

ITEM 5.3

CITY MANAGER'S REPORT OCTOBER 12, 2020 CITY COUNCIL REGULAR MEETING

ITEM: **PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER AMENDING TITLE 10, CHAPTER 10.24, SECTION 10.24.030, PUBLIC WORKS DIRECTOR TO PLACE SIGN INDICATING NO PARKING AREAS, AND SECTION 10.24.070, RESTRICTED PARKING; OF THE LATHROP MUNICIPAL CODE**

RECOMMENDATION: **City Council to Consider the Following:**

- 1. Hold a Public Hearing; and**
- 2. First Reading and Introduction of an Ordinance to Consider Amending Title 10, Chapter 10.24, Section 10.24.030, Public Works Director to Place Sign Indicating No Parking Areas, and Section 10.24.070, Restricted Parking; of the Lathrop Municipal Code**

SUMMARY:

In response to recent concerns raised by residents and to include new developments within the City, staff has identified modifications and additions to Section 10.24.030, Public Works Director to Place Sign Indicating No Parking Areas, and Section 10.24.070, Restricted Parking; of the Lathrop Municipal Code.

Staff requests that City Council consider an amendment to the Lathrop Municipal Code (LMC), Section 10.24.030 to add or modify the street sections listed as no parking areas and Section 10.24.070 to prohibit parking in a roundabout or traffic circle as detailed in Exhibit A to the proposed Ordinance.

BACKGROUND:

Pursuant California Vehicle Code (CVC) Section 22507, the City is required to establish no parking areas within City limits by ordinance. Establishment of no parking areas in the City Municipal Code allows for enforcement of illegally parked vehicles by Lathrop Police Services.

In response to recent concerns raised by residents and to include new developments within the City, staff recommends modifications and additions to parking restrictions in the City's Municipal Code. Staff requests that City Council consider an amendment to the Lathrop Municipal Code (LMC), Section 10.24.030 to add or modify the street sections listed as no parking areas and Section 10.24.070 to prohibit parking in a roundabout or traffic circle as detailed in Exhibit A to the proposed Ordinance.

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PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER AMENDING TITLE 10,
CHAPTER 10.24, SECTION 10.24.030, PUBLIC WORKS DIRECTOR TO PLACE
SIGN INDICATING NO PARKING AREAS, AND SECTION 10.24.070,
RESTRICTED PARKING; OF THE LATHROP MUNICIPAL CODE**

REASON FOR RECOMMENDATION:

The proposed Ordinance would respond to the requests of residents and include new developments by adding or modifying no parking areas and restricted parking as shown in Exhibit A to the proposed Ordinance. This action is consistent with the intended and planned use of the roadways, shoulders, and street frontages.

FISCAL IMPACT:

Various costs associated with the additions and modifications to the no parking areas, including signage and painting curbs red, will be paid from the Street Fund 208.

ATTACHMENTS:

- A. An Ordinance of the City Council of the City of Lathrop to Amend Title 10, Chapter 10.24, Section 10.24.030, Public Works Director to Place Sign Indicating No Parking Areas, and Section 10.24.070, Restricted Parking; of the Lathrop Municipal Code

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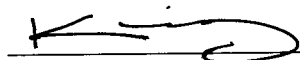
APPROVALS:



Brad Taylor
Associate Engineer

9/23/2020


Date



Michael King
Director of Public Works

9-24-2020

Date



Glenn Gebhardt
City Engineer

9-29-2020

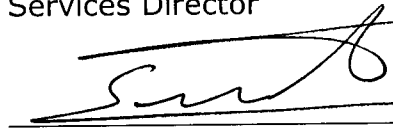
Date



Cari James
Finance & Administrative
Services Director

9/24/2020

Date



Salvador Navarrete
City Attorney

9.21.2020

Date



Stephen J. Salvatore
City Manager

10.5.2020

Date

ORDINANCE NO. 20-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LATHROP TO AMEND TITLE 10, CHAPTER 10.24, SECTION 10.24.030, PUBLIC WORKS DIRECTOR TO PLACE SIGN INDICATING NO PARKING AREAS, AND SECTION 10.24.070, RESTRICTED PARKING; OF THE LATHROP MUNICIPAL CODE

WHEREAS, pursuant to California Vehicle Code (CVC) Section 22507, the City is required to establish No Parking Areas within the City limits by ordinance; and

WHEREAS, in response to recent concerns raised by residents and to include new developments within the City, staff recommends modifications and additions to Lathrop Municipal Code Section 10.24.030, Public Works Director to Place Sign Indicating No Parking Areas, and Section 10.24.070, Restricted Parking; and

WHEREAS, Staff requests that the City Council consider an amendment to the Lathrop Municipal Code (LMC), Section 10.24.030 and Section 10.24.070 as shown in Exhibit A attached hereto and incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lathrop does hereby approve amending Section 10.24.030, Public Works Director to Place Sign Indicating No Parking Areas, and Section 10.24.070, Restricted Parking, of the Lathrop Municipal Code as shown in Exhibit A attached hereto.

Section 1. The Lathrop Municipal Code is hereby amended as shown in attached Exhibit A, incorporated by reference herein.

Section 2. This Ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care toward persons and property within or without the city so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 3. Severability. If any section, subsequent subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or otherwise invalid, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the unconstitutionality or invalidity of any section, subsection, subdivision, paragraph, sentence, clause or phrase.

Section 4. Effective Date. This Ordinance shall take legal effect 30 days from and after the date of its passage.

Section 5. Publication. Within fifteen days of the adoption of this Ordinance, the City Clerk shall cause a copy of this Ordinance, to be published in full accordance with Section 36933 of the Government Code

THIS ORDINANCE was regularly introduced at a regular meeting of the City Council of the City of Lathrop on the 12th day of October 2020, and was **PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Lathrop on the ____ day of _____ 2020, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Sonny Dhaliwal, Mayor

ATTEST:

APPROVED AS TO FORM:

Teresa Vargas, City Clerk



Salvador Navarrete, City Attorney

New text is shown by underline; deleted text is shown by ~~strikethrough~~

Chapter 10.24 PARKING

[...]

10.24.030 ~~Public works director to place sign indicating no parking areas.~~ Designated No Parking Areas

Upon amendment by ordinance prohibiting parking on certain streets and/or highways within the corporate limits of the city, as depicted below, the director of public works is directed to place appropriate signs and/or markings sufficient to give adequate notice of such no parking areas. Until appropriate signs and/or markings sufficient to give adequate notice of such no parking areas, as depicted below, is provided by the director of public works, no enforcement of the provisions of this section shall occur.

Pursuant to the provisions of the California Vehicle Code, the following no parking zones are created or affirmed if previously created in the corporate limits of the city of Lathrop:

| Street | Side | Location |
|-------------------------|-----------|--|
| Academy Drive | North | <u>Beginning at the centerline of Somerston Parkway, thence running easterly to the centerline of River Bend Drive, a distance of 2,000 feet, more or less</u> |
| Barbara Terry Boulevard | Both | <u>Entire length</u> |
| Bosch Avenue | Both | <u>Beginning at the centerline of Middlebury Drive, thence running northerly to the centerline of Mulholland Drive, a distance of 1,850 feet more or less</u> |
| Brookhurst Boulevard | Both | Beginning at Manthey Road and ending at McKee Boulevard |
| Cedar Ridge Court | Southwest | From south end of the driveway to 14917 Cedar Ridge Court to a point southeast 30 feet |
| Christopher Way | Both | Beginning at the centerline of D'Arcy Parkway, thence running south westerly a distance of 3,000 feet, more or less |
| Cohen Road | Both | Beginning at a point 4,874 feet east of the extended centerline of Paradise Road (where the road begins to climb onto the Reclamation District #2062 levee), thence running easterly 4,644 feet along the top of the levee, more or less |
| Commercial Street | Both | <u>Beginning at the centerline of Academy Drive, thence running northerly to the centerline of Marina Drive, a distance of 1,300 feet, more or less</u> |
| D'Arcy Parkway | North | Beginning at the centerline of Harlan Road, thence running easterly a distance of 4,200 feet, more or less |
| D'Arcy Parkway | North | Beginning at the centerline of Yosemite Avenue, thence running westerly a distance of 1,750 feet, more or less |
| D'Arcy Parkway | North | Beginning at a distance of 4,200 feet east of the centerline of Harlan Road, thence running easterly a distance of 800 feet more or less. Allow 30-minute parking |
| D'Arcy Parkway | South | Beginning at the centerline of Harlan Road, thence running easterly a distance of 150 feet, more or less |
| D'Arcy Parkway | South | Beginning at a distance 150 feet east of the centerline of Harlan Road, thence running easterly a distance of 200 feet, more or less, allow 30-minute parking |
| D'Arcy Parkway | South | Beginning at a distance 350 feet east of the centerline of Harlan Road, thence running easterly a distance of 2,650 feet, more or less |
| D'Arcy Parkway | South | Beginning at the centerline of Yosemite Avenue, thence running westerly a distance of 2,600 feet, more or less |
| D'Arcy Parkway | South | Beginning at a distance of 3,000 feet east of the centerline of Harlan Road, thence running easterly a distance of 1,200 feet more or less. Allow 30-minute parking |
| Dell'Osso Drive | Both | <u>Entire length</u> |
| Dos Reis Road | Both | Beginning at Manthey Road and proceeding westerly to the west end of Dos Reis Road |
| Fifth Street | East | Beginning at the centerline of Thomsen Road, thence running southerly approximately 165 feet |

No Parking Areas – Chapter 10.24 Mark-Up

| Street | Side | Location |
|-----------------------|------|--|
| Fifth Street | West | Beginning at the centerline of Mingo Way, thence running southerly to the centerline of Louise Avenue, for a distance of 500 feet, more or less |
| Fifth Street | West | Beginning 50 feet south of the centerline of N Street, thence running southerly approximately 400 feet to O Street, more or less. Prohibit parking between the hours of 8:30 a.m. to 2:30 p.m., Monday through Friday. Allow temporary loading/unloading of vehicle passengers between the hours of 8:00 a.m. to 8:30 a.m. and 2:30 p.m. to 3:00 p.m., Monday through Friday. Allow parking between the hours of 3:00 p.m. and 8:00 a.m., Monday through Friday and anytime on Saturday and Sunday |
| Golden Spike Trail | West | Beginning at the intersection of Brookhurst Boulevard and Golden Spike Trail proceeding 750 feet north on the west side of Golden Spike Trail. Prohibit parking from the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday. Allow parking between the hours of 5:00 p.m. to 8:00 a.m., Monday through Friday and anytime on Saturday and Sunday |
| Golden Spike Trail | East | Beginning at the intersection of Brookhurst Boulevard and Golden Spike Trail proceeding 100 feet north on the east side of Golden Spike Trail. Prohibit parking from the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday. Allow parking between the hours of 5:00 p.m. to 8:00 a.m., Monday through Friday and anytime on Saturday and Sunday |
| Golden Valley Parkway | Both | Entire length within the city of Lathrop |
| Glacier Street | Both | Entire length |
| Harlan Road | Both | Beginning at the centerline of Lathrop Road, thence running northerly to the centerline of Roth Road, for a distance of approximately 10,900 feet. |
| Harlan Road | Both | Beginning at the centerline of Lathrop Road, thence running southerly to the centerline of Louise Avenue, for a distance of 7,200 feet, more or less. |
| Harlan Road | East | Beginning at the centerline of Warren Avenue, thence running southerly, a distance of 450 feet, more or less. |
| Harlan Road | Both | Entire length within city limits |
| Howland Road | Both | Beginning at the centerline of Louise Avenue, thence running southerly to the centerline of Vierra Road D'Arcy Parkway, a distance of 6,400 feet, more or less |
| Jefferson Way | Both | Entire length |
| Lathrop Road | Both | Beginning at the centerline of Manthey Road then westerly to the centerline of Golden Valley Parkway. |
| Lathrop Road | Both | Beginning at the west right-of-way of Interstate 5 centerline of Golden Valley Parkway, thence running easterly to the eastern city limit line, a distance of 8,300 feet, more or less |
| Louise Avenue | Both | Beginning at the west right-of-way of Interstate 5, thence running easterly to the eastern city limit line, a distance of 10,600 feet, more or less |
| Madruga Road | Both | Beginning at the centerline of Yosemite Avenue, thence running northerly to the centerline of Glacier Street, a distance of 770 feet, more or less |
| Manthey Road | Both | Beginning at the southern city limit line, thence running northerly to the northern city limit line, a distance of 28,400 feet, more or less |
| Marina Drive | Both | Beginning at the centerline of Somerston Parkway, thence running easterly to the centerline of River Bend Drive, a distance of 2,400 feet, more or less |
| Manthey Road | Both | Beginning at a point 500 feet east of Mossdale Crossing, thence running westerly to Mossdale Crossing, a distance of 500 feet, more or less. |
| Manthey Road | Both | Beginning at the intersection of Louise Avenue to the north, southerly to a distance of approximately 1,100 feet south of Brookhurst Boulevard, a distance of 5,600 feet, more or less. |
| Manthey Road | Both | From the centerline of River Islands Parkway, thence running northerly to the northern city limit line, a distance of 16,800 feet, more or less. |
| McKinley Avenue | East | Approximately 220 feet north and south of the centerline of the existing driveway at the Super Store site. |
| McKinley Avenue | West | Beginning at the southwest intersection of Louise Avenue and McKinley Avenue proceeding 800 feet south on the west side of McKinley Avenue. |

No Parking Areas – Chapter 10.24 Mark-Up

| Street | Side | Location |
|-------------------------|-------|---|
| McKinley Avenue | West | Beginning at the southerly boundary of 16351 McKinley Avenue thence running northerly along McKinley Avenue for a distance of approximately 1,200 feet to the northern boundary of 16091 McKinley Avenue. |
| McKinley Avenue | Both | Beginning at the centerline of Lathrop Road, thence running southerly to the rail road crossing, a distance of 1300 feet, more or less |
| McKinley Avenue | Both | Beginning at the centerline of Louise Avenue, thence running southerly to the centerline of Yosemite Avenue, 5,300 feet, more or less |
| McKinley Avenue | West | Beginning at the centerline of Yosemite Avenue, thence running southerly to the city limit, 2,400, more or less |
| Mossdale Road | Both | Entire length within city limits |
| Murphy Parkway | Both | Beginning at the centerline of D'Arcy Parkway, thence running northerly to a point 900 1,830 feet, more or less, north of D'Arcy Parkway |
| Murphy Parkway | Both | Beginning at the centerline of Nestle Way Tesla Drive, thence running northerly to the centerline of D'Arcy Parkway, a distance of 1,500 feet, more or less. Allow 30-minute parking |
| Nestle Way Tesla Drive | Both | Beginning at the centerline of Harlan Road, thence running easterly to the centerline of Christopher Way, a distance of 3,600 feet, more or less |
| O Street | North | Beginning at a point approximately 125 feet east of the centerline of Halmar Lane, thence running easterly approximately 680 feet to Fifth Street, more or less. Prohibit parking from the hours of 8:30 a.m. and 2:30 p.m., Monday through Friday. Allow temporary loading/unloading of vehicle passengers from the hours of 8:00 a.m. and 8:30 a.m. and 2:30 p.m. to 3:00 p.m., Monday through Friday. Allow parking between the hours of 3:00 p.m. to 8:00 a.m., Monday through Friday and anytime on Saturday and Sunday. Prohibit parking anytime 50 feet east and west of the centerline of Matador Way |
| Oberlin Avenue | Both | Beginning at the centerline of Marina Drive, thence running northerly to the centerline of Garden Farms Avenue, a distance of 1,400 feet, more or less |
| Old Harlan Road | Both | Beginning at the centerline of Harlan Road 450 feet north of Louise Avenue, thence running southerly to the centerline of Harlan Road 700 feet south of Louise Avenue, a distance of 1,150 feet, more or less |
| Old Harlan Road | Both | Beginning at the centerline of Lathrop Road, thence running southerly to the centerline of Harlan Road, a distance of 900 feet, more or less |
| Paradise Road | Both | Beginning at a point on the southern boundary of the city of Lathrop at the southern edge of the Paradise Road bridge over Paradise Cut, thence continuing north 1,450 feet, more or less-Entire length within city limits |
| Quartz Way | East | Beginning at the southerly boundary of 13580 Quartz Way (lot 15), thence running southerly along the easterly right-of-way line of Quartz Way, for a distance of approximately 20 feet to the northern boundary of 13590 Quartz Way (lot 14). This 20 foot frontage is the entrance to the Emergency Vehicle Access |
| River Islands Parkway | Both | Entire length within the city of Lathrop |
| Roth Road | Both | Beginning at the west right of way of Interstate 5, thence running east the west right of way of the Southern Pacific Railroad, a distance of 2,000 feet, more or less. Entire length within city limits |
| Sadler Oak Drive | Both | Entire length |
| Seventh Street | Both | Beginning at the centerline of Fifth Street, thence running easterly along Seventh Street for a distance of 600 feet, more or less |
| Somerston Parkway | Both | Entire length |
| Somerville Street | Both | Entire length |
| Spartan Way | Both | Beginning at the centerline of Golden Valley Parkway then westerly to the centerline of Land Park Drive-850 feet north of Hidden Cove Place |
| Stanford Crossing Drive | Both | Entire length |
| Stewart Road | Both | Beginning at a point 300 feet north of the centerline of the Union Pacific Railroad tracks (formerly southern Pacific Railroad tracks), thence running southerly along Stewart Road a distance of 800 feet, more or less |
| Stonebridge Lane | Both | Beginning at a point that is on the east right-of-way line of Harlan Road, thence running easterly to the centerline of Slate Street, a distance of 2,400 feet, more or |

No Parking Areas – Chapter 10.24 Mark-Up

| Street | Side | Location |
|--|-------|---|
| | | less |
| Thomsen Road | South | Beginning at the east right-of-way of Harlan Road, thence running easterly for a distance of 200 feet, more or less, designate no parking. Beginning at a point approximately 200 feet east of the right-of-way of Harlan Road, thence running easterly approximately 400 feet allow parking during the hours from 6:00 a.m. to 10:00 p.m., and designate no parking from 10:00 p.m. to 6:00 a.m. |
| Thomsen Road | North | Beginning at the east right-of-way of Harlan Road, thence running easterly for a distance of 200 feet, more or less, designate no parking. Beginning at a point approximately 200 feet east of the right-of-way of Harlan Road, thence running easterly approximately 200 feet allow parking during the hours from 6:00 a.m. to 10:00 p.m., and designate no parking from 10:00 p.m. to 6:00 a.m. |
| Top of levee and all levee access points | Both | Beginning at the northern city limit line, following the levee until the centerline of Manthey Road |
| Towne Centre Drive | Both | Beginning at the centerline of Manthey Road, thence westerly to 410 feet west of the centerline of Golden Valley Parkway. Allow parking for up to two hours between 6:00 a.m. to 10:00 p.m. Prohibit parking between the hours of 10:00 p.m. and 6:00 a.m. |
| Woodfield Drive | Both | Beginning at the centerline of Lathrop Road, thence running northerly to the centerline of Long Barn Drive, a distance of 450 feet, more or less |
| Yosemite Avenue | North | Beginning at the centerline of McKinley Avenue, thence running easterly to the city limit |
| Yosemite Avenue | South | Beginning at the centerline of McKinley Avenue, thence running westerly 2,780 feet |
| Yosemite Avenue | Both | Beginning 800 feet east of the right-of-way of State Route 120, thence running westerly to the centerline of Jefferson Way, a distance of 6,800 feet, more or less |

The public works director is hereby directed to erect appropriate signage and/or markings to indicate the existence of these no parking zones. In erecting signage on roads with unimproved shoulders, the signs shall be placed at the edge of the right-of-way. Until and unless appropriate signage and/or markings are erected, no enforcement of these no parking zones shall occur. Payment for such signage shall come from account 208-5010. (Ord. 18-389 § 1; Ord. 17-382 § 1; Ord. 14-336 § 1; Ord. 13-325 § 1; Ord. 12-317 § 1; Ord. 11-309 § 1; Ord. 11-306 § 1; Ord. 11-304 § 1; Ord. 10-302 § 1; Ord. 10-301 § 1; Ord. 09-296 § 1; Ord. 09-288 § 1; Ord. 08-282 § 1; Ord. 99-166; Ord. 93-104)

[...]

10.24.070 Restricted Parking

No person who owns, has possession, custody or control of any vehicle shall park such vehicle upon any street or public right-of-way under the following conditions:

A. Where the use of highway or a portion thereof is necessary for the cleaning, repair or construction of the highway or for the installation of underground utilities, and signs giving notice that such vehicle may be removed are erected or placed at least twenty-four (24) hours prior to the removal;

B. Where the use of the highway or any portion thereof is authorized for a purpose other than the normal flow of traffic; or for the movement of equipment, articles or structures of unusual size; and the parking of such vehicle would prohibit or interfere with such use or movement, and signs giving notice that such vehicle may be removed, are erected or placed at least twenty-four (24) hours prior to the removal;

C. Where any vehicle is parked or left standing when such parking or standing has been prohibited by ordinance or resolution of the city and such place is indicated by appropriate signs or by red paint upon the curb surface. (Ord. 93-104);

D. Where any vehicle is parked or left standing within a roundabout or traffic circle.

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