

ORDINANCE NO. _____ (N.C.S.)

AN ORDINANCE AMENDING ARTICLE VI OF CHAPTER 20 OF THE SALINAS MUNICIPAL CODE UPDATING THE STOPPING, STANDING AND PARKING REGULATIONS

City Attorney Impartial Analysis

This Ordinance amends the City's stopping, standing, and parking regulations to update the policies and procedures related to curb markings. This Ordinance would change the procedures for installing parking signs and curb markings to prohibit the stopping, standing, and parking of vehicles in the public rights-of-way. The Ordinance would allow the City Engineer to approve or deny requests for special curb markings with an appeals process that would allow for the Traffic and Transportation Commission's review of the City Engineer's determinations.

WHEREAS, the California Vehicle Code section 22507 gives power to local authorities to prohibit or restrict parking; and

WHEREAS, at its August 15, 2006 meeting, City Council adopted the City of Salinas Disabled (Blue) Parking Zones on Residential Streets Policy (Resolution No. 19056); and

WHEREAS, at its March 21, 2023 meeting, City Council approved the installation of one residential blue parking zone which deviated from existing policy (Resolution No. 22616); and

WHEREAS, the City of Salinas has requested staff to review the blue curb marking policy to establish criteria that would allow for approval of similar requests to better accommodate disabled residents.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF SALINAS:

CHAPTER 20

Division 1. Generally.

Sec. ~~20-47~~ 20-06.01. Applicability of provisions.

- (a) The provisions of this chapter 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 in compliance with the directions of a police officer or official traffic-control device.
- (b) The provisions of this chapter imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restricted provisions of the Vehicle

Code or the ordinances of the city prohibiting or limiting the standing or parking of vehicles in specified places or at specified times.

Sec. ~~20-48~~ 20-06.02. Prohibited in certain places.*

No person shall stop, stand, or park a vehicle within any bridge, viaduct, overpass, subway, underpass, or tunnel, or within the approach to any bridge, viaduct, overpass, subway, underpass, or tunnel.

* For state law as to parking in specified places, see CVC, § 22500.

Sec. ~~20-48.1~~ 20-06.03. Parking in construction zones.

No persons shall park, or fail to remove, a vehicle upon any street or a portion thereof if the use of the street is necessary for the cleaning, repair, or the construction of the street, or for the installation of underground utilities, if signs are posted giving notice thereof. Vehicles in violation may be removed at the owner's expense if the signs are placed or erected at least forty-eight hours prior to the scheduled street work.

Sec. ~~20-49~~ 20-06.04. Use of streets for storage of vehicles prohibited; removal.

- (a) No person who owns or has possession, custody, or control of any vehicle shall park such vehicle upon any street or alley for more than a consecutive period of seventy-two hours.
- (b) In the event a vehicle is parked or left standing upon a street in excess of a consecutive period of seventy-two hours, any member of the police department authorized by the chief of police may remove such vehicle from the street in the manner and subject to the requirements of the Vehicle Code.

Sec. ~~20-50~~ 20-06.05. Parking in street for certain purposes prohibited.

No person shall park a vehicle upon any roadway or on any property owned by the city including city parks and other city property that is open to the public for the principal purpose of:

- (a) Displaying such vehicle for sale, lease or rent when the person so engaged is in the business of selling, leasing or renting vehicles;
- (b) Greasing or repairing such vehicle, except repairs necessitated by an emergency;
- (c) Washing such vehicle when the person so engaged is in the business of washing vehicles.

**Sec. ~~20-50.1~~ 20-06.06. Vehicles for sale on public streets and property prohibited—
Removal.**

- (a) It shall be unlawful for any person to park any vehicle displaying a sign indicating the vehicle is for sale on any public street, alley, parking lot or other public property.
- (b) Pursuant to the authority granted by Vehicle Code Section 22651.9, the city may remove any vehicle found upon any public street or public lands in the City of Salinas if because of

a sign or placard on the vehicle, it appears that the primary purpose of parking the vehicle at that location is to advertise to the public the private sale of that vehicle and all of the following:

- (1) A notice of parking violation was issued within no less than twenty-four hours and no more than thirty days pursuant to subsection (a) accompanied by a notice containing all of the following:
 - (A) A warning that an additional parking violation may result in the impoundment of the vehicle;
 - (B) A warning that the vehicle may be impounded pursuant to Vehicle Code Section 2651.9, even if moved to another street, so long as the signs or placards offering the vehicle for sale remain on the vehicle.
 - (C) A statement that all streets in the city are subject to prohibitions of this section;
 - (2) The vehicle is parked on a public street or land marked with signs that notify the public that parking a vehicle for sale at that location is prohibited and that such vehicles may be removed.
- (c) Vehicle Code Section 22852 shall apply to the removal of any vehicle pursuant to this section.

Sec. ~~20-50.5~~ 20-06.07. Farm labor vehicles—Definition.

The following words and phrases, as used in the chapter, shall have the same definition and meanings as defined by Section 322 of the California Vehicles Code: Farm Labor Vehicle and Farm-worker.

Sec. ~~20-50.6~~ 20-06.08. Farm labor vehicles—Prohibition.

All farm labor vehicles are prohibited from parking, stopping, or standing at any time for the purpose of loading or unloading passengers on public rights-of-way within the city, except in an area designated as a "Farm Labor Parking" lot.

Nothing in this section shall prohibit farm labor vehicles from loading, unloading or parking on private property where such activity is compatible with existing zoning regulations and any other relevant law, rule or regulation.

Nothing in this section shall prohibit farm labor vehicles from loading or unloading passengers at any existing Monterey-Salinas Transit (MST) established bus stop.

Sec. ~~20-51~~ 20-06.09. Parking to be parallel to curb; parking in direction of traffic; parking on left-hand side; unloading.

- (a) Subject to other and more restricted limitations, a vehicle may be stopped or parked within eighteen 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 such one-way roadway unless signs are in place permitting such standing or parking.

- (c) Whenever any ordinance or resolution of the city determines that standing or parking shall be prohibited upon the left-hand side of any one-way street, or when standing or parking shall be permitted upon the left-hand side of any one-way roadway or highway having two or more separate roadways, the city traffic engineer shall place and maintain signs giving notice thereof.
- (d) The requirement of parallel parking shall not apply in the event any vehicle is actually engaged in the process of loading or unloading freight or goods, in which case that vehicle may be backed up to the curb; provided, that such vehicle does not extend beyond the centerline of the street and does not block traffic thereby.

Sec. ~~20-52~~ 20-06.10. Angle parking—Generally.

- (a) Whenever any provision of this chapter or other ordinance determines and designates any street or portion thereof upon which angle parking shall be permitted, the city traffic engineer shall mark or sign such street indicating the angle at which vehicles shall be parked.
- (b) When signs or markings are in place indicating angle parking as herein provided, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.
- (c) Angle parking shall be permitted upon those streets and parts of streets described in Section ~~20-53~~ 20-06.11.

Sec. ~~20-53~~ 20-06.11. Same—Streets enumerated.

In accordance with Section ~~20-52~~ 20-06.10 and when signs and markings are in place giving notice thereof, drivers of vehicles may stand or park a vehicle only as indicated by such markings or signs on the following streets or portions thereof:

- (a) Happ Place, east side, between West Market Street and the northerly terminus of Happ Place.
- (b) Lang Street, north side, between South Capitol Street and the easterly terminus of Lang Street.
- (c) Station Place, both sides, between West Market Street and the Southern Pacific Railway Company right-of-way.
- (d) Plaza Circle, north and east side at the easterly terminus of Plaza Circle.
- (e) California Street, east and west side, between Market Way and Lake Street.
- (f) Lincoln Avenue, west side, between Gabilan Street and Howard Street.
- (g) Market Way, south side, between California Street and Soledad Street.
- (h) Church Street, west side, between West Alisal Street and West Gabilan Street.

Sec. ~~20-54~~ 20-06.12. Parking, etc., in parkways.

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

Sec. ~~20-55~~ 20-06.13. Parking adjacent to schools.

- (a) Whenever any ordinance or resolution determines that there shall be no parking upon that side of any street adjacent to any school property, the city traffic engineer shall place and maintain signs giving notice thereof.
- (b) When official signs are erected indicating no parking upon that side of a street adjacent to any school property, no person shall park a vehicle in any such designated place.

Sec. ~~20-56~~ 20-06.14. Prohibited parking when signs posted.

- (a) Whenever any ordinance or resolution determines that there shall be no parking, stopping, or standing upon any designated street, side of any street, or any other location, the city traffic engineer shall place and maintain signs or markings giving notice thereof.
- (b) Whenever any ordinance or resolution determines that there shall be no parking or standing of any vehicle, including vehicles which are six feet or more in height (including any load thereon) within one hundred feet of any intersection on certain streets or highways or portions thereof, during all or certain hours of the day, the city transportation engineer shall place and maintain signs giving notice thereof. Any such ordinance or resolution may include a designation of certain streets upon which preferential parking privileges are given to residents or merchants adjacent to such streets, pursuant to a permit issued by the city transportation engineer, where such streets may be used for their use and the use of their guests.
- (c) When official signs or markings are in place as herein provided, no person shall park, stop, or stand a vehicle in any such location.

Sec. ~~20-57~~ 20-06.15. Emergency parking signs.

- (a) Whenever the chief of police shall determine that an emergency traffic congestion is likely to result from the holding of public or private assemblages, gatherings, or functions, or for other reasons, the chief of police is hereby authorized and directed to order temporary signs to be erected or posted indicating that the operation, parking, or standing of vehicles is prohibited on such streets and alleys as the chief of police shall direct during the time such temporary signs are in place. Such signs shall remain in place only during the existence of such emergency, and the chief of police shall cause such signs to be removed promptly thereafter.
- (b) When signs authorized by the provisions of this section are in place giving notice thereof, no person shall operate, park, or stand any vehicle contrary to the directions and provisions of such signs.

Sec. ~~20-58~~. Repealed by Ordinance No. 2474 (NCS).

Sec. ~~20-59~~ 20-06.16. Display of warning device when commercial vehicle disabled.

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 the time specified in Section 280 of the Vehicle Code, 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 highway patrol. When any vehicle above mentioned or any trailer or semi-trailer is disabled upon streets or highways outside of any business or residential district within the city, and upon which street or highway there is insufficient lighting to reveal a vehicle at a distance of two hundred feet during any time mentioned in Section 280 of the Vehicle Code, 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, such disabled vehicle by the driver. The continuous flashing of at least four approved type Class A — Type 1 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 at the required locations. The warning signals herein mentioned shall be displayed continuously during the times mentioned in Section 280 of the Vehicle Code while such vehicle remains disabled upon such street or highway.

Sec. ~~20-59.1~~ 20-06.17. Parking spaces.

- (a) When lines upon the surface of the roadway or pavement are in place designating parking spaces, including the angle of parking, no person shall park a vehicle except entirely within any such parking space, subject to the provisions of subsection (b).
- (b) When the parking of a vehicle is required to be within a parallel parking space, the vehicle or a combination of connected vehicles exceeding the dimensions of such a space may also occupy one or more adjoining parallel spaces; provided that all other provisions of this chapter applicable to such space shall be observed.

Division 2. Parking Meters.

~~Secs. 20-60 through 20-69. Repealed by Ord. No. 1537 (NCS).~~

Division 3. Loading and Unloading.

Sec. ~~20-72~~ 20-06.18. Establishment of parking zones.

~~Whenever any ordinance or resolution determines a location for a loading zone or passenger loading zone, the city traffic engineer shall mark and maintain such zones as follows:~~

- ~~(a) Loading zones shall be indicated by a yellow paint line stenciled with black letters, "LOADING ZONE ONLY," upon the top of all curbs in such zones.~~
- ~~(b) Passenger loading zones shall be indicated by a white line stenciled with black letters, "PASSENGER LOADING ONLY," upon the top of all curbs in such zones.~~

(a) The City Engineer is authorized to place, and maintain parking signs and curb markings to indicate parking or standing regulations, and the curb markings have the meanings as herein set forth:

(1) Red shall mean no stopping, standing, or parking at any time except as permitted by Section 21458 of the Vehicle Code, and except that a bus may stop in a red zone marked or signed as a bus zone.

a. Whenever the city engineer determines a location for a bus zone, the city engineer shall paint and maintain a red line stenciled with white letters, "BUS ZONE," upon the top and side of all curbs and places specified as a bus zone.

b. No person shall stop, stand, or park any vehicle except a bus in a bus zone.

c. The word "bus" as used in this section means any motor bus, motor coach, trackless trolley coach, or passenger stage, used as a common carrier of passengers.

(2) Yellow shall mean no stopping, standing, or parking at any time between 7:00 a.m. and 6:00 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 five minutes nor the loading or unloading of materials more than twenty minutes.

(3) White shall mean no stopping, standing, or parking for any purpose other than loading or unloading of passengers, which shall not exceed five minutes, and such restrictions shall apply between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays and except as follows:

a. When such zone is in front of a hotel, the restrictions shall apply at all times;

b. When such zone is in front of a theater, the restrictions shall apply at all times except when such theater is closed.

(4) Green means no standing or parking for longer than twenty minutes at any time between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays. Zones shall be indicated by green paint lines, stenciled with white letters, "20-MINUTE PARKING ZONE," upon the top of all curbs within such zones.

(5) Blue shall mean no stopping, standing or parking except for handicapped persons as permitted by Section 21458 of the California Vehicle Code.

(b) When the City Engineer as authorized under this chapter has caused curb markings to be placed, no person shall, stop, stand, or park a vehicle adjacent to any such legible curb markings in violation of any of the provisions of this section.

Sec. 20-73. Bus zones.*

~~(a) Whenever any ordinance or resolution determines a location for a bus zone, the city traffic engineer shall paint and maintain a red line stenciled with white letters, "BUS ZONE," upon the top and side of all curbs and places specified as a bus zone.~~

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

~~(c) The word "bus" as used in this section means any motor bus, motor coach, trackless trolley coach, or passenger stage, used as a common carrier of passengers.~~

~~* For state law as to authority of cities to regulate the location of bus stands, see Veh. C. § 21112.~~

~~Sec. 20-74. Curb markings to indicate regulations.*~~

- ~~(a) Whenever any ordinance or resolution determines parking or standing regulations requiring curb markings, the city traffic engineer shall place and maintain the following curb markings, and such curb markings shall have the meanings as herein set forth:~~
- ~~(1) Red shall mean no stopping, standing, or parking at any time except as permitted by the Vehicle Code, and except that a bus may stop in a red zone marked or signed as a bus zone.~~
 - ~~(2) Yellow shall mean no stopping, standing, or parking at any time between 7:00 a.m. and 6:00 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 five minutes nor the loading or unloading of materials more than twenty minutes.~~
 - ~~(3) White shall mean no stopping, standing, or parking for any purpose other than loading or unloading of passengers, which shall not exceed five minutes, and such restrictions shall apply between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays and except as follows:
 - ~~a. When such zone is in front of a hotel, the restrictions shall apply at all times;~~
 - ~~b. When such zone is in front of a theater, the restrictions shall apply at all times except when such theater is closed.~~~~
 - ~~(4) Green means no standing or parking for longer than twenty minutes at any time between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays. Zones shall be indicated by green paint lines, stenciled with white letters, "20-MINUTE PARKING ZONE," upon the top of all curbs within such zones.~~
 - ~~(5) Blue shall mean no stopping, standing or parking except for handicapped persons as permitted by the California Vehicle Code.~~
- ~~(b) The city traffic engineer is authorized to install red zones of not less than two feet nor more than ten feet in length on curbs adjacent to driveways, crosswalks, or between paired parking stalls, and along both sides of any city street when in his judgment, based upon conditions of traffic and parking, he finds the installation of such red zones to be warranted.~~
- ~~(c) When the city traffic engineer as authorized under this chapter has caused curb markings to be placed, no person shall stop, stand, or park a vehicle adjacent to any such legible curb markings in violation of any of the provisions of this section.~~

~~* For state law as to curb markings to indicate parking regulations, see Veh. C. § 21458~~

Sec. ~~20-75~~ 20-06.19. Effect of establishment of zones.

- (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 therefor and in no event for more than twenty minutes.
- (b) The loading or unloading of materials shall apply only to commercial deliveries and also to 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 includes the loading or unloading of personal baggage, but shall not extend beyond the time necessary therefor and in no event for more than five minutes.
- (d) Within the total time limits specified in this section, the provisions of this section shall be enforced so as to accommodate necessary and reasonable loading or unloading time without permitting abuse of the privileges hereby granted.

Sec. ~~20-76~~ 20-06.20. Use of loading zones.

No person shall stop, stand, or park a vehicle in any yellow loading zone for any purpose other than loading or unloading passengers or materials for such time as is permitted in Section ~~20-74~~ 20-06.18.

Sec. ~~20-77~~ 20-06.21. Use of passenger loading zones.

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 ~~20-74~~ 20-06.18.

Sec. ~~20-77.1~~ 20-06.22. Use of taxicab stands.

No person shall stop, stand, or park a vehicle other than a taxicab in any taxicab stand established pursuant to Section 33-10 of this Code.

Sec. ~~20-78~~ 20-06.23. Use of alleys.

- (a) 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, and for not more than one hour at one point.
- (b) No person shall park a vehicle within an alley in such a manner or under such conditions as to impede or obstruct the free movement of the vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley in such a position as to block the driveway entrance to any abutting property.
- (c) No person shall park a vehicle upon any real property adjacent to an alley when any portion of the vehicle or its load projects into such alley.
- (d) No person shall use the alleys for the storage of vehicles when not actually engaged in loading or unloading operations, and no goods or trash shall be stored within the alley right-of-way.

Division 4. Stopping, Standing or Parking Restricted or Prohibited on Certain Streets.

Sec. ~~20-79~~ 20-06.24. Parking time limited when signs duly posted.

- (a) ~~Whenever the council, by ordinance or resolution, determines those streets or portions thereof upon which parking shall be subject to time limitations, the city traffic engineer shall designate such streets or portions thereof by appropriate signs or curb markings. The City Engineer is authorized to place and maintain parking signs to indicate parking or standing time limitations.~~
- (b) When authorized signs, parking meters or curb markings are in place on any municipal street or any portion thereof giving notice of any parking time limitation, no operator of any vehicle shall stop, stand or park such vehicle ~~between the hours of 8:00 a.m. and 6:00 p.m. of any day~~ except Sundays or holidays, in two or more spaces, which have been designated as limited time spaces, which spaces are less than one hundred eighty feet distant from each other, for a cumulative period of time in excess of the posted time limits. For purposes of this section, the distance between spaces shall be determined by measuring along the curb facing the closest point of one space to the closest point of the other space.
- (c) Intention and Purpose. In establishing parking limit zones, it is the intention and purpose of the city council to provide short-term parking for customers and business visitors, and to prohibit the use of such parking spaces for a total cumulative period of time longer than the posted time.

Sec. ~~20-80~~. Parking prohibited 4:30 p.m. to 6:00 p.m. when signs duly posted; removal of cars.

- ~~(a) Whenever the council, by ordinance or resolution, determines those streets or portions thereof upon which parking shall be prohibited between the hours of 4:30 p.m. and 6:00 p.m., the city traffic engineer shall designate such streets or portions thereof by appropriate signs.~~
- ~~(b) When authorized signs are in place giving notice thereof, no person shall stop, stand, or park any vehicle on any such streets or portions thereof between the hours of 4:30 p.m. and 6:00 p.m. of any day except Sundays and holidays.~~
- ~~(c) The chief of police is hereby authorized and directed to cause the removal from the street of any vehicle parked or left standing in violation of this section in the manner and subject to the requirements of the Vehicle Code; provided, however, that this authorization to remove shall only be exercised when signs referred to in this section clearly state that vehicles will be so removed.~~

Sec. ~~20-81~~ 20-06.25. Parking prohibited when signs duly posted.; Removal of cars.

- (a) ~~Whenever the council, by ordinance or resolution, determines those streets or portions thereof upon which stopping, standing or parking shall be prohibited at any time, The City Engineer is authorized to place, and maintain parking signs to indicate parking or standing prohibitions,~~ the city traffic engineer shall designate such streets or portions thereof by appropriate signs placed at the first and last point where the legal requirement is effective, and at intervals not greater than two hundred fifty feet.
- (b) When appropriate signs are in place giving notice thereof, no person shall stop, stand, or park any vehicle contrary to the posted regulation on any such streets or portions thereof.

- (c) Council may, by resolution, prohibit certain types of vehicles or commercial truck trailers from stopping, standing, or parking on any street or portion thereof within the city.
- (d) In zones where vehicles can be towed for violating the posted prohibition restriction, the “Tow-Away,” message or symbol shall be used. Where the “Tow-Away” symbol is used in a 12-inch width format, it shall be as shown in the California Manual for Uniform Traffic Control Devices R26K(CA) sign.
- (e) The chief of police is hereby authorized and directed to cause the removal from the street of any vehicle parked or left standing in violation of this section in the manner and subject to the requirements of the Vehicle Code; provided, however, that this authorization to remove shall only be exercised when signs referred to in this section clearly state that vehicles will be so removed.

Sec. 20-82. Parking prohibited on certain streets between 3:00 a.m. and 5:00 a.m.

- ~~(a) Whenever the council, by ordinance or resolution, determines those streets or portions thereof upon which parking shall be prohibited on designated days between the hours of 3:00 a.m. and 5:00 a.m., the city traffic engineer shall designate such streets or portions thereof by appropriate signs.~~
- ~~(b) When authorized signs are in place giving notice thereof, no person shall park any vehicle on any such streets or portions thereof between the hours of 3:00 a.m. and 5:00 a.m. on the days designated.~~

~~(Ord. No. 1516 (NCS), § 2.)~~

Sec. 20-06.26. Traffic and Transportation Commission authority.

The Traffic and Transportation Commission authority is per Chapter 3, Article I of the Salinas Municipal Code. With respect to parking zones, the Traffic and Transportation Commission shall have the authority and responsibilities described and illustrated in Article VI of Chapter 20 (Stopping, Standing and Parking. *) Municipal Code. The Traffic and Transportation Commission’s primary functions are to:

- (a) Review certain applications and forward recommendations to the city council;
- (b) Hear and decide appeals to the city engineer decisions;
- (c) In certain instances, the Traffic and Transportation Commission has the authority to approve, approve with conditions or modifications, or deny certain applications as identified in Article VI of Chapter 20 (Stopping, Standing and Parking. *)

Division 5. Parking Lots.

Sec. 20-83 20-06.27. Designation of public parking lots.

Whenever any land or premises is acquired, owned, leased, or occupied by the city for parking lot purposes, the council may by either resolution or ordinance designate such land or premises, or any portions thereof, as public parking lots.

Sec. ~~20-84~~ 20-06.28. Signs to be posted.

Whenever the council, by ordinance or resolution, has designated any land or premises, or any portions thereof, as public parking lots, the city traffic engineer shall appropriately sign and mark such land or premises as public parking lots.

Sec. ~~20-85~~ 20-06.29. Parking spaces.

- (a) Whenever the council, by ordinance or resolution, has established public parking lots, the city traffic engineer shall designate parking spaces by white lines upon the surface of the roadway or pavement.
- (b) When markings are in place designating spaces or the angle for parking as herein provided, no person shall park a vehicle except entirely within such parking spaces or between lines indicating angle parking.
- (c) Whenever the parking of vehicles is required within parallel parking spaces, a vehicle or a combination of connected vehicles exceeding the dimensions of such a space may also occupy one or more adjoining spaces, provided that all other provisions of this chapter applicable to each such space shall be observed.
- (d) Whenever blue pavement markings and a sign consisting of a profile view of a wheelchair with occupant in white on a blue background are in place designating spaces or the angle for parking as herein provided, no person shall park at any time except handicapped persons as permitted by the California Vehicle Code.
- (e) Whenever yellow pavement markings and a pavement stencil consisting of the words CITY VEHICLE ONLY are in place designating spaces or the angle of parking as herein provided, no person shall park other than a city vehicle within such parking space or such lines indicating angle parking.

Sec. ~~20-86~~ 20-06.30. Parking time limited.

- (a) When authorized signs are in place on any public parking lot or parking structure giving notice of time limit parking regulations, no person shall park any vehicle on any such public parking lot or parking structure for a period of time longer than the posted time limit between the hours of 8:00 a.m. and 6:00 p.m. of any day except Sundays and holidays. The council may at any time, by resolution or ordinance, provide for the erection and maintenance of such signs, and may at any time change the length of such parking periods or the hours prescribed for parking in such parking lots or parking structures, or otherwise provide for the use or occupation of such parking lots or parking structures by resolution. Any such changes so provided for shall become effective when authorized signs are in place giving notice of such change or changes.
- (b) When authorized signs or curb markings are in place on any such municipal parking lots or any portion thereof giving notice of any parking time limitations, it shall be unlawful for any operator of a motor vehicle to move such vehicle or allow or permit others to move such vehicle within that municipal parking lot or to remove such vehicle from that lot and return to the same lot, within one hour or less, for the purpose of parking in excess of the established time limit.

- (c) Intention and Purpose. In establishing parking time limits in municipal parking lots, it is the intention and purpose of the city council to provide short-term parking for customers and business visitors, and to prohibit the use of such parking lot spaces for a total cumulative period of time longer than the posted time.

Sec. ~~20-87~~ 20-06.31. Permits for use by commercial vehicles.

A commercial vehicle, while actually engaged in construction or repair work upon the public streets or property adjacent thereto, may be parked and remain parked in a parking space for a period time in excess of the prescribed period of time upon special written permit therefor being first issued by the chief of police. The chief of police shall issue such permits only when circumstances indicate to him that there is a need to exempt the applicant from parking control for reason of convenience and necessity and upon the applicant paying such parking fees as the council by resolution shall determine.

Sec. ~~20-88~~ 20-06.32. Tickets—Issuance for violations.

Every police officer, acting in accordance with instructions issued by the chief of police, shall take the state vehicle license of any vehicle parking in violation of any of the provisions of this division; the time and place of such violation; the nature of the violation; the make of such vehicle; and such other facts a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation; and issue, in writing, a citation for such violation.

Sec. ~~20-89~~. Repealed by Ordinance No. 2171 (NCS).

Division 6. Parking on Private Property.

Sec. ~~20-90~~ 20-06.33. When prohibited; signs.

It is unlawful for any person to park a motor vehicle upon any private property or upon property used for private parking purposes without the consent of the owner of such property, the person entitled to the possession thereof for the time being, or the authorized agent of either; provided, that signs specifying conditions under which parking is permitted shall have been posted at all entrances to such property or are otherwise displayed on the property in plain view of all entrances to such property. Such signs shall be approved both as to wording and posting by the police department.

Sec. ~~20-91~~ 20-06.34. Ticketing illegally parked vehicles.

Any regularly employed and salaried officer of the police department may issue a citation to the owner or driver of any motor vehicle that has been parked or left standing on any private property, driveway, or private parking lot, or property used for private parking purposes, in violation of Section ~~20-90~~ 20-06.33. ~~The provisions of Sections 41102 and 41103 of the Vehicle Code shall be applicable in determining responsibility for such citation, and such sections are hereby adopted by reference as a part of this division.~~

Sec. ~~20-92~~ 20-06.35. Removal of vehicle illegally parked.

Any regularly employed and salaried officer of the police department, the owner of any private property, or the person entitled to the possession thereof for the time being, or the authorized agent of either, may remove, or cause to be removed, any motor vehicle that has been parked or left standing on any private property, driveway, or private parking lot, or property used for private parking purposes, in violation of Section ~~20-90~~ 20-06.33.

Sec. ~~20-93~~ 20-06.36. Removal to be to safe place.

Any person referred to in Section ~~20-92~~ 20-06.35 who removes any vehicle from any private property in the city is authorized to remove such vehicle to the nearest garage or other place of safety, or to a garage designated or maintained by the city.

Sec. ~~20-94~~ 20-06.37. Liability for wrongful removal.

If a vehicle removed from such private property was rightfully there, the person or persons who complained of the presence of such vehicle or the person or persons (other than members of the police department) who caused such vehicle to be removed shall be liable for any and all charges for towage and for caring for and keeping safe such vehicle.

Sec. ~~20-95~~ 20-06.38. Notice to owner of removal.

Any person referred to in Section ~~20-92~~ 20-06.35 who removes a vehicle from private property shall give notice to the owner of the motor vehicle as provided for and required by Section 22852 of the Vehicle Code.

Sec. ~~20-96~~ 20-06.39. Garage keeper's lien.

The keeper of any garage in which any vehicle is stored in accordance with the provisions of this division shall have a lien thereon for his compensation for towage, and for caring for and keeping safe such vehicle, and may satisfy such lien upon compliance with and under the conditions stated in Section 22851 of the Vehicle Code.

SECTION 3. CEQA CONSIDERATIONS. Not a Project. The City of Salinas has determined that the proposed action is not a project as defined by the California Environmental Quality Act (CEQA) (CEQA Guidelines Section 15378). In addition, CEQA Guidelines Section 15061 includes the general rule that CEQA applies only to activities which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Because the proposed action and this matter have no potential to cause any effect on the environment, or because it falls within a category of activities excluded as projects pursuant to CEQA Guidelines section 15378, this matter is not a project. Because the matter does not cause a direct or foreseeable indirect physical change on or in the environment, this matter is not a project. Any subsequent discretionary projects resulting from this action will be assessed for CEQA applicability.

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Salinas City Council hereby declares that it would have passed this ordinance, and each and every section, subsection, clause and phrase thereof not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect and be in force thirty days from and after its adoption.

PASSED AND ADOPTED this 20th day of June 2023, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

Kimbley Craig, Mayor

ATTEST:

Patricia M. Barajas, City Clerk

APPROVED AS TO FORM:

Christopher A. Callihan, City Attorney

