

ORDINANCE NO. 2335

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON
AMENDING CHAPTER XII (TRAFFIC REGULATIONS) TO ADD SECTION 12-
10 TO RESTRICT OVERSIZED VEHICLE PARKING ON CITY STREETS**

WHEREAS, the State of California has preempted the field of traffic regulations and provides that a local authority shall not enact or enforce any ordinance or resolution on matters covered by the California Vehicle Code ("Vehicle Code") unless expressly authorized; and

WHEREAS, the Vehicle Code expressly authorizes local authorities to prohibit or restrict the stopping, parking, or standing of vehicles, including, but not limited to, vehicles that are six feet or more in height (including any load thereon) within 100 feet of any intersection on certain streets or highways, or portions thereof, during all or certain hours of the day, provided that signs or markings giving adequate notice thereof have been placed; and

WHEREAS, the proliferation of oversized vehicles parked on public streets raises public safety concerns, including the obstruction of access to rights-of-way, reduced site distance, reduced visibility at intersections, all of which have a detrimental effect on the public health, safety, welfare and quality of life in the City; and

WHEREAS, certain neighborhoods and areas of the City do not have sufficient on or off-street space to accommodate the parking of vehicles and the proliferation of oversized vehicles parked in the limited supply of spaces reduces parking spaces for other uses, which adversely affects residents; and

WHEREAS, restricting the parking of oversized vehicles will mitigate the public safety concerns associated with the parking of oversized vehicles; will increase the availability of parking for City residents and visitors; and, will preserve the character of neighborhoods to benefit the health, safety and welfare of City residents; and

WHEREAS, the City wishes to restrict oversized vehicles on City streets pursuant to the City's police power, as granted broadly under Article XI, Section 7 of the California Constitution, and the City Council has the authority to enact and enforce ordinances and regulations for the public peace, morals and welfare of the City and its residents; and

WHEREAS, the City Council determines that this ordinance is a matter of City-wide importance and necessary for the preservation and protection of the public peace, health, safety and/or welfare of the community and is a valid exercise of the local police power and in accord with the public purposes and provisions of applicable State and local laws and requirements; and

WHEREAS, the City Council finds and determines that this ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2), 15060(c)(3) and 15061(b)(3) of the State CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, because there is no possibility that it may have a significant effect on the environment, and because it is not a "project," as that term is defined in Section 15378 of the State CEQA Guidelines.

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

Section 1. That Chapter 12-10 ("Traffic Regulations") of the Compton Municipal Code is hereby amended to add Section 12-10 ("Parking of Oversized Vehicles – Restricted") to read as follows:

12-10 PARKING OF OVERSIZED VEHICLES – RESTRICTED

12-10.1 Definitions. The following words and phrases shall have the meaning set forth in this Section.

“Bus” shall mean a bus as defined in California Vehicle Code Section 233; a school bus as defined in California Vehicle Code Section 545; a transit bus as defined in California Vehicle Code Section 642; a bus regulated by the Department of Motor Vehicles pursuant to California Vehicle Code Section 34500(c); a tour bus regulated by the Department of Motor Vehicles pursuant to California Vehicle Code Section 34500.1, or a bus of a charter-party carrier with a valid permit issued pursuant to California Public Utilities Code Section 5375.

“Loading and Unloading” shall mean loading or unloading passengers or materials to or from an oversized vehicle, including the activities required to prepare the vehicle for travel or storage.

“Oversized vehicle” means any of the following:

(a) Any motorized vehicle, as that word is defined in California Vehicle Code Section 670, or a combination of motorized vehicle(s) and/or non-motorized vehicle(s), including any attached trailers, vehicles or loads thereon, which exceed 22 feet in length and/or seven (7) feet in width and/or seven (7) feet in height. An oversized vehicle does not include pickup trucks or sport utility vehicles that are fewer than 25 feet in length.

(b) Any camp trailer, camper, fifth wheel travel trailer, house car, mobile home, trailer coach, as defined in California Vehicle Code Sections 242, 243, 324, 362, 396, 635, or successor statutes, or any recreational vehicle, as defined by California Health and Safety Code Section 18010 or successor statute.

12-10.2 Restriction on Oversized Vehicle Parking.

No person shall stop, stand, park or leave standing any oversized vehicle on any streets or portions of streets in areas where the Public Works Department has caused signs or markings giving adequate notice of the restriction to be placed, except as provided in subsection 12-10.3. An oversized vehicle in violation of this Section (12-10) may be cited and/or removed to permit the efficient flow of traffic or ensure public safety and convenience by any peace officer or regularly employed and salaried employee authorized to enforce parking laws and regulations of the City, provided such peace officer or employee that causes the removal of the oversized vehicle complies with the provisions of Section 22651 of the Vehicle Code of the State of California.

12-10.3 Exceptions to Restriction on Oversized Vehicle Parking.

(a) Any vehicle belonging to or under contract with federal, state, or local government authorities, or a public utility, and any emergency vehicle as defined by California Vehicle Code Section 165, that is parked while the operator of the vehicle is conducting official business.

(b) Any bus that is parked for no longer than two (2) hours, and any bus in an area specifically posted to allow bus parking for a prescribed time.

(c) Oversized vehicles involved in an emergency or being repaired under emergency conditions. Emergency parking may be allowed for 24 consecutive hours where an oversized vehicle is left parked on a City street because of mechanical breakdown or because of physical incapacity of the driver or owner.

(d) Oversized vehicles actively engaged in loading and unloading of persons, merchandise, wares, supplies, goods or other materials in the course of construction or other work from or to an adjacent residence or building for no longer than one (1) hour. Oversized vehicles actively engaging in loading and unloading shall park at the street curb immediately adjacent to the residence or building, or within 400 feet of the residence or building if the area is not available for parking due to curb configuration or codified parking restrictions.

(e) Oversized vehicles parked or standing in connection with, and in aid of, the performance of a service to or on a property in the block in which such oversized vehicle is parked.

(f) Any oversized vehicle properly displaying a valid distinguishing disabled placard or license plate issued pursuant to the California Vehicle Code; however such vehicle shall be subject to all applicable parking restrictions in the California Vehicle Code and the Compton Municipal Code.

12-10.4 Measurement of Oversized Vehicles.

An oversized vehicle is any vehicle or combination of vehicles that exceeds 22 feet in length and/or 84 inches in width and/or 84 inches in height. An oversized vehicle is measured as follows:

(a) Length is measured as follows: (1) for a single vehicle, from the leading edge of the front bumper to the trailing edge of the rear bumper, including any cab or camper shell that overhangs the rear bumper, or (2) for a combination of vehicles, from the leading edge of the front bumper of the towing vehicle to the trailing edge of the rear bumper or body (whichever is longer) of the towed vehicle or trailer.

(b) The width is measured at the widest point of the vehicle or trailer body, including any cab or camper shells and flares around wheel wells.

(c) The height is measured from the bottom of the tire to the top of the vehicle or trailer roof or skylight, at its highest point. The height includes any cab or camper shell that has been placed on the vehicle.

(d) To determine the length, width or height of a vehicle defined in this section, any extension to the vehicle caused by lights, mirrors or attachments allowed by Section 35109, 35110 or 35111 of the California Vehicle Code, or successor statutes, shall not be included. In addition, trailer hitches, winches and racks, as well as items secured to racks such as bicycles, are not included in measuring length. Roof racks, as well as items secured to roof racks, such as bicycles, surfboards, luggage or kayaks, are not included in measuring height.

12-10.5 Nuisance Declared.

The City Council finds, determines and hereby declares that parking oversized vehicles in violation of this Section 12-10 constitutes an immediate threat to the public health, safety and general welfare, thereby creating a public nuisance.

Section 2. This Ordinance is exempt from CEQA pursuant to Section 15060(c)(2), 15060(c)(3) and 15061(b)(3) of the State CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, because there is no possibility that it may have a significant effect on the environment, and because it is not a "project," as that term is defined in Section 15378 of the State CEQA Guidelines.

Section 3. That a copy of this Ordinance shall be filed in the offices of the City Clerk, City Manager, Community Improvement Department, City Attorney and the Los Angeles County Sheriff's Department, Compton Station.

Section 4. This Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days after the date of its final passage and adoption by the City Council.

Section 5. The Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause the same to be published as required by law.

ADOPTED this 22nd day of June, 2021.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON: ss

I, Alita Godwin, City Clerk of the City of Compton, hereby verify that the foregoing Ordinance was adopted by the City Council, signed by the Mayor, and attested by the City Clerk at a regular meeting thereof held on 22nd day of June, 2021.

That said Ordinance was adopted by the following vote, to wit:

AYES: COUNCIL MEMBERS-
NOES: COUNCIL MEMBERS-
ABSTAIN: COUNCIL MEMBERS-
ABSENT: COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON