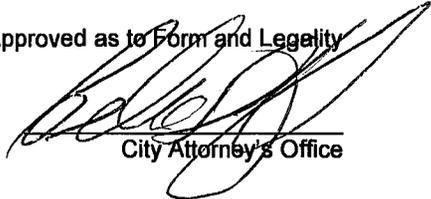


FILED
OFFICE OF THE CITY CLERK
OAKLAND

19 JUN 20 PM 4: 04

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 87781 C.M.S.

INTRODUCED BY COUNCIL PRESIDENT PRO TEMPORE DAN KALB

RESOLUTION AMENDING COUNCIL RESOLUTION NO. 83119 C.M.S. TO INCREASE THE RESTRICTED STREET PARKING LIMIT FROM TWO HOURS TO FOUR HOURS MAXIMUM FOR THE SOUTH SIDE OF BIRCH COURT FROM COLLEGE AVENUE TO THE END OF THE STREET, MONDAY THROUGH FRIDAY, EXCEPT FOR VEHICLES DISPLAYING RPP AREA "C" PERMITS

WHEREAS, December 21, 2010 per Council Resolution no. 83119, the south side of Birch Court from College Avenue to the end of the street and both sides of Manila Avenue from Clifton Street to Hudson street was added to Residential Permit Parking (RPP) Area "C" to restrict street parking within said street segments to two hours maximum, Monday Through Friday, except for vehicles displaying RPP Area "C" Permits; and

WHEREAS, the California Vehicle Code ("CVC") preempts the local regulation of parking except as authorized by CVC section 22507 (a) which allows local authorities, by ordinance or resolution, to prohibit or otherwise restrict the stopping, parking or standing of vehicles on certain streets or highways, or portions thereof, during all or certain hours of the day; and

WHEREAS, per CVC section 22507 (b) and Oakland Municipal Code (OMC) Section 10.44.070, the City may authorize preferential and residential parking permits to be issued to vehicles owned by school personnel and employees of a neighborhood-serving establishments, or other designated groups to park on specified streets; and

WHEREAS, staff at Claremont Middle School have requested that the City, prior to the beginning of the 2019 Fall school session, increase the restricted street parking limits from two hours to four hours in the RPP area "C" on the South Side of Birch Court from College Avenue to the end of the street, as shown on the map attached hereto and incorporated herein as Attachment A; and

WHEREAS, per CVC section 22507 (b) and OMC section 10.44.060 allows City Council to modify an existing residential parking permit area by appropriate resolution; and

WHEREAS, the cost to install the four-hour restricted signage on the South Side of the Birch Court RPP from College Avenue to the end of the street is approximately \$1,967.45; and

WHEREAS, funds to implement RPP are available out of General Purpose Fund 1010, Mobility Management Organization 35247, Work Orders Account 56611, Parking System Management Project 1001465; now, therefore, be it

RESOLVED: That the restricted street parking on the south side of Birch Court from College to the end of the street, as shown in Attachment A, shall be increased from two hours to no more than four hours, from 8 AM to 6 PM, Monday through Friday, except holidays and vehicles displaying valid RPP permits in RPP Areas "C"; and be it

FURTHER RESOLVED: That fines for violation of the above parking restrictions are designated in Oakland Municipal Code 10.48.010; and be it

FURTHER RESOLVED: That the proposed RPP is categorically exempt from CEQA review under Section 15301(c), Existing Facilities, without returning to Council.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUL - 9 2010

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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

ATTACHMENT A

