



Agenda Item No. 11.

Staff Report

Date: November 9, 2023

To: Mayor Brekhus and Council Members

From: Richard Simonitch, Public Works Director/Town Engineer

Subject: Introduction of Ordinance No. 725 amending Ross Municipal Code Chapter 10.28 “Stopping, Standing, Loading & Parking” to revise parking restrictions on Laurel Grove Avenue resulting from the Laurel Grove Safe Pathways Phase II project.

Recommendation:

It is recommended that the Town Council introduce Ordinance No. 725 to amend the Ross Municipal Code (RMC) Chapter 10.28 (Stopping, Standing, Loading & Parking) and schedule consideration of adoption of the ordinance for December 14, 2023.

Background and discussion:

The proposed amendments to RMC Chapter 10.28 are primarily due to the changes in the location of available on-street parking on Laurel Grove Avenue caused by the Laurel Grove Safe Pathways Phase II project (the Project). The project includes a continuous new sidewalk and pathway along the Southeasterly side of Laurel Grove Avenue which, consequently, has changed the locations where vehicular parking can be accommodated.

The construction of the Project is currently underway, with the first segment (Phase IIA up to Monte Alegria) completed in September 2023, and the construction of the final segment (Phase IIB up to Canyon Road) currently scheduled for the Spring of 2024. Ordinance No. 725 will address the changed parking conditions on Laurel Grove Avenue for both phases, however future extensions of the pathway, which are still in preliminary design, are not addressed.

On November 4, 2021, the Town Council approved the current alignment of Laurel Grove Avenue for the Project, establishing the location of the new pathway on the Southeasterly side of the road to minimize conflicts with the residential driveways and on-street parking of residents on the Northwesterly side. Since the Marin Art and Garden Center (MAGC) was the only stakeholder to be potentially impacted by changes to on-street parking, Town staff worked closely with MAGC staff to ensure that their post-project parking needs would be satisfactorily addressed. With Phase IIA completed, MAGC staff has expressed satisfaction with the on-street parking provided by the post-project parking “bulb-outs” constructed along the sidewalk frontage of their

property.

There are two other changes to the available on-street parking on Laurel Grove Avenue introduced with Ordinance 725. One is to completely restrict on-street parking on the Northwestern side of Laurel Grove Avenue between Canyon Road and Monte Alegria (private drive) and the other is to remove parking restrictions and add five or six new gravel-based parking stalls on the Southwesterly side of Laurel Grove Avenue opposite and to the south of the intersection of Monte Alegria.

The proposed changes to RMC 10.28 are summarized as follows:

1. 10.28.070(4): Revises the limits of parking restrictions on the southerly side of Laurel Grove Avenue between Sir Francis Drake Boulevard and Canyon Road to restrict parking except at two of the new “bulb-out” locations along the MAGC frontage, and the new gravel parking area southerly and across from the intersection of Monte Alegria. The new gravel parking area will require signage to indicate that it accommodates diagonal parking only.

Discussion: These “bulb outs” are new parking locations along the MAGC frontage as agreed on based on discussions with MAGC staff in 2021. The additional parking at the gravel parking area adds additional parking that is removed by the revised Chapter 10.2.070(25) below.

2. 10.28.070(25): restricts all parking in the open dirt shoulder area between Canyon Road and Monte Alegria.

Discussion: This open area does not directly serve any residential dwellings and has become an unsightly staging area or overnight parking for contractors and commercial vehicles. The creation of the new gravel parking area in 12.2.070(4) above is a more screened location and the angled parking is less conducive to larger commercial vehicles.

Fiscal, resource and timeline impacts:

The fiscal impact to the Town resulting from the proposed modifications to RMC Section 10.28 is approximately \$2,000 to install regulatory signage and miscellaneous parking features. This cost will be included with the Laurel Grove Safe Routes Phase IIB project funding scheduled for Spring of 2024.

Alternative actions

Town Council can direct staff to make additional changes to the ordinance.

Environmental review (if applicable)

This action is not subject to the California Environmental Quality Act.

Attachments

1. Redline markup of Section 10.28 of the Ross Municipal Code
2. Draft Ordinance No. 725

ATTACHMENT 1

Chapter 10.28

STOPPING, STANDING, LOADING AND PARKING

Sections:

10.28.010	Prohibited parking and stopping areas-- Towaway.
10.28.020	Prohibited parking: bus stop, taxi zone, fire hydrants.
10.28.030	Curb markings to indicate standing, stopping and parking.
10.28.040	Parking space markings.
10.28.050	Angle parking.
10.28.060	Prohibiting angle parking on opposite side of street.
10.28.070	Parking prohibited on certain streets.
10.28.080	Parking: recreational vehicles within Town Limits.
10.28.090	Parking: prohibited, limited or restricted.
10.28.100	Use of streets for storage of vehicles prohibited.
10.28.110	Parking--Commercial vehicles in residential districts.
10.28.120	Parking spaces for disabled persons.
10.28.125	Parking spaces for electric vehicle charging stations.
10.28.130	Penalty for violation.
10.28.140	Penalty for violation.

Editor's Note: Res. 1609 repealed 10.28.130 on 9/4/06.

10.28.010 Prohibited parking and stopping areas-- Towaway. (a) It is unlawful for the operator of a vehicle to stop, park or leave standing the vehicle within thirty feet of an intersecting roadway, except buses at a designated bus stop and except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic sign or signal.

(b) It is unlawful to stop, park or leave standing any vehicle on any street, road or lane in the town, unless not less than twelve feet of street, road or lane opposite the parked or standing vehicle is left clear and unobstructed for the free passage of other vehicles.

(c) It is unlawful to stop, park or leave standing any vehicle in the following areas:

(1) Within Natalie Coffin Greene Park in violation of the provisions of Section 9.28.160 or Section 10.28.070(12) of this code:

(2) On either side of Lagunitas Road from the entrance gate to Natalie Coffin Greene Park easterly to Glenwood Avenue in violation of Section 10.28.070(9) of this code.

(d) It is unlawful to park or leave standing any vehicle upon any street for seventy-two or more consecutive hours.

(e) Any unoccupied vehicle found which constitutes a violation of any provision of this section is a nuisance and any police officer is authorized to seize, remove and impound such vehicle. Removal and storage, and the charges therefor, shall be in compliance with Sections 22850, et seq. of the California Vehicle Code, as the same may be amended from time to time.

(f) The chief of police is authorized to place appropriate signs indicating the parking restrictions contained herein, and, except under subsection (d) of this section, no vehicle may be removed unless signs are so posted giving notice of removal. (Ord. 441 §1, 1983; Ord. 399 §1, 1978; Ord. 378 §1, 1977; Ord. 356 §1, 1975; prior code §3618).

10.28.020 Prohibited parking: bus stop, taxi zone, fire hydrants. The Chief of Police is authorized and directed to appropriately sign or mark the specific areas to prohibit parking:

- (1) At any curb within fifteen feet of a fire hydrant, or of the entrance to the fire engine house;
- (2) At any curve, or within 30 feet thereof;
- (3) At any designated taxi stand, other than a permitted taxi;
- (4) At any designated bus stop, other than a permitted bus.

When such areas have been marked or signed, no person shall stop, stand or park a vehicle in any such area at any time. (Ord. 644 (part), 2013; Prior code §3619 (part)).

10.28.030 Curb markings to indicate standing, stopping and parking. The Chief of police is authorized and directed to sign or mark any curb area involved to indicate the appropriate standing, stopping and parking restrictions as necessary. Curb markings shall have the following meanings:

(1) RED shall mean no stopping, standing or parking at any time except as permitted by the vehicle code and except that a bus may stop in a red zone marked or signed as a bus zone.

(2) YELLOW shall mean no stopping, standing, or parking at any time between 7 a.m. and 6 p.m. of any day, except Sunday and holidays, for any purpose other than the loading or unloading of passengers or freight. Such restrictions shall apply at all times unless otherwise designated by the signs authorized pursuant to this chapter.

(3) WHITE shall mean stopping, only for the purpose of loading or unloading of passengers, or for the deposit of mail in an adjacent mailbox. Such restrictions shall apply at all times unless otherwise designated by the signs authorized pursuant to this chapter.

(4) GREEN shall mean no standing or parking for a longer period that designated by posted signs or markings authorized pursuant to this chapter.

(5) BLUE shall mean no standing or parking except for a vehicle which bears a special license or displays a special placard issued under the provisions of the California Vehicle Code.

(a) When such curb areas have been marked or signed, no person shall stop, stand or park a vehicle in any such place in violation of these parking limitations. (Ord. 644 (part), 2013; Prior code §3619 (part)).

10.28.040 Parking space markings. The Chief of Police is authorized and directed to mark parking spaces on the roadway surface to indicate parking for individual vehicles.

(a) When such markings are in place designating an individual parking space, no person shall park, stand or stop a vehicle unless such vehicle is entirely within the limits of the individual space;

(b) Only one vehicle may park within an individual space. (Ord. 644 (part), 2013; Prior code §3621 (part)).

10.28.050 Angle parking. The town council may, by resolution, and the chief of police is hereby authorized to, determine upon what streets angle parking shall be permitted and to indicate such places by the painting of lines upon the surface of the roadway to indicate the proper angle for parking, provided that the lines shall not be placed upon, nor shall angle parking be permitted upon, any street where such parking would diminish the width of the roadway available for travel to less than twenty feet, nor upon any street which is a continuation of or part of a county trunk line highway or a state highway unless a clear width of fifty feet is left for the movement of vehicles when angle parking is permitted. (Prior code §3621 (part)).

10.28.060 Prohibiting angle parking on opposite side of street. The chief of police is hereby authorized to prohibit the parking of vehicles, provided appropriate signs are placed and maintained to give notice thereof, on one side of a street in any block where angle parking is permitted on the opposite side of the street in such block. (Prior code §3621 (part)).

10.28.070 Parking prohibited on certain streets. The chief of police shall appropriately sign or mark the following places and when so signed or marked, no person shall stop, stand or park a vehicle in any of the places at any time:

- (1) The easterly side of Walnut Avenue between Olive Avenue and Pearl Avenue;
- (2) The southerly side of Pearl Avenue except for the circular area located at the westerly end of the street;
- (3) The westerly and easterly sides of Sir Francis Drake Boulevard one hundred fifty feet northerly of the intersection of the street with the southerly corporate limit line of the town;
- (4) The northerly side of Laurel Grove Avenue between Sir Francis Drake Boulevard and Walters Road, and the southerly side of Laurel Grove Avenue from Sir Francis Drake Boulevard one hundred and seventy five feet easterly of its intersection with Sir Francis Drake Boulevard, and the southerly side of Laurel Grove Avenue from a point two hundred and forty feet easterly of said intersection to a point four hundred feet easterly of said intersection, and the southerly side of Laurel Grove Avenue from a point four hundred and fifty feet easterly of said intersection to a point one thousand and twenty five feet easterly of said intersection, and the southerly side of Laurel Grove Avenue from a point one thousand one hundred and fifty feet easterly of said intersection and the southerly side of Laurel Grove Avenue from a point at the bridge located approximately six hundred feet east of Sir Francis Drake Boulevard to the intersection of Canyon Road;
- (5) The northerly side of Fernhill Avenue one hundred fifty feet westerly of the intersection of the street with Shady Lane and the southerly side of Fernhill Avenue sixty feet westerly of the aforesaid intersection;
- (6) The westerly side of Shady Lane between Bolinas Avenue and Fernhill Avenue and the easterly side of Shady Lane from Bolinas one hundred sixty-four feet southerly of its intersection with Bolinas Avenue;
- (7) The westerly side of Sir Francis Drake Boulevard in the area between the driveways to no. 86 and no. 96 Sir Francis Drake Boulevard;
- (8) Both sides of Walters Road;
- (9) That portion of Lagunitas Road immediately to the east of the entrance to the Natalie Coffin Greene Park, commonly referred to as "the turn-around," and continuing easterly along both sides of Lagunitas Road to its intersection with Glenwood Avenue;
- (10) The easterly side of Sir Francis Drake Boulevard six hundred seventy-two feet southerly of its intersection with Laurel Grove Avenue;
- (11) The southerly side of Lagunitas Road from the east side of Corte Madera Creek Bridge to Sir Francis Drake Boulevard;
- (12) Both sides of the access road to the Natalie Coffin Greene Park, extending southwesterly one thousand three hundred feet from the gate to the park to the Marin Municipal Water District gate;
- (13) The westerly side of Allen Avenue, commencing at Lagunitas Road and running southeasterly one hundred eighteen feet;
- (14) The westerly, interior side of the Ross Common Parking Lot, between the entrance and the exit thereto;

(15) The westerly side of Woodside Way from a point thirty-two feet northerly and thirty-two feet southerly of the center of Madrona Avenue;

(16) The easterly side of Woodside Way between Madrona Avenue and Lagunitas Road;

(17) The southerly and easterly side of Winship Avenue, commencing at its intersection with Sir Francis Drake Boulevard and extending northeasterly approximately five hundred feet to its intersection with Garden Road, and the northerly side of Winship Avenue, commencing at the same intersection and extending northeasterly seventy-five feet;

(18) The southerly side of Garden Road commencing at its intersection with Winship Avenue and extending easterly one hundred thirty-four feet;

(19) The easterly side of Garden Road commencing at its intersection with Wellington Avenue and extending southerly two hundred seventy-five feet;

(20) The south side of Wellington Avenue commencing at its intersection with Garden Road and extending southeasterly to its intersection with Loma Linda Avenue, excepting, however, a portion thereof, fifty-eight feet in length, commencing four hundred ninety-two feet from Garden Road and running south-easterly fifty-eight feet;

(21) The northerly side of Wellington Avenue from Prospect Avenue to Fallen Leaf;

(22) The northerly side of Wellington Avenue from a point opposite the center of Garden Road running westerly and northerly to the town limits;

(23) The westerly side of Winship Avenue from the town limits southerly to the Winship Avenue Bridge;

(24) The northerly side of Winship Avenue from a point opposite the center of the Winship Avenue Bridge running southeasterly and easterly to Garden Road;

(25) The northerly side of Laurel Grove Avenue from its intersection with Canyon Road running westerly ~~one hundred fifty feet~~ to the intersection of the private driveway known as Monte Alegria;

(26) Both sides of Fallen Leaf from Wellington Avenue north two hundred thirty-five feet;

(27) The southerly side of Bolinas Avenue, commencing at a point one hundred seventy-eight feet west of Glenwood Avenue and running westerly a distance of one hundred forty feet;

(28) The southerly side of Bolinas Avenue, commencing at Glenwood Avenue and running easterly a distance of ninety-four feet;

(29) The northerly side of Olive Avenue from a point opposite the center of Walnut Avenue running westerly one hundred thirty-nine feet, and the southerly side of Olive Avenue commencing at its intersection with Walnut Avenue and running westerly a distance of twenty-five feet;

(30) The westerly side of Poplar Avenue, commencing at the town limit line and extending northerly six hundred eight feet;

(31) The easterly side of Chestnut Avenue, commencing at the stop sign at Bridge Road and extending southerly twelve feet;

(32) The southerly side of Bridge Road, commencing at the stop sign at Chestnut and extending along Bridge Road westerly seventy feet and easterly twenty-four feet, for a total of ninety-four feet;

(33) The southwesterly side of Wellington Avenue, commencing at the fire hydrant at the intersection of Baywood Avenue, approximately opposite No. 69 Wellington Avenue, running thence southeasterly one hundred eight feet;

(34) The northerly side of Wellington Avenue, commencing at the stop sign near No.

69 Wellington (at its intersection with Baywood Avenue) running thence southeasterly and easterly to a point on the northerly side of Wellington Avenue approximately fifty feet westerly of the intersection of Madera Avenue, viz., at the common property line between Nos. 77 and 81 Wellington;

(35) The easterly side of Poplar Avenue from the stop sign in the local service commercial district southeasterly twenty-one feet;

(36) The westerly and easterly sides of Glenwood Avenue commencing at its intersection with Lagunitas Road and extending four hundred feet on the westerly side and four hundred feet on the easterly side;

(37) The northerly side of Lagunitas Road commencing at its intersection with Glenwood Avenue and extending easterly to its intersection with Walnut Avenue;

(38) The southerly side of Lagunitas Road commencing at its intersection with Duff Lane and extending easterly to the projection of the westerly line of Walnut Avenue;

(39) The easterly side of the entrance road to the Katharine Branson School/Mount Tamalpais School commencing at easterly gate abutment at Fernhill Avenue and running southerly on a curve to the left, three hundred feet from said abutment;

(40) The easterly and westerly sides of Upper Road commencing at its intersection with Oak Avenue and running southwesterly a distance of one hundred forty feet;

(41) The northerly side of Skyland Way commencing at its intersection with Laurel Grove Avenue and running southwesterly and westerly a distance of seven hundred fifty feet;

(42) The northerly side of Wellington Avenue, opposite its upper intersection with Baywood Avenue, commencing at a point on the westerly end of the concrete retaining wall and running easterly fifty-two feet, the point being approximately six hundred feet from the end of Wellington Avenue.

The town council may, from time to time, by resolution, designate other areas as no-parking areas, and indicate them by the use of red paint upon the curb surface, which shall indicate no stopping, standing or parking, whether the vehicle is attended or unattended, except that a bus may stop in a red zone marked or sign posted as a bus loading zone.

(43) The westerly, interior side of the Ross Common Parking Lot, commencing two hundred seventy-five feet from the southerly edge of Lagunitas Rd., and continuing for a distance of seventy-five feet;

(44) The easterly side of Thomas Court in its entirety, commencing at its intersection with Lagunitas Rd. and continuing south until the end of the cul-de-sac at 9 Thomas Court; and

(45) The easterly side of North Road, extending twenty feet south from its intersection with East Road, and the southerly side of East Road, extending twenty feet east from its intersection with North Road.

The town council may, from time to time, by resolution, designate other areas as no-parking areas, and indicate them by the use of red paint upon the curb surface, which shall indicate no stopping, standing or parking, whether the vehicle is attended or unattended, except that a bus may stop in a red zone marked or sign posted as a bus loading zone.

If any section, subsection, sentence, clause, phrase, or portion of this section for any reason is held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this section. The town council further declares that it would have passed this and each section, subsection, clause, phrase, or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared unconstitutional on their face or as applied.

(Ord. 716 (part), 2022; Ord. 626, 2011; Ord. 577, 2003; Ord. 572, 2003; Ord. 560, 2001; Ord. 438 §1, 1983; Ord. 417 §1, 1980; Ord. 403 §1, 1979; Ord. 402 §1, 1979; Ord. 396 §1, 1978; Ord. 391 §1, 1977; Ord. 390 §1, 1977; Ord. 383 §1, 1977; Ord. 380 §1, 1977; Ord. 378 §2, 1977; Ord. 366 §1, 1976; Ord. 354 §1, 1975; Ord. 343 §1, 1974; Ord. 342 §1, 1974; Ord. 339 §1, 1973; Ord. 338 §1, 1973; Ord. 320 §1, 1971; Ord. 307 §1, 1970; Ord. 269 §4, 1967; Ord. 260 §§1, 2, 1966; Ord. 255 §§1, 2, 3, 1966: prior code §3623).

10.28.080 Parking: recreational vehicles within Town limits.

(a) Definitions. For purposes of this section, the following definitions shall apply, unless context clearly indicates otherwise. If a word is not defined in this section, the common and ordinary meaning of the word shall apply. All citations to state law shall refer to the act, statute, or regulation as may be amended from time to time.

“Recreational Vehicle” or “RV” means any vehicle or trailer that is capable of human habitation or designed or used for recreational camping or travel use, whether self-propelled or mounted on or drawn by another vehicle, or any structure inspected, approved and designated as a recreational vehicle by and bearing the insignia of any state or federal agency having the authority to approve recreational vehicles. “Recreational Vehicle” includes, without limitation, any of the following: a “camp trailer,” as defined by California Vehicle Code Section 242; a “fifth-wheel travel trailer,” as defined by California Vehicle Code Section 324; a “house car,” as defined in California Vehicle 362; a “trailer” as defined in California Vehicle Code Section 630; a “trailer coach,” as defined in California Vehicle Code Section 635; a boat, watercraft, and or/trailer for a boat or water craft; a “recreational vehicle” as defined in California Health & Safety Code Section 18010; and a “slide-in camper,” as defined in California Health & Safety Code Section 18012.4.

(b) RV Parking: Prohibition.

(1) No person who owns or has possession, custody or control of a Recreational Vehicle shall park or leave such vehicle standing upon any street or alley or other public right of way.

(2) In the event a Recreational Vehicle is parked or left standing upon a street or alley or public parking facility, any member of the police department authorized by the chief of police may cause to remove such vehicle from the street as authorized by the California Vehicle Code and subject to the provisions of this section.

(3) Prior to removing any Recreational Vehicle, notice shall be affixed to the Recreational Vehicle advising that the RV will be removed for violation of this section unless it is moved off the street or other public right of way within the indicated amount of time.

(4) Whenever a member of the police department removes a Recreational Vehicle pursuant to his section and causes it to be stored as permitted by the California Vehicle Code, the chief of police or his or her designee shall comply with the requirements of Section 22852 of the California Vehicle Code relating to post-storage notice and hearing for registered owners and legal owners of record.

(5) The Chief of Police is authorized and directed to procure and erect appropriate signs, and/or markings indicating the restrictions of this section. (Ord. 687 (part), 2018).

10.28.090 Parking: prohibited, limited or restricted. The Chief of Police is authorized and directed to procure and erect appropriate signs, and/or markings, indicating that parking or standing of vehicles on the street, or portions of the street, is:

- (1) Prohibited entirely;
- (2) Limited, or restricted (such as by days of the week, or hours of the day).

(a) When the signs and/or marking by the provisions of this section are in place giving notice thereof, it shall be unlawful for any person to park any vehicle contrary to the directions of such signs or markings.

The Chief of Police may issue a parking permit to residents in areas where appropriate signs, and/or markings, indicating that parking or standing of vehicles on the street, or portions of the street are limited, or restricted.

This parking permit will exempt any person displaying the permit in the vehicle from section (a) above as it relates to limited or restricted parking (such as by days of the week, or hours of the day). It does not exempt parking in areas where it is prohibited entirely. (Ord. 644 (part), 2013; Ord. 629 §2, 1981; Ord. 402 §2, 1979; Ord. 366 §2, 1976; Ord. 304 §1, 1970; Ord. 254 §1, 1966; prior code §3625(b)).

10.28.100 Use of streets for storage of vehicles prohibited. (a) No person who owns or has possession, custody, or control of any vehicle shall park such vehicle upon any street or alley for more than a consecutive period of seventy-two hours.

(b) In the event a vehicle is parked or left standing upon a street or alley, in excess of a consecutive period of seventy-two hours, any member of the police department authorized by the chief of police may remove such vehicle from the street or alley in the manner and subject to the requirements of the Vehicle Code of the state of California. (Ord. 468 §1, 1988).

10.28.110 Parking--Commercial vehicles in residential districts. No person shall park any commercial vehicles more than five hours upon any public street in any residential district except:

(a) While loading or unloading property, and time in addition to such five-hour period is necessary to complete such work; or

(b) When such vehicle is parked in connection with and in aid of the performance of a service to or on a property in the block in which such vehicle is parked and time in addition to such five-hour period is reasonably necessary to complete such services; and

(c) Any unoccupied vehicle or trailer found which constitutes a violation of any provision of this section, parked or left standing after five p.m. on weekdays, or anytime on Saturday, Sunday or holidays, is a nuisance and any police officer is authorized to seize, remove and store such vehicle. Removal, storage, and the charges therefore, shall be in compliance with Sections 22850, et seq. of the California Vehicle Code, as may be amended from time to time.

(d) Commercial vehicles having a manufacturer's gross vehicle weight rating of less than six thousand pounds are excluded from the operation of this section. (Ord. 606 (part) 2008; Ord. 364 §1, 1976; Ord. 357 §1, 1975).

10.28.120 Parking spaces for disabled persons. It is unlawful for any person to park or leave standing any vehicle in a stall or space designated for physically handicapped persons,

unless the vehicle displays a distinguishing license plate or placard referred to in California Vehicle Code Sections 22507.8 and 22511.7, as amended from time to time. The chief of police shall determine the location of such stalls or spaces and appropriately sign or mark them pursuant to the vehicle code sections. (Ord. 398 §1, 1978).

10.28.125 Parking spaces for electric vehicle charging stations. The Town Council may designate parking stalls or spaces in an off street parking facility owned or operated by the Town or any Town-maintained street for the exclusive purpose of charging and parking a vehicle that is connected for electric charging purposes.

(1) It shall be unlawful for a person to park or leave standing a vehicle in a stall or space designated for electric charging on a public street or publicly owned parking facility unless the vehicle is connected for electric charging.

(2) It shall be unlawful for a person to obstruct, block, or otherwise bar access to a parking stall or space designated for electric charging unless the person's vehicle is parked or left standing in the stall or space while the vehicle is connected for electric charging. (Ord. 716 (part), 2022).

10.28.130 Penalty for violation. Any person who violates Section 10.28.110 is guilty of an infraction punishable by fine of one hundred dollars (\$100) for the first offense, two hundred dollars (\$200) for a second offense occurring within one year, and two hundred and fifty dollars (\$250) for the third and subsequent offenses occurring within one year, Citations will be processed through the Marin Parking Authority. (Ord. 606 (part) 2008).

10.28.140 Penalty for violation. Any person who violates Section 10.28.125(1) or Section 10.28.125(2) is guilty of an infraction punishable by fine as set by the Marin County Superior Court Traffic Infraction Fixed Penalty Schedule for California Vehicle Code Sections 22511(a)(1) and 22511(a)(2) respectively. Citations will be processed through the Marin Parking Authority. (Ord. 716 (part), 2022).

ATTACHMENT 2

TOWN OF ROSS

ORDINANCE NO. 725

AN ORDINANCE OF THE TOWN OF ROSS AMENDING ROSS MUNICIPAL CODE CHAPTER 10.28 TO UPDATE THE REGULATIONS GOVERNING STOPPING, STANDING, LOADING AND PARKING

The Town Council of the Town of Ross does ordain as follows:

SECTION 1: Section 10.28.070(4) of the Ross Municipal Code is amended and restated as follows:

(4) The northerly side of Laurel Grove Avenue between Sir Francis Drake Boulevard and Walters Road, and the southerly side of Laurel Grove Avenue from Sir Francis Drake Boulevard one hundred and seventy five feet easterly of its intersection with Sir Francis Drake Boulevard, and the southerly side of Laurel Grove Avenue from a point two hundred and forty feet easterly of said intersection to a point four hundred feet easterly of said intersection, and the southerly side of Laurel Grove Avenue from a point four hundred and fifty feet easterly of said intersection to a point one thousand and twenty five feet easterly of said intersection, and the southerly side of Laurel Grove Avenue from a point one thousand one hundred and fifty feet easterly of said intersection to the intersection of Canyon Road;

SECTION 2: Section 10.28.070(25) of the Ross Municipal Code is amended and restated as follows:

(25) The northerly side of Laurel Grove Avenue from its intersection with Canyon Road running westerly to the intersection of the private driveway known as Monte Alegria;

SECTION 3: Inclusion in the Ross Municipal Code. It is the intention of the Ross Town Council that the additions, deletions and amendments in the sections above be made a part of the Ross Municipal Code and that the text may be renumbered or re-lettered and the word "Ordinance" may be changed to "Section", "Chapter", or such other appropriate word or phrase to accomplish this intention.

SECTION 4: CEQA. The Town Council has determined that the ordinance is categorically exempt from the requirement for the preparation of environmental documents under the California Environmental Quality Act (CEQA) in that the Council finds there is no possibility that the adoption of this ordinance may have significant effects on the environment. The Town Council would require environmental review based on the specific site circumstances for any project subject to discretionary review. The Town Council also considers the project exempt from review under the California Environmental Quality Act under the "common sense" exemption. (*14 Cal. Code Regs. §15061(b)(3)*) since "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment."

SECTION 5. SEVERABILITY. If any article, section, subsection, subdivision, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining

portions of this ordinance or any part thereof. The Town Council of the Town of Ross hereby declares that it would have adopted each article, section, and sentence thereof, irrespective of the fact that any one or more of said provision be declared unconstitutional or invalid.

SECTION 6. PUBLICATION AND EFFECTIVE DATE_ The Town Clerk is directed to certify adoption of this ordinance and cause it to be published and posted in the manner required by law. This ordinance shall go into effect thirty (30) days after the date of its adoption.

THE FOREGOING ORDINANCE was first read at a regular meeting of the Ross Town Council on the 9th day of November 2023, and was adopted at a regular meeting of the Ross Town Council on the 14th day of December, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Elizabeth Brekhus, Mayor

ATTEST:

Cyndie Martel, Town Clerk