

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

*Chahal*  
City Attorney

**ORDINANCE No. 12473 C.M.S.**

**ORDINANCE AMENDING OAKLAND MUNICIPAL CODE SECTION 10.48.010, "SCHEDULE OF PARKING FINES," TO INCREASE THE FINE CHARGED UNDER OAKLAND MUNICIPAL CODE SECTION 10.28.030, "ABANDONED / USING STREET FOR STORAGE," FROM SIXTY-FIVE DOLLARS (\$65) TO TWO HUNDRED AND FIFTY DOLLARS (\$250), ADD OAKLAND MUNICIPAL CODE SECTION 10.64.170, "MISDEMEANOR TO ABANDON OR KEEP VEHICLES OF TYPE REGULATED BY THIS CHAPTER," TO THE SCHEDULE AND ESTABLISH A FINE OF TWO HUNDRED AND FIFTY DOLLARS (\$250), AND ADD OAKLAND MUNICIPAL CODE SECTION 10.64.180, "MISDEMEANOR TO FAIL TO REMOVE VEHICLES AFTER ORDER TO DO SO," TO THE SCHEDULE AND ESTABLISH A FINE OF TWO HUNDRED AND FIFTY DOLLARS (\$250)**

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**WHEREAS**, the City of Oakland finds that the current schedule of fines are inadequate to cover the City's costs for the abatement of abandoned, wrecked, dismantled, inoperative, or unlicensed vehicles in various Oakland neighborhoods; and

**WHEREAS**, the proliferation of said vehicles reduces property values, promotes blight and general deterioration, invites crime, and can constitute a fire hazard when not promptly removed; and

**WHEREAS**, the California Vehicle Code (CVC) has declared these types of vehicles as a "public nuisance," and allows cities to abate them as such; now, therefore

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

**Section 1.** The Schedule of Parking Fines as set forth in Section 10.48.010 of the Oakland Municipal Code is hereby amended to modify and establish fees assessed by the Police Department as set forth in Exhibit A attached hereto and made a part hereof.

**Section 2.** This ordinance shall be effective upon approval by the Council of the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA, **FEB 25 2003**, 20\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BRUNNER, CHANG, MAYNE, NADEL, REID, SPEES, WAN, and PRESIDENT DE LA FUENTE - 8

NOES-

ABSENT-

ABSTENTION-

Introduction Date: **FEB 18 2003**

ATTEST: *Ceda Floyd*  
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California

**EXHIBIT A**

**OAKLAND MUNICIPAL CODE SECTION 10.48.010  
SCHEDULE OF PARKING FINES**

**February 7, 2003**

## 10.48.010 Schedule of parking fines.

A. The following schedule sets specific fines for Oakland Traffic Code violations:

Oakland Traffic Code Section	Description	Current Fine	New Fine
10.08.150	Obstructing normal flow of traffic	\$28.00	
10.16.070	Parking on private property	32.00	
10.16.090	Failure to cramp wheels on grade	32.00	
10.16.110	Obedience to signs and barriers	47.00	
10.28.020	No parking in parkway	32.00	
<b>10.28.030</b>	<b>Abandoned/using street for storage</b>	<b>65.00</b>	<b><u>250.00</u></b>
10.28.040	Parking vehicle wrong on a one-way street	32.00	
10.28.040A	Over 18" from curb	32.00	
10.28.040D	Parking within parking space markings	32.00	
10.28.050	Angle parking (within markings)	32.00	
10.28.060	Angle parking unloading--Must have permit	32.00	
10.28.070	No parking adjacent to school	122.00	
10.28.080	No stopping/parking in signed zone (narrow street)	30.00	
10.28.090C	No parking within 20' of signal or stop sign	32.00	
10.28.100	Emergency--No parking (temporary signs)	32.00	
10.28.120	Parking commercial vehicles in residential district-- Over 10,000 pounds	122.00	
10.28.130	Parking of commercial vehicles--7,000 to 10,000 pounds	122.00	
10.28.150	Key in ignition	\$32.00	
10.28.160	Parking prohibited--Unattached trailer	63.00	
10.28.170	Parking prohibited--Tall vehicles	32.00	
10.28.190	Two-hour zone	26.00	
10.28.240	No parking--Certain hours	32.00	
10.28.250	No parking any time	32.00	
10.28.260	No parking 3 a.m.--6 a.m.	32.00	
10.32.020	Parking for official cars (City Hall press vehicles)	32.00	
10.32.030	Parking for official cars (City Hall Administration Building)	25.00	
10.32.100	Parking for official cars (OPD and county of Alameda)	32.00	
10.32.130	Parking for official cars (Fire Department)	32.00	
10.32.140	Parking for official cars (county cars)	32.00	
10.32.150	Parking for official cars (U.S. mail vehicle)	32.00	
10.32.170	Parking by permit--City cars and authorized city employees	32.00	

<b>Oakland Traffic Code Section</b>	<b>Description</b>	<b>Current Fine</b>	<b>New Fine</b>
10.32.180	Traffic in parks	32.00	
10.36.050	Parking meter violation--Expired	26.00	
10.36.060	Meter--Overtime (meter feeding)	32.00	
10.40.020B	No parking--Red zone	33.00	
10.40.020B	No parking red zone, green zone	32.00	
10.40.030B	Special zones--Sign posted for loading/unloading passengers or materials	32.00	
10.40.060	No parking--Yellow zone	32.00	
10.40.070	No parking--White zone	32.00	
10.40.080	Standing in alley	32.00	
10.40.090E	No parking--Bus zone	252.00	
10.40.100	Bus to park/stop within 18" of curb	\$32.00	
10.40.110	No parking--Taxi zone	32.00	
10.44.120A	Residential permit parking zone--Parking in excess of posted time limit	30.00	
10.52.010	Certain vehicles prohibited	32.00	
10.56.270	Parking prohibited	32.00	
10.56.290	No parking in red zone	32.00	
10.56.300	No parking in green zone	32.00	
10.56.310	No parking in yellow zone	32.00	
10.56.320	No parking in white zone	32.00	
10.56.330	Improper parking	32.00	
10.56.350	Parallel parking	32.00	
<b><u>10.64.170</u></b>	<b><u>Misdemeanor to abandon or keep vehicles of type regulated by this chapter</u></b>		<b><u>250.00</u></b>
<b><u>10.64.180</u></b>	<b><u>Misdemeanor to fail to remove vehicles after order to do so</u></b>		<b><u>250.00</u></b>

B. The following schedule sets specific fines for State Vehicle Code violations:

<b>State Vehicle Code Section</b>	<b>Description</b>	<b>Fine</b>
22500	Improper parking, citation category not specified	\$30.00
22500(a)	No parking--Intersection	30.00
22500(b)	No parking--Crosswalk	30.00
22500(c)	No parking--Safety zone (red zone between stop bar and right-hand curb)	30.00
22500(d)	No parking within 15' of fire station driveway	30.00
22500(e)	No parking--Driveway	30.00
22500(f)	No parking--Sidewalk	30.00

<b>State Vehicle Code Section</b>	<b>Description</b>	<b>Fine</b>
22500(g)	No parking--Obstructing construction traffic	30.00
22500(h)	No parking--Double parked	30.00
22500(j)	No parking--Tunnel	30.00
22500(k)	No parking--Bridge	30.00
22500.1	No parking--Fire lane	30.00
22502	18" from curb (or distance from curb)	\$30.00
22505	No parking--State highway areas	30.00
22513	No solicitation by tow truck	30.00
22514	No parking--Fire hydrant	30.00
22515	Improper parking--Wheels not blocked/brakes not set	30.00
22516	Locked vehicle--Person unable to escape	30.00
22520	No parking on freeway	30.00
22520.5	Vending on freeway prohibited	30.00
22521	No parking on/near railroad track	30.00
22951	No street/alley parking from off street lot	30.00
23333	No parking--Vehicular crossing	30.00

(Ord. 12339 § 2, 2001; Ord. 12170 § 2, 1999; Ord. 12038 § 3, 1998; Ord. 11985 § 1, 1997; Ord. 11975 § 1, 1997; amended during 1997 codification; Ord. 11792-A § 2, 1995; prior traffic code § 401)