



Meeting Date: 03/14/06

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input type="checkbox"/> Info/Consent
<input checked="" type="checkbox"/> Ord. No(s). _____	<input checked="" type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Jim Rupp, Assistant City Attorney *JR* Agenda Item No. N-1

Reviewed By: City Manager *[Signature]* City Attorney *[Signature]* Finance: *[Signature]* Director of Public Works

DATE: March 8, 2006

TO: City Council

FROM: Jim Rupp, Assistant City Attorney *Jim Rupp*
Office of the City Attorney

SUBJECT: Ordinance Regulating the Parking of Oversized Vehicles

RECOMMENDATION

That City Council approve the first reading by title only and subsequent adoption of an ordinance that amends Oxnard City Code sections 8-41.1(A)(1) and 8-41.1(C)(1) establishing a new definition of an "oversized vehicle" and amending the exemption for loading and unloading of an oversized vehicle.

DISCUSSION

At the City Council meeting of March 7, 2006, the City Council directed staff to amend the ordinance that restricts the parking of oversized vehicles on public streets in a residential zone.

The attached ordinance amends two provisions of the City Code.

First, the definition of "oversized vehicle" in section 8-41.1(A)(1) of the City Code is amended. The amendment defines an oversized vehicle in terms of two clearly articulated measurements; namely, a vehicle that exceeds 96 inches in height and 240 inches in length. The addition of the length requirement would permit a person to park a vehicle of over 96 inches in height on a residential street if the vehicle did not exceed 240 inches in length. This would accommodate many of the vans that have a "bubble top".

Second, the exemption for loading and unloading in section 8-4.1(C)(1) is amended. The purpose of the amendment is to provide persons with a 24 hour period of time immediately prior to or after a vacation use for the purpose of loading and unloading the oversized vehicle. The addition of the 24 hour period of time coupled with the requirement that the loading and unloading is directly related to using the vehicle for a vacation outside of the City adds flexibility, specificity and grants discretion to the enforcement officer.

Amendment of Oversized Vehicle Ordinance
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FINANCIAL IMPACT

The cost of enforcement of this ordinance will be absorbed in the Police Department FY 2005-2006 budget.

Attachment No. 1 - Ordinance

00024

ORDINANCE OF THE CITY OF OXNARD

ORDINANCE NO.

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD AMENDING
SECTIONS 8-41.1(A)(1) AND 8-41.1(C)(1) OF THE OXNARD CITY CODE
(Parking of Oversized Vehicles)

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

Part 1. Section 8-41.1(A)(1) of the Oxnard City Code is hereby amended to read as follows:

“(1) ‘Oversized vehicle’ means any motor vehicle, as defined by California Vehicle Code section 670 that exceeds 96 inches in height, exclusive of such projecting devices that are expressly allowed pursuant to the California Vehicle Code, and exceeds 240 inches in length.”

Part 2. Section 8-41.1(C)(1) of the Oxnard City Code is hereby amended to read as follows:

“(1) The provisions of subsection (B) shall not apply during a twenty-four hour period of time used for loading the oversized vehicle immediately prior to using the oversized vehicle for a vacation outside of the City, during a twenty-four hour period of time used for unloading the oversized vehicle immediately after using the oversized vehicle for a vacation outside of the City, or during the time period reasonably necessary for making a delivery to a residence.”

Part 3. Within 15 days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation with the city. Ordinance No. _____ was first read on _____, 20__ and finally adopted on _____, 20__ to become effective thirty days thereafter.

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

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ATTACHMENT NO. 1
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ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

James A. Kupp, Jr. for
Gary L. Gillig, City Attorney

ATTACHMENT NO. 2
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