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OAKLAND
REVISED AGENDA REPORT
2012 MAY 17 PM 4:07

**TO: DEANNA J. SANTANA
CITY ADMINISTRATOR**

FROM: Vitaly Troyan, P.E.

**SUBJECT: Establish Residential Permit
Parking Area "N"**

DATE: March 17, 2012

City Administrator
Approval

Date

5/17/12

COUNCIL DISTRICT: #1

RECOMMENDATION

Staff recommends that the City Council adopt the resolution implementing Residential Permit Parking (RPP) Area "N" in accordance with the procedures of the Oakland Municipal Code (OMC) Chapter 10.44 to mitigate the loss of parking resulting from the implementation of the MacArthur Transit Village Project.

OUTCOME

This resolution establishes RPP Area "N" within a one-quarter mile radius of the MacArthur BART Station and the new MacArthur Transit Village. Residents within this area will become eligible to petition for permit parking subject to the rules prescribed in the OMC. Qualified streets within Area "N" will be restricted to two or four-hour parking, from 8:00 a.m. to 6:00 p.m., from Monday through Friday, except for holidays and vehicles displaying RPP Area "N" permits.

Attachment A shows the street segments and the street addresses covered in the one-quarter mile radius defined as Area "N".

BACKGROUND/LEGISLATIVE HISTORY

City Resolution No. 81422 C.M.S., adopted on July 11, 2008, approved the MacArthur Transit Village (MTV) Project located at the MacArthur BART Station. The MTV project reduced off-street parking from 600 to 300 spaces. As a condition of approval, the project developer was required to pay \$150,000 towards initiating an RPP program for an area one-quarter mile around the Station. Staff estimates that this amount will be sufficient to pay for one to two years of permits for the residents, who will then pay for subsequent years' renewal fees.

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Neighboring residents contacted the Community and Economic Development Agency (CEDA) and the Public Works Agency-Transportation Services Division (TSD) requesting that the City enact RPP in anticipation of loss of parking during the construction of MTV. For this reason, staff is preparing to implement Area "N" before the project is completed.

ANALYSIS

The City may establish RPP programs for residents and merchants pursuant to California Vehicle Code §22507 and Oakland Municipal Code Chapter 10.44. The Council can make a determination in passing a local regulation establishing preferential parking such as the resolution and program proposed hereunder that the use of the permits will not adversely affect parking conditions for residents and merchants in the area. The resolution may include a designation of certain streets upon which preferential parking privileges are given to residents and merchants adjacent to the streets for their use and the use of their guests, under which the residents and merchants may be issued a permit or permits that exempt them from the prohibition or restriction of the resolution. RPP alleviates parking congestion in residential neighborhoods caused by non-residents who park for extended periods of time.

PUBLIC OUTREACH/INTEREST

On November 17, 2011, TSD held a public hearing at Mosswood Recreation Center to discuss the MTV project and the establishment of RPP Area "N". Five of the fifty attendees requested petition forms to begin the process of establishing RPP in their block area.

COORDINATION

Upon Council approval of this legislation, TSD will coordinate with the Parking Division to mail out applications for permits to be provided to eligible area residents. TSD will then issue a work order for Public Works, Traffic Maintenance Division to produce and install the RPP Area "N" signs, and work with Parking Enforcement to begin patrolling the area and enforcing the new signs.

COST SUMMARY/IMPLICATIONS

1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:
Initial Installation Of Signage Cost \$30,000
2. COST ELEMENTS OF AGREEMENT/CONTRACT: The recurring costs for maintaining the signs are expected to be minimal. The enforcement costs are expected to be covered by permit sales and citation revenues.

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3. **SOURCE OF FUNDING:** The developer of the MTV Project shall pay \$150,000 towards initiating the program. Subsequent funding will be provided by permit sales to residents.
4. **FISCAL IMPACT:** The \$150,000 will be deposited into a parking revenue fund. Labor and material costs incurred by City staff to implement the RPP will be charged to the fund.

For eligible residents (the shaded properties outlined in *Attachment A*), RPP permits will be paid by the developer's fund during the first year of the program. Permit fees may be covered for subsequent years depending on the remaining balance of the fund. The current initial permit fee is \$35.00 for residents and \$85.00 for businesses.

When the developer's fund is no longer available, all residents in Area "N" will be responsible to pay for RPP permits in accordance with the Master Fee Schedule. As stated in the MTV condition of approval, any remaining fund balance shall revert back towards public improvements in the project area as determined by City staff

SUSTAINABLE OPPORTUNITIES

Economic: There are no significant economic opportunities.

Environmental: The proposed RPP is expected to discourage long-term parkers from parking on the subject streets and could encourage public transit use that would result in the reduction in vehicle emission and fuel consumption.

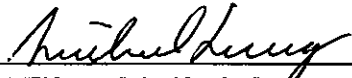
Social Equity: There are no significant social equity opportunities.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The proposed RPP is categorically exempt from CEQA review under Section 15301(c), Existing Facilities.

For questions regarding this report, please contact Darian Avelino, Transportation Engineer, at (510) 238-6602.

Respectfully submitted,

for 
VITALY B. TROYAN, P.E.
Director, Public Works Agency

Reviewed by:
Mike Neary, Assistant Director, Public Works Agency

Prepared by:
Darian Avelino, Transportation Engineer
Transportation Services Division

Attachment – A: Proposed RPP Area "N" Map

FILED
OFFICE OF THE CITY CLERK
OAKLAND

REVISED

OAKLAND CITY COUNCIL

City Attorney

2012 MAY 17 PM 4:11

RESOLUTION NO. _____ C.M.S.

Introduced by Councilmember _____

**RESOLUTION TO ESTABLISH RESIDENTIAL PERMIT PARKING AREA
"N" NEAR THE MACARTHUR BART STATION**

WHEREAS, The establishment of Residential Permit Parking (RPP) in the area shown in *Attachment A* is a condition of approval for the MacArthur Transit Village Project, as per City Resolution No. 81422 C.M.S approved on July 1, 2008; and

WHEREAS, The said condition of approval requires all RPP requirements as outlined in CMC Chapter 10.44 to be satisfied before implementation; and

WHEREAS, As part of the said condition of approval, the project developer shall fund \$150,000 towards initiating the RPP program; and

WHEREAS, pursuant to California Vehicle Section 22507, the use of the permits will not adversely affect parking conditions for residents and merchants in the area as it will alleviate parking congestion in residential neighborhoods caused by non-residents who park for extended period of time; now, therefore, be it

RESOLVED, That RPP Area "N" be approved to include the streets shown in Attachment A; and be it

FURTHER RESOLVED, That pursuant to California Vehicle Code Section 22507, the Council hereby finds and determines that the use of the permits will not adversely affect parking conditions for residents and merchants in the area as it will alleviate parking congestion in residential neighborhoods caused by non-residents who park for extended period of time; and be it

FURTHER RESOLVED, That RPP may be implemented incrementally within Area "N" subject to the satisfaction of OMC Chapter 10.44 requirements; and be it

FURTHER RESOLVED, That RPP permits be paid for by the MacArthur Transh Village Project developer's set-aside funds during the first year of the program; and be it

FURTHER RESOLVED, That residents with qualifying petitions outside of the defined area in Attachment A be required to purchase their own permits; and be it

FURTHER RESOLVED, That when the developer's set-aside funds are no longer available, all residents in RPP Area "N" will be responsible to pay for their own permits in accordance with the Master Fee Schedule; and be it

FURTHER RESOLVED, That any remaining fund balance not sufficient to pay for the permits in an equitable fashion shall pay for public improvements in the project area as determined by staff; and be it

FURTHER RESOLVED, That the street parking shall be restricted to no more than four hours, from 8 a.m. to 6 p.m., Monday through Friday, except holidays and vehicles displaying RPP permits in RPP Area "N".

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

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

Attachment A Proposed Residential Permit Parking Area "N" MacArthur Transit Village

