

STAFF REPORT



ITEM NO. 12

CITY OF OCEANSIDE

DATE: December 14, 2005

TO: Honorable Mayor and City Councilmembers

FROM: Transportation and Development Engineering Department

SUBJECT: ADOPT A RESOLUTION ESTABLISHING A PREFERENTIAL PARKING PERMIT PROGRAM FOR THE FOSTER AND LIBBY STREET NEIGHBORHOODS

SYNOPSIS

Staff and the Transportation Commission recommend that the City Council adopt a resolution establishing a Preferential Parking Permit Program for the Foster and Libby Street Neighborhoods.

BACKGROUND

The City has received increased interest from the Foster and Libby Street neighborhoods for a preferential residential parking permit program due to impacts from adjacent land uses that generate on-street parking.

The City Council, on February 2, 2005, approved a Preferential Permit Parking Program for the City. The Transportation Commission reviewed the proposal on October 19, 2004 and did not approve the program.

The California Vehicle Code (CVC) §22507 authorizes cities to establish certain streets as preferential permit parking. The program is intended for residential areas that are severely impacted by on street parking in their neighborhoods from adjacent land uses. The program does not reserve specific on-street parking for individuals.

Each household may be issued a maximum of 3 permits with an annual fee of \$15 for each permit. Up to 20 temporary guest permits may be issued to a household (valid for a maximum of 5 days). Proof of residency may be demonstrated by voter registration, motor vehicle registration, lease or rental agreement and utility billing. Permits are valid from January 1 through December 31 of each year.

Staff mailed notices the week of November 7, 2005, to the residents of the area (within and adjacent to the proposed permit parking area) informing them of the Transportation Commission's meeting on November 15, 2005, to review the permit-parking proposal.

ANALYSIS

The Foster and Libby Street neighborhoods have been working with staff for over a year to find solutions to problems (noise, trash, and vandalism) associated with overflow parking in their neighborhood. Additional parking was created adjacent to the apartments at 180 Canyon Drive (on Canyon Drive) to lessen the impact to the adjacent neighborhoods. This measure helped, but the neighborhood is now requesting the implementation of a preferential parking permit program to improve their neighborhoods.

The proposed boundary for the preferential parking permit program was established by reviewing the residential streets impacted by parking from adjacent land uses and from neighborhood representatives providing input to staff. The Foster Street neighborhood includes Foster Street and Grace Street. The Libby Street neighborhood includes Libby Street, Crestline Drive, and Hilldale Street.

The Foster and Libby Street neighborhoods circulated a petition gathering support from the residents for the implementation of the program. The Foster Street neighborhood had approximately 92 percent approval and the Libby Street neighborhood had approximately 90 percent (67 percent required for approval). The proposed hours of restriction (when a permit is required to park on the street) are from 8 pm to 8 am, seven days a week.

FISCAL IMPACT

The annual permit fees for the parking program is anticipated to support the cost of the Preferential Permit Parking Program.

COMMISSION OR COMMITTEE REPORT

At its November 15, 2005 meeting, the Transportation Commission reviewed and approved the proposed preferential parking permit program for the Foster and Libby Street neighborhoods.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff and the Transportation Commission recommend that the City Council adopt a resolution establishing a Preferential Parking Permit Program for the Foster and Libby Street neighborhoods.

PREPARED BY:



Paul J. Pace
Transportation Operations Engineer

SUBMITTED BY:



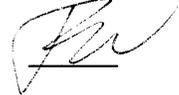
Steven R. Jepsen
City Manager

REVIEWED BY:

Michelle Skaggs-Lawrence, Assistant to the City Manager

Frank T. Watanabe, Transportation Director





Attachments: Petition
 Ordinance
Exhibit A: Map

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 OCEANSIDE ESTABLISHING CERTAIN TRAFFIC CONTROLS
4 WITHIN THE CITY OF OCEANSIDE

5 (Preferential Parking Permit Program for the Foster and Libby Street Neighborhoods)

6 WHEREAS, this City Council finds the public health and safety will be benefited by
7 establishing certain traffic controls on particular streets within the City of Oceanside.

8 NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

9 SECTION 1. There is established a "No Parking - 8:00 p.m. to 8:00 a.m. Everyday
10 except by permit" zone on both sides of the following streets as allowed by Ordinance No.05-
11 OR0102-1:

- 12 a) Foster Street between Canyon Drive and El Monte Drive
- 13 b) Grace Street between Foster Street and Maxson Street
- 14 c) Libby Street between Crestline Drive and Hilldale Street
- 15 d) Crestline Drive between Libby Street and Carey Road
- 16 e) Hilldale Street from Carey Road to its westerly terminus

17 SECTION 2. Staff is directed to effect the foregoing controls as soon as possible.

18 PASSED AND ADOPTED by the City Council of the City of Oceanside, California,
19 this _____-day of _____, 2005, by the following vote:

20 AYES:

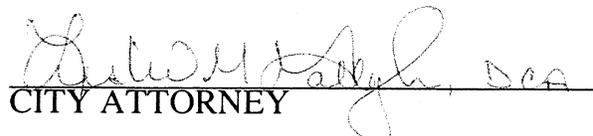
21 NAYS:

22 ABSENT:

23 ABSTAIN:

24 MAYOR OF THE CITY OF OCEANSIDE

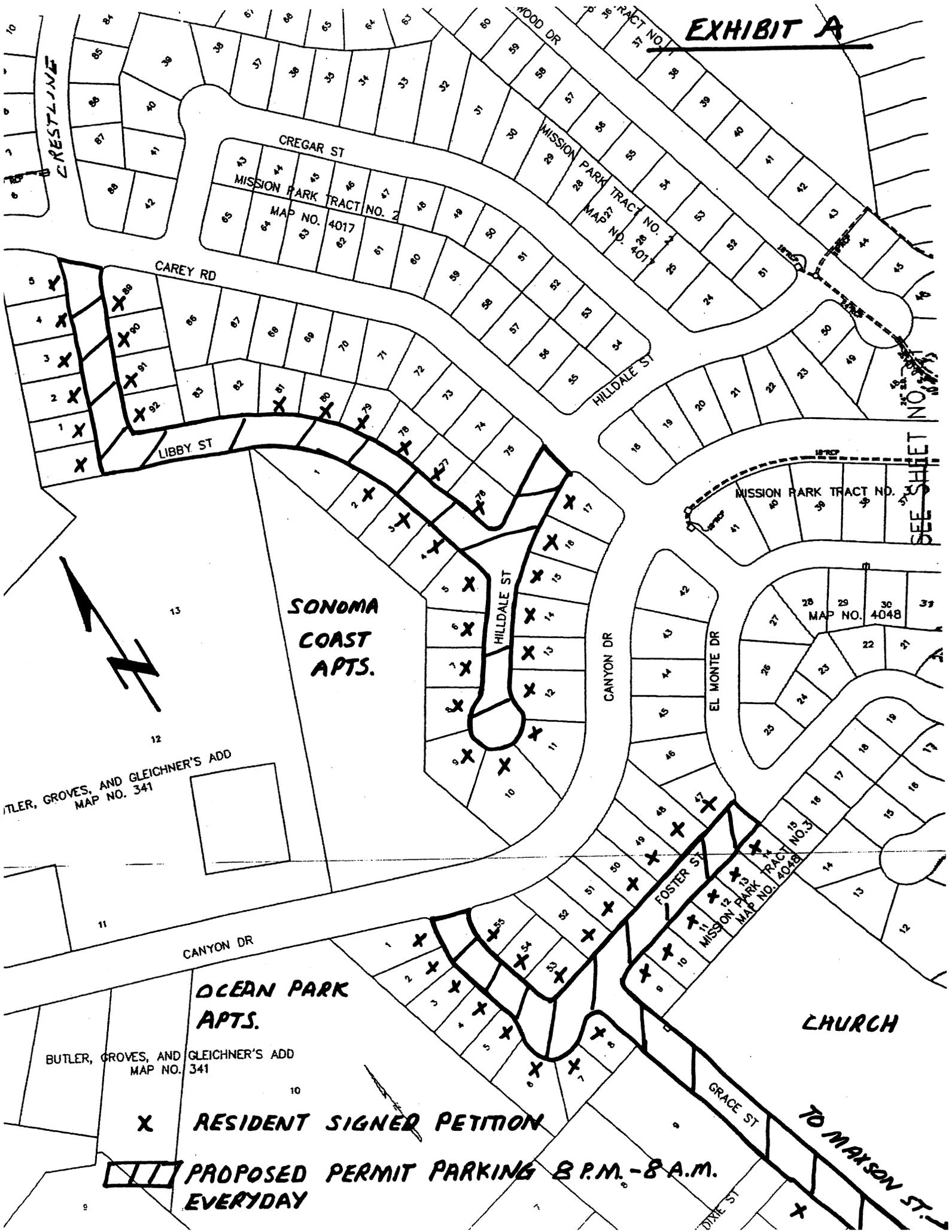
25 APPROVED AS TO FORM:

26 
27 CITY ATTORNEY

28 ATTEST: _____

CITY CLERK

EXHIBIT A



SEE SHEET NO. 10

BUTLER, GROVES, AND GLEICHNER'S ADD
MAP NO. 341

**OCEAN PARK
APTS.**

**SONOMA
COAST
APTS.**

X RESIDENT SIGNED PETITION

[Hatched Box] PROPOSED PERMIT PARKING 8 P.M. - 8 A.M. EVERYDAY

CHURCH

TO MARSON ST.



PETITION REQUESTING A PREFERENTIAL PARKING PERMIT PROGRAM

We, the undersigned residents do support the City of Oceanside, California to establish a preferential parking permit program in our neighborhood (as indicated by the street addresses shown on the petition). By signing below, we understand that the preferential parking permit requires the following:

- 1) Support of at least 67% of the residents,
- 2) Annual fee of \$15 for each permit (maximum of 3 permits per residence), and
- 3) Proof of residency and proof of vehicle registration
- 4) The proposed time restriction is from 8 P.M. - 8 A.M.

Only one signature per dwelling unit will be considered.

Neighborhood Representative: RICK KRATOSKI

DATE	SIGNATURE (Head of Household)	ADDRESS	DAYTIME PHONE
7-2-05	Robert D. Moll	2102 Foster	277-1101
6-25-05	Stanley J. Vesso	2108 Foster	757-4579
6-25-05	Richard Kratoski	2110 Foster	757-7432
6-26-05	Kim Tremelling	2134 Foster	231-7233
6-25-05	Dilberto Fernandez	2138 Foster	433-2549
6-25-05	Virginia S. Peseo	2142 Foster	757-5170
6-25-05	Wayne E. Benson	2146 Foster	757-5548
6-25-05	Elizabeth Baw	2150 Foster	967-7806
6-25-05	J. Magaña	2155 Foster	721-2404
		2151 Foster	
6-27-05	Mona Negrete	2147 Foster	231-7262
6-27-05	William R. D'Leon	2143 Foster	757-5230
6-25-05	Blanche Lindsey	2139 Foster	757-3047
6-26-05	Chris R. Bai	2135 Foster	721-1038
6-28-05	Germaine Martinez	2129 Foster	433-8256
6-26-05	Ronald S. Jay	2125 Foster	757-5552
6-25-05	Elaine M. Stee	2121 Foster	754-3171
6-25-05	Amelia Montano	2117 Foster	437-7855
6-25-05	Hervacio Nozo	2113 Foster	579-3667
		2109 Foster	
6-25-05	Emil C. Buff	2105 Foster	757-5681

LOMA ALTA



NEIGHBORHOOD

PETITION REQUESTING A PREFERENTIAL PARKING PERMIT PROGRAM

We, the undersigned residents do support the City of Oceanside, California to establish a preferential parking permit program in our neighborhood (as indicated by the street addresses shown on the petition). By signing below, we understand that the preferential parking permit requires the following:

- 1) Support of at least 67% of the residents, **LIBBY St.**
- 2) Annual fee of \$15 for each permit (maximum of 3 permits per residence), and
- 3) Proof of residency and proof of vehicle registration.
- 4) The proposed time restriction is from 4:00PM - 4:00AM

Code Enforcement 8:00 AM - 8:00 AM

Only one signature per dwelling unit will be considered.

Neighborhood Representative: Patrick Adams for all.

	DATE	SIGNATURE (Head of Household)	ADDRESS	DAYTIME PHONE	
1	7/13/05	Patrick Adams	154 Libby St. O'side	757-5821	78
2	7/13/05	Senio Lopez	146 LIBBY ST OSIDE	433-3330	79
3	7/13/05	[Signature]	140 LIBBY ST OSIDE	731-1010	80
4	7/13/05	Maria Aguilar	134 Libby St O'side	721-3248	81
5	7/18/05	Michael Hill	155 LIBBY ST OSIDE	439-4832	
6	7-18-05	Jane Hill	164 Libby St. O'side	731-8161	
7	7-18-05	Alexey Lopyanov	167 Libby St. O'side	729-2331	
8	7/18-05	Monika Winters	161 LIBBY ST OCEANSIDE CA	760-725-5579	
9	7/24/05	Connie Madala	170 Libby St O'side CA	760-757-5798	
10	7/26-05	Angel Gonzalez	173 Libby St oceanside	757-4817	
11					
12					
13					
		LIBBY ST	13 TOTAL		

ORDINANCE NO. 05-OR0102-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AMENDING THE OCEANSIDE TRAFFIC CODE ADDING SECTION 13.27 TO ESTABLISH A PREFERENTIAL PARKING PERMIT PROGRAM

WHEREAS, certain single-family residential neighborhoods are adversely affected by the impact of excessive parking of non-resident's vehicles;

WHEREAS, to alleviate the impact of correctible parking intrusions into single-family residential neighborhoods, the City Council desires to provide residents with an on-street preferential parking permit alternative; and

WHEREAS, this ordinance and the Preferential Parking Permit Program are authorized by Vehicle Code section 22507.

NOW, THEREFORE, the City Council of the City of Oceanside does ordain as follows:

SECTION 1. That Section 13.27 of the Oceanside Traffic Code is added to read as follows:

Sec. 13.27 Preferential Parking Permit Program

Pursuant to Vehicle Code section 22507, a "Preferential Parking Permit Program" ("Program") is established. Preferential Permit Parking shall be made available to residents within a Permit Parking Area that is impacted by correctible parking intrusions. Only streets located in areas designated as single-family residential shall be eligible for the Program. The term Permit Parking Area shall be used to generally describe single streets or a group of streets subject to the Program. This program shall not be applicable in the Coastal Zone, as defined in Article 3 of the Oceanside Zoning Ordinance.

Sec. 13.27.1 Permit Parking Area Restrictions

No person shall park any vehicle on any street designated as a Permit Parking Area unless that vehicle displays a valid Preferential Parking Permit pursuant to the requirements of Section 13.27 of this code.

Exceptions:

The provisions of Section 13.27 shall not apply to any of the following:

- 1 a) Any vehicle owned by any Local, State or Federal governmental entity displaying currently
- 2 valid license plates issued pursuant to Vehicle Code Section 4155;
- 3 b) Any commercial vehicle actively engaged in picking up or delivering goods, orders,
- 4 materials or merchandize to or from any property;
- 5 c) Any vehicle owned or operated by a utility when engaged in the course of business
- 6 providing service to an address within a Permit Parking Area.

7 **Sec. 13.27.2 Traffic Study To Determine Permit Parking Area**

8 The City Traffic Engineer, in conjunction with the neighborhood requesting the
9 Program, shall determine the Permit Parking Area. The City Traffic Engineer may conduct a
10 traffic study to identify the parking intrusion and parking characteristics impacting the Permit
11 Parking Area. The City Traffic Engineer may cause to be circulated a petition and fact sheet to
12 each household within proposed Permit Parking Area, to determine whether or not that
13 household is in support of creating a Permit Parking Area.

14 **Sec. 13.27.3 Permit Approval**

15 Upon receipt of a valid petition indicating 67% support from the households within the
16 Permit Area, the City Traffic Engineer shall forward that petition along with his or her
17 recommendation to the City Council for consideration of the Program.

- 18 a) The City Council, by resolution, may approve a Permit Parking Program within the Permit
- 19 Area.
- 20 b) The Program, if approved by the City Council, shall include all residences located in the
- 21 Permit Area, and may include parking restrictions up to 24-hours of a day or some lesser
- 22 portion of each day.
- 23 c) Upon approval of the Program, all residents within a Permit Parking Area will be given a
- 24 30-day period to obtain their permits before regulatory signing is installed or displayed.
- 25 d) All residents within an approved Permit Parking Area will be subject, without exception, to
- 26 all other related parking regulations.

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1 **Sec. 13.27.4 Permit Issuance**

2 Upon approval of a Preferential Parking Permit Program by the City Council, the
3 Financial Services Director shall administer the program subject to the following standards and
4 criteria:

5 a) Any resident of an area included within a Permit Parking Area may obtain a Preferential
6 Parking Permit for that area by submitting to the Financial Services Department the prescribed
7 fee and a completed Preferential Parking Permit application form.

8 b) Residents of eligible dwelling units may purchase one parking permit per vehicle owned
9 with a maximum of three (3) parking permits issued to any one residence.

10 c) Residency may be demonstrated by:

- 11 1. Proof of current voter registration at an address within the Permit Parking Area;
- 12 2. Proof of registration of the motor vehicle for which the permit is issued showing the
13 registered owner's address at the eligible residence;
- 14 3. A currently valid lease or other rental agreement; and/or
- 15 4. A currently valid utility bill showing service to the resident applying for the permit.

16 d) Parking permits issued pursuant to this section shall be valid from January 1 through
17 December 31 of each year. The cost of the permits shall not be prorated.

18 e) The Preferential Parking Permit will be a non-transferable decal permanently affixed to the
19 driver side of the inside of the rear window. Prior to issuing any Preferential Parking Permit,
20 the Financial Services Director shall collect an administrative fee, in an amount established by
21 City Council resolution.

22 f) Up to twenty (20) temporary guest permits per year may be issued at no cost to each
23 household within the Permit Parking Area. The guest permits are valid for a maximum of 5
24 days from the date of issuance. The guest permits shall be issued at no cost and will be hangar
25 type devices to be hung on the rear view mirror of the guest vehicle. The permit shall include
26 the address of the eligible dwelling to which the permit is issued as well as the issue and
27 expiration dates.

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1 g) No Preferential Parking Permit shall be issued to any vehicle which may not legally be
2 parked on a City street or any vehicle which is not registered to an address located within the
3 Permit Area. This registration requirement does not apply to the issuance of temporary guest
4 permits.

5 SECTION 2. The City Clerk of the City of Oceanside is hereby directed to publish this
6 ordinance, or the title hereof as a summary, pursuant to state statute, once within fifteen (15)
7 days after its passage in the North County Times, a newspaper of general circulation published
8 in the City of Oceanside.

9 SECTION 3. This ordinance shall take effect and be in force on the thirtieth (30th) day
10 from and after its final passage.

11 SECTION 4. Severability. If any section, sentence, clause or phrase of this Ordinance is
12 for any reason held to be invalid or unconstitutional by a decision of any court of competent
13 jurisdiction, such decision shall not affect the validity of the remaining portions of this
14 Ordinance. The City Council hereby declares that it would have passed this Ordinance and
15 adopted this Ordinance and each section, sentence, clause or phrase thereof, irrespective of the
16 fact that any one or more section, subsections, sentences, clauses or phrases be declared invalid
17 or unconstitutional.

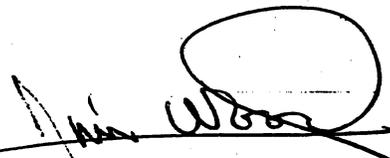
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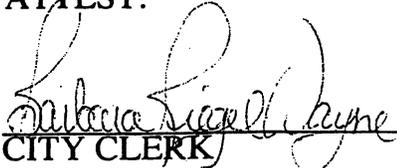
INTRODUCED at a regular meeting of the City Council of the City of Oceanside,
California, held on the 2nd day of February, 2005, and, thereafter,

PASSED AND ADOPTED at a regular meeting of the City Council of the City of
Oceanside California, held on the 23rd day of February, 2005, by the following vote:

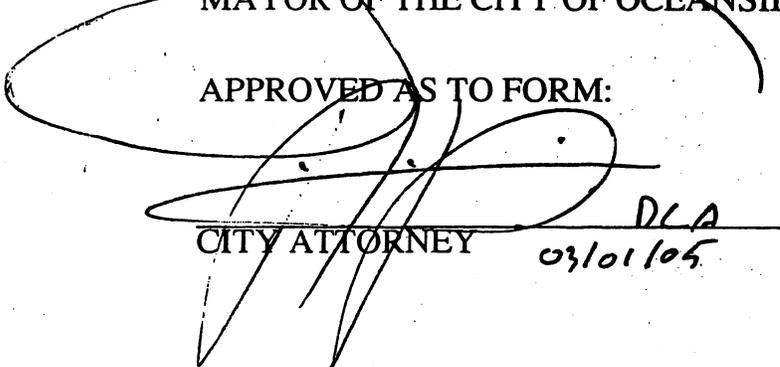
AYES: WOOD, CHAVEZ, FELLER, SANCHEZ
NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE


MAYOR OF THE CITY OF OCEANSIDE

ATTEST:


CITY CLERK

APPROVED AS TO FORM:


CITY ATTORNEY *DCA*
03/01/05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AMENDING THE OCEANSIDE TRAFFIC CODE
ADDING SECTION 13.27 TO ESTABLISH A PREFERENTIAL PARKING PERMIT PROGRAM

STAFF REPORT**CITY OF OCEANSIDE**

DATE: February 2, 2005
TO: Honorable Mayor and City Council Members
FROM: Public Works Department
SUBJECT: APPROVAL OF A PREFERENTIAL PARKING PERMIT PROGRAM

SYNOPSIS

Staff recommends that the City Council introduce and subsequently adopt an ordinance to establish a Preferential Parking Permit Program.

BACKGROUND

The City has received increased interest from neighborhoods that are impacted from adjacent land uses that generate on-street parking for the need of a preferential residential parking permit program. The program will serve as a guide for the establishment of permit parking districts as needed throughout the City.

ANALYSIS

Based on the Council's prior direction, staff has developed a Preferential Parking Permit Program. The Parking Permit Program would be available to residential areas impacted by correctible parking intrusions. The Parking Program would be flexible in regards to the time restrictions, based on the individual neighborhood issues, type, and extent of the intrusion affecting the neighborhood. In some cases daytime parking may be restricted and in other cases overnight parking may be restricted.

The following is a summary of the key provisions for the Preferential Parking Permit Program:

1. Only single-family residential streets shall be included for permit parking.
2. Permit parking shall be for a defined neighborhood parking area, and individual residences will not be excluded.
3. Permit parking will not be considered if, the parking intrusion can be mitigated, with:
 - a) Less restricted parking measures, or
 - b) Traffic control measures.

4. A parking permit program will be considered after:
 - a) A traffic engineering study determines that a correctible parking intrusion is occurring and the intrusion is impacting residents.
 - b) 67 percent of the households within a potential permit area support and agree on the implementation of a permit program.
5. Preferential Parking Permits shall be valid from January first (1st) through December thirty-first (31st) of each year.
6. Each household will be issued, a maximum of (3) three parking permits with an annual fee of \$15 each and the permit will be permanently affixed to the vehicle.
7. Up to twenty (20) temporary guest permits per year may be issued at no cost to a household in a permit area. The guest permits would be valid for a maximum of five (5) days.
8. Enforcement would be on a complaint basis only.

The California Vehicle Code (CVC) section 22507 authorizes cities to establish certain streets as preferential permit parking. The program is intended for residential areas that are severely impacted by on-street parking in their neighborhoods from adjacent land uses. The program does not reserve specific on-street parking for individuals.

FISCAL IMPACT

The annual permit fees for the parking program would support the cost of the Preferential Permit Parking Program.

COMMISSION OR COMMITTEE REPORT

At their October 16, 2004 meeting, the Transportation Commission reviewed the matter. The Transportation Commission denied the program and recommends that the Council deny the program for the following reasons:

1. Staff time - administration by finance, staff, parking enforcement;
2. Problems with number of passes needed by residents;
3. Problems with special occasions needing approval;
4. Enforcement at night (need additional parking officers or no enforcement); and

5. Concern about the number of areas that residents would want permit program implemented.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff recommends that the City Council introduce and subsequently adopt an ordinance to establish a Preferential Parking Permit Program.

PREPARED BY:



Peter A. Weiss
Public Works Director

SUBMITTED BY:



Steven R. Jepsen
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Assistant to the City Manager



Exhibit A