



OFFICE OF THE CITY ATTORNEY
ROCKARD J. DELGADILLO
CITY ATTORNEY

REPORT NO. R 0 8 - 0 1 9 3
JUN 17 2008

REPORT RE:

**A DRAFT ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER VIII OF
THE LOS ANGELES MUNICIPAL CODE TO REVISE AND UPDATE THE
PROVISIONS OF THE CODE PERTAINING TO THE OPERATION OF PARKING
METERS IN THE CITY OF LOS ANGELES**

The Honorable City Council
Of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

This office has prepared and now transmits, approved as to form and legality, an ordinance amending various sections of Chapter VIII, of the Los Angeles Municipal Code, to revise and update the provisions of the Code pertaining to the operation of parking meters in the City of Los Angeles. The draft ordinance is presented in connection with the response to this Council's recently adopted budget action increasing the rates established for parking meter zones. A copy of the draft ordinance is being sent, pursuant to Council Rule 38, to the Department of Transportation and the Board of Transportation Commissioners for review and comment, requesting that all comments be transmitted directly to you when you consider this matter.

Should you have any questions, please contact Assistant City Attorney Shelley I. Smith at (213) 978-8147. Either she or another member of this office will be available when you consider this matter and to answer any questions you may have.

Sincerely,

ROCKARD J. DELGADILLO, City Attorney

TRANSPORTATION

By 

DAVID MICHAELSON
Chief Assistant City Attorney

JUN 18 2008

SIS

M:\General Counsel (GC)\SHELLEY SMITH\REPORTS TO COUNCIL\Report re LAMC Parking Meter Revisions
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ORDINANCE NO. _____

An ordinance amending various Sections of Chapter VIII of the Los Angeles Municipal Code to revise and update provisions of the Code pertaining to the operation of parking meters in the City of Los Angeles.

THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:

Section 1. Subsection (c) of Section 80.00 of the Los Angeles Municipal Code is amended to substitute the words "Cesar Chavez Avenue" for the words "Sunset Boulevard".

Sec. 2. Subsection (r) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(r) "**Parking Meter Zone**" shall mean streets or portions of streets described and established by the City Council by resolution or ordinance as zones within which the parking of vehicles shall be controlled, regulated and inspected with the aid of parking meters.

Sec. 3. Subsection (s) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(s) "**Parking Meter Space**" shall mean an area of space adjacent to and controlled by a parking meter upon any street or designated by lines or other markings, and of sufficient size to permit the parking of only one vehicle.

Sec. 4. Subsection (t) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(t) "**Parking Meter Space Number**" shall mean a designated number installed upon the curb or sidewalk area, on a posted sign, or upon a clearly visible vertical surface immediately adjacent to a parking meter space for the purpose of identifying the space for payment at a parking meter.

Sec. 5. Subsection (u) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(u) "**Parking Meter**" shall mean and include any mechanical and/or electronic device installed within or upon the curb or sidewalk area adjacent to a parking meter space or spaces for the purpose of recording the period of time for occupancy of such parking meter space or spaces by any vehicle.

Sec. 6. Subsection (w) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(w) **“Off-Street Parking Meter Space”** shall mean an area of space adjacent to and controlled by an off-street parking meter upon any publicly owned off-street parking facility designated by lines or other markings and of sufficient size to permit the parking of only one vehicle.

Sec. 7. Subsection (x) of Section 80.00 of the Los Angeles Municipal Code is amended to read:

(x) **“Off-Street Parking Meter Space Number”** shall mean a designated number installed upon the pavement surface, on a posted sign, or upon a clearly visible vertical surface immediately adjacent to an off-street parking meter space for the purpose of identifying the space for payment at a parking meter.

Sec. 8. A new Subsection (y) of Section 80.00 of the Los Angeles Municipal Code is added to read:

(y) **“Off-Street Parking Meter”** shall mean and include any mechanical and/or electronic device installed within or upon any publicly owned off-street parking facility area adjacent to or in the vicinity of an off-street parking meter space or spaces for the purpose of recording the period of time for occupancy of such off-street parking meter space or spaces by any vehicle.

Sec. 9. Subsection (e) of Section 80.56 of the Los Angeles Municipal Code is amended to read:

(e) **Time Limits for All Zones.** The time limits and effective hours of passenger loading zones, short-time parking limit zones, “No Stopping” zones, and commercial loading zones shall be as follows:

1. No person shall stop, stand or park a vehicle in any passenger loading zone except for the purpose of loading or unloading passengers and their personal baggage and then only for the time necessary therefor, and in no event for more than five minutes. Such passenger loading zones shall be in effect during all times unless limited to specified hours and/or days by posted signs.

2. No person shall stop, stand or park a vehicle in a commercial loading zone, except that commercial vehicles may stop or stand for the purpose of loading or unloading freight for the time necessary therefor, but not to exceed 30 minutes, except as provided in Section 88.01.1 of this chapter. Passenger vehicles may stop or stand for the purpose of loading or unloading passengers and their personal baggage, and then only for the time necessary therefor but in no event for more than five minutes.

Such commercial loading zones shall be in effect during the hours and on the days indicated by posted signs, or if none, between the hours of 7:00 o'clock A.M. and 6:00 o'clock P.M. on any day except Sunday.

3. No person shall stop, stand or park a vehicle in any short-time parking limit zone for a period of time longer than that indicated by posted signs or curb markings. Such time limit shall be fifteen minutes unless the Department determines, pursuant to Subsection (c) above, that the public welfare requires a longer period, in which latter case the time limit shall be thirty minutes. Such time limits shall be in effect during the hours and on the days indicated by posted signs, or if none, between the hours of 8:00 o'clock A.M. and 6:00 o'clock P.M. on any day except Sunday.

4. No person shall stop, stand or park a vehicle at any time in any red "No Stopping" zone or portion of street posted with signs reading "No Stopping Any Time," except that a bus may stop in such zone or portion of street marked or sign posted as a bus stop. Such "No Stopping" zones shall be in effect during all times unless limited to specified hours and/or days by posted signs.

Sec. 10. Subsection (c) of Section 80.66.1 of the Los Angeles Municipal Code is amended to read:

(c) The Department shall promptly cause each such zone so established to be marked either by a painting of a white line on the tops of the curbs or places stenciled with the words "**No Stopping**" together with the appropriate words such as "**Taxicab Zone**", or by appropriate posted signs.

Sec. 11. Subsection (a) of Section 88.01 of the Los Angeles Municipal Code is amended to read:

(a) Parking meters installed in parking meter zones shall be placed upon the curb or area adjacent to the parking meter spaces hereinafter described.

Sec. 12. Section 88.03 of the Los Angeles Municipal Code is amended to read:

SEC. 88.03. PARKING METER SPACES TO BE INDICATED AND MAINTAINED.

The Department shall cause distinct lines or markings to be painted or placed, replaced and maintained upon the curb or roadway adjacent to each parking meter for the purpose of designating the parking meter space or spaces for which said meter is to be used. Said lines or markings shall be so painted or placed as to permit parking in the manner provided by the California Vehicle Code.

- (a) It shall be unlawful when such lines or markings are in place for any person to park, stop or stand any vehicle other than completely within the confines or limits of such parking meter space.

Sec. 13. Section 88.05 of the Los Angeles Municipal Code is amended to read:

SEC. 88.05. PARKING METERS – TIMES FOR OPERATION.

Provisions of this division which require payment of parking meters located on City streets shall apply at such times and hours as may be determined from time to time by the Department, based upon engineering and traffic investigation. Such times and hours shall be indicated by signs or on the parking meter; provided, however, that the Department may, in its discretion, from time to time prohibit all parking in areas included in the parking meter zones during times of emergency by causing the appropriate “**NO PARKING**” signs to be posted.

Sec. 14. Section 88.06 of the Los Angeles Municipal Code is amended to read:

SEC. 88.06. OPERATION OF PARKING METERS.

Every parking meter shall be set to display, upon payment for a parking meter space, the period of time for which said payment has been made, and said parking meter shall continue to display, upon the entry of the parking meter space number, if applicable, the remaining paid time for said parking meter space from the time of payment until the expiration of the paid time, or until a vehicle vacates said parking meter space, whichever is sooner.

Every parking meter shall also be so arranged that upon the expiration of the parking time for which said payment has been made, and upon the entry of the parking meter space number, if applicable, it will indicate by a visible display that the lawful parking time has expired.

Every parking meter shall indicate the legal parking time which has been or may be established for that area or zone of the street upon which said parking meter is installed.

Sec. 15. Section 88.07 of the Los Angeles Municipal Code is amended to read:

SEC. 88.07 PARKING METERS – PAYMENT.

When the operator of a vehicle parks such vehicle in a parking meter zone on a public street, the operator shall immediately make or

cause to be made a lawful payment in the parking meter adjacent thereto, or if none, in an applicable parking meter in the vicinity after entering the assigned parking meter space number, except when utilizing a personal parking meter as provided in Sections 88.01.1, 88.03.1 and 88.06.1, at the rates established and provided therefor in Section 88.00 of this Article and in accordance with the payment schedule adopted by the Department for said parking meter space, as indicated by appropriate signs on the parking meter itself.

Sec. 16. Section 88.08 of the Los Angeles Municipal Code is amended to read:

SEC. 88.08. COLLECTION OF CASH FROM PARKING METERS.

The Department shall make or cause to be made regular collections of the money deposited in said parking meters by uniformed collectors and shall count or cause to be counted the money contained therein and deliver the same into the City Treasury to the credit of the Special Parking Revenue Fund.

Sec. 17. Section 88.11 of the Los Angeles Municipal Code is amended to read:

SEC. 88.11. IMPROPER USE OR MISUSE OF PARKING METERS.

It shall be unlawful to deposit or cause to be deposited in any parking meter any defaced or bent coin, or any slug, device, metallic or other substitute for any money of the United States of America, or for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter, or to place any foreign matter or substance in said parking meter or any part thereof.

Sec. 18. Section 88.12 of the Los Angeles Municipal Code is amended to read:

SEC. 88.12. EXTENDING PARKING TIME FOR A PARKING METER SPACE.

It shall be unlawful for any person to make or cause to be made a payment in a parking meter for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established by the Department for the parking meter space.

Sec. 19. Section 88.13 of the Los Angeles Municipal Code is amended to read:

SEC. 88.13. FAILURE TO PAY FOR A PARKING METER SPACE.

- (a) It shall be unlawful for any person to park, or to cause, allow, permit or suffer to be parked, a vehicle in any parking meter

88.06.1, without immediately making or causing to be made a lawful payment at an applicable parking meter as provided in Section 88.07.

- (b) It shall be unlawful for any person to cause, allow, permit or suffer any vehicle to remain in any parking meter space for more than the time indicated by posted signs or on an applicable parking meter indicating the maximum parking time allowed in such parking meter space, or during any time the applicable parking meter is indicating that the time has elapsed for which lawful payment has been made for said parking meter space; provided, however, that the provisions of this Section shall not apply to any vehicle described in Section 80.05, vehicles owned by the City of Los Angeles, or vehicles operated pursuant to Sections 88.01.1, 88.03.1 and 88.06.1.

Sec. 20. Subsection (a) of Section 88.51 of the Los Angeles Municipal Code is amended to read:

- (a) Off-street meters installed on off-street parking facilities shall be placed in the area adjacent to or in the vicinity of the off-street parking meter spaces hereinafter described.

Sec. 21. Section 88.50 of the Los Angeles Municipal Code is amended to delete each of the following from the enumerated public off-street parking facilities listed in Subsection A:

Parking Lot numbers 603, 611, 630A, 666, 693, 707A, 707B, 723, 728

Sec. 22. Section 88.50 of the Los Angeles Municipal Code is further amended to add each of the following to the enumerated public off-street parking facilities listed in Subsection A, in numerical order:

Lot 677	308 S. Hill St.	Civic Center
Lot 707	2377 Midvale Ave.	Pico-Midvale
Lot 752	6265 Sylmar Ave.	Van Nuys
Lot 753	414 E. Temple St.	Civic Center
Lot 755	237 S. Los Angeles St.	Civic Center
Lot 756	139 S. George Burns Rd.	Beverly Center
Lot 758	636 Maple Ave.	Fashion District

Sec. 23. Section 88.50 of the Los Angeles Municipal Code is further amended to revise each of the following addresses and/or vicinity descriptions applicable to the enumerated public off-street parking facilities listed in Subsection A, in numerical order:

Lot 627	11231 Magnolia Blvd.	North Hollywood
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Lot 632	5345 11 th Ave.	Crenshaw-Slauson
Lot 646	3528 Larga Ave.	Glendale-Atwater
Lot 649	1533 N. Schrader Blvd.	Sunset-Vine
Lot 684	460 W. 7 th St.	San Pedro
Lot 691	682 S. Vermont Ave.	Vermont-Wilshire
Lot 698	2367 Prosser Ave.	Pico-Westwood
Lot 703	123 S. Robertson Blvd.	Beverly Center
Lot 744	8463 S. Vermont Ave.	Vermont-Manchester
Lot 748	11010 Santa Monica Blvd.	West Los Angeles

Sec. 24. Section 88.53 of the Los Angeles Municipal Code is amended to read:

SEC. 88.53. OFF-STREET PARKING METER SPACES TO BE INDICATED AND MAINTAINED.

The Department shall cause distinct lines or markings to be painted or placed, replaced and maintained upon the publicly owned parking facility adjacent to or in the vicinity of each off-street parking meter for the purpose of designating the off-street parking space or spaces for which said meter is to be used.

It shall be unlawful when such lines or markings are in place, for any person to park, stop or stand any vehicle other than completely within the confines or limits of such off-street parking meter space.

Sec. 25. Section 88.55 of the Los Angeles Municipal Code is amended to read:

SEC. 88.55. OFF-STREET PARKING METERS – TIMES FOR OPERATION.

Provisions of this division which require payment of off-street parking meters shall apply at such times and hours as may be determined from time to time by the Board of Transportation Commissioners, based upon engineering and traffic investigation. Such times and hours shall be indicated by signs or on the parking meters; provided, however, that the Board of Transportation Commissioners may, in its discretion from time to time, prohibit all parking in any publicly owned off-street parking facility during times of emergency by causing appropriate “**No Parking**” signs to be posted.

Sec. 26. Section 88.56 of the Los Angeles Municipal Code is amended to read:

SEC. 88.56. OPERATION OF OFF-STREET PARKING METERS.

Every off-street parking meter shall be set to display, upon payment

for an off-street parking meter space, the period of time for which said payment has been made, and unless a printed receipt indicating the expiry time is made available at the time of payment, said off-street parking meter shall continue to display, upon the entry of the off-street parking meter space number, if applicable, the remaining paid time for said off-street parking meter space from the time of payment until the expiration of the paid time, or until a vehicle vacates said off-street parking meter space, whichever is sooner.

Every off-street parking meter shall be so arranged that upon the expiration of the parking time for which said payment has been made, and upon the entry of the off-street parking meter space number, if applicable, it will indicate by a visible display that the lawful parking time has expired.

Each off-street parking meter shall indicate the legal parking time which has been or may be established for that publicly owned off-street parking facility.

Sec. 27. Section 88.57 of the Los Angeles Municipal Code is amended to read:

SEC. 88.57. OFF-STREET PARKING METERS – PAYMENT.

When the operator of a vehicle parks such vehicle in an off-street parking meter space on a publicly owned off-street parking facility, the operator shall immediately make or cause to be made a lawful payment in the off-street parking meter adjacent thereto, or if none, in an applicable parking meter in the vicinity after entering the assigned off-street parking meter space number, at the rates determined by the Board of Transportation Commissioners from time to time for said off-street parking meter space and as indicated by posted signs or on an applicable parking meter.

Sec. 28. Section 88.58 of the Los Angeles Municipal Code is amended to read:

SEC. 88.58. COLLECTION OF CASH FROM OFF-STREET PARKING METERS.

The Department shall make or cause to be made regular collections of the money deposited in off-street parking meters by uniformed collectors and shall count or cause to be counted the money contained therein and deliver the same into the City Treasury to the credit of the Special Parking Revenue Fund.

Sec. 29. Section 88.61 of the Los Angeles Municipal Code is amended to read:

SEC. 88.61. IMPROPER USE OR MISUSE OF OFF-STREET PARKING METERS.

It shall be unlawful to deposit or cause to be deposited in any off-street parking meter any defaced or bent coin, or any slug, device, metallic or other substitute for any money of the United States of America, or for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any off-street parking meter, or to place any foreign matter or substance in said off-street parking meter or any part thereof.

Sec. 30. Section 88.62 of the Los Angeles Municipal Code is amended to read:

SEC. 88.62. EXTENDING PARKING TIME FOR AN OFF-STREET PARKING METER SPACE.

It shall be unlawful for any person to make or cause to be made a payment in an off-street parking meter for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established by the Board of Transportation Commissioners for the off-street parking meter space.

Sec. 31. Section 88.63 of the Los Angeles Municipal Code is amended to read:

SEC. 88.63. FAILURE TO PAY FOR AN OFF-STREET PARKING METER SPACE.

- (a) It shall be unlawful for any person to park, or to cause, allow, permit or suffer to be parked, a vehicle in any off-street parking meter space without immediately making or causing to be made a lawful payment at an applicable parking meter as provided in Section 88.57.
- (b) It shall be unlawful for any person to cause, allow, permit or suffer any vehicle to remain in any off-street parking meter space for more than the time indicated by posted signs or indicated on an applicable off-street parking meter indicating the maximum parking time allowed in such off-street parking meter space, or during any time the applicable off-street parking meter is indicating that the time has elapsed for which lawful payment has been made for said off-street parking meter space; provided, however, that the provisions of this Section shall not apply to any vehicle described in Section 80.05.

Sec. 32. Section 89.35.1 of the Los Angeles Municipal Code is amended to read:

SEC. 89.35.1. PARKING METER SPACES TO BE INDICATED AND MAINTAINED.

The Manager shall cause distinct lines or markings to be painted or placed, replaced and maintained adjacent to each parking meter for the purposes of designating the parking meter space or spaces for which said meter is to be used.

It shall be unlawful when such lines or markings are in place for any person to park, stop or stand any vehicle other than completely within the confines or limits of such parking meter space.

Sec. 33. Section 89.35.3 of the Los Angeles Municipal code is amended to read:

SEC. 89.35.3. OPERATIONS OF PARKING METERS.

Every parking meter shall be set to display, upon payment for a parking meter space, the period of time for which said payment has been made, and said parking meter shall continue to display, upon the entry of the parking meter space number, if applicable, the remaining paid time for said parking meter space from the time of payment until the expiration of the paid time or until a vehicle vacates said parking meter space, whichever is sooner.

Every parking meter shall be so arranged that upon the expiration of the parking time for which said payment has been made, and upon the entry of the parking meter space number, if applicable, it will indicate by a visible display that the lawful parking time has expired.

Every parking meter shall indicate the legal parking time which has been or may be established for that area, location or zone of the street upon which said parking meter is installed.

Sec. 34. Section 89.35.4 of the Los Angeles Municipal Code is amended to read:

SEC. 89.35.4. PARKING METERS – PAYMENT.

When the operator of a vehicle parks such vehicle in a parking meter space, the operator shall immediately make or cause to be made a lawful payment in the parking meter adjacent thereto, or if none, in an applicable parking meter in the vicinity after entering the assigned parking

meter space number, at the rates established by the Board and in accordance with the payment scheduled adopted by the Board for said parking meter space, as indicated by appropriate signs on the parking meter itself.

Sec. 35. Section 89.35.5 of the Los Angeles Municipal Code is amended to read:

SEC. 89.35.5. FAILURE TO PAY FOR A PARKING METER SPACE.

- (a) It shall be unlawful for any person to park, or to cause, allow, permit or suffer to be parked, a vehicle in any parking meter space without immediately making or causing to be made a lawful payment at an applicable parking meter as provided in Section 89.35.4.
- (b) It shall be unlawful for any person to cause, allow, permit or suffer any vehicle to remain in any parking meter space for more than the time indicated by posted signs or on an applicable parking meter indicating the maximum parking time allowed in such parking meter space, or during any time the applicable parking meter is indicating that the time has elapsed for which lawful payment has been made for said parking meter space.
- (c) It shall be unlawful for any person to make or cause to be made a payment in a parking meter for the purpose of increasing or extending the parking time of any such vehicle beyond the legal parking time which has been established by the General Manager for the parking meter space.

Sec. 36. Section 89.35.6 of the Los Angeles Municipal Code is amended to read:

SEC. 89.35.6. IMPROPER USE OR MISUSE OF PARKING METERS.

It shall be unlawful to deposit or cause to be deposited in any parking meter any defaced or bent coin, or any slug, device, metallic or other substitute for any money of the United States of America, or for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meters, or to place any foreign matter or substance in said parking meter or any part thereof.

Sec. 37. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

KAREN E. KALFAYAN, City Clerk

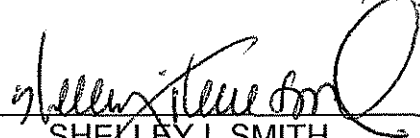
By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By  _____
SHELLEY I. SMITH
Assistant City Attorney

Date 6/4/08 _____

File No. _____