

INTRODUCED BY COUNCIL MEMBER _____

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

APPROVED AS TO FORM AND LEGALITY
Margaret Taylor
City Attorney

2006 JUL 19 PM 12:50 ORDINANCE No. 12755 C.M.S.

**ORDINANCE AMENDING OAKLAND MUNICIPAL
CODE CHAPTER 10.28 TO ADOPT SECTION 10.28.280
TO DEFINE AND CLARIFY PARKING PROHIBITIONS
FOR STREET SWEEPING**

WHEREAS, the City of Oakland wishes to preserve the livability, appearance, and social and economic stability of the City; and

WHEREAS, the City of Oakland has a duty to protect the public from health and safety hazards and the impairment of property values which result from accumulation of litter, trash, debris, garbage, other materials and pollutants on public streets; and

WHEREAS, unobstructed and thorough street cleaning will help reduce drainage overflow, trash, debris and water pollutants that end up in our creeks, lakes and the Bay; and

WHEREAS, the City of Oakland has made a large capital investment on the purchase of new street sweeping vehicles, the repair and construction of city streets and the installation of underground utilities, and parking enforcement activities; and

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

WHEREAS, Oakland Municipal Code section 10.28.240 "Stopping, Standing or Parking Prohibited During Certain Hours" authorizes the Parking Enforcement Division to issue tickets for violations of posted signs prohibiting parking during certain times for the purpose of street cleaning;

WHEREAS, the City Council finds that compliance will be more likely and enforcement easier if the parking prohibitions for street sweeping are specifically defined in a separate code section;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES
ORDAIN AS FOLLOWS:**

Section 1: Chapter 10.28 of the Oakland Municipal Code is hereby amended to adopt Section 10.28.280 as follows:

10.28.280 Parking Prohibited for Street Sweeping

- A. No person shall park any vehicle on the side of any street on the days, except holidays, and between the hours, designated by the Oakland City Council for the purpose of street cleaning. Each side of each street shall be posted with signs giving notice of the days, and the hours, of the parking prohibition effective on that side of the street. Any person violating the provisions of this Section 10.28.280(A) shall be deemed guilty of an infraction and upon conviction thereof shall be punished by a fine as set forth in the Master Fee Schedule.
- B. Notwithstanding other provisions of this title to the contrary and for the purpose of this section only, "holidays" is defined as the following days: New Year's Day, Martin Luther King Day, President's Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day and the day after Thanksgiving, and Christmas Day.

PASSED BY THE FOLLOWING VOTE:

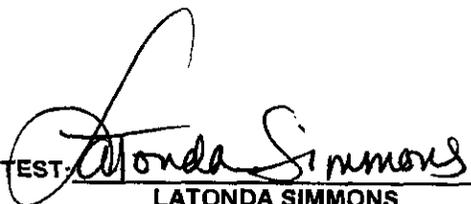
JUL 18 2006

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE **-8**

NOES- **0**

ABSENT- **0**

ABSTENTION- **0**

ATTEST: 

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

Introduction Date: **JUN 27 2006**

NOTICE AND DIGEST**ORDINANCE AMENDING OAKLAND MUNICIPAL
CODE CHAPTER 10.28 TO ADOPT SECTION 10.28.280
TO DEFINE AND CLARIFY PARKING PROHIBITIONS
FOR STREET SWEEPING**

This Ordinance will prohibit parking any vehicles on the side of any street on the days, except holidays and between the hours, designated by the Oakland City Council for the purpose of street cleaning. "Holidays" is defined as the following days: New Year's Day, Martin Luther King Day, President's Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day and the day after Thanksgiving, and Christmas Day.