

Chapter 11
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1 For state traffic laws generally, see Veh. C., ' 1 et seq. As to uniformity of state traffic laws and applicability to municipalities, see Veh. C., ' 21. As to powers of local authorities to regulate traffic, see Veh. C., ' 21100 et seq. As to dogs in vehicles being deemed on premises of operator, see ' 4.13 of this Code. As to requirements for vehicles removing or carrying garbage, see ' '9.4, 9.7. As to prohibition against intoxicated persons from being in or about vehicles, see ' 12.6. As to cleaning vehicles on streets or alleys, see ' 18.3.

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ARTICLE I. IN GENERAL

SEC. 11.1 DEFINITIONS²

2 For state law definitions contained in Vehicle Code, see Veh. C. ' ' 100 to 675.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

BICYCLE. A light vehicle without a motor, having two wheels, handlebars and a seat, propelled by the operator.

BUSINESS DISTRICT. The territory contiguous to a street, when fifty percent or more of the frontage thereon for a distance of three hundred feet or more, is occupied by buildings in use for retail business; also, any territory contiguous to a street which is immediately adjacent to or a continuation of a street within a business district when such territory is so designated by a resolution of the City Council.

COACH. Any motorbus, motorcoach, trackless trolley or passenger stage used as a common carrier of passengers.

CURB. The lateral boundary of the roadway whether such a curb be marked by curbing construction, or not so marked. The word "curb" as used in this chapter shall not include the line dividing the roadway of a street from parking strips in the center of a street, nor from tracks or rights of way of public utility companies.

DIVISIONAL ISLAND. A raised island located in the roadway and separating opposing or conflicting streams of traffic.

HOLIDAYS. Holidays, within the meaning of this chapter, are the first of January, twelfth day of February, twenty-second day of February, thirtieth day of May, fourth day of July, ninth day of September, first Monday in September, twelfth day of October, eleventh day of November, twenty-fifth day of December, Good Friday from 12:00 noon until the hour of 3:00 p.m., and every day appointed by the President of the United States or by the Governor of this state for a public fast, thanksgiving or holiday.

If any of the above-mentioned dates should fall upon a Sunday, the Monday following is a holiday.

LOADING ZONE. The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

OFFICIAL TRAFFIC-CONTROL DEVICES. All signs, signals, markings and devices not inconsistent with this chapter placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

OFFICIAL TRAFFIC SIGNALS. Any device, whether manually, electrically or

mechanically operated, by which traffic is alternately directed to stop and proceed and which is erected by authority of a public body or official having jurisdiction.

PARK. To stand or leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading of passengers or materials.

PEDESTRIAN. Any person afoot.

POLICE OFFICER. Every officer of the police department of the City or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

STOP. When required, means complete cessation of movement.

STOPPING OR STANDING. When prohibited, means any stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device.

TRAFFIC. Pedestrians, ridden or herded animals, vehicles, trains and other conveyances either singly or together while using any street for purposes of travel.

Whenever any words or phrases used in this chapter are not defined in this chapter but are defined in the Vehicle Code of the state thereto, such definitions are incorporated in this chapter and shall be deemed to apply to such words and phrases used herein as though fully set forth in this chapter. (Ord. No. 199 N.S., 9/58)

SEC. 11.2 APPLICATION OF CHAPTER TO AUTHORIZED EMERGENCY VEHICLES

The provisions of this chapter regulating the operation, parking and standing of vehicles shall not apply to authorized emergency vehicles operated by the police or fire department, any public ambulance or any public utility vehicle or any private ambulance, which public utility vehicle or private ambulance has qualified as an authorized emergency vehicle, when any vehicle mentioned in this section is operated in the manner specified by the state Vehicle Code in response to an emergency call.

The foregoing exemptions shall not, however, protect the operator of any such vehicle from the consequences of his willful disregard of the safety of others. (Ord. No. 199 N.S., 9/58)

SEC. 11.3 PROHIBITION OF VEHICLES FROM CERTAIN STREETS

A. The City Council may from time to time by resolution prohibit the use of particular streets by certain types of vehicles, including but not limited to commercial vehicles.

B. Whenever any resolution of the City Council designates and describes any street or portion hereof as a street, the use of which is prohibited for any particular type of vehicle, the Director of Public Works shall erect and maintain appropriate signs on those streets affected by such resolution.

C. Pursuant to California Vehicle Code Section 35701a, and except as later modified or revoked by City Council resolution, commercial vehicles exceeding five (5) tons are prohibited on the following streets except at those times when it is necessary for said vehicles to travel on said streets for the sole purpose of reaching a destination for loading or unloading, provided that the route of travel on said street is the shortest deviation from the nearest truck route or non-prohibited street:

1. Highland Avenue
2. Oakland Avenue from Grand Avenue to Scenic Avenue.
3. St. James Drive from Park Blvd to LaSalle.

(Ord. No. 199 N.S., 9/58; Ord. No. 475 N.S., 2/86)

SEC. 11.4 DIRECTOR OF PUBLIC WORKS MAY PERMIT EXCEPTION

It shall be unlawful for any person to move or operate upon any of the City streets any vehicle in violation of such posted prohibitions pursuant to Section 11.3 of the City Code, or to so move or operate any vehicle with a load in excess of those permitted by the state Vehicle Code without a written permit from the Director of Public Works or his designee.

The Director of Public Works or his designee may, by written permit, authorize a load in excess of those allowed for in the state Vehicle code, if, in his judgment, the streets upon which such vehicle is to be operated can safely withstand the additional weight, or if the applicant will guarantee to the City that all costs of repair to the streets or to the public property of the City damaged by the movement of such load will be paid in full. Such permit shall be granted upon such conditions and upon depositing such bond as the Director of Public Works or his designee in his discretion may require. (Ord. No. 199 N.S., 9/58; Ord. No. 475 N.S., 2/86)

SEC. 11.5 DESIGNATION OF TRUCK ROUTES

A. The City Council may from time to time designate certain streets as truck routes for operation of vehicles exceeding a maximum gross weight limit of five (5) tons.

B. Whenever any resolution of the City Council designates and describes any street

or portion thereof as a street, the use of which is permitted by any commercial vehicle or by any vehicle exceeding a maximum gross weight limit of five (5) tons, the Director of Public Works is hereby authorized to designate such street or streets by appropriate signs as "Truck Routes" for the movement of commercial vehicles or by vehicles exceeding a maximum gross weight limit of five (5) tons.

C. When any such truck route or routes are established and designated by appropriate signs, the operator of any commercial vehicle or any vehicle exceeding a maximum gross weight limit of five (5) tons shall drive on such route or routes and none other, except when necessary to traverse another street or streets to a destination for the purpose of loading or unloading, but then only by such deviation from the nearest truck route as is reasonably necessary.

D. The provisions of this section shall not apply to: (1) passenger buses under the jurisdiction of the Public Works Utilities Commission, (2) any vehicle owned by a public utility, (3) refuse collection vehicles which operate on city streets pursuant to provisions of the City Code, and (4) emergency vehicles.

E. Pursuant to California Vehicle Code and posted as 35700(a), the following streets and street segments shall be designated as "Truck Routes" for commercial vehicles exceeding a maximum gross weight limit of five (5) tons; except as such streets and street segments may be modified or removed by resolution of the City Council:

(1) MORAGA AVENUE from the easterly City limit east of Maxwellton Road to the westerly City limit at Ramona Avenue.

(2) GRAND AVENUE from the northerly City limit at Rose Avenue to the southerly City limit at Wildwood Avenue.

(3) OAKLAND AVENUE from Grand Avenue to the westerly City limit west of Olive Avenue.

SEC. 11.6 OPERATION OF SKATEBOARDS, SKATES, OR IN-LINE SKATES

11.6.1 Prohibition on City Streets - No person shall operate a skateboard, skates or in-line skates on the following streets in the City of Piedmont:

- a. Blair Avenue
- b. Crocker Avenue
- c. Estates Drive
- d. Grand Avenue

- e. Hampton Road
- f. Highland Avenue
- g. LaSalle Avenue above Hampton Field
- h. Lincoln Avenue
- i. Linda Avenue
- j. Magnolia Avenue
- k. Moraga Avenue
- l. Oakland Avenue
- m. Trestle Glen Road
- n. Wildwood Avenue
- o. Winsor Avenue

11.6.2 Prohibited on Streets with Bots Dots - No person shall operate a skateboard, skates or in-line skates on any street in the City of Piedmont on which Bots dots are located.

11.6.3 Prohibited on Private Property - No person shall operate a skateboard, skates or in-line skates on private property which has been properly posted without the prior written permission of the owner.

11.6.4 Violations an Infraction Violations of Section 11.6 of this Code are an infraction and subject to a fine of \$25. (Ord. 628 N.S. 1/02)

SEC. 11.7 COMMERCIAL VEHICLES NOT TO BE DRIVEN ACROSS PRIVATE DRIVEWAYS, ETC.

It shall be unlawful for any person to operate or drive a commercial vehicle in, on or across any private driveway approach or sidewalk area or the driveway itself without the consent of the owner or occupant of the property, if signs or markings are in place indicating that the use of such driveway is prohibited.

For the purpose of this section, a commercial vehicle shall mean a vehicle having a rated capacity in excess of one-half ton. (Ord. No. 199 N.S., 9/58)

SEC. 11.8 DRIVING THROUGH PROCESSIONS, ETC.; DIRECTION OF PROCESSION, ETC., SUBJECT TO ORDER OF POLICE DEPARTMENT³

It shall be unlawful for the operator of any vehicle to drive between the vehicles comprising a funeral procession or a parade; provided, however, that such vehicles are

3 For state law as to power of local authorities to regulate processions, see Veh. C.A., ' 21100 et. seq.

As to parking inside limit markers for funeral services, see ' 11.51 of this code.

conspicuously so designated. The directing of all vehicles and traffic on any street over which such funeral procession or parade wishes to pass shall be entirely subject to the order of the police department. (Ord. No. 199 N.S., 9/58)

SEC. 11.9 CLINGING TO MOVING VEHICLES

It shall be unlawful for any person to attach himself with his hands, or to catch on, or hold onto with his hands or by other means, to any moving vehicle or train for the purpose of receiving motive power therefrom. (Ord. No. 199 N.S., 9/58)

SEC. 11.10 DRIVING ON NEW PAVEMENT OR FRESHLY-PAINTED MARKINGS

It shall be unlawful for any person to ride or drive any animal or vehicle over or across any newly made pavement or freshly painted marking in any street when a barrier or sign is in place warning persons not to drive over or across such pavement or marking, or when a sign is in place stating that the street or any portion thereof is closed. (Ord. No. 199 N.S., 9/58)

SEC. 11.11 ENTERING INTERSECTIONS GENERALLY

It shall be unlawful for the operator of any vehicle to enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians notwithstanding any traffic-control signal to proceed. (Ord. No. 199 N.S., 9/58)

SEC. 11.12 ROLLER SKATES, COASTERS, ETC., PROHIBITED ON STREETS AND
SIDEWALKS OF BUSINESS DISTRICT

It shall be unlawful for any person upon roller skates or riding in or by means of any coaster, toy vehicle or similar device to go upon any roadway or upon the sidewalk in the business district. (Ord. No. 199 N.S., 9/58)

SEC. 11.13 ANIMALS AND VEHICLES NOT TO BE DRIVEN OR RIDDEN ACROSS
OR ON SIDEWALKS; EXCEPTION

It shall be unlawful for any person to ride, drive, propel or cause to be propelled any vehicle or animal across or upon any sidewalk except over permanently constructed driveways and except when it is necessary for any temporary purpose to drive a loaded vehicle across a sidewalk; provided, that the sidewalk area be substantially protected by wooden planks two inches thick, and written permission be previously obtained from the superintendent of streets. Such wooden planks shall not be permitted to remain upon such sidewalk area during the hours from 6:00 p.m. to 6:00 a.m. (Ord No. 199 N.S., 9/58)

SEC. 11.14 VEHICLES WITH CLEATS, ETC.

It shall be unlawful for any person to operate over the City streets any vehicle, piece of equipment or machinery which has lugs, cleats, flanges or other projections on the wheels or tracks. If the tread of the track has projections or corrugations, a filler block may be placed on each section so that a flat bearing surface will be in contact with the pavement at all times. (Ord. No. 199 N.S., 9/58)

SEC. 11.15 DESIGNATION OF INTERSECTIONS AT WHICH TURNS PROHIBITED⁴

The City Council may by ordinance designate those intersections at which it shall be unlawful for the operator of any vehicle to make a right, left or U-turn, and shall direct the chief of police to place appropriate signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs.

Whenever authorized signs are erected indicating that no right, left or U-turn is permitted, it shall be unlawful for the operator of any vehicle to disobey the directions of any such sign. (Ord. No. 199 N.S., 9/58)

SEC. 11.15A DESIGNATION OF SPECIFIC INTERSECTIONS LIMITING TURNS

It shall be unlawful for the operator of any vehicle to make a turn in that vehicle at the following intersections within the time periods set forth hereafter:

(a) Left turns from Moraga Avenue to Estrella Avenue between the hours of 6:30 a.m. to 9:30 a.m. shall be prohibited. (Ord. No. 530 N.S., 12/91)

(b) Left turns from Moraga Avenue to Monte Avenue between the hours of 6:30 a.m. to 9:30 a.m. shall be prohibited. (Ord. No. 533 N.S., 2/92)

(c) Left turns from Moraga Avenue to Mesa Avenue between the hours of 6:30 a.m. to 9:30 a.m. shall be prohibited. (Ord. No. 533 N.S., 2/92)

The chief of police shall place appropriate signs at such intersection setting forth such prohibition, including the hours during which such left turns shall be prohibited. (Ord. No. 530 N.S., 12/91)

SEC. 11.16 ONE-WAY STREETS⁵

⁴ For state law as to power of local authorities to prohibit the making of turning movements at intersections, see Veh. C.A., ' 21961.

The chief of police is hereby authorized and directed to suitably indicate by appropriate signs those streets or portions of streets designated by resolution of the Council as one-way streets.

It shall be unlawful for any person to drive any vehicle on any one-way street except in the direction indicated by signs posted at intersections of such one-way streets. (Ord. No. 199 N.S., 9/58)

SEC. 11.17 COUNCIL MAY CONTROL THROUGH STREETS, STOP INTERSECTIONS AND RAILROAD CROSSINGS BY RESOLUTION-GENERALLY

The Council may by resolution designate and describe any street or portion thereof as a through street, or any intersection at which vehicles are required to stop at one or more entrances thereto, or any railroad grade crossing at which vehicles are required to stop. (Ord. No. 199 N.S., 9/58)

SEC. 11.18 SAME-CHIEF OF POLICE TO ERECT AND MAINTAIN SIGNS

The chief of police shall erect and maintain stop signs on each street intersecting a through street or portion thereof so designated by resolution of the Council, and at those entrances of other intersections where a stop is required, and at any railroad grade crossing so designated. Every such sign shall conform with and shall be placed as provided in the state Vehicle Code. (Ord. No. 199 N.S., 9/58)

SEC. 11.19 REVOKED: Ord. No. 563 N.S., 4/95

SEC. 11.20 VIOLATIONS OF CHAPTER

Any person who shall be convicted of a violation of this chapter or any section thereof shall be deemed guilty of a misdemeanor.

In addition to all other punishments herein provided, the court may, for a definite period, suspend or revoke an operator's or chauffeur's license, upon conviction of the licensee for a violation of any of the provisions of this chapter. (Ord. No. 199 N.S., 9/58)

ARTICLE II. TRAFFIC ADMINISTRATION

5 As to parking on one-way streets, see ' 11.50 of this Code.

SEC. 11.21 AUTHORITY OF OFFICERS OF POLICE DEPARTMENT

Officers of the police department and such officers as are assigned by the chief of police are hereby authorized to direct all traffic by voice, hand, audible or other signal in conformance with traffic laws, except that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department or members of the fire department may direct traffic as conditions may require, notwithstanding the provisions to the contrary contained in this chapter or the state Vehicle Code.

At places where large numbers of people and vehicles are to gather or have gathered, nothing in this chapter shall be construed to prevent any police officer from prohibiting any person from parking any vehicle upon or using any street or sidewalk, or from prohibiting any pedestrian from using any street or sidewalk, and the police officer shall have authority to direct the parking of vehicles in any reasonable manner, way or direction, and it is hereby declared unlawful for any person to fail to promptly obey the police officer's order, signal or command, regardless of any other provision of this chapter. (Ord. No. 199 N.S., 9/58)

SEC. 11.22 OBEDIENCE TO TRAFFIC OFFICERS⁶

It shall be unlawful for any person to refuse or fail to comply with or to perform any act forbidden by any lawful order, signal or direction of a traffic or police officer or a member of the fire department or a person authorized by the chief of police or by law. (Ord. No. 199 N.S., 9/58)

SEC. 11.23 DIRECTION OF TRAFFIC BY UNAUTHORIZED PERSON PROHIBITED

It shall be unlawful for any person other than an officer of the police department or members of the fire department or a person authorized by the chief of police or a person authorized by law to direct or attempt to direct traffic by voice, hand or other signal, except that persons may operate any mechanical push-button signal erected by order of the chief of police. (Ord. No. 199 N.S., 9/58)

SEC. 11.24 PUBLIC EMPLOYEES TO OBEY TRAFFIC REGULATIONS

The provisions of this chapter shall apply to the operator of any vehicle owned by or used in the service of the United States government, this state, any county or city, and it shall be unlawful for any operator to violate any of the provisions of this chapter except as otherwise permitted in this chapter or by the state Vehicle Code. (Ord. No. 199 N.S., 9/58)

6 For state law requiring obedience to traffic and police officers, see Veh. C.A., ' 2800.

SEC. 11.25 ACCIDENTS INVOLVING DAMAGE TO PUBLIC OR PUBLIC UTILITY PROPERTY-REPORT TO BE FILED

The operator of a vehicle or the person in charge of any animal involved in any accident resulting in damage to any property publicly owned or owned by a public utility, including but not limited to any fire hydrant, lighting post, telephone pole, electric light or power pole, or resulting in damage to any tree, traffic-control device or other property of a like nature located in or along any street shall, within twenty-four hours after such accident, make a written report of such accident to the police department. (Ord. No. 199 N.S., 9/58)

SEC. 11.26 SAME-CONTENTS OF REPORT

Every report required by the preceding section shall state the time when and the place where the accident took place, the name and address of the person owning and of the person operating or in charge of such vehicle or animal, the license number of every such vehicle, and shall briefly describe the property damage in such accident. (Ord. No. 199 N.S., 9/58)

SEC. 11.27 SAME-WHEN OPERATOR INCAPABLE OF MAKING REPORT

The operator of any vehicle involved in an accident shall not be subject to the requirements or penalties of the two preceding sections, if at the time he is physically incapable of making a report, but in such event he shall make a report as required in Section 11.25 within twenty-four hours after regaining ability to make such report. (Ord. No. 199 N.S., 9/58)

SEC. 11.28 FURNISHING TRAFFIC ACCIDENT DATA TO INTERESTED PARTIES; FEE; EXEMPTION OF POLITICAL SUB-DIVISIONS FROM PAYMENT OF SUCH FEES

Upon the termination of any criminal proceedings arising out of a traffic accident, or upon the determination by the proper authorities not to file any criminal charges as a result of such accident, but in all cases upon the termination of a period of six months after the date of the accident, the police department is authorized to furnish photostatic or other reproduction of all factual data authorized by Section 488.5 of the state Vehicle Code to the interested parties named in Section 488 of the state Vehicle Code.

The City Council from time to time shall prescribe by resolution the fee to be charged by the police department for furnishing such data.

No federal, state, county, municipality, district or other political subdivision, or any department thereof, nor any governmental agency, nor any public office, board or body acting in its official capacity, shall be required to pay the fee provided for in this section. (Ord. No. 164 N.S., 3/54)

ARTICLE III. TRAFFIC-CONTROL DEVICES⁷

SEC. 11.29 POLICE CHIEF TO PLACE AND MAINTAIN

The chief of police shall place and maintain or cause to be placed and maintained official traffic- control devices when and as required to make effective the provisions of this chapter. (Ord. No. 199 N.S., 9/58)

SEC. 11.30 INSTALLATION IN ORDER TO CONFORM TO STATE LAW

Whenever the state Vehicle Code requires for the effectiveness of any provision thereof that traffic-control devices be installed to give notice to the public of the application of such law, the chief of police is hereby authorized to install the necessary devices subject to any limitations or restrictions set forth in the law applicable thereto. (Ord. No. 199 N.S., 9/58)

SEC. 11.31 RESOLUTION OF COUNCIL TO REQUIRE INSTALLATION, ETC.

The chief of police may also place and maintain such additional traffic-control devices as the City Council may, by appropriate resolution, deem necessary or proper to regulate traffic or to guide or warn traffic. (Ord. No. 199 N.S., 9/58)

SEC. 11.32 REQUIREMENTS BEFORE ENFORCEMENT AGAINST VIOLATORS

No provision of the state Vehicle Code or of this chapter for which signs are required shall be enforced against an alleged violator unless appropriate signs are in place and are sufficiently legible to be seen by an ordinarily observant person, giving notice of such provisions of the traffic laws. (Ord. No. 199 N.S., 9/58)

SEC. 11.33 OBEDIENCE TO INSTRUCTIONS⁸

It shall be unlawful for the operator of any vehicle or train to disobey the instructions of any official traffic-control device placed in accordance with this article, unless otherwise directed by a police officer or other authorized person, subject to the exceptions granted the operator of an authorized emergency vehicle when responding to emergency calls. (Ord. No. 199 N.S., 9/58)

7 For state law as to traffic signs, signals and markings, see Veh. C.A., ' ' 21350 to 21463.

As to obedience to traffic signals by pedestrians, see ' 11.45 of this Code.

8 For state law as to obedience to official traffic signs, see Veh. C.A., ' 21462.

SEC. 11.34 HOURS OF OPERATION

The chief of police shall determine the hours and days during which any traffic-control device shall be in operation or be in effect, except in those cases where such hours or days are specified by resolution or ordinance of the City Council. (Ord. No. 199 N.S., 9/58)

SEC. 11.35 PAINTING CENTER AND LANE LINES

The chief of police is hereby authorized to mark center lines and lane lines upon the surface of the roadway to indicate the course to be traveled by vehicles and may place signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the highway. (Ord. No. 199 N.S., 9/58)

SEC. 11.36 PAINTING CURBS

It shall be unlawful for any person, unless authorized by the City, to paint any street or curb surface; provided, however, that this section shall not apply to the painting of numbers on a curb surface by any person who has complied with the provisions of any resolution or ordinance of the City pertaining thereto. (Ord. No. 199 N.S., 9/58)

SEC. 11.37 SIGNS REGULATING PARKING⁹-ERECTION GENERALLY

The chief of police is hereby authorized to maintain, by appropriate signs or by paint upon the curb surface, all no-parking areas and restricted parking areas, as defined and described in this chapter. (Ord. No. 199 N.S., 9/58)

SEC. 11.38 SAME-OBEDIENCE TO SIGNS REQUIRED

When curb markings or signs are in place, it shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle adjacent to any such legible curb marking or sign in violation of any of the provisions of this chapter. (Ord. No. 199 N.S., 9/58)

SEC. 11.39 MARKERS AND SIGNS AT INTERSECTIONS¹⁰

9 As to temporary, emergency, etc., no-parking signs, see ' 11.59 of this Code.

10 For state law as to power of local authorities to place signs, etc., indicating turns at intersections, see Veh. C.A., ' 22100.

For state law as to power of local authorities to place distinctive roadway markings, see Veh. C.A., ' 21459.

The chief of police is authorized to place markers, signs or devices within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections. (Ord. No. 199 N.S., 9/58)

SEC. 11.40 STREET BARRIERS AND SIGNS

It shall be unlawful for any person, public utility or department in the City to erect or place any barrier or sign on any street, unless of a type approved by the superintendent of streets, or to disobey the instructions, remove, tamper with or destroy any barrier or sign lawfully placed on any street by any person, public utility or by any department of this City. (Ord. No. 199 N.S., 9/58)

ARTICLE IV. PEDESTRIANS

SEC. 11.41 CROSSWALKS GENERALLY-DESIGNATION BY POLICE CHIEF OR COUNCIL

The chief of police is hereby authorized to establish and maintain crosswalks at intersections and to designate them by appropriate devices or painted signs upon the surface of the roadway. The City Council may, by ordinance, designate those places where crosswalks should be located between intersections. (Ord. No. 199 N.S., 9/58)

SEC. 11.42 SAME-USE BY PEDESTRIANS

It shall be unlawful for any pedestrian to cross a roadway in any business district other than by a crosswalk. (Ord. No. 199 N.S., 9/58)

SEC. 11.43 ROUTE OF PEDESTRIANS CROSSING ROADWAYS

It shall be unlawful for any pedestrian to cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb, except in a marked crosswalk. (Ord. No. 199 N.S., 9/58)

SEC. 11.44 STANDING IN ROADWAY OR CROSSWALK

It shall be unlawful for any person to stand in any roadway or in a crosswalk if such action interferes with the lawful movement of traffic. This section shall not apply to any public officer or employee, or employee of a public utility when necessarily upon a street in the line of duty. (Ord. No. 199 N.S., 9/58)

SEC. 11.45 PEDESTRIANS TO OBEY SPECIAL TRAFFIC SIGNALS

Pedestrians shall obey the indication of special traffic signals installed for pedestrians only and shall disregard the indication of a vehicular signal at any location where special pedestrian traffic signals are in place. (Ord. No. 199 N.S., 9/58)

ARTICLE V. STOPPING, STANDING AND PARKING¹¹

SEC. 11.46 APPLICATION OF ARTICLE

The provisions of this article shall not apply to any vehicle of a City department or public utility while necessarily in use for construction or repair work or any vehicle owned or operated by the United States Post Office Department while in use for the collection, transportation or delivery of United States mail.

The provisions of this article 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.

The provisions of this article imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of this Code, the state Vehicle Code or other ordinances of the City prohibiting or limiting the standing or parking of vehicles in specified places at specified times. (Ord. No. 199 N.S., 9/58)

SEC. 11.47 UNLAWFUL PARKING GENERALLY¹²

It shall be unlawful for the operator of any vehicle to stop, stand, park or leave standing such vehicle in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or other authorized officer, or traffic sign or signal.

(a) Within any divisional island unless authorized and clearly indicated with appropriate signs or markings.

(b) Within fifteen feet of the property line of another street that crosses, intersects or

11 For state law as to power of local authorities to prohibit, etc., parking, see Veh. C.A., ' 21362. As to stopping, standing or parking generally, see Veh. C.A., ' ' 22504 to 22512. See also, Veh. C.A., ' 22509. As to signs regulating parking, see ' ' 11.37, 11.38 of this Code.

12 For state law as to prohibition against parking in specified places, see Veh. C.A., ' 22500.

terminates in such street.

(c) On any street within the area opposite a street terminating into the first street where the first street is less than fifty feet wide.

(d) On either side of any street between the projected property lines of any public walk, public steps, street or thoroughfare terminating at such street when such area is indicated by appropriate signs or by red paint upon the curb surface.

(e) In any area established by resolution of the Council as a no-parking area, when such area is indicated by appropriate signs or by red paint upon the curb surface.

SEC. 11.48 PARKING WITHIN ALLOTTED SPACE

In such areas where any painted or marked lines have been placed on the pavement for the purpose of allotting space to parked vehicles, it shall be unlawful for the operator of any vehicle to park his vehicle, unless the vehicle is entirely within the limits of the allotted space. (Ord. No. 199 N.S., 9/58)

SEC. 11.49 PARKING ON SIDEWALKS¹³

It shall be unlawful for any person to park, place or leave standing any vehicle, or any part thereof, on any sidewalk. (Ord. No. 199 N.S., 9/58)

SEC. 11.50 PARKING ON ONE-WAY STREETS¹⁴

Any vehicle parked on a street designated as a one-way street shall be parked in accordance with the provisions of this article, except that such vehicle shall be faced in the direction indicated by the one-way street sign, and both wheels of such vehicle on the side nearest the curb shall not be more than one foot distant from the curb. (Ord. No. 199 N.S., 9/58)

SEC. 11.51 PARKING INSIDE LIMIT MARKERS FOR FUNERAL SERVICES¹⁵

It shall be unlawful for the operator of any vehicle to stop, stand or park his vehicle for any period of time longer than is necessary for the loading or unloading of passengers and not to exceed three minutes at any place between the limit markers or signs placed within the pro-

13 For state law as to stopping, standing or parking on sidewalks, see Veh. C.A., ' 22500.

14 As to one-way streets generally, see ' 11.16 of this Code.

15 As to driving through funeral processions, etc., see ' 11.8 of this Code.

jected real property boundaries of any private residence or any public or private place at any time during or within forty minutes prior to the beginning of any funeral or funeral service, unless the operator of the vehicle is directed by or has received permission from the director or other person in charge of such funeral or funeral service to park such vehicle in such place; provided, that such director or person in charge shall have placed and maintained prior to and during the time limit herein specified two approved portable signs, one at each extremity of such place, upon the sidewalk or pavement area and within two feet of the curb. (Ord. No. 199 N.S., 9/58)

SEC. 11.52 PARKING FOR CONSECUTIVE PERIOD EXCEEDING SEVENTY-TWO HOURS

It shall be unlawful for any person to park or leave standing or cause to be parked or left standing any vehicle upon any public street in the City for seventy-two or more consecutive hours. (Ord. No. 199 N.S., 9/58; Ord. No. 252 N.S., 11/64)

SEC. 11.53 PARKING ON STREET TO BE CLEANED, REPAIRED, ETC.

It shall be unlawful for any person to stop, stand or park any vehicle upon any street, or portion thereof, where the use of such street or portion thereof is necessary for cleaning, painting, repairing or constructing of such street or for the installation of underground utilities and authorized signs giving notice thereof have been posted at least twenty-four hours before such work is to commence. If such signs give notice that the vehicle may be removed and such signs have been posted at least twenty-four hours prior to the removal, any police officer may remove or have the vehicle removed to any public garage not more than four miles from the City. Notice shall be given to the owner of the vehicle and a lien shall be created for towing and storage charges, all as provided in Section 585 of the state Vehicle Code. (Ord. No. 199 N.S., 9/58)

SEC. 11.54 PARKING FOR PRINCIPAL PURPOSE OF SALE OR DEMONSTRATION

It shall be unlawful for the operator of any vehicle to park such vehicle upon any street in the City for the principal purpose of demonstrating it or displaying it for sale, unless authorized by resolution of the Council. (Ord. No. 199 N.S., 9/58)

SEC. 11.55 PARKING ON GRADES EXCEEDING THREE PERCENT¹⁶

It shall be unlawful for the operator of any vehicle to stand or park such vehicle upon any street, the grade of which exceeds three percent, without setting the brakes thereon and blocking the wheels of the vehicle by turning them against the curb or by other means. (Ord. No. 199 N.S., 9/58)

16 For state law as to local regulation of parking on hills, see Veh. C.A., ' 22509.

SEC. 11.56 PARALLEL PARKING REQUIRED: EXCEPTION

It shall be unlawful for any person to stop, stand or park any vehicle in a roadway, other than parallel with the curb and with the two right-hand wheels of the vehicle within one foot of the regularly established curb line; provided, however, that upon those streets which have been marked for angle parking, as provided in the following section, vehicles shall be parked at the angle to the curb indicated by such marks; provided further, that upon those streets which have been marked as one-way streets, it shall be lawful to park parallel on the left side thereof with the two left-hand wheels of the vehicle within one foot of the established curb line. (Ord. No. 199 N.S., 9/58; Ord. No. 222 N.S., 11/61)

SEC. 11.57 ANGLE PARKING¹⁷

The City Council by resolution is hereby authorized to determine upon what streets angle parking shall be permitted and to indicate such places by the painting of lines upon the surface of the roadway to indicate the proper angle for parking; provided, that such lines shall not be placed upon nor shall angle parking be permitted upon any street where such parking would diminish the width of the roadway available for travel to less than twenty feet. (Ord. No. 199 N.S., 9/58)

SEC. 11.58 STANDING FOR MORE THAN TEN MINUTES DURING CERTAIN HOURS

It shall be unlawful for the operator of any vehicle to stand or allow the same to stand while occupied by two or more persons for a period of more than ten minutes upon any street, avenue or public place within the City between the hours of 6:00 p.m. and 6:00 a.m. (Ord. No. 199 N.S., 9/58)

SEC. 11.59 TEMPORARY, EMERGENCY, ETC. NO-PARKING SIGNS¹⁸

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, he shall have the power and authority to order temporary signs to be erected or posted indicating that the operation, parking or standing of vehicles is prohibited or restricted on such streets as he shall direct during the time such emergency signs are in place.

Temporary "No Parking" signs may be issued and used in accordance with rules and

17 For state law as to power of local authorities to permit angle parking, see Veh. C.A., ' 22502.

18 As to signs regulating parking generally, see ' ' 11.37, 11.38 of this Code.

regulations therefor as adopted by the City Council. It shall be unlawful for any person to use such signs, except in compliance with such rules and regulations.

When authorized signs are in place giving notice thereof, it shall be unlawful for any person to operate, park or stand any vehicle contrary to the directions and provisions of such signs, except when such vehicles are provided with and displaying valid distinguishing markers approved by the chief of police or when so authorized by any police officer. (Ord. No. 199 N.S., 9/58)

SEC. 11.60 REPAIRING, GREASING, ETC., VEHICLES IN STREET

It shall be unlawful for any person to construct or cause to be constructed, to repair or cause to be repaired or to grease or cause to be greased any vehicle, or any part thereof, upon any public street in the City; provided, however, that temporary repairs in case of an emergency may be made upon a public street in the City. (Ord. No. 199 N.S., 9/58)

SEC. 11.61 PARKING ON PRIVATE PROPERTY

It shall be unlawful for any person to operate, drive or leave any vehicle in, over, or upon any private property without express or implied permission of the owner thereof, or the person entitled to the possession thereof for the time being, or the authorized agent of either. (Ord. No. 199 N.S., 9/58; Ord. No. 575 N.S., 5/96)

SEC. 11.62 PARKING TIME LIMITS-COUNCIL TO ESTABLISH BY RESOLUTION; VIOLATIONS UNLAWFUL

The Council shall determine by resolution the location of all limited parking areas and determine whether the limit shall be fifteen minutes, thirty minutes, one hour or two hour parking and the chief of police shall mark with appropriate signs or curb markings the time limit for parking applicable to the particular area.

When authorized signs or curb markings are in place giving notice thereof, it shall be unlawful for the operator of any vehicle to park such vehicle within the City between the hours of 9:00 a.m. and 6:00 p.m. of any day, except Sundays and holidays, for a period of time longer than the time established by the Council resolution. (Ord. No. 199 N.S., 9/58)

SEC. 11.63 SAME-COUNCIL MAY WAIVE BY RESOLUTION

In its sound discretion and good cause appearing therefor, the Council, by resolution, may waive the provisions of the preceding section and permit the parking of vehicles in fifteen minute, thirty minute and one hour zones for extended periods of time. (Ord. No. 199 N.S., 9/58)

SEC. 11.64 GREEN CURB MARKINGS¹⁹

Green curb markings shall mean no standing or parking for a period of time longer than the time posted at any time between 9:00 a.m. and 6:00 p.m. on any day, except Sundays and holidays. The Council shall set such restricted times by Council resolution.

When authorized signs or curb markings are in place giving notice thereof, it shall be unlawful for the operator of any vehicle to stop, stand or park a vehicle adjacent to any such legible curb marking or sign in violation thereof. (Ord. No. 199 N.S., 9/58; Ord. No. 398 N.S., 3/80)

SEC. 11.65 YELLOW CURB MARKINGS

Yellow curb markings 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 three minutes, nor the loading or unloading of materials more than twenty minutes. (Ord. No. 199 N.S., 9/58)

SEC. 11.66 WHITE CURB MARKINGS

White curb markings shall mean no stopping, standing or parking for any purpose, other than loading or unloading of passengers, which shall not exceed three minutes, except when otherwise designated by appropriate signs. When authorized signs or curb markings are in place, it shall be unlawful for the operator of any vehicle to stop, stand or park his vehicle in any passenger loading zone for any purpose other than the loading or unloading of passengers for such time as is specified in this section. (Ord. No. 199 N.S., 9/58)

SEC. 11.67 SPECIAL PASSENGER LOADING ZONE

It shall be unlawful for the operator of any vehicle to stop, stand or park such vehicle in any special passenger loading zone, when approved permanent or portable signs are in place, for any period of time longer than is necessary for the loading or unloading of passengers and not to exceed three minutes.

Special passenger loading zones, as used herein, shall be those areas adjacent to the curb, not more than sixty feet in length, located between two approved permanent or portable signs in front of or adjacent to, and within the projected real property boundaries of any church,

¹⁹ For state law as to curb markings to indicate parking regulations, see Veh. C.A. ' 21458.

theater, club or place of business or public gathering.

Such signs shall be provided and paid for by the church, theater, club or place of business or public gathering for which they are used and shall be approved by the chief of police. The signs shall be located upon the sidewalk or pavement area within two feet of the curb, and shall be used under such terms and conditions as may be imposed by the chief of police. (Ord. No. 199 N.S., 9/58)

SEC. 11.68 LOADING ZONES GENERALLY

The City Council may, by resolution, designate loading zones and passenger loading zones at any place in any business district, or elsewhere in front of or adjacent to any place of business or any hall or place used for the purpose of public assembly, and the Council shall direct the chief of police to mark such zones in an appropriate manner as provided in this article.

When authorized signs or curb markings are in place, it shall be unlawful for the operator of any vehicle to stop, stand or park his vehicle in any loading zone for any purpose other than loading or unloading passengers or materials for such time as is permitted in this section.

Passenger vehicles may use a loading zone for the purpose of loading or unloading passengers, but may not load or unload materials, unless such passenger vehicles are used for commercial purposes, which fact is plainly indicated by signs placed in the windows of such vehicles, or by other appropriate markings. (Ord. No. 199 N.S., 9/58)

SEC. 11.69 COACH ZONES²⁰

The City Council may, by resolution, designate coach zones opposite curb space for the loading and unloading of coaches and determine the location thereof, subject to the directives and limitations set forth herein. The chief of police shall paint the curb red at places specified as coach zones.

It shall be unlawful for the operator of any vehicle except a coach to stop, stand or park such vehicle in a coach zone.

When stopping to load or unload passengers at places designated as coach zones, the operator of the coach must stop or park the coach within the coach zone and in such manner that the front wheel of the coach on the side nearest the curb is not more than three feet distant from the curb; provided, however, that when stopping to load or unload passengers at coach zones

20 For state law as to local regulation of bus stands, see Veh. C.A., '21112.

which are sixty feet or more in length, the operator of the coach must stop or park the coach within the coach zone and in such manner that both wheels of such coach on the side nearest the curb are not more than eighteen inches distant from the curb.

It shall be unlawful for any coach at any time to stop or be parked in any location other than those locations designated by the City Council from time to time pursuant to this Section. In addition to the provision of Section 11.20 of this Chapter, any regularly employed and salaried officer of the City police department may cause any unlawfully parked coach to be towed away. (Ord. No. 199 N.S., 9/58; Ord. No. 464 N.S., 9/84)

SEC. 11.70 IMPOUNDMENT OF VEHICLES²¹ - AUTHORITY TO REMOVE ILLEGALLY PARKED VEHICLES

Any regularly employed and salaried officer of the police department of the City may remove or cause to be removed:

- (a) Any vehicle that has been parked or left standing upon a street or highway for seventy-two or more consecutive hours.
- (b) Any vehicle which is parked or left standing upon a street or highway between the hours of 7:00 a.m. and 7:00 p.m. when such parking or standing is prohibited by ordinance or resolution of the City Council and signs are posted giving notice that such parking is prohibited and violators' cars will be towed away.
- (c) Any vehicle parked for eight or more hours in any area established by resolution of the City Council as a no-parking area when such area is indicated by appropriate signs or by red paint upon the curb surface.
- (d) Any vehicle parked upon any private property without express or implied permission of the owner thereof or the person entitled to the possession thereof for the time being or the authorized agent of either, with the exception of private or public parking lots.

In addition to any regularly employed and salaried officer of the police department of the City, the owner of the 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 therefrom any vehicle parked on such private property which a regularly employed and salaried officer of the police department of the City would be entitled to remove under subsection (d) of this section. (Ord. No. 199 N.S., 9/58; Ord. No. 210 N.S., 2/59; Ord. No. 419 N.S., 9/81)

21 For state law as to local impounding ordinances, see Veh. C.A., ' 22653.

SEC. 11.71 SAME-STORAGE OF REMOVED VEHICLE

Any person referred to in the preceding section who removes any vehicle from any private property in the City is hereby authorized to remove any such vehicle to any public garage not more than four miles from the City. (Ord. No. 199 N.S., 9/58)

SEC. 11.72 SAME-NOTICE TO OWNER OF VEHICLE REMOVED

Any person referred to in Section 11.70 who removes a vehicle from private property shall give notice to the owner of the vehicle as provided in Section 585 of the Vehicle Code of the State. (Ord. No. 199 N.S., 9/58)

SEC. 11.73 SAME-LIEN OF GARAGE KEEPER WHERE REMOVED VEHICLE STORED

The keeper of any garage in which any vehicle is stored in accordance with the provisions of this article 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 585 of the Vehicle Code of the State. (Ord. No. 199 N.S., 9/58)

SEC. 11.74 WHEN DISABLED PERSONS ARE EXCEPTED FROM PROVISIONS OF THIS ARTICLE

The provisions of this article regulating overtime parking shall not apply to any vehicle owned and operated by a disabled person in any area limiting parking, subject to the following requirements:

(a) The disabled person shall complete an application on a form furnished by the police department. Upon approval of the application by the police department, the disabled person will be issued one special vehicle identification windshield sticker and one personal identification card.

(b) The disabled person shall have a valid driver's license and the personal identification card in his immediate possession at all times when driving or parking a motor vehicle and shall display his driver's license and identification card to any police officer upon request.

(c) The disabled person shall display the special vehicle identification windshield sticker in compliance with the provisions of Section 26708 of the state Vehicle Code.

(d) The disabled person shall operate the motor vehicle himself when expecting the benefits herein stated.

(e) The disabled person will not be permitted to park a motor vehicle in any zone where it is otherwise unlawful to park, nor to claim the benefits of this section while parked in a fifteen minute parking zone.

Abuse of privileges, or noncompliance with any of the above mentioned requirements by disabled persons, will constitute sufficient grounds for revocation by the chief of police of all privileges herein granted.

"Disabled persons", as used in this section, shall mean any person who has completely lost by paralysis the use of one or both feet or one or both legs, or who has had one or both feet or one or both legs amputated. (Ord. No. 199 N.S., 9/58)

SEC. 11.75 VEHICLES EMERGING FROM ALLEYS, ETC., REQUIRED TO STOP

The operator of any vehicle emerging from an alley, driveway or building shall stop such vehicle immediately prior to driving onto a sidewalk or into the sidewalk area extending across any driveway. (Ord. No. 199 N.S., 9/58)

SEC. 11.75-1 REMOVAL OF IGNITION KEY FROM UNATTENDED VEHICLE

No person shall leave a motor vehicle unattended on any street, alley or unattended parking lot without first stopping the engine, locking the ignition and removing the ignition key therefrom; provided, that any violation of the provisions of this section shall not mitigate the offense of stealing such motor vehicle nor shall such violation be used to effect a recovery in any civil action for theft of such motor vehicle, or the insurance thereon, or have any other bearing on any civil action.

It is the intention of the Council in enacting this section to help prevent car theft and related crimes by requiring all unattended vehicles to have the ignition keys removed and the ignition locked. (Ord. No. 290 N.S., 2/70)

ARTICLE VI. PARADES

SEC. 11.76 INFORMATION SHEET REQUIRED; FILING; FEE; CONTENTS

Any person or group organizing, sponsoring, promoting, leading or directing a parade within the boundaries of the City shall file with the city administrator no later than seven days before such parade an information sheet, accompanied by a filing fee of fifty dollars, setting forth the following: (1) the name or names of the persons or groups organizing, sponsoring, promoting, leading or directing the parade; (2) the date, time of day and length of time of the

parade; (3) the route to be taken, including the streets to be traversed; (4) the number of persons and vehicles estimated to take part in the parade. (Ord. No. 268 N.S., 12/66)

SEC. 11.77 TIME LIMITATION GENERALLY

No parade shall be held in the City between the hours of 7:30 to 9:30 a.m. or 4:00 to 6:30 p.m., except Saturday afternoons, Sundays and official City holidays. (Ord. No. 268 N.S., 12/66)

SEC. 11.78 PERMITTED ON CERTAIN STREETS

No parade shall be allowed in the City except on the following streets: Bonita Avenue between Magnolia Avenue and Oakland Avenue; Grand Avenue from City limit to City limit; Highland Avenue between Moraga Avenue and Magnolia Avenue; Magnolia Avenue between Highland Avenue and Bonita Avenue; Oakland Avenue between Highland Avenue and the westerly City limit. (Ord. No. 268 N.S., 12/66)

SEC. 11.79 LIMITATION ON SPACE USED

No parade shall occupy more than the space between the center line and the curb on one side of the street. (Ord. No. 268 N.S., 12/66)

ARTICLE VII. NEIGHBORHOOD PARKING DISTRICTS

SEC. 11.80 CREATION

By resolution the City Council shall create a parking district for the purpose of regulating on-street parking in any area of the City described in a petition to the City Council requesting creation of a parking district in the described area which is signed by the owners of 70% of the lots in the described area, if the City Council finds that:

- (a) On-street parking in the described area is congested; and
- (b) On-street parking congestion in the described area creates substantial inconvenience for the residents of the proposed district; and
- (c) On-street parking in the described area constitutes a safety hazard; and
- (d) Use of existing off-street parking spaces is inadequate;
- (e) Creating the parking district will not adversely affect the neighborhoods next to

the proposed parking district; and

- (f) Creating the parking district will not adversely affect the general safety and welfare of the residents of the City as a whole.

The City Council shall determine the exact boundaries of the parking district. (Ord. No. 516 N.S., 4/90)

SEC. 11.81 PARKING DISTRICT REQUIREMENTS

If a parking district is created under Section 11.80 of this Code, no car shall be parked on any street in the district between the hours of 2:00 a.m. and 6:00 a.m. except that the City Clerk may issue one on-street parking permit per lot in the parking district upon written application by the homeowner. Use of the permit shall be restricted to the occupants of the residence on the lot and their guests. (Ord. No. 516 N.S., 4/90)

SEC. 11.82 VIOLATIONS

A violation of any provision of this ordinance is deemed an infraction and is punishable by (1) a fine not exceeding one hundred dollars (\$100) for a first violation; (2) a fine not exceeding two hundred dollars (\$200) for a second violation of the same ordinance within one year; (3) a fine not exceeding five hundred dollars (\$500) for each additional violation of the same ordinance within one year. A separate offense shall occur each day during any portion of which any violation of any provision of this parking district ordinance occurs. (Ord. No. 516 N.S., 4/90)

SEC. 11.83 ARTUNA AVENUE PREFERENTIAL PARKING

The City Council shall adopt a preferential parking system for the Artuna Avenue residents to mitigate traffic and parking related to creation of Dracena Quarry Park. (Ord. No. 566 N.S., 5/95)

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