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OAKLAND

19 JUN 13 PM 4: 28

AGENDA REPORT

TO: City Council and members of the Public
FROM: Dan Kalb, City Council President Pro Tempore
SUBJECT: CURB ZONE CHANGE ON MILES AVENUE
DATE: June 13, 2019

RECOMMENDATION

ADOPT THE FOLLOWING PIECES OF LEGISLATION:

1) AN ORDINANCE AMENDING OAKLAND MUNICIPAL CODE SECTION 10.36.140 TO REMOVE A STREET SEGMENT ON MILES AVENUE FROM THE ESTABLISHED PARKING METER ZONES; AND

2) A RESOLUTION APPROVING THE ESTABLISHMENT OF FOUR-HOUR PARKING LIMITATIONS ON THE SOUTH SIDE OF A SEGMENT OF MILES AVENUE BETWEEN PRESLEY WAY AND COLLEGE AVENUE

SUMMARY

The proposed legislation is designed in part to help ameliorate a shortage of parking opportunities for staff and faculty at Claremont Middle School on College Avenue between Miles Avenue and Birch Court. Miles Avenue between College Avenue and Presley Way is currently zoned for parking meters, but none have been installed to date east and there are no current plans to install meters on the south side of Miles Avenue east of College Avenue. With no restrictions on parking at this location which abutts the Rockridge BART Station, most spaces are currently used by commuters who arrive early and park all day without any restrictions. A proposed ordinance has been prepared to (1) remove a segment of Miles Avenue east of College Avenue from the established parking meter zones, and (2) establish four-hour parking restrictions on that street segment (see Attachment A).

BACKGROUND/LEGISLATIVE HISTORY

At its March 1, 2011 meeting, the City Council approved Ordinance 13063 Amending Oakland Municipal Code (OMC) Section 10.36.140 to "Add Street Segments to the Established Parking Meter Zones Throughout the City of Oakland" in order to generate additional revenue. This Ordinance included Miles Avenue between Forest Street and Presley Way on its list of approved locations for parking meters. However, to date no parking meters have been installed on the south side of Miles Avenue east of College and Oakland Department of Transportation (OakDOT) has confirmed that there are no current plans to install parking meters at this location considering the lack of sidewalk at the location.

California Vehicle Code section 22507(a) authorizes local authorities to restrict parking on designated streets, highways or portions thereof during all or certain hours of the day. The OMC section 10.28.210 allows City Council to establish by resolution parking limitations between the hours of eight a.m. and six p.m. of any day, except holidays, for a period of time longer than four hours on any street or part of any street so indicated.

ANALYSIS

Claremont Middle School does not have any off-street parking for staff and faculty. Given its location at the heart of the Rockridge Business District on College Avenue and across the street from Rockridge BART Station, there is very limited available parking. In addition, the school is located within Residential Permit Parking (RPP) Area "C".

In light of the parking shortage, City Council resolution #83119 in December 2010 expanded the Area "C" parking permit to include the south side of Birch Court which fronts Claremont Middle School. This decision resulted in the availability of up to 30 RPPs for Claremont staff and faculty to purchase. However, Claremont Middle School leadership reports that not all staff and faculty are able to purchase an RPP for financial reasons; these staff have significant difficulty finding available parking and often get parking tickets. Claremont leadership has reported that as the school's student body has grown, requiring additional teachers and staff, the parking situation has impeded recruitment and contributed to significant staff turnover.

Given the school's proximity to a BART station and other public transit opportunities, OakDOT has raised concerns that school leadership should explore other initiatives to alleviate pressure on the parking supply, such as the City's vanpool program and the development of a school- or commercial district-based transportation demand management (TDM) initiative that aims to reduce commutes to the area using privately-owned, single occupancy vehicles (including BART commuters). In response, Councilmember Kalb has elicited a commitment from Claremont Middle School to increase its efforts to encourage carpooling, use of public transit, and other strategies to reduce single-occupancy car commuting by Claremont Middle School Staff. However, in addition to these efforts, the teachers and staff at Claremont are facing significant hardship around the lack of available parking.

The north side of Miles Avenue fronting Claremont Middle School includes a school loading zone; the rest of the street has four-hour parking limitations. There are no parking restrictions currently on the south side of Miles Avenue across from Claremont Middle School. With its location directly next to the Rockridge BART Station, local residents and Claremont Middle School staff have reported to the District One office that BART commuters have been using this street for free and unregulated parking, arriving very early in the morning and leaving their cars parked all day. The lack of turnover in these parking spaces has the result of reducing the total supply of parking spaces for area residents, College Avenue shoppers, businesses and their staff, and Claremont Middle School staff.

Establishing four-hour parking limitations on the south side of Miles Avenue will free up approximately 22 parking places for Claremont Middle School staff as well as College Avenue shoppers, employees of small businesses in the Rockridge neighborhood, and other visitors because daily BART commuters will not be able to use the location for free all-day parking. Given the four-hour parking limit, Claremont Middle School staff and faculty using these spaces would need to move their cars once during the day; Claremont Middle School leadership has indicated this would not be a hardship. Cars that are not moved beyond the block in question are subject to citation.

PUBLIC OUTREACH / INTEREST

The office of Councilmember Kalb discussed this legislation with interested residents, Claremont Middle School staff, faculty and parents, the Rockridge BID, and BART officials.

FISCAL IMPACT

The estimated cost to install four-hour parking restriction signs on this segment of Miles Avenue is approximately \$_____. Funds are being identified.

COORDINATION

OakDOT has been fully consulted on the proposed legislation. OakDOT confirmed that the City of Oakland does not have plans to install parking meters on south side of Miles Avenue east of College Avenue and that the lack of parking restrictions has resulted in free all-day commuter parking for BART users.

Council District One office and OakDOT are in communication with BART officials to identify whether the City of Oakland would need to obtain an easement in order to install the signs as they may need to be located within BART property lines. If an easement is required Council District One office will work with relevant City Administration departments to facilitate this.

Upon passage of the recommended ordinance and resolution, the intention is for the new signs to be installed in time for the start of the 2019-2020 school year. Given the current already limited resources and backlog of requests within OakDOT's sign unit, installation of the new signs on Miles Avenue would require displacing current projects to put this project at the front of the queue. Council District One office staff will continue to work in collaboration with OakDOT and BART to support execution of this extraordinary request.

SUSTAINABLE OPPORTUNITIES

Economic: There are no significant economic opportunities.

Environmental: There are no significant environmental opportunities.

Social Equity: There is no significant adverse impact on residents and merchants.

ACTION REQUESTED BY THE CITY COUNCIL

Council President Pro Tempore Kalb recommends the City Council:

ADOPT THE FOLLOWING PIECES OF LEGISLATION:

- 1) AN ORDINANCE AMENDING OAKLAND MUNICIPAL CODE SECTION 10.36.140 TO REMOVE A STREET SEGMENT ON MILES AVENUE FROM THE ESTABLISHED PARKING METER ZONES; AND**

- 2) A RESOLUTION APPROVING THE ESTABLISHMENT OF FOUR-HOUR PARKING LIMITATIONS ON THE SOUTH SIDE OF A SEGMENT OF MILES AVENUE BETWEEN PRESLEY WAY AND COLLEGE AVENUE**

For questions regarding this report, please contact Lisa Jacobs, Constituent Liaison Coordinator, Office of Council President Pro Tempore Dan Kalb, at 510-238-7014.

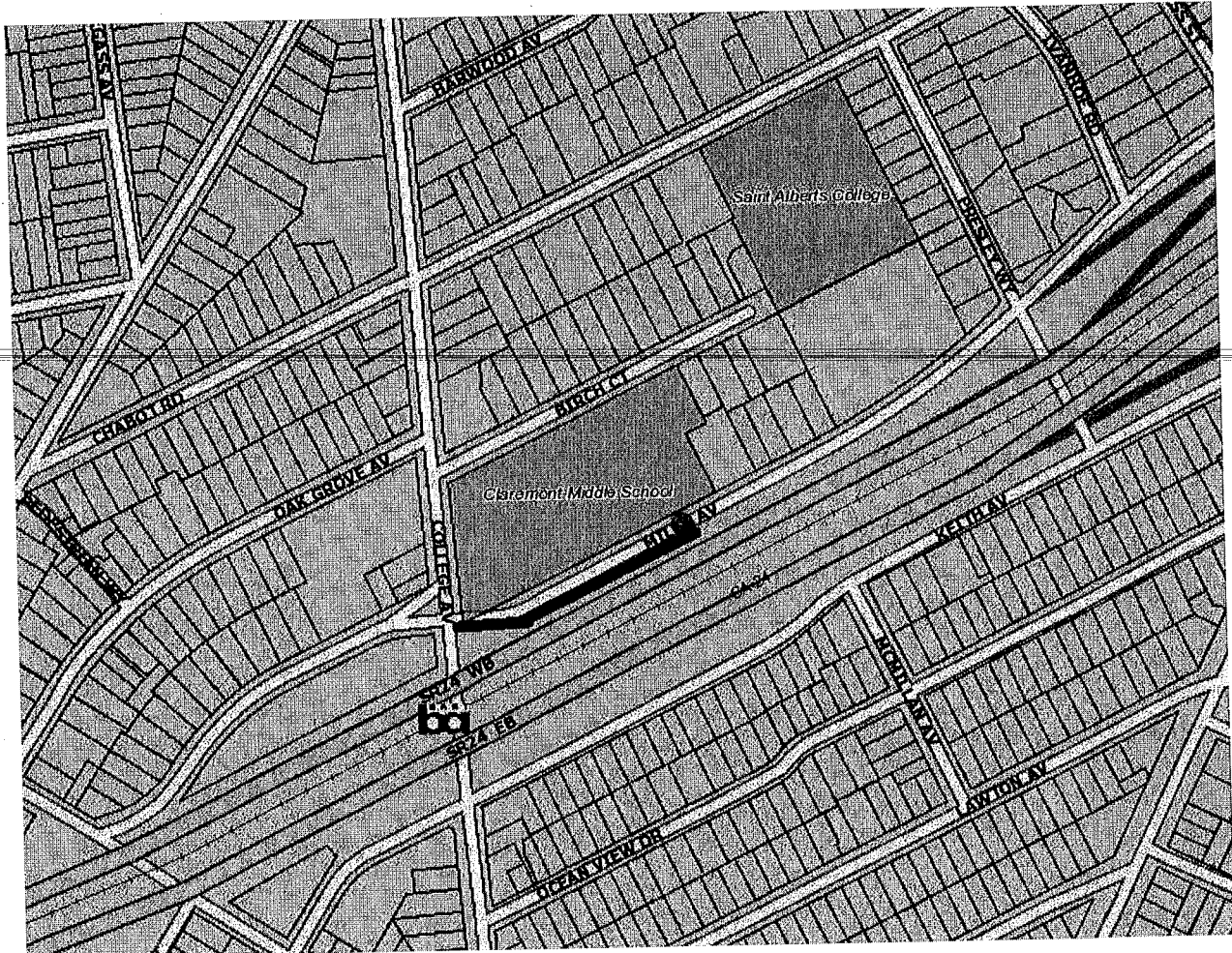
Respectfully submitted,



Dan Kalb
Council President Pro Tempore, District 1

Prepared by: Lisa Jacobs, Constituent Liaison Coordinator,
Office of Council President Pro Tempore Dan Kalb

ATTACHMENT A



19 JUN 13 PM 4:24

OAKLAND CITY COUNCIL

ORDINANCE No. _____ C.M.S.

ORDINANCE AMENDING OAKLAND MUNICIPAL CODE SECTION 10.36.140 TO REMOVE A STREET SEGMENT ON MILES AVENUE FROM THE ESTABLISHED PARKING METER ZONES

WHEREAS, the California Vehicle Code requires local authorities to establish parking meter zones by ordinance; and

WHEREAS, City of Oakland parking meter zones are published in the Oakland Municipal Code, Title 2, Chapter 10.36; and

WHEREAS, OMC Section 10.36.140 includes Miles Avenue between Forest Street and Presley Way on the list of approved locations for parking meters but there are no parking meters currently on the south side of Miles Avenue between College Avenue and Presley Way and no plans to install parking meters at the location due to the lack of sidewalks; and therefore

WHEREAS, the modification of parking meter zones proposed herein has been justified by the Oakland Department of Transportation Parking Management Division and are identified in the Agenda Report accompanying this Ordinance; and

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

Section 1. Oakland Municipal Code, Title 2, Chapter 10.36 Amended. Oakland Municipal Code Section 10.36.140 is amended according to Exhibit A attached to this Ordinance.

Section 2. Remaining Provisions Unchanged. Except as amended herein, all provisions, articles, sections, subsections, sentences, clauses or phrases of Oakland Municipal Code Title 10, Chapter 10.36 shall remain unchanged and in full force and effect.

Section 3. Severability. If any article, section, subsection sentence, clause or phrase of this ordinance 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR,

THAO AND PRESIDENT KAPLAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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

Introduction Date:

Exhibit A

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Amendment to Approved Locations for Parking Meters in the City of Oakland

Street Name	From	To
Miles Avenue	Forest Street	Presley Way <u>College Avenue</u>
<u>Miles Avenue – North Side</u>	<u>College Avenue</u>	<u>Presley Way</u>