

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AMENDING SECTION 14-1006 OF THE FRESNO MUNICIPAL CODE RELATING TO THE PROHIBITED USE OF STREETS FOR STORAGE OF VEHICLES

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

SECTION 1. Article 10 to Chapter 14 of the Fresno Municipal Code is amended to read:

SECTION 14-1006 - USE OF STREETS FOR STORAGE OF VEHICLES  
PROHIBITED.

(a) The Council finds that the use of streets for storage of vehicles and the minimal movement of a parked or standing vehicle, including a recreational vehicle or temporary recreational vehicle, travel trailer, mobile home, transport trailer, boat trailer, bus, semi, house car, utility trailer, camper and the like, whether attached to another vehicle or separate, in order to avoid removal as a stored vehicle presents risk to the public health, safety and general welfare based upon the following findings:

(1) Use of streets for storage of vehicles tends to impair public use and enjoyment of streets.

Date Adopted:  
Date Approved  
Effective Date:  
City Attorney Approval: \_\_\_\_\_

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(2) Use of streets for storage of vehicles tends to impair traffic flow.

(3) Use of streets for storage of vehicles tends to obstruct the visibility of drivers using and accessing streets.

(4) Use of streets for storage of vehicles tends to present increased risk of nuisance, or blight, or decrease in property values.

(5) Minimal movement of a parked or standing vehicle in order to avoid removal as a stored vehicle has frustrated and continues to frustrate the intent and purpose of this section.

~~(b) No person shall park or stand or permit to remain upon any street or alley for more than a consecutive period of seventy-two hours any vehicle, including without limitation any recreational vehicle or temporary recreational vehicle, travel trailer, mobile home, transport trailer, boat trailer, bus, semi, house car, utility trailer, camper and the like, whether attached to another vehicle or separate. A vehicle shall be considered to be in violation of this section when it has been left parked or standing on a street or alley without having been moved more than one-tenth of a mile within a seventy-two consecutive hour period.~~

[The on-street parking and storage of recreational vehicles shall be subject to the regulations of parking established pursuant to subsections (b)(1) through (4) of this section and the Vehicle Code of the State.]

(1) Any motor-driven recreational vehicle not exceeding eighteen feet in length, except a commercial vehicle or motor truck which is not a passenger vehicle, shall be exempt from the provisions of this subsection.

(2) No equipment, other non-vehicular property, or non-motorized vehicle unattached to a motor vehicle shall be parked or stored in any residential street, subject to subsection (b)(4) of this section.

(3) Any recreational vehicle (not otherwise exempt pursuant to subsection (b)(1) or (2) of this section) may park on any street for a twenty-four hour period of time without restriction pursuant to this subsection. No person shall park or stand or permit to remain any recreational vehicle for more than twenty-four hours within a consecutive seven day period. A vehicle shall be considered to be in violation of this section when it is parked or standing on a street or alley within one thousand feet of the same location after twenty-four hours.

(4) A bona fide guest of a resident may park a recreational vehicle or trailer on the street in front of the host's residence for a period of seven days upon notification of the Parking Services Department.]

[(c) An inoperative, wrecked, dismantled or abandoned vehicle shall not be parked on public property or public right of way. A vehicle is

deemed “inoperative” under this section if the vehicle (1) is mechanically incapable of being driven; (2) does not have a valid and current license plate or visible indication of valid and current vehicle registration; or (3) is prohibited from being operated on a public street or highway pursuant to the Vehicle Code. A vehicle which is temporarily broken down for a time not to exceed four hours is not considered inoperative under this section.]

~~[(d)](e)~~ In the event a vehicle is parked or left standing upon a street or alley in [violation of this section] ~~excess of a consecutive period of seventy-two hours without having been moved more than one-tenth of a mile,~~ [the Parking Services Department or] any member of the Police Department authorized by the Chief of Police may remove said vehicle from the street in the manner and subject to the requirements of the Vehicle Code.

~~[(e)](d)~~ The Traffic Engineer shall erect and maintain appropriate signs, consistent with any and all Vehicle Code requirements.

~~[(f)](e)~~ If any sentence, clause, or phrase of this section is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this section. Council hereby declares that it would have adopted this section and each sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

SECTION 1. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

\* \* \* \* \*

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2016  
Mayor Approval/No Return: \_\_\_\_\_, 2016  
Mayor Veto: \_\_\_\_\_, 2016  
Council Override Vote: \_\_\_\_\_, 2016

YVONNE SPENCE, CMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
Tracy N. Parvanian  
Deputy

TNP:nd (73027nd/tnp)