

Tues 6/20/17 Item
(O-2017-139) 54

ORDINANCE NUMBER O- 20835 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 21 2017

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 6, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 86.0104 RELATING TO ANGLE PARKING.

WHEREAS, California Vehicle Code section 22503 authorizes the City Council to permit angle parking; and

WHEREAS, the City Council desires to delegate the authority to install, remove, or modify angle parking to the City Manager where certain standards and procedures to be adopted by the City Council are met; and

WHEREAS, by adopting these standards and procedures, the City Council will have performed the essential functions of determining and formulating angle parking policy; and

WHEREAS, these amendments to section 86.0104 grant the City Manager the authority to install, remove or modify angle parking in accordance with those standards and procedures without City Council approval; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That Chapter 8, Article 6, Division 1 of the San Diego Municipal Code is amended by amending section 86.0104 to read as follows:

§86.0104 Angle Parking

- (a) The City Council may, by resolution, install, remove, or modify angle parking on any street.
- (b) The City Council shall, by resolution, establish and adopt standards and procedures for the installation, removal, and modification of angle parking

by the City Manager, which shall be known as the Angle Parking Standards.

- (1) The City Manager may amend the Angle Parking Standards as necessary to comply with revisions to local, state, or federal law. All other changes to the Angle Parking Standards must be approved by City Council.
 - (2) A copy of the Angle Parking Standards shall be on file in the office of the City Clerk.
- (c) The City Manager may install angle parking on any street without City Council approval provided that:
- (1) the proposed angle parking complies with the Angle Parking Standards;
 - (2) a majority of affected property owners and tenants do not object to the proposed angle parking; and
 - (3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed angle parking within its geographical area of responsibility, does not object to the proposed angle parking.
- (d) The City Manager may remove or modify existing angle parking on any street without City Council approval provided that:
- (1) the existing angle parking conflicts with the Angle Parking Standards;

- (2) a majority of affected property owners and tenants do not object to the removal or modification of angle parking; and
 - (3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the existing angle parking within its geographical area of responsibility, does not object to the removal or modification of the angle parking.
- (e) A written petition may be submitted to the City Manager that demonstrates approval for the proposed installation, removal, or modification of angle parking from:
- (1) a majority of affected property owners and tenants; and
 - (2) all City-recognized community planning groups, community parking districts, and Business Improvement Districts having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (f) For the purposes of this section, affected property owners and tenants are those property owners and tenants adjacent to the proposed angle parking or the existing angle parking, on both sides of the segment of the street.
- (g) At least 60 calendar days prior to installing, removing, or modifying angle parking without City Council approval, the City Manager shall provide notice in accordance with Municipal Code section 11.0301 to affected property owners and tenants. The City Manager shall also provide notice to all City-recognized community planning groups, community parking

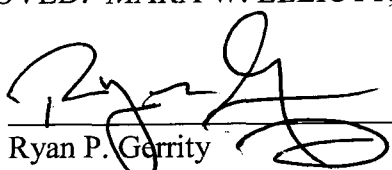
districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.

- (1) The notice shall specify the segment of street proposed for the installation, removal, or modification of angle parking and describe the proposed changes to parking.
 - (2) The notice may include the date of the next public meeting of, and contact information for, all City-recognized community planning groups, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (h) Objections to the installation, modification, or removal of angle parking shall be in writing and shall include the phrase “objection to angle parking” in the subject line or title of the document.
- (i) If the City Manager receives a written objection within 60 calendar days of notice from a majority of affected property owners and tenants, or a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed or existing angle parking within its geographical area of responsibility, the City Manager shall not install, remove, or modify angle parking without City Council approval.
- (j) The notice requirement and objection period shall not apply if the City Manager receives a written petition as described in section (e).

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney

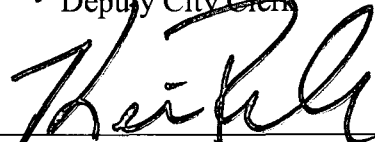
RPG:jls
May 18, 2017
Or.Dept: Economic Development
Doc. No.: 1346700

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUN 20 2017.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6/21/17
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~Struck Out~~

NEW LANGUAGE: Double Underline

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 6, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 86.0104 RELATING TO ANGLE PARKING.

§86.0104 Angle Parking

~~The City Council may by resolution permit angle parking on any street. Lines indicating such angle parking shall be shown upon the surface of such street.~~

~~The City Council may by resolution designate certain days or limited time periods when angle parking shall be observed. No lines shall be shown upon the street for such limited period, but such restriction shall be effective when appropriate signs giving notice thereof are erected.~~

(a) The City Council may, by resolution, install, remove, or modify angle parking on any street.

(b) The City Council shall, by resolution, establish and adopt standards and procedures for the installation, removal, and modification of angle parking by the City Manager, which shall be known as the Angle Parking Standards.

(1) The City Manager may amend the Angle Parking Standards as necessary to comply with revisions to local, state, or federal law.

All other changes to the Angle Parking Standards must be approved by City Council.

(2) A copy of the Angle Parking Standards shall be on file in the office of the City Clerk.

(c) The City Manager may install angle parking on any street without City Council approval provided that:

(1) the proposed angle parking complies with the Angle Parking Standards;

(2) a majority of affected property owners and tenants do not object to the proposed angle parking; and

(3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed angle parking within its geographical area of responsibility, does not object to the proposed angle parking.

(d) The City Manager may remove or modify existing angle parking on any street without City Council approval provided that:

(1) the existing angle parking conflicts with the Angle Parking Standards;

(2) a majority of affected property owners and tenants do not object to the removal or modification of angle parking; and

(3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the existing angle parking within its geographical area of

responsibility, does not object to the removal or modification of the angle parking.

- (e) A written petition may be submitted to the City Manager that demonstrates approval for the proposed installation, removal, or modification of angle parking from:
- (1) a majority of affected property owners and tenants; and
 - (2) all City-recognized community planning groups, community parking districts, and Business Improvement Districts having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (f) For the purposes of this section, affected property owners and tenants are those property owners and tenants adjacent to the proposed angle parking or the existing angle parking, on both sides of the segment of the street.
- (g) At least 60 calendar days prior to installing, removing, or modifying angle parking without City Council approval, the City Manager shall provide notice in accordance with Municipal Code section 11.0301 to affected property owners and tenants. The City Manager shall also provide notice to all City-recognized community planning groups, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.

- (1) The notice shall specify the segment of street proposed for the installation, removal, or modification of angle parking and describe the proposed changes to parking.
- (2) The notice may include the date of the next public meeting of, and contact information for, all City-recognized community planning groups, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (h) Objections to the installation, modification, or removal of angle parking shall be in writing and shall include the phrase “objection to angle parking” in the subject line or title of the document.
- (i) If the City Manager receives a written objection within 60 calendar days of notice from a majority of affected property owners and tenants, or a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed or existing angle parking within its geographical area of responsibility, the City Manager shall not install, remove, or modify angle parking without City Council approval.
- (j) The notice requirement and objection period shall not apply if the City Manager receives a written petition as described in section (e).

RPG:jl
May 18, 2017
Or.Dept:Economic Development
Doc. No.: 1420335_3

Passed by the Council of The City of San Diego on JUN 20 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 21 2017

AUTHENTICATED BY:

(Seal)

KEVIN L. FAULCONER

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By , Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JUN 06 2017

JUN 21 2017


, and on _____

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O-_____

20835