

**ORDINANCE NO. O-3208-20**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, AMENDING MUNICIPAL CODE ARTICLE 17 OF CHAPTER 7 TO TITLE 3 REGARDING PREFERENTIAL PARKING FEES.**

WHEREAS, the City of Redondo Beach ("City") has authority to impose and waive fees for the costs of providing services; and

WHEREAS, section of the Municipal Code states provisions for the imposition of various fees for preferential parking; and

WHEREAS, customers of a business that is a nuisance to surrounding residents effect residents' quality of life; and

WHEREAS, preferential parking would help mitigate the effects of the nuisances on residents; and

WHEREAS, an amendment to the preferential parking waiver of preferential parking fees would alleviate the financial burden on residents whose quality of lives are impacted by nuisances.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDONDO BEACH, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 3-7.1703 of the Redondo Beach Municipal Code is hereby amended to read in its entirety as follows:

**3-7.1703      Designation/revision process.**

(a) Upon receipt and verification of a petition supplied by the City Engineer, signed by residents of two-thirds (2/3) of the occupants of the dwelling units comprising not less than fifty (50%) percent of the developed frontage of the area proposed for designation or revision to an established preferential parking zone, the City Engineer shall determine whether an area should be designated as a preferential parking zone pursuant to process described in subsections (b) through (f) or the City Manager or a designee shall determine whether an area should be designated as a preferential parking zone pursuant to the process described in subsection (g). The petition shall state the fee charged for a preferential parking permit and the schedule of fines pertaining to violations of the preferential parking zone restrictions or the City Manager or a designee shall waive the fee charged for a preferential parking permit.

(b) The City Engineer shall conduct a parking survey to determine if the street parking is excessively impacted by parking of commuter vehicles on residential streets. Street parking is excessively impacted by commuter vehicles when:

(1) More than seventy-five (75%) percent of the legal on-street parking spaces are occupied by resident and non-resident vehicles; and

(2) More than twenty-five (25%) percent of the legal on-street parking spaces are occupied by non-resident motor vehicles.

(c) The City Engineer shall consider other factors which include but are not limited to the following:

(1) The size and configuration of the area as it relates to the problems of enforcement of parking and traffic regulations, and the potential impact of parking and traffic congestion on this and adjacent areas as a result of the establishment of such a district; and

(2) Whether other measures would better solve the problem, e.g., additional parking restrictions, or strict enforcement of existing or additional restrictions which would not result in the establishment of permit parking.

(d) If the City Engineer determines that a proposed area should be so designated, or revised, the City Engineer shall so recommend to the Traffic and Transportation Commission.

(e) Upon such a recommendation of the City Engineer, the Traffic and Transportation Commission shall conduct a public hearing thereon, for the purpose of determining whether a proper basis exists for making the findings required by Section 3-7.1701. Notice of such public hearing shall be given at least ten (10) days prior to the hearing by publication in a newspaper of general circulation and by mailing to the property owners as shown on the last equalized assessment roll, and to the occupants, of each parcel in the area proposed for designation as a preferential parking zone.

(f) The Traffic and Transportation Commission, in the event of a recommendation approving or revising a preferential parking zone, will submit a resolution to the City Council for the City Council's approval or rejection. In the event the Traffic and Transportation Commission recommends against the implementation of the Preferential Parking District, the recommendation may within thirty (30) days be appealed to the City Council.

(g) If the City Manager or a designee determines that a proper basis exists to make a finding that the area is within 500 feet of a nuisance, the City Manager or designee will designate the area as a Preferential Parking District for a period of one (1) calendar year. After one (1) calendar year, the residents may request the City Council to extend the fee waiver for a subsequent period of one (1) calendar year. In the event that the residents request such an extension from the City Council, the City Council must make a finding that the nuisance still exists to extend the fee waiver another calendar year. In the event the City Manager or designee recommends against the implementation of the Preferential Parking District, the recommendation may within (30) days be appealed to the City Council.

SECTION 2. Section 3-7.1703 of the Redondo Beach Municipal Code is hereby amended to read in its entirety as follows:

3-7.1704      Designation/revision process.

(a) Permits. The Police Department shall issue permits, in a form to be determined by the Police Department and consistent with the provisions of this article, for preferential parking to qualified applicants who have completed an application form supplied by the Police Department. Applicants for such permits shall present such proof as may be required by the Police Department of residence adjacent to the area designated as a preferential parking zone. Each qualified applicant shall be entitled to a permit for each noncommercial vehicle registered to their residence.

(b) Duration of permit. Permits issued pursuant to this section, including visitor permits, shall remain effective for a period of one calendar year or fraction thereof, or as long as the applicant

continues to reside in a qualified dwelling unit for such permit, or until the preferential parking zone for which such permit was issued is eliminated, whichever period is less. Permits issued pursuant to this section shall be renewed upon application by the residents to the Police Department.

(c) Visitor permit. Any resident eligible for a preferential parking permit may also apply to the Police Department for a visitor preferential parking permit for the use of visitors to the home of the applicant. Such permits shall be in the form of a plastic or laminated card. No more than two (2) visitor preferential parking permits shall be issued for any one dwelling.

(d) One-day visitor permits. One-day only visitor permits may be issued only to residents without limitations as to number.

(e) Other permits.

(1) Real estate agents conducting open houses within a preferential parking district may be issued not more than five (5) one-day dated visitor permits for their use and the use of persons viewing the open house. The permit(s) may be obtained from the Police Department upon the applicant showing proof of current licensing by the California Real Estate Commission and providing a current listing and address of the property to be shown.

(2) Off-site (i.e., absentee landlord) property owners may obtain one guest permit annually for the property owner's personal use.

(f) Placement. Permits shall be placed upon the left rear bumper of each vehicle to be accorded preferential parking privileges, except that visitor permits shall be suspended facing towards the rear from the rear view mirror of such vehicles.

(g) Conditions of permit. Each permit shall be subject to all conditions and restrictions set forth in this section and of the preferential parking zone for which it is issued. The issuance of such a permit shall not be construed to be a permit for, or approval of, any violation of any provision of this Code or any other laws or regulations, e.g., street sweeping restrictions. All rules and regulations of the California Vehicle Code still apply.

(h) Establishment of fee. The fee for a preferential parking permit and visitor parking permit shall be based upon the costs incurred by the City except when the City Manager or a designee or City Council made a finding of a nuisance and waives the fee for a period of one (1) calendar year.

(i) This section shall apply to any preferential parking zone created prior to and after the effective date of the ordinance codified in this article.

**SECTION 3. INCONSISTENT PROVISIONS.** Any provisions of the Redondo Beach Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

**SECTION 4. SEVERANCE.** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

**SECTION 5. PUBLICATION AND EFFECTIVE DATE.** This ordinance shall be published

by one insertion in the official newspaper of said city, and same shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

PASSED, APPROVED AND ADOPTED this 10<sup>th</sup> day of November, 2020.

\_\_\_\_\_  
William C. Brand, Mayor

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Michael W. Webb, City Attorney

\_\_\_\_\_  
Eleanor Manzano, CMC, City Clerk

STATE OF CALIFORNIA                    )  
COUNTY OF LOS ANGELES            ) ss  
CITY OF REDONDO BEACH             )

I, Eleanor Manzano, City Clerk of the City of Redondo Beach, California, do hereby certify that Ordinance No. O-3208-20 was introduced at a regular meeting of the City Council held on the 20th day of October, 2020, and approved and adopted by the City Council of the City of Redondo Beach, California, at a regular meeting of said City Council held on the 10<sup>th</sup> day of November, 2020, and there after signed and approved by the Mayor and attested by the City Clerk, and that said Ordinance was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Eleanor Manzano, CMC  
City Clerk