

OAKLAND CITY COUNCIL

RESOLUTION No. 77894

FILED OFFICE OF THE CITY CLERK C.M.S. OAKLAND

2003 JUN 5 PM 5:44

RESOLUTION AMENDING RESOLUTION 76880 C.M.S. ON PARKING ENFORCEMENT GUIDELINES TO DISCONTINUE THE POLICY OF VOIDING CITATIONS IF AN OPERATOR OF A VEHICLE MAKES HIS OR HER PRESENCE KNOWN AND AGREES TO REMOVE IMMEDIATELY THE VEHICLE FROM THE METERED PARKING SPACES

WHEREAS, the City Council adopted Resolution Number 76880 C.M.S. on December 11, 2001, to establish certain guidelines for enforcement of parking time limitations for metered parking spaces; and

WHEREAS, section (c) of the adopted parking enforcement policies specifies that the enforcement officer shall withhold from issuing a parking meter citation if an operator of the vehicle makes his or her presence know to the officer and agrees to remove immediately the vehicle from the space; and

WHEREAS: continuation of the aforementioned policy will negatively impact City General Purpose Fund revenues and elimination will maximize the recovery of revenues in support of overall City services; therefore, be it

RESOLVED: That section (c) of Resolution 76880 C.M.S. (Parking Enforcement Guidelines) is hereby amended to add, delete, or modify as set forth below (additions are indicated by underscoring and deletions are indicated by strike-through type; portions of the policy provision not cited or not shown in underscoring or strike-through type are not changed).

- (c) as a matter of enforcement policy, the enforcement officer shall issue a citation regardless of whether an operator of a vehicle who is alleged to have violated Section 10.36.030, 10.36.050 or 10.36.060 is present at the vehicle or becomes present at the vehicle for which a citation is being issued, makes his or her presence known to the enforcement officer issuing the citation prior to the placement of such citation upon the vehicle, and agrees to remove immediately the vehicle from the space., the enforcement officer shall withhold from issuance of such citation, shall note on the citation that the operator of the vehicle became present during the issuance of the citation and turn over such citation to a supervisor for invalidation of the citation; and

All other sections contained in Resolution 76880 C.M.S. shall remain effective.

FURTHER RESOLVED: that the policy change shall become effective upon adoption by the City Council.

JUN 19 2003

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2003

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, WAN, REID, WAN and PRESIDENT DE LA FUENTE -7
NOES- QUAN -1
ABSENT-
ABSTENTION-

ATTEST: [Signature] CEDA FLOYD

City Clerk and Clerk of the Council of the City of Oakland, California