



CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Mark Brodeur, Community & Economic Development Director

MEETING DATE: September 16, 2015

SUBJECT: Ordinance authorizing the City Traffic Engineer to permanently modify established parking time limits in the downtown area.

CEQA: This action qualifies for a Class1 Exemption for existing facilities (Guidelines Section 15301). The action involves negligible or no expansion of use.

RECOMMENDATION

Hold second reading and adopt an ordinance to permanently amend Pacific Grove Municipal Code Chapter 16.40 “Stopping, Standing, and Parking” time limits in the Downtown.

DISCUSSION

As stated in the agenda report presented with the first reading version of the proposed ordinance, parking time limits in Pacific Grove are established by ordinance and codified in Pacific Grove Municipal Code (PGMC) Chapter 16, “Traffic.” Based on a study entitled “Downtown Parking Strategy” prepared by the Community and Economic Development Department, time limits in the downtown should be modified to best serve the needs of downtown patrons and downtown employees and employers

The “Downtown Parking Strategy” (Strategy) outlines several actions that need to be completed to improve the management of the public parking spaces in downtown. The first action to implement the Strategy is to amend the time limits on our downtown streets and in our Municipal Parking lots.

The City Council, at a regular meeting, provided input to the Strategy at its meeting of August 19, 2015. With regard to time limits, the Council endorsed the findings of the Strategy. Those time limits include:

1. Re-establish 2-hour parking limits on Lighthouse Avenue and Forest Avenue; maintain the 3-hour parking on Lighthouse Avenue in front of the Theater. Modify signage to say “For Customers Only”
2. Maintain the 3-hour parking on all other downtown streets and in the Municipal Parking Lots (Fandangos, Theater, 15th Street) to encourage use by employees and employers.
3. Designate the four 3-hour parking spaces on the east side of Congress next to the Post Office as 90-minutes spaces.
4. Increase the supply of 3-hour parking in the Theater Municipal Lot by reducing one row of 24-hour parking.

5. Maintain the 90-minute parking in Grove Market Municipal Lot and Peppers Municipal Lot.
6. Maintain the current numbers of 20-minute (77), Loading Zone (24), Handicapped (23), Passenger Loading Zones (4) and 24-hour (85).

If adopted, the proposed ordinance would allow the City Traffic Engineer, with the concurrence of the Chief of Police, to permanently modify established parking time limits within the downtown area (see map).

Under the proposed ordinance, the City Traffic Engineer will be authorized to place, erect, and maintain signage to reflect these permanent parking modifications.

In between first and second reading, a summary of the draft ordinance, approved by the City Attorney, was published in the City's newspaper of record. There have been no changes that have in any way amended the general scope and original purpose of the ordinance since first reading, as addressed by Article 15 (e) of the Charter. For example, references that used the term "handicapped" have been replaced with the term "disabled."

OPTIONS

1. Do nothing.
2. Make non-substantive modifications to the draft ordinance, and adopt on second reading.
3. Make substantive modifications to the draft ordinance, and hold a new first reading.

FISCAL IMPACT

Minimal impact on net parking revenues

ATTACHMENTS

1. Draft ordinance of Pacific Grove Municipal Code to permanently amend Chapter 16.40
2. Proposed Downtown Parking Limits Map

RESPECTFULLY SUBMITTED:



Mark Brodeur, Director

REVIEWED BY:



Thomas Frutchey

ORDINANCE NO. 15 –

**AN ORDINANCE OF THE CITY OF PACIFIC GROVE CREATING
PACIFIC GROVE MUNICIPAL CODE SECTION 16.40.700
“DOWNTOWN PARKING LIMITS” AND AMENDING SECTION
16.40.010 “APPLICATION OF REGULATIONS”**

WHEREAS, parking time limits in Pacific Grove are established by ordinance and codified in Pacific Grove Municipal Code (PGMC) Chapter 16, “Traffic;” and,

WHEREAS, the City of Pacific Grove undertook a Pilot Program to ascertain how extending the time limits from 2 hour to 3 hour would work in the downtown area; and study the effectiveness of parking time limits and other management practices; and

WHEREAS, the Community and Economic Development Department published a report entitled, the Downtown Parking Strategy; and,

WHEREAS, the Traffic Commission, the Economic Development Commission, the Business Improvement District, and the Planning Commission reviewed the Downtown Parking Strategy and made suggested modifications; and,

WHEREAS, the Downtown Parking Strategy proposed time limit changes to many of the nine hundred and eleven downtown public parking spaces; and

WHEREAS, in the enactment of this ordinance, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq.; and

WHEREAS, in this ordinance qualifies for a CEQA Class 1 Exemption for existing facilities (CEQA Guidelines Section 15301) because this action involves negligible or no expansion of use and shall not result in any new or significant impacts to the environment.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
PACIFIC GROVE:**

SECTION 1. The foregoing recitals are adopted as findings of the City Council as though set forth fully herein.

SECTION 2. Section “16.56.068, entitled “Downtown Parking Limits”, shall be added to the Pacific Grove Municipal Code as shown in *bold italics*:

16.40.700 Downtown Parking Limits

Parking within the vicinity of the Downtown Business Improvement District shall be governed exclusively by the provisions of this section, as follows:

1. Two-hour parking limits (except Sundays and holidays) shall exist on Lighthouse Avenue and Forest Avenue; except however, 3-hour parking limits shall apply on Lighthouse Avenue in front of the Theater. Parking signage on Lighthouse Avenue shall include the statement: “For Customers Only.”

2. Three-hour parking shall exist on all other downtown streets and in Municipal Lot No. 2 (Fandango), Municipal Lot No.1 (Theater), and the 15th Street Lot (Credit Union).

3. Four parking spaces on the east side of Congress next to the Post Office shall be 90-minute spaces.

4. Parking in Municipal Lot No. 1 (Theater) shall have a minimum of four rows (54 spaces) of three-hour parking, which shall be adjacent to the theater, with the remaining spaces assigned to residents in the immediate area or limited to 24 hours.

5. Ninety-minute parking limits shall apply in Municipal Lot No. 3 (Grove Market) and the Forest Avenue Municipal Lot (Peppers).

6. The remainder of the downtown public parking spaces shall be reserved as follows: 20-minute parking (77 spaces), Loading Zone (24 spaces), Handicapped Parking (23 spaces), Passenger Loading Zones (4 spaces) and 24-hour parking (85 spaces).

7. Minor modifications to the number and distribution of these spaces may be authorized by the Traffic Commission and the City Traffic Engineer as needed to meet the needs of parking patrons.

SECTION 3. Pacific Grove Municipal Code Section “16.40.010, entitled “Application of regulations”, shall be amended as shown in ***bold italics***, and as shown by strikeout text.

(a) The provisions of this ~~title~~ ***chapter*** prohibiting the stopping, standing or parking of a vehicle shall apply at all times or at those times herein specified, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device.

(b) The provisions of section 16.40.700 “DOWNTOWN PARKING LIMITS” shall prevail over any contrary provision of this chapter.

SECTION 4. If any provision, section, paragraph, sentence, clause, or phrase of this ordinance, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses, or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 5. The City Traffic Engineer is authorized to place, erect, and maintain signs to reflect permanent parking modifications authorized by this ordinance.

SECTION 6. The City Manager is directed to execute all documents and to perform all other necessary City acts to implement this Ordinance.

SECTION 8. In accord with Article 15 of the City Charter, this ordinance shall take effect thirty days following passage and adoption hereof.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE
this 16 day of September, 2015, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

BILL KAMPE, Mayor

ATTEST:

SANDRA KANDELL, Deputy City Clerk

APPROVED AS TO FORM:

DAVID C. LAREDO, City Attorney

MAP