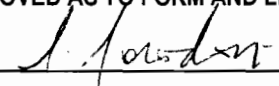


INTRODUCED BY COUNCILMEMBER _____



 City Attorney

 FILED
 OFFICE OF THE CITY CLERK
 OAKLAND
OAKLAND CITY COUNCIL
 2009 SEP 10 PM 4:41
 ORDINANCE No. 12973 C.M.S.

**ORDINANCE AMENDING OAKLAND MUNICIPAL CODE SECTION 10.28
 "STOPPING, STANDING, AND PARKING GENERALLY" TO ADD A
 SUBSECTION ENTITLED "THREE-HOUR PARKING BETWEEN
 CERTAIN HOURS" TO ALLOW FOR THE DESIGNATION CERTAIN
 AREAS FOR THREE-HOUR PARKING BETWEEN 5 P.M. AND 8 P.M.**

WHEREAS, the City of Oakland collects fines for violations of the Oakland Traffic Code as set forth in Title 10 of the Oakland Municipal Code; and

WHEREAS, the City of Oakland has a duty to enforce parking violations as set forth in the Oakland Municipal Code; and

WHEREAS, on July 7, 2009, the City of Oakland adopted Ordinance 12953 C.M.S. amending the Oakland Municipal Code (O.M.C.), Section 10.36.050 "Parking Meter Indication That Space Is Illegally In Use," to extend parking meter hours and enforcement of fines to 8 p.m.; and

WHEREAS, the City Council wishes to allow residents and visitors in Oakland to park for three hours at parking meters between the hours of 5 p.m. and 8 p.m.; and

WHEREAS, in order to do so, the City must create a new three-hour parking category; now, therefore

THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

Section 1. Oakland Municipal Code (O.M.C.) Section 10.28 "Stopping, Standing, and Parking Generally" is hereby amended as set forth below. Additions are indicated by underscoring and deletions are indicated by ~~strike-through type~~; portions of ordinances not cited or not shown in underscoring or strike-through type are not changed.

10.28.205 Three-hour parking between certain hours.

When heretofore or hereafter provided by resolution, and appropriate signs are in place giving notice thereof, no person shall stop, stand, or park any vehicle for a period of time longer than three hours between the hours indicated by said appropriate signs on any day, except holidays, on any street or any part of any street so indicated.

Section 2. Severability. If any article, section, subsection, sentence, clause, or phrase of this ordinance or exhibit is held to be invalid or unconstitutional, the offending portion shall be severed and shall not affect the validity of remaining portions which shall remain in full force and effect.

Section 3. Effective Date. This ordinance shall become effective immediately upon adoption.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 6 2009

PASSED BY THE FOLLOWING VOTE:

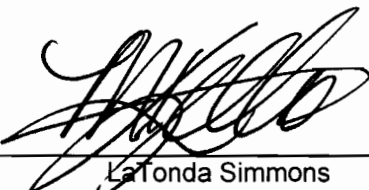
AYES- ~~BROOKS~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and ~~PRESIDENT BRUNNER~~ - 6

NOES- 0

ABSENT- 0

ABSTENTION- Brunner- 1

Excused- Brooks- 1

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

DATE OF ATTESTATION: 10-8-09

Introduction Date: SEP 22 2009