

## ORDINANCE NO. 2024-02

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 16.217.050 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO IMPLEMENT SAFETY-RELATED LIMITATIONS ON THE PARKING OF OVERSIZED VEHICLES ON CITY STREETS

The Council of the City of San Buenaventura does ordain as follows:

#### Section 1. FINDINGS.

The City Council of the City of San Buenaventura hereby finds, determines and declares that:

- A. The parking of oversized vehicles on City streets – especially during hours of peak traffic – can significantly increase the risk of traffic accidents and other related incidents.
- B. Despite the City's existing ordinance placing restrictions on the parking of oversized vehicles on City streets, City staff and City Police have received a considerable volume of complaints and/or calls for service relating to oversized vehicles in recent years.
- C. The public welfare will benefit from increasing existing limitations on the parking of oversized vehicles on City streets.

Section 2. AMENDMENT TO CODE. Title 16, Chapter 16.217, Section 16.217.050, "Oversized vehicles – Parking Prohibited – Exceptions" is hereby amended and replaced in its entirety to read as follows:

#### **Sec. 16.217.050 Oversized vehicles – Parking prohibited – Exceptions**

- A. Except as otherwise provided in this section, it is unlawful for any person to park or leave standing any oversized vehicle on any street between 6:00 a.m. and 6:00 p.m., holidays excepted.
- B. No oversized vehicle parked on any City street may operate any generator or run any power cord from the oversized vehicle to any building, without first obtaining a permit to do so pursuant to this chapter.

C. *Exceptions.* This section does not apply:

1. To any person loading or unloading an oversized vehicle;
2. To any person making temporary or emergency repairs to an oversized vehicle not to exceed 24 consecutive hours;
3. To any person picking up or delivering goods, wares, and merchandise, including, without limitation, building materials, from or to a property or building located in a residential area;
4. To any person holding a valid oversized vehicle parking permit issued pursuant to this chapter;
5. To any person holding a valid oversized vehicle handicap permit issued pursuant to this chapter;
6. To any person making or performing repairs, authorized by the owner of the property at which such repairs are being made, subject to any Federal, State or Local licensing requirements for such repairs, for no longer than five days in any seven day period (on a rolling basis); or
7. To any public emergency vehicle. (Ord. No. 2001- 02, § 2, 1-30-01)”

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 competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council declares that it would have passed this ordinance and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

Section 5. CEQA FINDINGS.

EXEMPTION FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT. The City Council further finds that the enactment of regulations pursuant to this Ordinance is determined to be exempt under Section 15061(b)3 of the of Title 14 of the California Code of Regulations (the "State CEQA Guidelines") in that the adoption of these regulations merely implements a regulatory process that will not foreseeably result in construction activities or other physical activities, either directly or indirectly. It can therefore be foreseen that the enactment of this ordinance does not have the potential to result in significant effects on the environment.

At a regular meeting of the City Council of San Buenaventura on January 9, 2024, this Ordinance was introduced by the following vote:

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| Ayes:   | Councilmembers Johnson, Campos, Deputy Mayor Dr. Sánchez-Palacios, and Mayor Schroeder |
| Noes:   | Councilmembers Duran, McReynolds, and Halter   |
| Absent: | None   |

The foregoing Ordinance was adopted by the City Council of San Buenaventura on January 23, 2024 and ordered published by posting the following vote:

Ayes: Councilmembers Duran, McReynolds, Johnson, Halter, Campos, Deputy Mayor Dr. Sánchez-Palacios, and Mayor Schroeder

Noes: None

Absent: None

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Joe Schroeder  
Mayor

ATTEST:

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Michael B. MacDonald, CMC  
City Clerk

APPROVED AS TO FORM:

Andrew Heglund  
City Attorney

By:

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Christopher de la Vega  
Assistant City Attorney

Date