

ORDINANCE NO. 3267

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING  
CHULA VISTA MUNICIPAL CODE SECTION 10.52.480  
DESIGNATING SPECIFIC PARKING RESTRICTIONS  
WITHIN CITY MUNICIPAL LOTS AND INCORPORATING  
MUNICIPAL CODE SECTION 10.52.482 TO PROHIBIT  
OVERNIGHT PARKING

WHEREAS, California Vehicle Code Section 22519 permits a City to regulate parking lots it owns and controls; and

WHEREAS, California Vehicle Code Section 22519 states: "Local authorities may by ordinance or resolution prohibit, restrict or regulate the parking, stopping or standing of vehicles on any off-street parking facility which it owns or operates. No such ordinance or resolution shall apply until signs giving notice thereof have been erected"; and

WHEREAS, Chula Vista Municipal Code Section 10.52.480 currently regulates the manner of parking required in City Municipal Lots; and

WHEREAS, Section 10.52.480 needs to be updated to reflect the fact that one of the lots described in this Section is currently being used as visitor parking for patrons of the City's Planning and Building Department; and

WHEREAS, the City Engineer requests that Section 10.52.480 be updated to reflect the specific parking designations of visitor parking, employee parking, car share parking, electric vehicle parking and/or disabled parking, and that he will designate the parking areas by signage to that effect; and

WHEREAS, Section 10.52.480 also needs to be updated to reflect that persons parking in violation of the specific parking space designations will be ticketed; and

WHEREAS, City staff believes that specific signage designations within its lots will make parking easier for its visitors and will lead to less parking disputes at City lots; and

WHEREAS, City staff has received complaints with regard to overnight parking in City-owned lots and therefore a new section, Section 10.52.482, is hereby incorporated to indicate that overnight parking, except where permitted by the City Engineer, is illegal and will be ticketed; and

WHEREAS, overnight parking near City parks is a public safety concern for patrons of City parks; and

WHEREAS, the City has public safety concerns regarding the management of City-owned lots and these concerns make implementing these changes necessary.

NOW, THEREFORE, with the above recitations incorporated herein, the City Council of the City of Chula Vista does ordain as follows:

**Section I.** That Chula Vista Municipal Code Section 10.52.480 is amended to read as follows:

10.52.480 Municipal parking lots – Designated – Manner of parking required – Schedule XV.

Pursuant to Vehicle Code Section 22519, the following areas are designated as off-street public parking lots owned or operated by the City. It is unlawful for any vehicle to park in a municipal parking lot except in accordance with the angle to the curb indicated by signs or pavement markings allotting space to parked vehicles and entirely within the limits of said allotted space, with the front wheel nearest the curb and within six inches of said curb or other stop, and in accordance with the time limits indicated on signs erected in the area by the City Engineer pursuant to regulation adopted under CVMC 10.04.030. The City Engineer shall maintain within a register a Schedule XV listing the restrictions applicable to these locations.

Designated Parking Lot

| Designated Parking Lot | Location   |
|------------------------|--|
| No. 1                  | Near southwest corner of Landis and E Streets                |
| No. 2                  | Northeast corner of Landis and Davidson Streets              |
| No. 3                  | 200 block of Landis (North of F Street)                      |
| No. 4                  | 340 F Street (Near southwest corner of E Street)             |
| No. 5                  | Near southeast corner of Third and Madrona                   |
| No. 6                  | Northwest corner of Church and Madrona Streets               |
| No. 7                  | Southwest corner of Church and Center Streets                |
| No. 8                  | 281 – 287 Church Avenue (between Church and Del Mar Streets) |

|                                     |   |
|-------------------------------------|---|
| No. 9                               | Southwest corner of Church and Davidson Streets   |
| No. 10                              | Northwest corner of Church and Davidson Streets   |
| No. 11                              | 222 Church Avenue<br>(between E and Davidson Streets)   |
| NPSC                                | Norman Park Senior Center<br>(between F and Center Streets)   |
| City Hall Employee Lots             | West of Fourth Street, south of Davidson, east of Fig Street. North of F Street west of Fire Station No. 1. |
| City Hall Visitor Lot               | North side of F Street, between Building 200 and Fire Station No. 1.  |
| Chula Vista Community Park Lot      | South of Chula Vista Community Park and west of Eastlake Parkway  |
| City Employee Lot                   | West of Maxwell Road and north of Main Street at the John Lippit Public Works Center                        |
| Ken Lee Lot                         | West of Fourth Avenue and south of F Street   |
| Police Department Parking Structure | East of Fourth Avenue and south of F Street   |

The City Engineer has the ability, once signage is posted, to designate specific parking spots in the above lots as visitor parking, car share parking, electric vehicle parking, disabled person and/or employee parking. City Council hereby delegates to the City Engineer the ability to change the parking spot designations within the above lots, including but not limited to establishing metered parking, without having to seek Council approval beforehand. The designations of any specific parking spot or parking area will not be enforceable until signage is posted. Parking that is in violation of the posted signs is illegal and will be ticketed pursuant to Section 10.62.010-030.

Section I.A. That Chula Vista Municipal Code Section 10.52.482 be added to Chapter 10.52 "Stopping, Standing and Parking" as follows:

10.52.482 Overnight Parking Prohibited in City-Owned Parking Lots.

It is illegal for any automobile, motorcycle or other self-driven vehicle to be parked overnight at any City-owned parking lot, including but not limited to municipal lots and parking lots adjacent to City parks, where so stated by signage, except where permitted by the City Engineer. Parking tickets will be issued pursuant to Section 10.62.010-030.

**Section II. Severability**

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

**Section III. Construction**

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

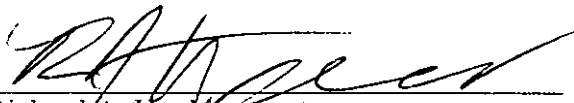
**Section IV. Effective Date**

This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

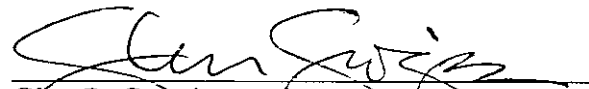
**Section V. Publication**

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

  
Richard A. Hopkins  
City Engineer

Approved as to form by

  
Glen R. Googins  
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 9th day of July 2013, by the following vote:

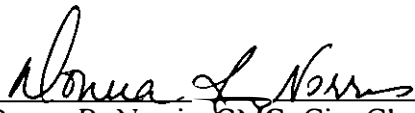
AYES: Councilmembers: Aguilar, Bensoussan, Ramirez, Salas and Cox

NAYS: Councilmembers: None

ABSENT: Councilmembers: None

  
Cheryl Cox, Mayor

ATTEST:

  
Donna R. Norris, CMC, City Clerk

STATE OF CALIFORNIA     )  
COUNTY OF SAN DIEGO    )  
CITY OF CHULA VISTA     )

I, Donna R. Norris, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3267 had its first reading at a regular meeting held on the 11th day of June 2013 and its second reading and adoption at a regular meeting of said City Council held on the 9th day of July 2013; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

July 22, 2013  
Dated

  
Donna R. Norris, CMC, City Clerk