

# City of Brisbane

## Agenda Report

TO: Honorable Mayor and City Council

FROM: Robert Meisner, Police Commander

SUBJECT: RESOLUTION AUTHORIZING AN INCREASE IN PENALTIES FOR PARKING VIOLATIONS WITHIN THE CITY OF BRISBANE

DATE: March 13, 2018

### **City Council Goals:**

1. To provide public service that assures the safety of property and citizens residing, working or visiting in Brisbane. (#9)

### **Purpose:**

The purpose of this resolution is to update the fines for parking violations to be more effective and consistent with other cities in the area.

### **Recommendation:**

Staff recommends that the City Council adopt the attached Resolution 18-01, updating the penalties charged for parking violations.

### **Background:**

California Vehicle Code Section 40203.5(a) gives the authority to the governing body of the jurisdiction where a violation is issued to establish a schedule of penalties for parking violations. The City of Brisbane has not raised its parking fines since September 13, 1999. (Resolution 99-45) A survey of South San Francisco, Daly City, Menlo Park and Pacifica revealed that the fines Brisbane currently charges are well below the average fines charged by other cities.

### **Discussion:**

The primary purpose of imposing fines for parking violations is to achieve compliance with parking laws. If the fines are set too low, they are not an effective deterrent to illegal parking. If fines are too high, they may overly punitive in relation to the severity of the violation in question. Our goal is to create a safe and orderly parking environment in our neighborhoods.

**Fiscal Impact:**

Last year the City of Brisbane collected a total of \$8,738 in parking fines.


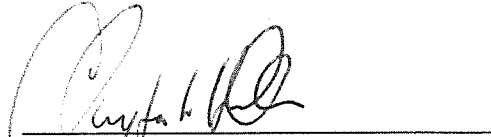
I would expect that initially revenue would rise in relation to the increase in the fines. However, since one of the purposes behind increasing fines is to gain more compliance, revenue could later decrease by some degree as more compliance is achieved. Since the increase in fines is moderately substantial (73%), I believe that an overall increase in revenue will result.

**Measure of Success:**

Success can be measured by increased compliance with parking laws and increased revenue.

**Attachments:**

- A. Resolution 2018-07
- B. Exhibit A, Schedule of Penalties for Parking Violations

  
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Police Commander  
\_\_\_\_\_  
City Manager

A copy of supporting materials provided to the City Manager and City Council for this agenda item is available for public inspection and copying at 50 Park Place, City of Brisbane Community Development Department, Brisbane, CA, 94005, Telephone: (415) 508-2120.

**RESOLUTION 2018-07**

**A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF BRISBANE  
ESTABLISHING A SCHEDULE OF PARKING  
PENALTIES FOR PARKING VIOLATIONS**

**WHEREAS**, parking violations have been decriminalized and the local courts no longer have the responsibility of establishing a uniform schedule of penalties for parking violations; and

**WHEREAS**, California Vehicle Code section 40203.5(a) gives the authority to the governing body of the jurisdiction where the violation is issued to establish a schedule of penalties for parking violations; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Brisbane that the schedule of penalties for parking violations be adopted as set forth in Exhibit A and is incorporated by reference as though fully set forth herein.

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W. Clark Conway, Mayor

I hereby certify that the foregoing Resolution 2018-01 was duly and regularly adopted at a regular meeting of the Brisbane City Council on March 15, 2018 by the following vote:

AYES:

NOES:

ABSENT:

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Ingrid Padilla  
City Clerk

**CITY OF BRISBANE**  
Schedule of Penalties for Parking Violations

<u>Section</u>	<u>Code</u>	<u>Description</u>	<u>Current</u>	<u>Proposed</u>
4000 (a)(1)	CVC	Registration Required	50.00	55.00
4152.5	CVC	Foreign Vehicle Registration	25.00	40.00
4462(b)	CVC	Unlawful Use/Possession Registration Documents	50.00	60.00
5200	CVC	Display of License Plates	25.00	35.00
5201	CVC	Positioning of Plates	25.00	35.00
5202	CVC	Period of Display	25.00	35.00
5204	CVC	Registration Tabs	25.00	35.00
21210	CVC	Bicycle Parking	25.00	35.00
22211(B)	CVC	Vehicle Blocking Bicycle Lane	25.00	45.00
22500(a)	CVC	Parking Within Intersection	30.00	40.00
22500(b)	CVC	Parking within Crosswalk	26.00	40.00
22500(d)	CVC	Parking Within 15' of Fire Dept. Driveway	30.00	40.00
22500(e)	CVC	Blocking Public/Private Driveway	30.00	40.00
22500(f)	CVC	Parking on Sidewalk	30.00	40.00
22500(h)	CVC	Double Parking	30.00	40.00
22500(k)	CVC	Parking on Bridge	25.00	40.00
22500(l)	CVC	Blocking Wheelchair Accessibility Curb Ramp	300.00	315.00
22500.1	CVC	Parking in Fire Lane	30.00	50.00
22502(a)	CVC	Facing Wrong Direction or Within 18" of Curb	30.00	40.00
22507.8(a)	CVC	Parking in Space Designated for the Disabled	325.00	340.00
22507.8(c)	CVC	Parking on Crosshatch of Disabled Spot	325.00	340.00
22514	CVC	Parking Within 15' of a Fire Hydrant	30.00	40.00
22515(a)	CVC	Leaving Vehicle Unattended With Motor Running	30.00	40.00
22522	CVC	Parking Within 3' of Disabled Access Ramp	325.00	330.00
22523(a)	CVC	Abandon Vehicle on Highway	275.00	200.00
22523(b)	CVC	Abandon Vehicle on Public/Private Property	100.00	200.00
22669(d)	CVC	Removal of Vehicle/Abandoned – Hazard to Public	275.00	275.00
10.24.030B	BMC	No Stopping/Parking	20.00	40.00
10.24.040C	BMC	No Parking Sign or Red Zone	20.00	40.00
10.24.040F	BMC	Parking/Stopping Causing Hazard	20.00	40.00
10.24.040G	BMC	No Parking – Street Sweeping	20.00	40.00
10.24.040I	BMC	No Parking Within 20' of Signal or Sign	20.00	40.00
10.24.050	BMC	No Storage on Street Excess of 120 Hours	20.00	40.00
10.24.055	BMC	Parked Over White Line/Certain Streets	N/A	40.00
10.24.060	BMC	Advertising Vehicle For Sale on Street Prohibited	20.00	40.00
10.24.070	BMC	Repairing/Greasing Vehicle On Street Prohibited	20.00	40.00
10.24.080	BMC	No Vehicle Washing – For Business	20.00	40.00

Exhibit A (Cont.)

10.24.110	BMC	Curbing Wheels Required On Grade Exceeding 3%	20.00	40.00
10.24.150B	BMC	Limited Parking – 24 Minutes	16.00	40.00
10.24.160	BMC	Limited Parking – 48 Minutes	16.00	40.00
10.24.170	BMC	Limited Parking – 1 Hour	16.00	40.00
10.24.180	BMC	Limited Parking – 2 Hours	16.00	40.00
10.24.210B	BMC	Parking Within Space Markings Required	20.00	40.00
10.24.220B	BMC	No Stopping Zone – Sign	20.00	40.00
10.24.230	BMC	Limited Parking – 30 Minutes 2:00 – 4:00 AM	16.00	40.00
10.24.235A	BMC	Tow Away Zone	20.00	40.00
10.24.235B	BMC	Designated Restricted Parking Zones – Sign	100.00	100.00
10.24.236	BMC	Restricted Parking- Certain Vehicles/Areas	20.00	50.00
10.24.240A	BMC	No Parking – Commercial Veh. on Private Property	25.00	50.00
10.24.245A	BMC	No Parking at Park-and-Ride 2:00-4:00AM	20.00	40.00
10.24.245B	BMC	No Parking of Commercial Veh. at Park-and-Ride	20.00	40.00
10.24.246B	BMC	Parked/Blocking EV Charging Station	N/A	40.00
10.24.280D	BMC	No Parking Red/Yellow/White Curb Markings	20.00	40.00
10.24.300	BMC	Loading Only - Yellow Curb	20.00	40.00
10.24.310	BMC	Passenger Loading Only – White Curb	20.00	40.00
10.24.320	BMC	No Parking in Alley	20.00	40.00
10.32.050	BMC	Parking Meter Expired	20.00	40.00
18.60.010	BMC	No Parking at Marina over 120 Hours	20.00	40.00
18.60.020A	BMC	No Parking - Restricted Areas at Marina	20.00	40.00
18.60.020B	BMC	Vehicle Prohibited on Path/Dock/Pier at Marina	20.00	40.00
18.60.020C	BMC	Use Vehicle to Eat/Sleep Over 4 hrs. at the Marina	20.00	40.00