

ORDINANCE NO. 740, FOURTH SERIES

AN ORDINANCE RELATING TO TRAFFIC AND REGULATING THE USE OF PUBLIC STREETS AND HIGHWAYS IN THE CITY OF SACRAMENTO; PRESCRIBING REGULATIONS RELATIVE TO THE PARKING OF VEHICLES UPON SUCH PUBLIC STREETS AND HIGHWAYS; PROVIDING FOR THE INSTALLATION, OPERATION, MAINTENANCE, SUPERVISION, REGULATION AND CONTROL OF THE USE OF PARKING METERS; DEFINING AND PROVIDING FOR THE ESTABLISHMENT OF PARKING METER ZONES UPON THE PUBLIC STREETS AND HIGHWAYS; DECLARING AN UNLAWFULLY PARKED CAR TO BE A NUISANCE; PROVIDING FOR THE ENFORCEMENT HEREOF; PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, because of the width of the streets in the City of Sacramento, the free moving of traffic in the downtown business district is impeded, and

WHEREAS, previous attempts to regulate the parking in the aforesaid area have not been as successful as is desirable because of the small number of traffic policemen available therefor,, and the size of the aforesaid area, and

WHEREAS, because of the habit of numerous operators of motor vehicles, by which they take advantage of the above mentioned situation by parking for unreasonably long periods of time in close proximity to other motor vehicles so parked on the most congested parts of the City's busiest streets tends to further impede traffic and, in addition thereto, is unfair to other motorists and constitutes a danger to life, limb and property of motorists and pedestrians, and

WHEREAS, it is the opinion of the City Council of the City of Sacramento that the best way by which the above mentioned conditions may be remedied is by the designation of individual parking spaces in the said area, by providing for the use of mechanical parking-time indicators in conjunction therewith, by restricting parking in said area to reasonable intervals of time and by compelling the operators of vehicles who enjoy the use of the parking space so designated to pay a portion of the cost of establishing and maintaining the same,

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1. For the purpose of this ordinance,

(a) The word "vehicle" shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

(b) The word "street" shall mean any public street, avenue, road, boulevard, highway or other public place located in the City of Sacramento and established for the use of

vehicles.

(c) The word "person" shall mean and include an individual, firm or co-partnership.

(d) The word "operator" shall mean and include every individual who shall operate a vehicle as the owner thereof or as the agent, employee or permittee of the owner.

SECTION 2. The City Manager is hereby authorized and directed to establish immediately and from time to time hereafter as traffic conditions require, zones to be known as parking meter zones upon such streets of the City of Sacramento as are selected for the location of such zones; and in said parking meter zones the City Manager shall cause parking meters to be installed and shall cause parking meter spaces to be designated as hereinafter provided.

SECTION 3. The City Manager is hereby directed to provide for the regulation, control, maintenance, operation and use of the parking meters provided for in this ordinance and to maintain said meters in good working condition.

SECTION 4. Parking meters installed in the parking meter zones established as provided in Section 2 hereof shall be placed upon the curb immediately adjacent to the individual parking places hereinafter described. Each parking meter shall be placed or set in such manner as to show or display by a signal that the parking space adjacent to such meter is or is not legally in use. Each parking meter shall be installed and set to display upon the deposit of a five-cent coin of the United States therein, a signal indicating legal parking for that period of time conforming to the limit of parking time which has been or may be established for that area or zone of the street upon which said parking meter is installed and shall continue to operate from the time of the deposit of such coin therein until the expiration of the time fixed as the parking limit for the part of the street upon which said meter is placed. Each said meter shall also be arranged that upon the expiration of said legal parking time, it will indicate by mechanical operation of a proper signal that the lawful parking period has expired.

SECTION 5. The City Manager is hereby instructed to have lines or markings painted or placed upon the curb and/or upon the street adjacent to each parking meter for the purpose of designating the parking space for which said meter is to be used and each vehicle parked along side of or next to any parking meter shall park within the lines or markings so established. It shall be unlawful and a violation of this ordinance to park any vehicle across any such line or marking or to park said vehicle in such position that the same shall not be entirely within the area so designated by such lines or markings.

SECTION 6. When a parking space in any parking meter zone is parallel with the adjacent curb or sidewalk, any vehicle

parked in such parking space shall be parked so that the foremost part of such vehicle shall be along side of and nearest to the parking meter; when a parking space in any parking meter zone is diagonal to the curb or sidewalk, any vehicle parked in such parking space shall be parked with the foremost part of such vehicle directed at and nearest to such meter.

SECTION 7. When any vehicle shall be parked in any space along side of or next to which a parking meter is located in accordance with the provisions of this ordinance, the operator of said vehicle shall, upon entering the said parking space, immediately deposit or cause to be deposited a five-cent coin of the United States in such parking meter and the said parking space may then be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the part of the street in which said parking space is located. If said vehicle shall remain parked in any such parking space beyond the parking time limit fixed for such parking space, the parking meter shall display a sign or signal showing illegal parking, and in that event, such vehicle shall be considered as parked overtime and beyond the period of legal parking time and the parking of a vehicle overtime or beyond the period of legal parking time in any such part of a street where any such meter is located shall be a violation of this ordinance and punished as hereafter set out.

SECTION 8. Parking shall not be permitted except for a period of 60 minutes between the hours of 8 o'clock A.M. and 6 o'clock P. M. in parking spaces which are controlled by parking meters.

Provided, further, that said time limits shall not apply nor the depositing of a coin be required, on the following designated holidays:- every Sunday, New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Admission Day, Armistice Day, Thanksgiving Day and Christmas Day, and at other than above mentioned hours.

SECTION 9. Any vehicle which is stopped, standing or parked in any street, way, alley, highway, road or parkway under the control of the city in violation of any provision of this ordinance is hereby declared to be a nuisance;

It shall be unlawful for any person to cause, allow, permit or suffer any vehicle registered in the name of such person to become a nuisance as herein defined;

Provided, however, this section shall not apply to such person, and he is excused, when his vehicle is permitted and/or caused to become such nuisance regardless of his knowledge thereof or consent thereto.

SECTION 10. It shall be unlawful and a violation of the provisions of this ordinance for any person to deposit or cause to be deposited in a parking meter a five-cent coin for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established for the parking space adjacent to which said parking meter is placed.

SECTION 11. It shall be unlawful and a violation of the provisions of this ordinance for any person to permit a vehicle to remain or be placed in any parking space adjacent to any parking meter while said meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period of time prescribed for such parking space.

No parking shall be permitted in any areas in which are installed parking meters under this ordinance at any other place than in the parking spaces which are controlled by parking meters, lawful use of loading zones or other specially designated zones where meters are not placed excepted.

The use of metered spaces for loading or unloading merchandise from vehicles bearing commercial licenses for loading zones will be permitted between the hours of 8 o'clock A.M. and 10 o'clock A.M. without the depositing of a coin in the parking meter of said space, except that the vehicle must load or unload centered as nearly as possible in a single space, and in the manner required for parking in said space.

SECTION 12. It shall be unlawful to deposit or cause to be deposited in any parking meter, any slug, device or metallic substitute for a five-cent coin of the United States.

SECTION 13. It shall be unlawful for any person to deface, injure, tamper with, open or wilfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this ordinance.

SECTION 14. The five-cent coins required to be deposited in parking meters as provided herein are hereby levied and assessed as fees to provide for the proper regulation and control of traffic upon the public streets, and to cover the cost of the supervision, inspection, installation, operation, maintenance, control and use of the parking spaces and regulating the parking of vehicles in the parking meter zones created hereby.

SECTION 15. This ordinance shall be deemed to be in addition and supplementary to, and not in conflict with nor a repeal of prior or existing ordinances of this City, but shall be an additional provision for the regulation of traffic and parking in those zones provided for herein.

SECTION 16. Every person who violates or fails to comply with any of the provisions of this ordinance shall be punished

