



**CITY OF SALINAS
COUNCIL STAFF REPORT**

DATE: SEPTEMBER 4, 2018
DEPARTMENT: PUBLIC WORKS DEPARTMENT
FROM: JAMES SERRANO, TRANSPORTATION MANAGER
TITLE: PUBLIC HEARING: PARKING ENFORCEMENT FINES UPDATE-
PENALTY FOR OVERSIZED VEHICLES PARKED IN
VIOLATION OF THE SALINAS MUNICIPAL CODE

RECOMMENDED MOTION:

A motion to approve a Resolution updating parking fines to set penalty for parking violations of over-sized vehicles in violation of Ordinance No. 2604.

RECOMMENDATION:

It is recommended that the City Council approve the proposed Resolution updating parking fines for parking violations of over-sized vehicles.

BACKGROUND:

On December 5, 2017, the City Council adopted Resolution 21305 updating the City's parking fines for parking violation in accordance with California Vehicle Code (CVC) 40203.5 which states, "The schedule of parking penalties for parking violations and late payment penalties shall be established by the governing body of the jurisdiction where the notice of violation is issued. To the extent possible, issuing agencies within the same county shall standardize parking penalties." Said fines took effect in January 1, 2018.

On June 5, 2018, the City Council adopted Ordinance 2604 regulating the parking of oversized vehicles. This report updates, the City's Parking Bail Schedule, the list of parking fines, to include fines for the first, second, third and subsequent violations of the new Ordinance. Staff finds the proposed fines in line with other cities with similar ordinances.

The recommended City fines include an escalation for subsequent violations of the Ordinance (Section 20-18.020 of the Salinas Municipal Code):

First Violation - \$44.00
Second Violation - \$150.00
Third Violation and subsequent violations- \$250.00

These fees are proposed to be effective immediately as soon as signs giving notice of the parking restrictions are in place.

CEQA CONSIDERATION:

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.

STRATEGIC PLAN INITIATIVE:

Managing the City's parking enforcement program supports all City goals. In addition, the Downtown Vibrancy Plan makes recommendations to manage parking in downtown. A managed parking enforcement program is critical towards implementing the Vibrancy Plan's Parking recommendations.

DEPARTMENTAL COORDINATION:

Public Works has been working in coordination with the Salinas Police Department in preparation for enforcement supporting the new Ordinance. The Public Works Department is working on deployment of signs for the parking restriction. The Department also manages the City's contract parking enforcement services. Salinas PD continues to provide parking enforcement services and advises Public Works where deployment of signs and enforcement officers are needed. Both departments work in coordination with City Attorney's office as the City implements the new Ordinance.

FISCAL AND SUSTAINABILITY IMPACT:

The City's parking enforcement program provides an important and desired service for residents of the City. Increasing the parking enforcement program level of service has demonstrated how important the program is to the City residents' quality of life and to the economic objectives desired in the City commercial areas. Public Works is working to make the program sustainable so that service may meet the demands of the community. These recommended parking fine increases will help sustain the program and enable the City to consider service expansion. Parking fines were last updated January 1, 2018. This new penalty needs to be added to the schedule.

ATTACHMENTS:

Resolution

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

A RESOLUTION APPROVING PARKING FINES UPDATE FOR THE CITY OF SALINAS

WHEREAS, Section 40203.5 of California Vehicle Code gives the City authority to set parking penalties for parking violations; and

WHEREAS, on June 19, 2018, the Salinas Council adopted Ordinance No. 2604 to prohibit certain over-sized vehicles from parking in the city limits; and

WHEREAS, staff has reviewed the current parking fines schedule and has determined that there currently is no parking fine for parking an over-sized vehicle in violation of Ordinance No. 2604 and therefore desires to add a parking fine for such violations to the City's Parking Enforcement Program Bail Schedule.

NOW, THEREFORE, BE IT RESOLVED that the Salinas City Council hereby establishes a monetary penalty in the amount of \$44.00 for the first violation, \$150.00 for the second violation, and \$250.00 for the third and subsequent violations of Ordinance No. 2604; and

BE IT FURTHER RESOLVED that said fees are to be effective on September 4, 2018; and

BE IT FURTHER RESOLVED that the monetary penalties set forth in this Resolution are in addition to whatever other penalties and sanctions are provided for in Ordinance No. 2604.

PASSED AND APPROVED this 4th day of September 2018, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Joe Gunter, Mayor

ATTEST:

Patricia M. Barajas, City Clerk