicle shall apply at all times or at those times herein specified, except when it is necessary to stop a vehicle to avoid conflict with other traffic, or yielding to an emergency vehicle, or in compliance with the directions of a ~~police~~ law enforcement officer, or city personnel designated with the authority to enforce this title, or official traffic control device, traffic control signal, barrier, barricade or marking. All provisions of Vehicle code section 22500 et seq., regulating the stopping, standing and parking of vehicles, shall apply and be enforced within the city's jurisdiction. The provisions of this chapter shall serve to supplement said Vehicle code provisions, to the extent permitted by law.
- (b) The provisions of this title imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of the ~~Vehicle code~~, CAMUTCD or the ordinances or resolutions of this city prohibiting or limiting the stopping, standing or parking of vehicles in specified places or at specified times.

### 10.44.015 - Enforcement of parking regulations—Authorization.

In addition to officers and deputies of the city's law enforcement agency, and those designated herein to enforce this title, Any trained city employee over eighteen years of age when designated to do so by the eCity aAdministrator may enforce any parking regulations established by any city ordinance or resolution of this city, including those contained in this title and code, by following the procedure for the issuance of citations and giving cite notices as authorized by California Penal Code Sections 834 and 853.8, inclusive, and by Vehicle Code Sections 41102 40202 and 41103 40203. The eCity aAdministrator is authorized to designate any trained persons in the employ of the city to enforce the parking regulations as herein provided.

### 10.44.020 - Stopping, standing or parking in parkways prohibited.

No person shall stop, stand or park a vehicle within any parkway.

### 10.44.025 - Stopping, standing or parking in residential front and side yard setback areas prohibited.



No person shall stop, stand or park a vehicle in any residentially zoned area, within the required front or side yard setback areas, except upon a paved driveway area, ~~not exceeding twenty feet in width,~~ established in accordance with Title 19, Zoning, unless authorized or exempted by state law or the city's zoning laws regulating off-street parking. Violation of this section shall be an infraction or subject to an administrative citation, punishable as provided in ~~Section 1-12.011~~ this code.

10.44.030 - Establishing no stopping zones, no parking areas.

The ~~e~~City Administrator, City Engineer, or Director, ~~are~~ is hereby authorized to determine, establish, maintain, modify, and eliminate by appropriate traffic control devices, including signs, or by paint upon the curb surface, all no stopping zones, no parking areas, and restricted parking areas, as defined and described in this title.

When the curb markings or traffic control devices, including signs, are in place, no operator of any vehicle shall stop, stand or park a vehicle adjacent to any legible curb marking or traffic control devices or sign in violation of any of the provisions of this title.

10.44.040 - No stopping, standing or parking areas- Additional prohibited violations.

No operator of any vehicle shall stop, stand, park, or leave standing ~~such a~~ a vehicle in any of the following places or in any of the following manners, except when necessary to avoid imminent safety hazards, conflict with other traffic or pedestrians, or in compliance with the direction of a ~~police~~ law enforcement agency officer, deputy or other authorized officer, or traffic control device, sign or signal, or unless first securing any applicable City approval, authorization and/or permit:

(1) Within an area where traffic control devices, signals, markings, barriers, barricade, or colored curbs restrict or prohibit the stopping, standing and/or parking of vehicles.

(2) In an area where the stopped, standing or parked vehicle would constitute a safety hazard to vehicular or pedestrian traffic, as determined by the City Administrator, Director, the Traffic Commission or City Council.

(3) Inside an intersection or crosswalk.

(4) Within fifteen (15) feet of a driveway that is used by an emergency vehicle owned or operated by a law enforcement agency, fire department, ambulance service care provider, or general acute care hospital. This subsection is not applicable to any vehicle owned or operated by a law enforcement agency, fire department, ambulance service care provider, or general acute care hospital.

(5) Within fifteen (15) feet of a fire hydrant.

(6) In front of a public or private driveway, unless by resolution or ordinance same is allowed by first securing a city approval, authorization and/or permit.

(7) On any sidewalk, or such that any part of a sidewalk is blocked by the parked vehicle.

(8) On or against the area that separates opposing lanes of traffic on divided roads, commonly referred as a "median strip."

(9) More than eighteen (18) inches from a curb, where street parking is permitted.

(10) Within any lane of travel such that it obstructs the free use of any lane within a street.

(11) No person who owns or has possession, custody or control of any vehicle shall park the vehicle upon any street, highway, alley, public way or public place for more than a consecutive period of seventy-two hours, unless otherwise permitted.

(12) Upon, or near, any railroad track in such a manner, which may hinder, delay, or obstruct the movement of any railroad car traveling upon such track.

(13) Within twenty-five (25) feet of a crosswalk or intersection, except that a bus may stop at a designated bus stop.

(14) Within twenty (20) feet of the approach to any traffic control device or sign.

(15) Within an alley or narrow street, except as permitted by this title.

(16) Within any setback area on private property, other than a driveway, unless authorized or exempted by state law or the city's zoning regulations pertaining to off-street parking.

(17) Within the area of the street between the edge of a curb and the sidewalk that is typically planted, landscaped, or hardscaped, commonly referred to as a "parkway."

(18) On any street where the use of the street or a portion thereof is necessary for the cleaning, repair or construction of the street or the installation of underground utilities; where the use of the street or any portion thereof is authorized for a purpose other than the normal flow of traffic; where the use of the street or any portion thereof is necessary for the movement of equipment, articles or structures of unusual size, and the parking of a vehicle would prohibit or interfere with such use or movement; provided that signs giving notice of such no parking are erected or placed at least twenty-four hours prior to the effective time of such no parking.

(19) Within any individual island or median, unless authorized and clearly indicated with appropriate signs or markings.

- ~~(1) Within any individual island unless authorized and clearly indicated with appropriate signs or markings.~~
- ~~(2) On either side of any street between the projected property lines of any public walk, public steps, street, or thoroughfare terminating at the street, when such area is indicated by appropriate signs or by red paint upon the curb surface.~~
- ~~(3) In any area where the traffic commission recommends that the parking or stopping of a vehicle would constitute a traffic hazard or would endanger life or property, when such area is indicated by appropriate signs or by red paint upon the curb surface.~~
- ~~(4) In any area established by resolution of the council as a no parking area, when such area is indicated by appropriate signs or by red paint upon the curb surface.~~
- ~~(5) Upon, along or across any railway tract in such a manner as to hinder, delay, or obstruct the movement of any car traveling upon such tract.~~
- ~~(6) In any area where the parking or stopping of any vehicle would constitute a traffic hazard or would endanger life or property.~~
- ~~(7) On any street or highway where the use of the street or highway or a portion thereof is necessary for the cleaning, repair or construction of the street or highway or the installation of underground utilities; where the use of the street or highway or any portion thereof is authorized for a purpose other than the normal flow of traffic; where the use of the street or highway or any portion thereof is necessary for the movement of equipment, articles or structures of unusual size, and the parking of a vehicle would prohibit or interfere with such use or movement;~~

~~provided that signs giving notice of such no parking are erected or placed at least twenty four hours prior to the effective time of such no parking.~~

- ~~(8) At any place within twenty feet of a point on the curb immediately opposite the mid block end of a safety zone, when the place is indicated by appropriate signs or by red paint upon the curb surface.~~
- ~~(9) At any place within twenty feet of a crosswalk at an intersection (in the central traffic district) when such place is indicated by appropriate signs or by red paint upon the curb surface except that a bus may stop at a designated bus stop.~~
- ~~(10) Within twenty feet of the approach to any traffic signal, boulevard stop sign, or official electric flashing device.~~
- ~~(11) At any place which has been designated as a no parking area, prior to the effective date of the ordinance codified in this title. All such areas shall remain as no parking areas.~~

~~10.44.050 Use of streets for storage of vehicles prohibited.~~

~~No person who owns or has possession, custody or control of any vehicle shall park the vehicle upon any street or alley for more than a consecutive period of seventy two hours.~~

~~10.44.060~~ 10.44.050 - Parking for advertising demonstration.

No operator of any vehicle shall park the vehicle upon any street in this city for the purpose of advertising or displaying it for sale, unless authorized by a required City permit and/or license. ~~resolution of the council.~~

~~10.44.070~~ 10.44.060 - Constructing or Repairing, greasing vehicle on public street.

No person shall construct or cause to be constructed, repair or cause to be repaired, ~~grease or cause to be greased~~ any vehicle or any part thereof upon any public street in this city. Temporary emergency repairs may be made upon a public street on a case-by-case basis, but for a duration of no more than twenty-four (24) hours.

~~10.44.080~~ 10.44.070 - Washing, polishing vehicle.

No person shall wash or cause to be washed, polish or cause to be polished any vehicle or any part thereof upon any public street in this city., ~~when a charge is made for such service.~~

~~10.44.090~~ 10.44.080 - Parking adjacent to schools.

- (a) The ~~eCity a~~City Administrator, or Director, are ~~is~~ hereby authorized to erect signs indicating no parking ~~upon that side of any street~~ adjacent to any school property when parking would, in his or her opinion, interfere with the free flow of traffic or create a hazardous situation.
- (b) When official signs are erected prohibiting parking ~~upon the side of a street~~ adjacent to any school property, no person shall park a vehicle in any such designated place.

~~10.44.100~~ 10.44.090 - Parking prohibited on narrow streets.

- (a) The ~~eCity a~~City Administrator, or Director, are ~~is~~ hereby authorized to place signs or markings indicating no parking upon any street when the width of the roadway is deemed inadequate for the same and orderly movement of vehicles or pedestrians. does not exceed twenty feet, or upon one side of a street as indicated by such signs or markings when the width of the roadway does not exceed thirty feet.
- (b) When official signs or markings prohibiting parking are erected upon narrow streets as authorized herein, no person shall stop or park a vehicle upon any such street in violation of any such sign or marking.

10.44.100- Nuisance caused by motor vehicles.

A person shall not operate any motor vehicle (including any motorcycle), or the motor thereof, in a manner so as to disturb the peace or quiet enjoyment of any neighborhood or person by noise, dust, smoke or fumes caused by such motor vehicle. A person operating a vehicle shall comply with noise regulations, pursuant to Section 19.19.160 of this code.

~~10.44.110 – Parking on grades.~~

~~No person shall park or leave standing any vehicle unattended on a highway when upon any grade exceeding three percent (within any business or residence district) without blocking the wheels of said vehicle by turning them against the curb or by other means.~~

10.44.120 10.44.110 - Emergency or temporary traffic control devices and parking signs.

- (a) Whenever the eCity aAdministrator or Director determines that an emergency, or an obstruction to the normal and safe flow of traffic eongestion is likely to result from the holding of public or private assemblages, gatherings, or functions, or for other reasons, the eCity aAdministrator or Director shall have power and authority to order temporary traffic control devices or signs to be erected or posted indicating that the operation, stopping, parking or standing of vehicles is prohibited on such streets and alleys as the eCity aAdministrator or Director shall direct during the time such temporary signs are in place. The signs shall remain in place only during the existence of the emergency and the eCity aAdministrator or Director cause such signs to be removed promptly thereafter.
- (b) When traffic control devices and signs authorized by the provisions of this section are in place giving notice thereof, no person shall operate, stop, park or stand any vehicle contrary to the directions and provisions of such signs.

~~10.44.130 – Warning devices displayed on disabled commercial vehicle.~~

~~Every motor truck having an unladen weight of four thousand pounds or more, and every truck tractor irrespective of weight, when operated upon any street or highway during darkness shall be equipped with and carry at least two flares or two red lanterns or two warning lights or reflectors, which reflectors shall be of a type approved by the Department of California Highway Patrol. When any vehicle above mentioned or any trailer or semi-trailer is disabled upon streets or highways outside of any business or residence district within this city and upon which street or highway there is insufficient street lighting to reveal a vehicle at a distance of two hundred feet during darkness, a warning signal of the character indicated above shall be immediately placed at a distance of approximately one hundred feet in advance of, and one hundred feet to the rear of, the disabled vehicle by the driver thereof. The continuous flashing of at least four approved Class A Type I turn signal lamps, at least two toward the front and at least two toward the rear of the vehicle, shall be considered to meet the requirements of this section until the devices mentioned above can be placed in the required locations. The warning signals herein mentioned shall be displayed continuously during darkness while the vehicle remains disabled upon a street or highway.~~

10.44.140 10.44.120 – Parking of unattached Ttrailer parking prohibited.

A person shall not park any trailer or semi-trailer upon any street, highway, alley, public way or public place unless the trailer or semi-trailer is at all times while so parked attached to a vehicle capable of moving the trailer or semi-trailer in the normal manner upon the street, highway, alley, public way or public place. Notwithstanding, said parked trailer must adhere to all other applicable stopping, standing and/or parking regulations.

No person who owns or has possession, custody or control of any semi trailer or trailer shall park such a vehicle upon any street or alley unless the vehicle is, at all times while so parked, attached to a truck or tractor capable of moving the vehicle in a normal manner upon the public streets and highways.

~~10.44.145~~ 10.44.130 – Restriction of oversized vehicle ~~p~~Parking, ~~of large vehicles.~~

(a) No person shall leave standing or parking any oversized vehicle on any streets, alleys, public ways or public places, or any portions thereof, in areas where the City Administrator, City Engineer or Director has caused signs or markings giving adequate notice of the restriction to be placed, except as provided in subsection (c).

(b) For purposes of this title, “oversized vehicle” means any vehicle, as that word is defined in the Vehicle code, section 670, or a combination of connected vehicles (including, but not limited to, trailers or semi-trailers, as defined in Vehicle code section 670), which exceeds twenty-five (25’) feet in length, or eighty (80”) inches in width, or eighty-two (82”) inches in height, exclusive of such projecting lights or devices as are expressly allowed pursuant to the Vehicle code as it now exists, or as hereafter may be amended. Oversized vehicle shall not mean or include a pick-up truck or sport utility vehicle, which is less than twenty-five (25’) feet in length and eighty-two (82”) inches in height.

(c) Exceptions: This section shall not apply to:

(i) any oversized commercial vehicle actively engaged in the loading or unloading of materials, supplies, or goods, in the delivery of goods, wares, merchandise, or other materials at an adjacent business for no longer than thirty (30) minutes.

(ii) any vehicle belonging to or under contract with local, state or federal government authorities, or a public utility, and any emergency vehicle, as defined by Vehicle code section 165.

(iii) any bus for no longer than two (2) hours, and any bus in an area specifically posted to allow bus parking or stopping for a prescribed time.

(iv) an oversized vehicle properly displaying a current and valid distinguishing disabled placard or license plate issued pursuant to the Vehicle code, so long as said vehicle is also adhering to all other traffic and parking regulations as enumerated in this title, code and Vehicle code, including parked on a blue curb zone.

(d) The City Administrator, City Engineer, or Director are authorized to promulgate and publish rules and regulations to interpret and implement this section.

~~The parking of any vehicle having a gross weight of more than fourteen thousand pounds, a length of more than twenty five feet, or a width of more than ninety six inches in total outside width (vehicle or load, or a combination of both), laden or unladen, is prohibited except on any street listed in, and only during any hours specified in, a resolution of the city council adopted pursuant to the provisions of this section. The superintendent of streets shall place appropriate signs giving notice of this prohibition and of the streets and time periods where such parking is permitted by council resolution. This section shall not prohibit the parking of such vehicles while loading or unloading or used in the performance of a service on or to a property in the block in which such vehicle is parked for such time as is reasonably required to complete such loading, unloading, or service, nor shall it prohibit the parking of recreational vehicles which are privately owned and operated and not held for the purpose of sale or hire.~~

10.44.140 – Unlawful parking of vehicles, including vehicles parked, stopped or standing on public right-of-ways that are used for dwelling purposes.

(a) No person shall park, stop or stand, or allow to park, stop or stand, or permit to remain for a period

longer than two (2) hours on any street, alley, highway, public way, or public place, any trailer, semi-trailer, or bus (all as defined in the Vehicle code), or any mobilehome or recreational vehicle, or any truck used primarily for business or commercial hauling and of a weight in excess of three quarters (3/4) ton capacity, unless such person has a written authorization or approval from the law enforcement agency, Director, City Administrator, and/or their designees. Notwithstanding the two (2) hour permissible maximum parking period allowed for in this section, said vehicle is required to adhere to all other applicable traffic and parking regulations as enumerated in this title, code and Vehicle code, unless explicitly exempted.

(b) No person shall park, allow to park or stand, or permit to park or stand any of the following vehicles: (1) trailer, (2) semi-trailer, (3) bus (all as defined in the Vehicle code), (4) mobilehome, (5) recreational vehicle, or (6) any vehicle which is capable of greater than 1500 pounds (3/4 ton) cargo capacity on any street, alley, highway, public way, or public place between the hours of 2:00 a.m. and 6:00 a.m. of any day.

(c) Except as otherwise provided by statute, ordinance, resolution, permit, regulation, policy or other authorization by the city, no person shall park, stop, stand, or cause, allow or permit to park, stop, or stand, any vehicle, including mobilehomes and recreational vehicles, used for dwelling purposes, in the streets, highways, alleys, public ways, public places, areas, or portions thereof.

(1) For purposes of this section, “recreational vehicles” shall mean and include:

(i) “recreational vehicle” means a motor home, slide-in camper, travel trailer, or camping trailer, with or without motive power, designed for dwelling purposes for recreational or emergency occupancy.

(ii) “camping trailer” means a vehicular portable unit mounted on wheels and constructed with collapsible partial sidewalls which fold for towing by another vehicle and unfold to park or stand, and designed for dwelling purposes for recreational or emergency occupancy.

(iii) “motor home” means a vehicular unit built on or permanently attached to a self-propelled motor vehicle chassis, chassis cab or van, which becomes an integral part of the completed vehicle, designed for dwelling purposes for recreational or emergency occupancy.

(iv) “slide-in camper” means a portable unit, consisting of a roof, floor and sides, designed to be loaded onto and unloaded from the bed of a pickup truck, and designed for dwelling purposes for recreational or emergency occupancy and shall include a truck camper.

(v) “travel trailer” means a portable unit, mounted on wheels, of such a size and weight as not to require special highway movement permits when drawn by a motor vehicle and for dwelling purposes for recreational or emergency occupancy.

(2) For purposes of this section, “dwelling” means and includes more than one of the following activities and when it reasonably appears, in light of all circumstances, that a person is using a vehicle for human habitation, as a place of residence and/or living accommodation: possessing inside or on a vehicle items that are not associated with ordinary vehicle use, such as a sleeping bag, bedroll, blanket, sheet, pillow; keeping and maintaining kitchen utensils, cookware, and cooking equipment; preparing or cooking meals inside or on the vehicle, or immediately adjacent and outside of the vehicle on public property; maintaining human waste, or unlawfully dumping human waste from the vehicle onto the public right of way; obscuring some or all of the vehicle’s windows; and/or sleeping inside a vehicle.

(3) Nothing herein precludes the enforcement of any other laws against recreational vehicles or vehicles used for dwelling purposes, such as parking restrictions, including, but not limited to, prohibition of overnight parking. In this regard, restricted streets, highways, alleys, public ways, public places, areas, or portions thereof, shall include those explicitly enumerated in city Resolution No. 18-94, and any amendments thereto.

(4) Refusal to comply with this sub-section after the person owning, operating, or in control of the subject vehicle has been warned by a law enforcement officer or other authorized city official designated to enforce this title that his or her conduct is in violation thereof, and is allowed a reasonable opportunity to comply but still refuses to do so, shall be subject to the city's penalty provisions, pursuant to Title 1 of this code.

(d) This section shall not apply to a commercial truck (as established by a current registration with the state Department of Motor Vehicles):

(1) While such truck is being loaded or unloaded and such additional time is reasonably required for such loading and unloading operations; or

(2) When such vehicle is parked in connection with, and in aid of, the performance of a service to or on a property in the block on which such vehicle is parked for a period reasonably necessary to complete such service.

(3) Said vehicle is, however, required to adhere to all other traffic and parking regulations as enumerated in this title, code and Vehicle code, including loading and unloading time limitations.

(e) The City Administrator, City Engineer, or Director, or their designees, are authorized to promulgate and publish rules and regulation to interpret and implement this section.

~~10.44.150 – Parking on public, private property.–~~

~~No person who owns or has possession, custody or control of any vehicle shall park the vehicle, whether attended or unattended, in any private driveway or upon any public or private property, except a highway, without the express or implied consent of the owner or person in lawful possession of such driveway or property.–~~

~~This section does not prohibit any act, either expressly authorized or expressly prohibited by either Section 602 of the Penal Code, or Section 21113 of the Vehicle Code of the State of California, or by any other state law.–~~

~~10.44.160 10.44.150 - Twenty minute parking. Curb color markings, and stopping, standing, parking, and loading and unloading restrictions thereto.~~

~~Green curb marking shall mean no standing or parking for a period of time longer than twenty minutes at any time between nine a.m. and six p.m. on any day except Sundays and holidays.–~~

The City Administrator or Director are hereby authorized, subject to the provisions and limitations of this title to place and, when required herein, shall place the following curb markings by the use of paint upon curbs to indicate stopping, standing, parking, and loading and unloading or standing regulations. The curb color markings shall have the meanings as herein set forth.

(a) Red indicates no stopping, standing, or parking at any time, whether the vehicle is attended or unattended, except as permitted by provisions of the Vehicle code, and except that a bus may stop in a red zone marked or where a sign may be posted to designate a bus loading zone.

(b) Yellow means no stopping, standing or parking at any time between seven (7) a.m. and six (6) p.m. of any day, except Sundays and holidays, for any purpose other than the loading or unloading of passengers or materials, provided, however, that the loading or unloading of passengers shall not consume more than three (3) minutes, and the loading or unloading of materials shall not consume more than twenty (20) minutes, or unless exempted by appropriate signage.

(c) White indicates no stopping, standing or parking for any purpose other than loading or unloading of passengers, or for the purpose of depositing mail in an adjacent mail box, which shall not exceed three (3) minutes. Such restrictions shall apply between seven (7) a.m. and six (6) p.m. of any day, except Sundays and holidays, or unless exempted by appropriate signage.

(d) Green indicates no standing or parking for a period of time longer than twenty (20) minutes, except Sundays and holidays, or unless exempted by appropriate signage.

(e) Blue indicates no stopping, standing or parking by any person, other than parking is limited exclusively to the vehicles of disabled persons and disabled veterans, whose vehicle displays a distinguishing license plate or placard issued pursuant to the applicable provisions of the Vehicle code, and pursuant to the City's policy on the issuance of disabled parking spaces.

When the City Administrator or the Director, as authorized under this title, has caused curb markings to be placed, no person shall stop, stand or park a vehicle adjacent to any legible curb marking in violation of any of the provisions of this section.

~~10.44.170~~ 10.44.160 - Time ~~limits~~ limitations and restrictions for parking.

- (a) ~~Certain t~~Time limits ~~limitations~~ for parking on certain streets are on file in the office of the city clerk. Notwithstanding, the most restrictive time limitations for parking regulations contained within this title or those on file with the office of the city clerk shall apply.
- (b) ~~The eCity a~~Administrator or the Director, as authorized under this title, shall place such signs or curb markings as may be necessary to give notice of the foregoing parking restrictions, or of any time limit parking restrictions which may hereinafter be approved and adopted by the city council.
- (c) The city council may, by resolution or ordinance, alter, amend or repeal any of the foregoing time-limit regulations, and may, by resolution or ordinance, add additional time-limit parking regulations where such regulations are necessary in the opinion of the city council.

~~10.44.180~~ 10.44.170 - Parallel parking. ~~on one-way streets.~~

- (a) One-way streets - Subject to other and more restrictive limitations, a vehicle may be stopped or parked within eighteen (18") inches of the left hand curb facing in the direction of traffic movement upon any one-way street unless signs are in place prohibiting such stopping or standing.
- ~~(b) In the event a highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person shall stand or park a vehicle upon the left hand side of the one-way roadway unless signs are in place permitting such standing or parking.~~
- ~~(e)~~ (b) Determination - ~~The traffic commission~~ Director is authorized to ~~recommend~~ determine when standing or parking shall be prohibited upon the left hand side of any one-way street or ~~when~~ where



standing or parking may be permitted upon the left hand side of any one-way roadway of a highway having two (2) or more separate roadways and shall erect signs giving notice thereof.

- ~~(d)~~ (c) Exceptions - The requirement of parallel parking imposed by this section shall not apply in the event any commercial vehicle is actually engaged in the process of loading or unloading freight or goods, in which case the vehicle may be backed up to the curb, provided that the vehicle does not extend beyond the center line of the street and does not block or impede traffic thereby, or create any safety hazard.

~~10.44.190~~ 10.44.180 - Spaces—Markings.

The ~~e~~City ~~a~~Administrator or the Director ~~are is~~ authorized to install and maintain parking space markings to indicate parking spaces adjacent to curbs where authorized parking is permitted.

When parking space markings are placed on the highway or street, subject to other and more restrictive limitations, no vehicle shall be stopped, left standing or parked other than within a single space ~~unless the size or shape of the vehicle makes compliance impossible~~.

~~10.44.200~~ — No stopping zones.—

~~The city council shall by resolution designate established no parking zones. The city administrator shall place and maintain appropriate signs or markings indicating that stopping of vehicles is prohibited and indicating the hours and days when stopping is prohibited.~~

~~During the hours and on the days designated on the signs, or markings, it is unlawful for the operator of any vehicle to stop his vehicle on any of the streets or parts of streets established by resolution of the council as no stopping zones.~~

~~10.44.210~~ 10.44.190 - All night parking prohibited—Exception.

~~(a) No person shall stop, stand or park a vehicle on any street for a period of time longer than thirty minutes between the hours of two (2) a.m. and four six (6) a.m. of any day, provided that this section shall not apply to a vehicle of any regularly licensed physician when actually engaged in making professional calls. The City Administrator, City Engineer or the Director, or their designees, shall cause the corresponding signs to be installed specifying the limitation on overnight parking before this provision may be enforced.~~

~~(b) Unless explicitly prohibited in this title or code, including explicit parking prohibitions against commercial vehicles, unattached trailers, and vehicles used for dwelling purposes, overnight parking is permissible in streets within residential zones as established in Title 19 of this code, unless the City Administrator, City Engineer, or the Director determines otherwise, and places corresponding signs specifying the limitation on overnight parking.~~

~~10.44.220~~ — Taxicab parking and standing.—

~~Taxicabs, as defined in Section 5.26.010, shall be permitted to park or stand on any city street only for a period not exceeding fifteen minutes for the purpose of loading and unloading passengers occupying or waiting for a taxicab. This section shall not apply to any taxicab stand designated by resolution of the city council or the parking of taxicabs on private property.~~

## CHAPTER 10.48 - LOADING

~~10.48.010~~ — Authority to establish zones.—

~~(a) The traffic commission is hereby authorized to recommend loading zones and passenger loading zones as follows:—~~

~~(1) At any place in the central traffic district;—~~

- ~~(2) Elsewhere in front of the entrance to any place of business or in front of any hall or place used for the purpose of public assembly.~~
- ~~(b) In no event shall more than one half of the total curb length in any block be reserved for loading zone purposes.~~
- ~~(c) Loading zones shall be indicated by yellow paint upon all curbs within such zones.~~
- ~~(d) Passenger loading zones shall be indicated by white paint upon all curbs in said zones.~~

~~10.48.020 Curb markings.~~

~~The city administrator is hereby authorized, subject to the provisions and limitations of this title to place and, when required herein, shall place the following curb markings to indicate parking or standing regulations. The curb markings shall have the meanings as herein set forth.~~

- ~~(1) Red means no stopping, standing or parking at any time except as permitted by the vVehicle code, and except that a bus may stop in a red zone marked or signed as a bus zone.~~
- ~~(2) Yellow means no stopping, standing or parking at any time between seven a.m. and six p.m. of any day except Sundays and holidays for any purpose other than the loading or unloading of passengers or materials, provided that the loading or unloading of passengers shall not consume more than three minutes nor the loading or unloading of materials more than twenty minutes.~~
- ~~(3) White means no stopping, standing or parking for any purpose other than loading or unloading of passengers, or for the purpose of depositing mail in an adjacent mail box, which shall not exceed three minutes. Such restrictions shall apply between seven a.m. and six p.m. of any day except Sundays and holidays and except as follows:~~
  - ~~A. When the zone is in front of a hotel or in front of a mailbox the restrictions shall apply at all times.~~
  - ~~B. When the zone is in front of a theater the restrictions shall apply at all times except when the theater is closed.~~
- ~~(4) Blue means no stopping, standing or parking by any person, other than a handicapped person whose vehicle displays a distinguishing license plate or a placard issued pursuant to Section 22511.5 or Section 9105 of the Vehicle Code of the state of California.~~
- ~~(5) When the city administrator as authorized under this title, has caused curb markings to be placed, no person shall stop, stand or park a vehicle adjacent to any legible curb marking in violation of any of the provisions of this section.~~

~~10.48.021~~ 10.48.010 - Parking for physically handicapped disabled persons.

~~It is unlawful for any person to park or leave standing any vehicle in a stall or space designated for physically handicapped disabled persons pursuant to this chapter or pursuant to Sections 22511.7 or 22511.8 of the California Vehicle Code, unless the vehicle displays either one of the distinguishing license plates or a placard issued pursuant to Sections 22511.5 or 22511.9 of the California Vehicle Code.~~

~~10.48.030~~ 10.48.020 - Effect of permission to load, unload.

- ~~(a) Permission herein granted to stop or stand a vehicle for purposes of loading or unloading of materials shall apply only to commercial vehicles and shall not extend beyond the time necessary therefore, and in no event for more than twenty minutes.~~
- ~~(b) The loading or unloading of materials shall apply only to commercial deliveries or the delivery or pick-up of express and parcel post packages and United States mail.~~
- ~~(c) Permission herein granted to stop or park for purposes of loading or unloading passengers shall include the loading or unloading of personal baggage but shall not extend beyond the time necessary therefor and in no event for more than three minutes.~~
- ~~(d) Within the total time limits above specified, the provisions of this section shall be enforced so as to accommodate necessary and reasonable loading or unloading but without permitting abuse of the privileges hereby granted.~~

(e) No person shall stop, stand or park a vehicle in any loading zone for any purpose other than the loading or unloading activity as authorized by the colored curb markings, as designated herein in this title, or in the Vehicle code, as may be amended from time to time.

~~10.48.040 – Standing for loading, unloading only.~~

~~No person shall stop, stand or park a vehicle in any yellow loading zone for any purpose other than loading or unloading passengers or material for such time as is permitted in Section 10.48.030.~~

~~10.48.050 – Standing in passenger loading zone.~~

~~No person shall stop, stand or park a vehicle in any passenger loading zone for any purpose other than the loading or unloading of passengers for such time as is specified in Section 10.48.030.~~

~~10.48.060~~ 10.48.030 – Stopping, standing, or parking in alley.

No person shall stop, stand or park a vehicle in any alley for any purpose other than the loading or unloading of persons or materials. In no event shall the driver of a vehicle stop, stand, or park the vehicle in an alley unless not less than eight feet of the width of the paved or improved or main traveled portion of the alley opposite the parked vehicle is left clear and unobstructed for the free passage of other vehicles. At no time should said vehicle stop, stand or park more than twenty (20) minutes.

~~10.48.070~~ 10.48.040 - Coach Bus zones.

(a) The City Administrator or the Director are hereby authorized to establish bus zones opposite curb space for the loading and unloading of buses or common carriers of passengers and to determine the location thereof.

(b) ~~Coach Bus~~ zones shall normally be established on the far side of an intersection.

(c) No person shall stop, stand or park any vehicle, except a bus, in any established bus zone.

## **CHAPTER 10.52 - TRUCK TRAFFIC OVERWEIGHT VEHICLE RESTRICTIONS**

**10.52.010 - Maximum weight on city streets established.**

Except as herein otherwise specifically provided, no person shall operate any overweight vehicle, including the vehicle and its load, on any street in the city, except on those designated streets within the city limits, as listed herein in this title, or unless authorized by a city permit or authorization. use of any of the streets within the city limits, by An “overweight vehicle” is any vehicle exceeding a maximum gross weight limit of three (3) tons or six thousand pounds (6,000 lbs.) , is hereby prohibited.

The provisions of this section shall not apply to the following:

(a) Any passenger stage corporation, regulated by section 1031 through 1046 of the California Public Utilities Code, whose certificate from the California Public Utilities Commission specifically provides for travel on the streets prohibited herein.

(b) Any vehicle owned by a public utility while necessarily in use in the construction, installation, or repair of any public utility.

(c) Any vehicle operated by the city, or any employee or agent thereof, in the course of regular or official city business.

(d) Any vehicle of the military or naval forces of the United States or the duly authorized militia of the state in the proper performance of their duties.

- (e) Any vehicle whose lawful business includes the loading or unloading of materials, moving vehicles, making of commercial deliveries, or the delivery or pick-up of express and parcel post packages and United States mail.

10.52.020 - Special passage streets for overweight vehicles.

There are hereby established through-passage heavy truck and overweight vehicle routes in the city for commercial and all other vehicles exceeding a maximum gross weight limit of six thousand pounds on the streets hereinafter named and described only (unless otherwise specified, any street hereinafter named is intended to be so designated for its entire length between city limits):

- (1) Telegraph Road;
- (2) Washington Boulevard;
- (3) Bandini Boulevard, from Eastern Avenue to Greenwood Avenue;
- (4) Slauson Avenue;
- (5) Atlantic Boulevard;
- (6) Goodrich Boulevard;
- (7) Eastern Avenue south from Atlantic Boulevard to the south city limits at Randolph Street;
- (8) Eastland Avenue from Eastern Avenue to Washington Boulevard;
- (9) Malt Avenue from Telegraph Road to Garfield Avenue;
- (10) Garfield Avenue from Gage Avenue to Telegraph Road and from Ferguson to Malt Avenue;
- (11) Greenwood Avenue;
- (12) Ferguson Drive from Goodrich Boulevard to Gerhard Avenue;
- (13) Gerhart Avenue from Ferguson Drive to Olympic Boulevard;
- (14) Olympic Boulevard from Goodrich Boulevard to the easterly city limits;
- (15) Gage Avenue from Greenwood Avenue to Slauson Avenue;
- (16) Union Pacific Avenue between Goodrich Boulevard and Gerhart Avenue;
- (17) Pine Avenue, Oak Avenue, Elm Avenue, Arrowmill Avenue and Cobb Avenue between Washington Boulevard and Pacific Way;
- (18) Pacific Way between Pine Avenue and Elm Avenue;
- (19) Pacific Way between Arrowmill Avenue and Cobb Street;
- (20) Flotilla Street between Saybrook Avenue and Yates Avenue;
- (21) Gayhart Street between Washington Boulevard and Saybrook Avenue;
- (22) Saybrook Avenue between Washington Boulevard and Flotilla Street;
- (23) Yates Avenue between Malt Street and Flotilla Street;
- (24) Garfield Avenue between Malt Avenue and Yates Avenue;
- (25) Corsair Avenue north of Washington Boulevard to its terminus;
- (26) Carrier Avenue north of Telegraph Road to its terminus;
- (27) Camfield Avenue between Telegraph Road and Flotilla Street;
- (28) Hoeffner Avenue between Telegraph Road and Flotilla Street;
- (29) Smithway between Gaspar Avenue and Flotilla Street;
- (30) Sycamore Street between Vail Avenue and the east city limits;
- (31) Vail Avenue between Sycamore Street and the north city limits;
- (32) Canning Avenue between Garfield Avenue and the westerly terminus;
- (33) Boxford Avenue north of Slauson Avenue to its terminus;
- (34) Noakes Avenue between the west city limits and Eastern Avenue;
- (35) Noakes Avenue between Herbert Street and Bonnie Beach Avenue;
- (36) Hicks Avenue, Rowan Avenue, and Eastman Avenue between Noakes Street and the north city limits;
- (37) Herbert Avenue and Noakes Street between the north city limits; and Bonnie Beach Avenue;
- (38) Union Pacific Avenue between Telegraph Road and Marianna Avenue;
- (39) Jillson Street between Eastern Avenue and O'Neill Avenue;

All streets other than those designated as unrestricted streets are found by the city council to be so constructed as to constitute the same restricted streets necessitating the imposition of gross-weight limits in respect to the use of such streets, subject to the exceptions discussed in this chapter.

#### 10.52.030 - Signs.

There shall be erected and maintained, ~~by and at the expense of the city,~~ appropriate signs within the city designating the gross weight limit for all vehicles on the city's streets, other than the above designated heavy truck routes. The city may likewise erect and maintain, by and at the expense of the city, appropriate signs within the city, posting and designating the streets hereinabove designated as heavy truck routes. The city council hereby determines that placing appropriate signs on the streets, which are subject to the maximum gross weight limit, will best serve to give notice of the provisions of this chapter.

#### 10.52.040 - Overweight vehicles picking up, delivering goods.

Notwithstanding any other provisions of this ~~section~~ chapter, nothing herein shall be deemed to prohibit any vehicle from traveling on a restricted street when necessary for the purpose of making pickups or deliveries of goods, wares and merchandise from or to any building or structure located on restricted streets, or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon a restricted street for which a building permit has previously been obtained, nor shall any provision of this chapter apply to any vehicle owned by a public utility while necessarily in use in the construction, installation, or repair of any public utility, assuming all required City approvals, permits and/ or licenses have been secured.

#### 10.52.050 - Chapter inapplicable—Where.

Notwithstanding any other provision of this chapter nothing herein shall be deemed applicable to any city street on which money from the state highway fund has been or is used for construction or maintenance, except in such cases as the city council, after notice and hearing pursuant to Section 35705 of the Vehicle Code of the State of California, may, from time to time, determine to reduce weight limits.

### **~~CHAPTER 10.54 - INTERSTATE TRUCKS~~**

#### ~~10.54.010 - Definitions.~~

~~The following words and phrases shall have the meanings set forth, and if any word or phrase used in this chapter is not defined in this section, it shall have the meaning set forth in the California Vehicle Code; provided, that if any such word or phrase is not defined in the Vehicle Code, it shall have the meaning attributed to it in ordinary usage.~~

- ~~(1) "Terminal" means any facility at which freight is consolidated to be shipped or where full load consignments may be loaded and off loaded or at which vehicles are regularly maintained, stored or manufactured.~~
- ~~(2) "Interstate truck" means a truck tractor and semi trailer or truck tractor, semi trailer and trailer with unlimited length as regulated by the Vehicle Code.~~
- ~~(3) "Superintendent of streets" means the superintendent of streets and the city or his authorized representative.~~
- ~~(4) "Caltrans" means the state of California Department of Transportation or its successor agency.~~
- ~~(5) "Terminal sign" means a sign which has a legend format in accordance with city specifications installed in public right of way in front of each approved terminal.~~

#### ~~10.54.020 - Purpose.~~

~~The purpose of this chapter is to establish procedures for terminal designation and truck route designation to terminals for interstate trucks operating on a federally designated highway system and to promote the general health, safety and welfare of the public.~~

#### ~~10.54.030 Application.~~

- ~~(a) Any interested person requiring terminal access for interstate trucks from the federally designated highway system shall submit an application, on a form as provided by the city, together with such information as may be required by the superintendent of streets and appropriate fees to the city.~~
- ~~(b) Upon receipt of the application, the superintendent of streets will cause an investigation to be made to ascertain whether or not the proposed terminal facility meets the requirements for an interstate truck terminal. Upon his approval of that designation, he will then determine the capability of the route requested and alternate routes, whether requested or not. Determination of route capability will include, without limitation, a review of adequate turning radius and lane widths of ramps, intersections and highways and general traffic conditions such as sight distance, speed and traffic volumes. No access off a federally designated highway system will be approved without the approval of Caltrans.~~
- ~~(c) Should the requested route pass through the city to a terminal located in another jurisdiction, the applicant shall, in addition to complying with subsection (a) of this section, comply with the jurisdiction's application process. Coordination of the approval of the route through the city will be the responsibility of the entity which controls the terminal's land use. Costs for trail blazer signs shall be as provided in Section 10.54.040(b).~~
- ~~(d) No interstate truck may leave a designated terminal access route in the city except at an entrance to an authorized terminal.~~

#### ~~10.54.040 Fees and costs.~~

- ~~(a) The applicant shall pay a nonrefundable application fee, as established by the city by resolution, sufficient to pay the cost of the review of the terminal designation and the review of the route and alternate route.~~
- ~~(b) Upon the approval of the terminal designation and route by the city and by Caltrans the applicant shall deposit with the city sufficient funds as estimated by the superintendent of streets to pay for the purchase and installation of trailblazer and terminal designation signs. Trailblazer signs will be required at every decision point in the city on route to the terminal, and terminal designation signs will be required at each approved terminal. Upon completion of the installation of the signs, the actual cost shall be computed and any difference between the actual and the estimated cost shall be billed or refunded to the applicant, whichever the case may be. No terminal or route may be used until such signs as may be required are in place. Costs for trailblazer signs may be apportioned in accordance with the procedures in Section 10.54.050(c).~~

#### ~~10.54.050 Retrofitting.~~

- ~~(a) If all feasible routes to a requested terminal are found unsatisfactory by the superintendent of streets, the applicant may request retrofitting the deficiencies. All costs of engineering, construction and inspection will be the responsibility of the applicant. Except when the retrofitting of deficiencies is within the jurisdiction of Caltrans, the actual construction will be done by the city or by a contractor acceptable to it.~~
- ~~(b) When the work is to be done by the city, the applicant shall deposit with the city the estimated cost of retrofitting. Adjustments between the estimated and actual cost shall be made after completion of the work and any difference between the actual and the estimated cost shall be billed or refunded to the applicant as the case may be. When the work is done by the applicant, the applicant may file with the superintendent of streets, on a form satisfactory to the superintendent of streets, a statement detailing the actual costs of the retrofitting.~~
- ~~(c) If at any time within five years from the date of completion of the retrofitting by the applicant, should any applicant seek terminal approval which would use the route upon which such retrofitting was accomplished, any such applicant's fee may include that applicant's proportionate share of the retrofitting, as determined by the superintendent of streets, which fee shall be disbursed by the city to~~

~~the applicant who paid for the retrofitting as well as to any applicant who contributed to the cost of retrofitting under this subsection. Nothing herein shall require the payment of proportionate fee if the applicant doing the work failed to file the report with the superintendent of streets required by subsection (b) above.~~

#### ~~10.54.060 - Revocation of route.~~

~~The superintendent of streets may revoke any approved terminal or route if the terminal or route becomes a traffic hazard for vehicular traffic. A safety hazard includes the inability of interstate trucks to negotiate the route or said vehicles causing unsafe driving conditions for other vehicular traffic or pedestrians.~~

#### ~~10.54.070 - Appeal process.~~

- ~~(a) If the superintendent of streets denies terminal designation, route feasibility or revokes a previously approved terminal or route, the applicant/terminal owner, within ten days following the date of receipt of the decision of the superintendent of streets may appeal said decision to the city council in writing. An appeal shall be filed with the city clerk. The appeal shall state specifically wherein there was an error or abuse of discretion by the superintendent of streets or wherein his decision is not supported by the evidence in the record. Within five days of the filing of an appeal, the superintendent of streets shall transmit to the city clerk the terminal application, the sketches of the revoked route and all other data filed therewith the report of the superintendent of streets, the findings of the superintendent of streets and his decision on the application.~~
- ~~(b) The city clerk shall make copies of the data provided by the superintendent of streets available to the applicant and to the appellant (if the applicant is not the appellant) for inspection and may give notice to any other interested party who has requested notice of the time when the appeal will be considered by the city council. Upon receipt of the appeal, the city council may take any of the following actions:~~
- ~~(1) Approve the decision;~~
  - ~~(2) Refer the matter back to the superintendent of streets with or without instructions;~~
  - ~~(3) Set the matter for public hearing before itself. Such public hearings shall be held de novo as if no hearings previously had been held.~~
- ~~(c) If Caltrans and not the superintendent of streets denies or revokes terminal access from federally designated highways, no appeal may be made to the city council, but must be made to Caltrans as may be permitted by Caltrans.~~

## **CHAPTER 10.56 - RAILWAYS**

### **10.56.010 - Gates.**

No person shall drive any vehicle through, around, or under any crossing gate or barrier or barricade at a railroad grade crossing while the gate or barrier or barricade is closed or is being opened or closed.

### **10.56.020 - Trains not to block crossings—Exceptions.**

No person shall cause or permit any railway train or railway cars or similar vehicle on rails to stop or stand or to be operated in such a manner as to prevent the use of any street for the purposes of travel for a period of time longer than ten minutes. This provision shall not apply to railway trains, cars or similar vehicles on rails while blocking or obstructing a crossing because of an accident which requires the operator of the train, car or similar vehicle on rails to stop at or near the scene of the accident.

## **CHAPTER 10.60 - SPEED LIMITS**

### **10.60.010 - Designation of Speed limits.—Specified for certain streets.**

The City's Department of Public Works and Development Services is authorized to conduct Engineering and Traffic Studies (ETS) to designate speed limits upon certain streets, or portions thereof, pursuant to and in compliance with applicable state law and the CAMUTCD, and same may be adopted and amended by resolution from time to time, and made available with the City Clerks office and/or the City's Department of Public Works and Development Services.

It is determined upon the basis of an engineering and traffic investigation that the speed permitted by state law outside of business and residence districts, applicable upon the following streets, is greater than is reasonable or safe under the conditions found to exist upon such streets and it is declared that the prima facie speed limit shall be as set forth in this section on those streets or parts of streets designated below when signs are erected giving notice thereof:-

<del>Name of Street or Portion Affected</del>	<del>From</del>	<del>Declared Prima Facie Speed Limit (in Miles per Hour)</del>
<del>Atlantic Blvd.</del>	<del>Eastern Ave. to south city limits</del>	<del>40</del>
<del>Bandini Blvd.</del>	<del>Eastern Ave. to Greenwood Ave.</del>	<del>40</del>
<del>Camfield Ave.</del>	<del>Telegraph Rd. to Flotilla St.</del>	<del>35</del>
<del>Commerce Way</del>	<del>North city limits to Washington Blvd.</del>	<del>25</del>
<del>Commerce Way</del>	<del>Washington Blvd. to Eastern Ave.</del>	<del>35</del>
<del>Eastern Ave.</del>	<del>Atlantic Blvd. to Washington Blvd.</del>	<del>40</del>
<del>Eastern Ave.</del>	<del>Washington Blvd. to south city limits</del>	<del>35</del>
<del>Eastern Ave.</del>	<del>Mansfield Way to Randolph St.</del>	<del>40</del>
<del>Ferguson Dr.</del>	<del>Atlantic Blvd. to Gerhart Ave.</del>	<del>40</del>
<del>Ferguson Dr.</del>	<del>Gerhart Ave. to east city limits</del>	<del>30</del>
<del>Flotilla St.</del>	<del>Camfield Ave. to Smithway St.</del>	<del>35</del>
<del>Flotilla St.</del>	<del>Garfield Ave. to Yates Ave.</del>	<del>30</del>
<del>Gage Ave.</del>	<del>Greenwood Ave. to Slauson Ave.</del>	<del>35</del>
<del>Garfield Ave.</del>	<del>Ferguson Dr. to Telegraph Rd.</del>	<del>45</del>
<del>Garfield Ave.</del>	<del>Telegraph Rd. to Gage Ave.</del>	<del>40</del>
<del>Goodrich Blvd.</del>	<del>Whittier Blvd. to Atlantic Blvd.</del>	<del>35</del>
<del>Greenwood Ave.</del>	<del>Bandini Blvd. to Gage Ave.</del>	<del>30</del>
<del>Harbor St.</del>	<del>Eastern Ave. to Commerce Way</del>	<del>30</del>
<del>Malt Ave.</del>	<del>Garfield Ave. to Telegraph Rd.</del>	<del>40</del>
<del>Malt Ave.</del>	<del>Bandini Blvd. to Randolph St.</del>	<del>35</del>
<del>Olympic Blvd.</del>	<del>Goodrich Blvd. to Gerhart Ave.</del>	<del>40</del>
<del>Randolph St.</del>	<del>Eastern Ave. to Garfield Ave.</del>	<del>45</del>
<del>Sheila St.</del>	<del>700' west of Arrowmill Ave. to 2200' east of Fidelia Ave.</del>	<del>35</del>
<del>Slauson Ave.</del>	<del>West city limits to Greenwood Ave.</del>	<del>45</del>



<del>Slauson Ave.-</del>	<del>Greenwood Ave. to Telegraph Rd.-</del>	<del>40-</del>
<del>Smithway St.-</del>	<del>Flotilla St. to Tubeway Ave.-</del>	<del>35-</del>
<del>Telegraph Rd.-</del>	<del>Marianna Ave. to Church Rd.-</del>	<del>45-</del>
<del>Triggs St.-</del>	<del>Marianna Ave. to McDonnell Ave.-</del>	<del>25-</del>
<del>Triggs St.-</del>	<del>McDonnell Ave. to Telegraph Rd.-</del>	<del>30-</del>
<del>Tubeway Ave.-</del>	<del>Smithway St. to Telegraph Rd.-</del>	<del>35-</del>
<del>Union Pacific Ave.-</del>	<del>Goodrich Blvd. to Gerhart Ave.-</del>	<del>35-</del>
<del>Vail Ave.-</del>	<del>North city limits to Sycamore St.-</del>	<del>35-</del>
<del>Washington Blvd.-</del>	<del>West city limits to east city limits-</del>	<del>40-</del>

~~10.60.030 Decrease of state speed limit between districts.-~~

~~Reference is made to the following portions of streets where the state speed law of sixty five miles per hour is applicable for a distance of not exceeding two thousand feet in length between districts, either business or residence. It is determined upon the basis of an engineering and traffic investigation that the speed permitted by state law upon the following described portions of the streets which are not state highways is greater than is reasonable or safe under the conditions found to exist upon the described portions of such streets. It is hereby declared that the prima facie speed limit shall be as herein set forth on those portions of streets herein designated when signs are erected giving notice thereof.-~~

~~10.60.040 10.60.020 - Regulating speed by traffic signals timing.~~

~~The city administrator Director is authorized to regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner at speed slightly at variance from the speeds otherwise applicable within the district or at intersections, and may erect appropriate signs giving notice thereof.~~

~~**CHAPTER 10.64 ABANDONED VEHICLES**~~

~~10.64.010 Inoperative vehicles declared nuisance.-~~

~~In addition to and in accordance with the determination made and the authority granted by the state of California under Section 22660 of the Vehicle Code to remove abandoned, wrecked, dismantled or inoperative vehicles or parts thereof as public nuisances, the city council hereby makes the following findings and declarations:-~~

~~The accumulation and storage of abandoned, wrecked, dismantled or inoperative vehicles or parts thereof on private or public property, not including highways, is hereby found to create a condition tending to reduce the value of private property, to promote blight and deterioration, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of minors, to create a harborage for rodents and insects and to be injurious to the health, safety and general welfare. Therefore, the presence of an abandoned, wrecked, dismantled or inoperative vehicle or part thereof, on private or public property, not including highways, except as expressly hereinafter permitted, is hereby declared to constitute a public nuisance which may be abated as such in accordance with the provisions of this chapter.-~~

~~10.64.020 Definitions.-~~

~~As used in this chapter:-~~

- (1) ~~"Vehicle" means a device by which any person or property may be propelled, moved or drawn upon a highway, except a device moved by human power or used exclusively upon stationary rails or tracks.~~
- (2) ~~"Highway" means a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. "Highway" includes street.~~
- (3) ~~"Public property" does not include "highway."~~
- (4) ~~"Owner of the land" means the owner of the land on which the vehicle, or parts thereof, is located, as shown on the last equalized assessment roll.~~
- (5) ~~"Owner of the vehicle" means the last registered owner and legal owner of record.~~

~~10.64.030 Where chapter inapplicable.~~

~~This chapter shall not apply to:~~

- (1) ~~A vehicle or part thereof which is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property;~~
- (2) ~~A vehicle or part thereof which is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer, a junk dealer, or when storage or parking is necessary to the operation of a lawfully conducted business or commercial enterprise;~~
- (3) ~~Nothing in this section shall authorize the maintenance of a public or private nuisance as defined under provisions of law other than Chapter 10 (commencing with Section 22650) of Division 11 of the Vehicle Code and this chapter.~~

~~10.64.040 Chapter not exclusive.~~

~~This chapter is not the exclusive regulation of abandoned, wrecked, dismantled or inoperative vehicles within the city. It supplements and is in addition to the other regulatory codes, statutes and ordinances heretofore or hereafter enacted by the city, the state, or any other legal entity or agency having jurisdiction.~~

~~10.64.050 Enforcement by the city's law enforcement agency sheriff.~~

~~Except as otherwise provided herein, the provisions of this chapter shall be administered and enforced by the city's law enforcement agency sheriff. In the enforcement of this chapter, such officer and his deputies may enter upon private or public property to examine a vehicle or parts thereof, or obtain information as to the identity of a vehicle, and to remove or cause the removal of a vehicle or part thereof declared to be a nuisance pursuant to this chapter.~~

~~10.64.060 Franchise grantee Enforcement.~~

~~When the city council has contracted with or granted a franchise to any person or persons, the person or persons shall be authorized to enter upon private property or public property to remove or cause the removal of a vehicle or parts thereof declared to be a nuisance pursuant to this chapter.~~

~~10.64.070 Costs fixed by city council.~~

~~The city council shall, from time to time, determine and fix an amount to be assessed as administrative costs, excluding the actual cost of removal of any vehicle or part thereof, under this chapter.~~

~~10.64.080 Authority to cause abatement and removal.~~

~~Upon discovering the existence of an abandoned, wrecked, dismantled or inoperative vehicle, or parts thereof, on private property or public property within the city, the city's law enforcement agency sheriff shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein.~~

~~10.64.090 — Notice of intention to abate.~~

~~A ten day notice of intention to abate and remove the vehicle, or parts thereof, as a public nuisance shall be mailed by registered or certified mail to the property owner and to the owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine ownership. The notices of intention shall be in substantially the following forms:-~~

~~"NOTICE OF INTENTION TO ABATE AND REMOVE  
AN ABANDONED, WRECKED, DISMANTLED, OR  
INOPERATIVE VEHICLE OR PARTS THEREOF AS  
A PUBLIC NUISANCE~~

~~(Name and address of owner of the land)~~

~~As owner shown on the last equalized assessment roll of the land located at (address), you are hereby notified that the undersigned pursuant to Chapter 10.64 of the Municipal Code has determined that there exists upon said land an (or parts of an) abandoned, wrecked, dismantled or inoperative vehicle registered to \_\_\_\_\_, license number \_\_\_\_\_, which constitutes a public nuisance pursuant to the provisions of said Chapter 10.64.~~

~~You are hereby notified to abate said nuisance by the removal of said vehicle (or said parts of a vehicle) within 10 days from the date of mailing of this notice, and upon your failure to do so the same will be abated and removed by the city and the costs thereof, together with administrative costs, assessed to you as owner of the land on which said vehicle (or said parts of a vehicle) is located.~~

~~As owner of the land on which said vehicle (or said parts of a vehicle) is located, you are hereby notified that you may, within 10 days after the mailing of this notice of intention, request a public hearing and if such a request is not received by the City Administrator within such 10 day period, the city's law enforcement agency Sheriff shall have the authority to abate and remove said vehicle (or said parts of a vehicle) as a public nuisance and assess the costs as aforesaid without a public hearing. You may submit a sworn written statement within such 10 day period denying responsibility for the presence of said vehicle (or said parts of a vehicle) on said land, with your reasons for denial, and such statement shall be construed as a request for hearing at which your presence is not required. You may appear in person at any hearing requested by you or the owner of the vehicle or, in lieu thereof, may present a sworn written statement as aforesaid in time for consideration at such hearing.~~

~~Notice \_\_\_\_\_ Mailed \_\_\_\_\_~~

~~—(date)—~~

~~— City Clerk"~~

~~- -~~

~~"NOTICE OF INTENTION TO ABATE AND  
REMOVE AN ABANDONED, WRECKED, DISMANTLED  
OR INOPERATIVE VEHICLE OR PARTS THEREOF AS A PUBLIC NUISANCE~~

~~(Name and address of last registered and/or legal owner of record of vehicle — notice should be given to both if different)~~

~~As last registered (and/or legal) owner of record of (description of vehicle — make, model, license, etc.), you are hereby notified that the undersigned, pursuant to Chapter 10.64 of the Municipal Code, has determined that said vehicle (or parts of a vehicle) exists as an abandoned, wrecked, dismantled or inoperative vehicle at (describe location on public or private property) and constitutes a public nuisance pursuant to the provisions of said Chapter 10.64.~~

~~You are hereby notified to abate said nuisance by the removal of said vehicle (or said parts of a vehicle) within 10 days from the date of mailing of this notice.~~

~~As registered (and/or legal) owner of record of said vehicle (or said parts of a vehicle), you are hereby notified that you may, within 10 days after the mailing of this notice of intention, request a public hearing and if such a request is not received by the City Administrator within such 10 day period, the city's law enforcement agency Sheriff shall have the authority to abate and remove said vehicle (or said parts of a vehicle) without a hearing.~~

Notice

Mailed

—(date)—

—City Clerk"—

- -

#### ~~10.64.100—Request for hearing.~~

~~Upon request by the owner of the vehicle or owner of the land received by the eCity aAdministrator within ten days after the mailing of the notice of intention to abate and remove, a public hearing shall be held by the eCity aAdministrator on the question of abatement and removal of the vehicle or parts thereof as an abandoned, wrecked, dismantled or inoperative vehicle, and the assessment of the administrative costs and the cost of removal of the vehicle or parts thereof against the property on which it is located.~~

~~If the owner of the land submits a sworn written statement denying responsibility for the presence of the vehicle on his land within such ten day period, said statement shall be construed as a request for a hearing which does not require his presence. Notice of the hearing shall be mailed, by registered mail, at least ten days before the hearing to the owner of the land and to the owner of the vehicle, unless the vehicle is in such condition that the identification numbers are not available to determine ownership. If such a request for hearing is not received within said ten days after mailing of the notice of intention to abate and remove, the city shall have the authority to abate and remove the vehicle or parts thereof as a public nuisance without holding a public hearing.~~

#### ~~10.64.110—Hearings.~~

~~All hearings under this chapter shall be held before the eCity aAdministrator who shall hear all facts and testimony he deems pertinent. Said facts and testimony may include testimony on the condition of the vehicle or parts thereof and the circumstances concerning its location on the said private or public property. The eCity aAdministrator shall not be limited by the technical rules of evidence. The owner of the land may appear in person at the hearing or present a sworn written statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the land, with his or her reasons for such denial.~~

~~The eCity aAdministrator may impose such conditions and take such other action as he or she deems appropriate under the circumstances to carry out the purpose of this chapter. He or she may delay the time for removal of the vehicle or parts thereof if, in his or her opinion, the circumstances justify it. At the conclusion of the public hearing, the eCity aAdministrator may find that a vehicle or parts thereof has been abandoned, wrecked, dismantled or is inoperative on private or public property and order the same removed from the property as a public nuisance and disposed of as hereinafter provided and determine the administrative costs and the cost of removal to be charged against the owner of the land. The order requiring removal shall include a description of the vehicle or parts thereof and the correct identification number and license number of the vehicle, if available at the site.~~

~~If it is determined at the hearing that the vehicle was placed on the land without the consent of the owner of the land and that he or she has not subsequently acquiesced in its presence, the eCity aAdministrator shall not assess the costs of administration or removal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect such costs from from such owner of the land.~~

~~If the owner of the land submits a sworn written statement denying responsibility for the presence of the vehicle on his or her land but does not appear, or if an interested party makes a written presentation to the eCity aAdministrator but does not appear, he or she shall be notified in writing of the decision.~~

#### ~~10.64.120—Appeal.~~

~~Any interested party may appeal the decision of the eCity aAdministrator by filing a written notice of appeal with the city administrator within five days after his or her decision.~~

~~Such appeal shall be heard by the city council, which may affirm, amend or reverse the order or take other action deemed appropriate.~~

~~The clerk shall give written notice of the time and place of the hearing to the appellant and those persons specified in Section 10.64.090.~~

~~In conducting the hearing, the city council shall not be limited by the technical rules of evidence.~~

~~10.64.130 — Disposal of vehicle or parts thereof.~~

~~Five days after adoption of the order declaring the vehicle or parts thereof to be a public nuisance, five days from the date of mailing of notice of the decision if such notice is required by Section 10.64.110, or fifteen days after such action of the governing body authorizing removal following appeal, the vehicle or parts thereof may be disposed of by removal to a scrapyard or automobile dismantler's yard. After a vehicle has been removed, it shall not thereafter be reconstructed or made operable, unless it is a vehicle which qualifies for either horseless carriage license plates or historical vehicle license plates, pursuant to Vehicle Code Section 5004, in which case the vehicle may be reconstructed or made operable.~~

~~10.64.131 — Notice identifying vehicle or parts removed, evidence of registration certificates, title, etc., to be given to Department of Motor Vehicles.~~

~~Within five days after the date of removal of the vehicle or parts thereof, notice shall be given to the Department of Motor Vehicles identifying the vehicle or parts thereof removed. At the same time, there shall be transmitted to the Department of Motor Vehicles any evidence of registration available, including registration certificates, certificates of title and license plates.~~

~~10.64.132 — Unpaid administrative costs and costs of removal transmitted to tax collector for collection.~~

~~If the administrative costs and the cost of removal which are charged against the owner of a parcel of land pursuant to Section 10.64.110 are not paid within thirty days of the date of the order, or the final disposition of an appeal therefrom, such costs shall be assessed against the parcel of land pursuant to Section 38773.5 of the Government Code and shall be transmitted to the tax collector for collection. Said assessment shall have the same priority as other city taxes.~~

~~10.64.140 — Abandoning vehicle a misdemeanor.~~

~~It is unlawful and a misdemeanor for any person to abandon, park, store or leave or permit the abandonment, parking, storing or leaving of any licensed or unlicensed vehicle or part thereof which is in an abandoned, wrecked, dismantled or inoperative condition upon any private property or public property, not including highways within the city, for a period in excess of five days, unless the vehicle or part thereof is completely enclosed within a building in a lawful manner where it is not plainly visible from the street or other public or private property, or unless the vehicle is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer or a junkyard.~~

~~10.64.150 — Failure to abate a misdemeanor.~~

~~It is unlawful and a misdemeanor for any person to fail or refuse to remove an abandoned, wrecked, dismantled or inoperative vehicle or part thereof or refuse to abate such a nuisance when ordered to do so in accordance with the abatement provisions of this chapter or state law where the state law is applicable.~~

CHAPTER — 10.66 — TRANSPORTATION — DEMAND — MANAGEMENT

~~10.66.010 Definitions.~~

~~The following words or phrases shall have the following meanings when used in this chapter:-~~

~~"Alternative transportation" means the use of modes of transportation other than the single passenger motor vehicle, including but not limited to carpools, vanpools, buspools, public transit, walking and bicycling.~~

~~"Applicable development" means any development project that is determined to meet or exceed the project size threshold criteria contained in Section 10.66.031.~~

~~"Buspool" means a vehicle carrying sixteen or more passengers commuting on a regular basis to and from work with a fixed route, according to a fixed schedule.~~

~~"Carpool" means a vehicle carrying two to six persons commuting together to and from work on a regular basis.~~

~~"The California Environmental Quality Act (CEQA)", is a statute that requires all jurisdictions in the state of California to evaluate the extent of environmental degradation posed by proposed development.~~

~~"Developer" shall mean the builder who is responsible for the planning, design and construction of an applicable development project. A developer may be responsible for implementing the provisions of this chapter as determined by the property owner.~~

~~"Development" means the construction or addition of new building square footage. Additions to buildings which existed prior to the adoption of the ordinance codified in this chapter and which exceed the thresholds defined in Section 10.66.031 shall comply with the applicable requirements but shall not be added cumulatively with existing square footage; existing square footage shall be exempt from these requirements. All calculations shall be based on gross square footage.~~

~~"Employee parking area" means the portion of total parking at a development used by onsite employees. Unless otherwise specified in the city zoning or building code, employee parking shall be calculated as follows:-~~

Type of Use	Percent of Total Required Parking Devoted to Employees
Commercial	30
Office/professional	85
Industrial/manufacturing	90

~~"Preferential parking" means parking spaces designated or assigned, through use of a sign or painted space markings, for carpool and vanpool vehicles carrying commute passengers on a regular basis that are provided in a location more convenient to a place of employment than parking spaces provided for single-occupant vehicles.~~

~~"Property owner" means the legal owner of a development who serves as the lessor to a tenant. The property owner shall be responsible for complying with the provisions of this chapter either directly or by delegating such responsibility as appropriate to a tenant and/or his agent.~~

~~"South Coast Air Quality Management District" (SCAQMD) is the regional authority appointed by the California State Legislature to meet federal standards and otherwise improve air quality in the South Coast Air Basin (the nondesert portions of Los Angeles, Orange, Riverside and San Bernadino Counties).~~

~~"Tenant" means the lessee of facility space at an applicable development project.~~

~~"Transportation demand management (TDM)" means the alteration of travel behavior, usually on the part of commuters, through programs of incentives, services and policies. TDM addresses alternatives to single-occupant vehicles such as carpooling and vanpooling, and changes in work schedules that move trips out of the peak period or eliminate them altogether (as is the case in telecommuting or compressed workweeks).~~

~~"Trip reduction" means reduction in the number of work related trips made by single-occupant vehicles.~~

~~"Vanpool" means a vehicle carrying seven or more persons commuting together to and from work on a regular basis, usually in a vehicle with a seating arrangement designed to carry seven to fifteen adult passengers, and on a prepaid subscription basis.~~

~~"Vehicle" means any motorized form of transportation, including but not limited to automobiles, vans, buses and motorcycles.~~

~~10.66.020 Land use analysis program.~~

~~All development projects for which an environmental impact report (EIR) is required to be prepared shall be subject to the land use analysis program contained in the Los Angeles County congestion management program (CMP), and shall incorporate into the EIR an analysis of the project's impacts on the regional transportation system. The analysis shall be conducted consistent with the transportation impact analysis (TIA) guidelines contained in the most recent congestion management program adopted by the Los Angeles County metropolitan transportation authority.~~

~~10.66.021 Review of transit impacts.~~

- ~~(a) Prior to approval of any development project for which an environmental impact report (EIR) will be prepared pursuant to the requirements of the California Environmental Quality Act (CEQA) or based on a local determination, regional and municipal fixed route transit operators providing service to the project shall be identified and consulted with. Projects for which a notice of preparation (NOP) for a draft EIR has been circulated pursuant to the provisions of CEQA prior to the effective date of the ordinance codified in this chapter shall be exempted from its provisions. The "transit impact review worksheet", contained in the Los Angeles County Congestion Management Program Manual, or similar worksheets, shall be used in assessing impacts. Pursuant to the provisions of CEQA, transit operators shall be sent a NOP for all contemplated EIR's and shall, as part of the NOP process, be given opportunity to comment on the impacts of the project, to identify recommended transit service or capital improvements which may be required as a result of the project, and to recommend mitigation measures which minimize automobile trips on the CMP network. Impacts and recommended mitigation measures identified by the transit operator shall be evaluated in the Draft Environmental Impact Report prepared for the project. Related mitigation measures adopted shall be monitored through the mitigation monitoring requirements of CEQA.~~
- ~~(b) Phased development projects, development projects subject to a development agreement, or development projects requiring subsequent approvals, need not repeat this process as long as no significant changes are made to project. It shall remain the discretion of the lead agency to determine when a project is substantially the same and therefore covered by a previously certified EIR.~~

~~10.66.031 Transportation demand and trip reduction measures.~~

~~(a) Applicability of Requirements.~~

- ~~(1) Prior to approval of any development project, the applicant shall make provision for, as a minimum, all of the following applicable transportation demand management and trip reduction measures.~~
- ~~(2) This chapter shall not apply to projects for which a development application has been deemed "complete" by the city pursuant to Government Code Section 65943, or for which a notice of preparation for a DEIR has been circulated or for which an application for a building permit has been received, prior to the effective date of the ordinance codified in this chapter.~~
- ~~(3) All facilities and improvements constructed or otherwise required shall be maintained in a state of good repair.~~

~~(b) Development Standards.~~

- ~~(1) Nonresidential developments of twenty five thousand square feet or more shall provide the following to the satisfaction of the city:~~
- ~~(a) A bulletin board, display case or kiosk displaying transportation information located where the greatest number of employees are likely to see it. Information in the area shall include, but is not limited to, the following:~~
- ~~(i) Current maps, routes and schedules for public transit routes serving the site,~~
- ~~(ii) Telephone numbers for referrals on transportation information including numbers for the regional ridesharing agency and local transit operators,~~

- (iii) ~~Ridesharing promotional material supplied by commuter-oriented organizations;~~
- (iv) ~~Bicycle route and facility information, including regional/local bicycle maps and bicycle safety information;~~
- (v) ~~A listing of facilities available for carpoolers, vanpoolers, bicyclists, transit riders and pedestrians at the site;~~
- (2) ~~Nonresidential developments of fifty thousand square feet or more shall comply with Section 10.66.031(b)(1) above and shall provide all of the following measures to the satisfaction of the city:~~
  - (A) ~~Not less than ten percent of employee parking area shall be located as close as is practical to the employee entrance(s), and shall be reserved for use by potential carpool/vanpool vehicles, without displacing handicapped and customer parking needs. This preferential carpool/vanpool parking area shall be identified on the site plan upon application for building permit, to the satisfaction of the city. A statement that preferential carpool/vanpool spaces for employees are available and a description of the method for obtaining such spaces must be included on the required transportation information board. Spaces will be signed/stripped as demand warrants; provided that at all times at least one space for projects of fifty thousand square feet to one hundred thousand square feet and two spaces for projects over one hundred thousand square feet will be signed/stripped for carpool/vanpool vehicles;~~
  - (B) ~~Preferential parking spaces reserved for vanpools must be accessible to vanpool vehicles. When located within a parking structure, a minimum vertical interior clearance of seven feet, two inches shall be provided for those spaces and accessways to be used by such vehicles. Adequate turning radii and parking space dimensions shall also be included in vanpool parking areas;~~
  - (C) ~~Bicycle racks or other secure bicycle parking shall be provided to accommodate four bicycles per the first fifty thousand square feet of nonresidential development and one bicycle per each additional fifty thousand square feet of nonresidential development. Calculations which result in a fraction of 0.5 or higher shall be rounded up to the nearest whole number. A bicycle parking facility may also be a fully enclosed space or locker accessible only to the owner or operator of the bicycle, which protects the bicycle from inclement weather. Specific facilities and location (e.g., provision of racks, lockers, or locked room) shall be to the satisfaction of the city;~~
- (3) ~~Nonresidential developments of one hundred thousand square feet or more shall comply with Sections 10.66.031(b)(1) and 10.66.031(b)(2) above, and shall provide all of the following measures to the satisfaction of the city:~~
  - (A) ~~A safe and convenient zone in which vanpool and carpool vehicles may deliver or board their passengers;~~
  - (B) ~~Sidewalks or other designated pathways following direct and safe routes from the external pedestrian circulation system to each building in the development;~~
  - (C) ~~If determined necessary by the city to mitigate the project impact, bus stop improvements must be provided. The city will consult with the local bus service providers in determining appropriate improvements. When locating bus stops and/or planning building entrances, entrances must be designed to provide safe and efficient access to nearby transit stations/stops;~~
  - (D) ~~Safe and convenient access from the external circulation system to bicycle parking facilities onsite.~~

#### ~~10.66.040 Monitoring.~~

~~Project compliance shall be monitored in accordance with the provisions of Resolution No. 93-4, adopted by the city council on January 26, 1993, and placing into effect the "City of Commerce Environmental Monitoring Program".~~

#### ~~10.66.050 Enforcement.~~

~~No person shall violate any of the provisions, or fail to comply with any of the requirements, of this chapter. Any person violating any of the provisions, or failing to comply with any of the mandatory~~



~~requirements of this chapter, shall be guilty of a misdemeanor and shall be subject to the penalties provided in Chapter 1.12.~~

**SECTION 3:** If any section, subsection, paragraph, sentence, clause, phrase, or portion thereof, of this Ordinance is declared by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have adopted this Ordinance, and each section, subsection, paragraph, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, paragraphs, sentences, clauses, phrases, or portions thereof, be declared invalid or unconstitutional. To this end, the provisions of this Ordinance are declared to be severable.

**SECTION 4:** City Council finds that this Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**SECTION 5.** This Ordinance shall take effect thirty (30) days after its adoption. The City Clerk, or her duly appointed deputy, shall attest to the adoption of this Ordinance and shall cause this Ordinance to be posted as required by law.

Introduced and read at a regular meeting of the City Council of the City of Commerce the \_\_\_\_\_ day of \_\_\_\_\_, 2019, and adopted at a regular meeting thereof held on the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Hugo A. Argumedo  
Mayor

**APPROVED AS TO FORM:**

**ATTEST:**

\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
City Clerk