



City of Biggs

Agenda Item Staff Report For the Regular City Council Meeting: August 12, 2014

TO: Honorable Mayor and Members of the City Council
FROM: City Administrator
SUBJECT: Parking Violations and Fee Schedule

Council is asked to consider approving an Ordinance to affect changes to City Municipal Code related to parking violations and to approve changes to the associated fee schedule.

Background:

For some years the City has been without a parking violation citation or warning notices to assist with reducing parking violations. The attached proposed changes to municipal code and fee schedule seek to bring the situation in line with existing California law and to reduce confusion for officers to bring the code and fee schedule in line with existing Gridley-Biggs Police Department practices.

Recommendation:

Approve the following resolution:

RESOLUTION NO. 14-19 A RESOLUTION OF THE CITY OF BIGGS ADOPTING PARKING VIOLATION FINE SCHEDULE

Introductory Reading:

City of Biggs Ordinance 402

**AN ORDINANCE OF THE CITY OF BIGGS AMENDING CHAPTER 8.15 OF THE BIGGS
MUNICIPAL CODE TO SET FORTH PARKING VIOLATIONS**

Mark Sorensen, City Administrator

RESOLUTION NO. 14-19

**A RESOLUTION OF THE CITY OF BIGGS
ADOPTING PARKING VIOLATION FINE SCHEDULE**

The City Council of the City of Biggs does hereby resolve as follows:

WHEREAS, by and through Chapter 8.15 of the Biggs Municipal Code, the city council, pursuant to the authority granted to it by state law and, particularly, California Vehicle Code Sections 21100, 21351, 21354, 21355, 21400 and 40000 et seq., directed the placement of traffic control, parking, and other signs and markings at specified locations within the Biggs city limits signs from time to time and further directed that such placement be done by either resolution or by ordinance; and,

WHEREAS, pursuant to section 8.15.075 of the Biggs Municipal Code and Vehicle Code Section 40203.5, the city council, as the governing body of the jurisdiction where the notice of violation is issued, hereby establishes a schedule of parking penalties for parking violations and late payment penalties.

NOW, THEREFORE, BE IT RESOLVED, THAT:

1. The Parking Violation Fine schedule, attached to this resolution, is adopted in full.
2. This schedule is adopted by resolution of the city council and available for review in city clerk's office.
3. The parking penalties established by this resolution section shall be deemed and collected as civil penalties

The foregoing resolution was adopted by the City Council of the City of Biggs at its meeting held on Tuesday, August 12, 2014 by the following vote:

AYES: COUNCILMEMBER _____

NOES: COUNCILMEMBER _____

ABSENT: COUNCILMEMBER _____

ABSTAIN: COUNCILMEMBER _____

ATTEST:

APPROVED:

Roben Dewsnup, City Clerk

Roger L. Frith, Mayor

CITY OF BIGGS – FEE SCHEDULES

PARKING VIOLATION FINES

AUTHORITY: Resolution No. 2014-19
EFFECTIVE DATE: August 12, 2014
COROLLARY REFERENCE: Section 40203.5 California Vehicle Code

FEE CATEGORY	VIOLATION	BASE FINE
Parking Violation Fines	Parking Excess 72 Hours	\$65.00
	Parking Excess 2 Hours	\$10.00
	Parking Excess 1 Hour	\$10.00
	Parking Excess 30 Minutes	\$10.00
	Parking Excess Limited Time Zone	\$10.00
	Parking in Prohibited Parking Zone	\$25.00
	Parking Outside Diagonal Parking Lines	\$25.00
	Parking Diagonally-Front Wheel > 6" from Curb	\$25.00
	Parking in Red Zone	\$25.00
	Parking in Blue (Handicapped) Zone	\$250.00
	Parking in Roadway for Advertising	\$25.00
	Parking in Roadway by Peddlers/Vendors	\$25.00
	Parking Unlicensed Vehicle	\$25.00
	Parking on Public Right-of-Way	\$25.00
	Parking Commercial Vehicles > 94"	\$25.00
	Parking for Emergency Repairs	\$10.00
	Parking > 18" from Curb	\$25.00
	Parking by Fire Hydrant	\$50.00
	Parking in Fire Lane	\$50.00
	Parking in Intersection	\$25.00
	Parking in Crosswalk	\$25.00
	Parking – Blocking Driveway	\$25.00
	Parking on Sidewalk	\$25.00
	Parking – Double Parking	\$25.00
	Parking – Butte County Assessment	\$5.00
	Parking – City Administrative Fee for Program	\$2.00
	Parking – Delinquency (Plus Listed Fine)	\$30.00
	Vehicle Equipment Violations	\$25.00
	Registration Tab Violations	\$25.00
	Late Payment Fee	\$15.00

City of Biggs Ordinance 402

**AN ORDINANCE OF THE CITY OF BIGGS
AMENDING CHAPTER 8.15 OF THE BIGGS MUNICIPAL CODE TO SET FORTH
PARKING VIOLATIONS**

The City Council of the City of Biggs does ordain as follows:

FINDINGS.

The City Council of the City of Biggs hereby finds and declares as follows:

1. The Biggs' Municipal Code listing of parking violations is not complete. This measure would provide for additional and necessary parking violations.
2. The parking violation fines shall be set by resolution.

NOW THEREFORE, Chapter 8.15 of the Biggs Municipal Code is amended as follows:

1. Biggs Municipal Code section 8.15.020, street parking restrictions, is amended as follows:

8.15.010 -- Street parking restrictions.

- (1) "B" Street.
 - (a) It shall be unlawful for commercial vehicles with gross weight of over three tons to park on either side of "B" Street.
 - (b) It shall be unlawful for any vehicle to park parallel to the curb on "B" Street between Sixth and Seventh Streets. Nothing herein contained shall prohibit diagonal parking of any vehicle, other than those specifically excluded herein, in the area described.
- (2) Sixth Street.

Parking of vehicles, except emergency and road repair and maintenance vehicles, is prohibited at all times on the east side of Sixth Street beginning at a point 180 feet northerly of the centerline of "F" Street to the northerly end of Sixth Street.

(3) First Street.

- (a) Except as provided below, it shall be unlawful, at all times, to park any automobile, truck, motor vehicle or vehicle of any kind on First Street between “B” and “C” Streets in the city of Biggs.
- (b) The east side of First Street between the driveway exiting from the elementary school parking lot and “C” Street shall be reserved as a loading zone.

(4) “E” Street.

It shall be unlawful for commercial vehicles with gross weight of over three tons to park on either side of “E” Street.

(5) Red Zone.

It shall be unlawful to park in a red zone as provided by sign or by curb paint.

(6) Handicapped Zone.

It shall be unlawful to park in a handicapped zone without a current, visible placard.

(7) Advertising Sign

It shall be unlawful to park a vehicle in the public road or right of way with an advertising sign affixed thereto.

(8) Vendor/Peddler

It shall be unlawful for vendor or peddler to park in the public roadway.

(9) Fire Lane

It shall be unlawful to park in a fire lane.

(10) Intersection

It shall be unlawful to park in an intersection.

(11) Driveway

It shall be unlawful to park so as to block any driveway.

(12) Double Parking

It shall be unlawful to double park.

(13) Unlicensed Vehicle

It shall be unlawful to park an unlicensed vehicle on the public roadway.

(14)(5) The city public works supervisor is hereby directed to place adequate signs identifying the parking restrictions on the streets herein affected.

2. Biggs Municipal Code section 8.15.030, diagonal parking, is amended as follows:

8.15.030 -- Diagonal parking – Defined – Double parking.

- (1) “Diagonal parking” means the parking of a motor vehicle at an angle of 45 degrees more or less, from the curb, with the right front wheel in contact with the curb.
- (2) It shall be unlawful for a vehicle diagonally parked to occupy more than one parking space, as said parking spaces are painted and delineated upon the pavement.
- (3) It shall be unlawful to park in a diagonal space with the front wheel at a distance of greater than six (6) inches.

I HEREBY CERTIFY that the above and foregoing Ordinance was duly and regularly introduced and read at a regular meeting held on the 12th day of August, 2014, and was passed and adopted by the City Council of the City of Biggs at a regular meeting thereof duly held on the ___th day of _____, 2014, by the following vote, to wit:

CITY OF BIGGS – FEE SCHEDULES

PARKING VIOLATION FINES

AUTHORITY: Ordinance No. 333; Ordinance No. 361; Resolution No. 2006-01

EFFECTIVE DATE: February 23, 2006

COROLLARY REFERENCE: Section 40203.5 California Vehicle Code

FEE CATEGORY	VIOLATION	BASE FINE	LATE FEE
Parking Violation Fines	Parking Excess 72 Hours	\$85.00 <u>65.00</u>	10.00\$
	Parking Excess 2 Hours	\$10.00	\$5.00
	Parking Excess 1 Hour	\$10.00	\$5.00
	Parking Excess 30 Minutes	\$10.00	\$5.00
	Parking Excess Limited Time Zone	\$10.00	\$5.00
	Parking in Prohibited Parking Zone	\$25.00	\$10.00
	Parking Outside Diagonal Parking Lines	<u>\$25.00</u>	\$5.00
	Parking Diagonally-Front Wheel > 6" from Curb	\$10 <u>25.00</u>	\$5.00
	Parking in Red Zone	\$25.00	\$10.00
	Parking in Blue (Handicapped) Zone	\$250.00	\$25.00
	Parking in Roadway for Advertising	\$10 <u>25.00</u>	\$5.00
	Parking in Roadway by Peddlers/Vendors	\$20 <u>25.00</u>	\$10.00
	Parking Unlicensed Vehicle	\$25.00	\$10.00
	Parking on Public Right-of-Way	\$20 <u>25.00</u>	\$10.00
	Parking Commercial Vehicles > 94"	\$25 <u>20.00</u>	\$10.00
	Parking for Emergency Repairs	\$10.00	\$5.00
	Parking > 18" from Curb	\$25 <u>15.00</u>	\$10.00
	Parking by Fire Hydrant	\$50.00	\$10.00
	Parking in Fire Lane	\$50.00	\$10.00
	Parking in Intersection	\$25 <u>10.00</u>	\$5.00
	Parking in Crosswalk	\$25 <u>10.00</u>	\$5.00
	Parking – Blocking Driveway	\$25 <u>10.00</u>	\$5.00
	Parking on Sidewalk	\$25 <u>10.00</u>	\$5.00
	Parking – Double Parking	\$25 <u>10.00</u>	\$5.00
	Parking – Butte County Assessment	\$5.00	-
	Parking – City Administrative Fee for Program	\$2.00	-
	Parking – Delinquency (Plus Listed Fine)	\$30.00	-
	Vehicle Equipment Violations	\$25.00	\$10.00
	Registration Tab Violations	\$25.00	\$10.00
	Late Payment Fee	<u>\$15.00</u>	

Gridley-Biggs Police Department
PARKING VIOLATION CITATION



PAY ONLY THIS AMOUNT			
	VIOLATION	CITY CODE	PENALTY
1	Street Parking Restrictions	8.15.010 BMC	\$25.00
2	Alley Parking Restrictions	8.15.020 BMC	\$25.00
3	Diagonal Parking	8.15.030 BMC	\$25.00
4	Parking in Cross walk	8.15.040 BMC	\$25.00
5	In Excess of 72 hour Parking	8.15.060 BMC	\$65.00
6	Parking in an Intersection	22500(a) CVC	\$25.00
7	Parking in a Cross Walk	22500(b) CVC	\$25.00
8	Parking in a Driveway	22500(e) CVC	\$25.00
9	Double Parking	22500(h) CVC	\$25.00
10	Parking on Sidewalk	22500(f) CVC	\$25.00
11	Parking more than 18" from Curb	22502(a) CVC	\$25.00
12	Parking by a Fire Hydrant	22514 (a) CVC	\$50.00
13	Parking in a Fire Lane	22500.1 CVC	\$50.00
14			
Comments:			
Vehicle License No./Vin:		Time: AM PM Circle One	Date:
Make:		Type:	
State:		Registration Expires:	Color:
On the: East West North South side of _____ (Circle One)			
Between _____ and _____			
The Undersigned Officer of the Gridley-Biggs Police Department hereby certifies that the vehicle and/or person above committed the offense as cited herein, contrary to applicable law.			
Signature of Officer: _____		Badge Number: _____	

TRAF

YOU MAY PAY THE AMOUNT DUE BY MAIL

CITY OF BIGGS

PO BOX 307, 465 C Street, BIGGS, CA. 95917

IMPORTANT – READ NOTICE ON REVERSE SIDE

NOTICE ON REVERSE SIDE:

To avoid additional penalties, you must respond within twenty-one (21) days by paying the full amount due, or contesting the Parking Violation Citation. To pay the full amount due, enclose (within the envelope provided) the fine specified for the violation charged and forward to the City of Biggs, PO Box 307, 465 C Street, Biggs, California, 95917. Failure to pay will result in additional penalty and a lien placed on your vehicle registration at the Department of Motor Vehicles. To contest this Citation you must respond by telephone, in writing, or in person to the City of Biggs, PO Box 307, 465 C Street, Biggs, California, 95917 (530) 868-5493.

GRIDLEY-BIGGS POLICE DEPARTMENT

**NOTICE OF
UNATTENDED VEHICLE**

THIS VEHICLE WILL BE IN VIOLATION OF **BIGGS** MUNICIPAL
CODE 8.15.060 – PARKING IN EXCESS OF 72 HOURS ON:

DATE _____ TIME _____

Vehicle _____ Lic # _____

Location _____

**Please correct this violation prior to the date and time
above to avoid penalty.**

Failure to comply may result in vehicle being towed at owner's expense.

DRAFT

Officer: _____ Badge _____

Date: _____ Time: _____

CITY OF BIGGS
