



65
3.4

NEIGHBORHOOD SERVICES DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

1231 I Street, Suite 400
SACRAMENTO, CA
95814-2977

Max B. Fernandez
Area 1 Director

PH 916-264-7940
FAX 916-264-8937

November 18, 2003

City Council
Sacramento, California

PASSED FOR
PUBLICATION
& CONTINUED
TO 11-25-03

Honorable Members in Session:

**SUBJECT: AN ORDINANCE AMENDING SECTIONS 10.36.120 AND 10.44.020
RELATING TO THE PROHIBITION OF PARKING OF COMMERCIAL
VEHICLES IN RESIDENTIAL ZONES**

LOCATION AND COUNCIL DISTRICT: All Districts

RECOMMENDATION:

It is recommended that the ordinance be passed for publication of title and continued to November 25, 2003.

CONTACT PERSON:

Max B. Fernandez, Neighborhood Services Area Director,
264-7940
Robert L. Rose, Chief of Code Enforcement, 264-5947

FOR COUNCIL MEETING OF: November 18, 2003

SUMMARY:

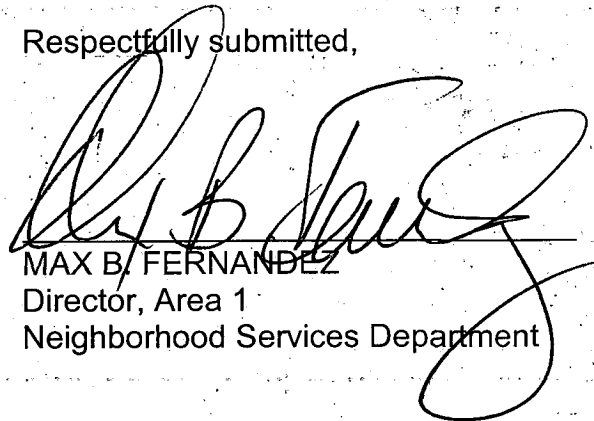
This ordinance amendment prohibits the parking of commercial vehicles with a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more with certain specified exceptions such as for making pickups and deliveries. Also, parking is prohibited of any vehicle on an unimproved parcel, a vacant parcel or a parcel with vacant building in zones as specified in the ordinance amendment. This ordinance amendment is presented at this time for approval of publication of title pursuant to City Charter Section 32.

City Council
AN ORDINANCE AMENDING CHAPTER 10 RELATING TO PARKING OF COMMERCIAL
VEHICLES IN RESIDENTIAL ZONES
November 11, 2003

BACKGROUND INFORMATION:

Prior to publication of an item in a local paper to meet legal advertising requirements, the City Council must first pass the item for publication. The City Clerk then transmits the title of the item to the paper for publication and for advertising the meeting.

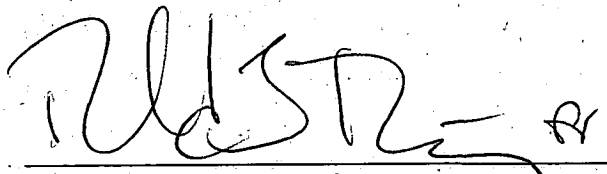
Respectfully submitted,



MAX B. FERNANDEZ
Director, Area 1
Neighborhood Services Department

RICHARD J. RAMIREZ
Deputy City Manager

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

Table of Contents

1. Ordinance Amendment - clean copy Pgs. 3-5
2. Ordinance Amendment - dirty copy Pgs. 6-8

ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**AN ORDINANCE AMENDING SECTIONS 10.36.120 AND
10.44.020 RELATING TO THE PROHIBITION OF PARKING
OF COMMERCIAL VEHICLES IN RESIDENTIAL ZONES;**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Chapter 10 of the Sacramento City Code is hereby amended by amending section 10.36.120 to read as follows:

10.36.120 Parking commercial vehicles in residential district.

A. No person shall park or leave standing any commercial vehicle having a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more on any street within a residential district indicated in subsection C below.

B. This section shall not apply to the parking of a commercial vehicle in a residential district where such vehicle is making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted streets or highways or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure upon the restricted streets or highways for which a building permit has previously been obtained.

C. For the purpose of this section, "residential district" is defined to include all areas to which any one of the following zoning classifications is applicable: R-1, R-1A, R-1B, R-2, R-2A, R-2B, R-3, R-3A, R-4, R-4A, R-5, RMX, R-O, all street frontages contiguous to schools, colleges, universities and hospitals, and all areas which satisfy the definition of "residence district" set forth in California Vehicle Code Section 515.

SECTION 2.

Chapter 10 of the Sacramento City Code is hereby amended by amending Section 10.44.020 to read as follows:

10.44.020 Parking commercial vehicles on private residential property.

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

A. It is unlawful for any person to park or permit to be parked any commercial vehicle as defined in subsection B below, on any private property which falls within one of the following zoning classifications: R-1, R-1A, R-1B, R-2, R-2A, R-2B, R-3, R-3A, R-4, R-4A, R-5, R-0 and RMX.

B. For the purpose of this section only, "commercial vehicles" are defined as those vehicles having a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more.

C. In addition to any other remedies, a citation may be issued to the registered owner of any vehicle found to be in violation of this section.

D. Notwithstanding the provisions of subsection A of this section, for those properties with a zoning classification of R-1 or RMX, or properties zoned RE which also have lot size greater than one-half (1/2) acre, it is lawful to park or permit to be parked a commercial vehicle on private property if all of the following conditions are met:

1. No more than one commercial vehicle shall be parked on any parcel.
2. A paved driveway shall be provided for vehicle access and the vehicle shall be parked on a paved slab. The paved driveway and slab shall comply with the City's paving standards.
3. A six foot high wood fence or gate with redwood slats shall screen the vehicle from the public street(s). Appropriate landscaping as additional screening is encouraged.
4. The vehicle shall not be parked in the minimum required twenty-five (25) foot front-yard setback or twenty-five feet from the side yard property line of any lot.
5. In the C-1 (limited commercial) zone adjacent to residentially zoned lots or residential uses, the vehicle shall be parked at least twenty-five (25) feet from the front yard property line and twenty-five (25) feet from the side yard property line. On other C-1 property, the vehicle shall not be parked in the setback required by Chapter 17.60 of this code.

E. In no event shall any vehicle be parked on an unimproved parcel, a vacant parcel or a parcel with vacant buildings.

F. The planning director may issue a planning director's special permit to allow the parking of one commercial vehicle weighing ten thousand (10,000) pounds or more on a parcel which does not meet all of the conditions set forth in subsection D of this section in accordance with the procedure set forth in Chapter 17.212 of this code.

G. Such restriction shall not apply to any commercial vehicle which is making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the residential street, or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure upon the residential street for which a building permit has previously been obtained.

FOR CITY CLERK USE ONLY

ORDINANCE NO. _____

DATE ADOPTED: _____

4

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

5

ORDINANCE NO.
ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**AN ORDINANCE AMENDING SECTIONS 10.36.120 AND
10.44.020 RELATING TO THE PROHIBITION OF PARKING
OF COMMERCIAL VEHICLES IN RESIDENTIAL ZONES;**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Chapter 10 of the Sacramento City Code is hereby amended by amending section 10.36.120 to read as follows:

10.36.120 Parking commercial vehicles in residential district.

A. No person shall park ~~or leave standing~~ any commercial vehicle having a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more on any street within a residential ~~district indicated in subsection C below.~~

B. This section shall not apply to the parking of a commercial vehicle in a residential district where such vehicle is making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted streets or highways or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure upon the restricted streets or highways for which a building permit has previously been obtained.

C. For the purpose of this section, "residential district" is defined to include all areas to which any one of the following zoning classifications is applicable: ~~RE~~, R-1, R-1A, R-1B, R-2, R-2A, R-2B, R-3, R-3A, R-4, R-4A, R-5, ~~RMX~~ R-O, ~~C-1~~, all street frontages contiguous to schools, colleges, universities and hospitals, and all areas which satisfy the definition of "residence district" set forth in California Vehicle Code Section 515.

SECTION 2.

Chapter 10 of the Sacramento City Code is hereby amended by amending Section 10.44.020 to read as follows:

FOR CITY CLERK USE ONLY

6
ORDINANCE NO.: _____

DATE ADOPTED: _____

10.44.020 Parking commercial vehicles on private residential property

A. It is unlawful for any person to park or permit to be parked any commercial vehicle ~~having a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more~~ as defined in subsection B below, on any private property which falls within one of the following zoning classifications: ~~RE~~, R-1, R-1A, R-1B, R-2, R-2A, R-2B, R-3, R-3A, R-4, R-4A, R-5, R-0 and ~~C-1~~ RMX.

B. For the purpose of this section only, "commercial vehicles" are defined as those vehicles having a manufacturer's gross vehicle weight rating of ten thousand (10,000) pounds or more.

~~B. C.~~ In addition to any other remedies, ~~A~~ a citation may be issued to the registered owner of any vehicle found to be in violation of this section.

~~C. D.~~ Notwithstanding the provisions of subsection A of this section, ~~for those properties which have a lot size greater than one-half acre~~, it is lawful to park or permit to be parked a commercial vehicle ~~weighing ten thousand (10,000) pounds or more on private property in one of the zones listed in subsection A of this section~~ if all of the following conditions are met:

1. No more than one commercial vehicle shall be parked on any parcel.
2. A paved driveway shall be provided for vehicle access and the vehicle shall be parked on a paved slab. The paved driveway and slab shall comply with the city's paving standards.
3. A six foot high wood fence or gate with redwood slats shall screen the vehicle from the public street(s). Appropriate landscaping as additional screening is encouraged.

4. The vehicle shall not be parked in the minimum required twenty-five (25) foot front yard setback or ~~five foot~~ twenty-five feet from the side yard property line ~~setbacks of any lot.~~

~~5. On a corner lot the vehicle shall not be parked in the minimum required twenty five (25) foot front yard setback and shall be parked at least twelve and one half (12 1/2) twenty-five foot (25) from the street side yard property line.~~

~~6. 5.~~ In the C-1 (limited commercial) zone adjacent to residentially zoned lots or residential uses, the vehicle shall be parked at least twenty-five (25) feet from the front yard property line and twenty-five (25) feet from the street side yard property line. On other C-1 property, the vehicle shall not be parked in the setback required by Chapter 17.60 of this code.

~~D. E.~~ In no event shall any vehicle be parked on an unimproved parcel, a vacant parcel or a parcel with vacant buildings. ~~in the zones listed in subsection A of this section.~~

~~E. F.~~ The planning director may issue a planning director's special permit to allow the parking of one commercial vehicle weighing ten thousand (10,000) pounds or more on a parcel which does not meet all of the conditions set forth in subsection C of this section in accordance with the procedure set forth in Chapter 17.212 of this code.

G. Such restrictions shall not apply to any commercial vehicles which are making pickups or deliveries of goods, services, wares or merchandise from or to or any building or structure located on the residential street, or for the purpose of delivering

FOR CITY CLERK USE ONLY

ORDINANCE NO. _____

DATE ADOPTED: _____

7

materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any property, building or structure upon the residential street for which a building permit has previously been obtained.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

ORDINANCE NO: _____

DATE ADOPTED: _____

8