



Agenda Item No. 9d.

Staff Report

Date: December 14, 2023

To: Mayor Brekhus and Council Members

From: Richard Simonitch, Public Works Director/Town Engineer

Subject: Adoption of Ordinance No. 725 amending Ross Municipal Code Chapter 10.28 "Stopping, Standing, Loading & Parking".

Recommendation:

It is recommended that the Town Council hold a public hearing, waive the second reading and adopt Ordinance No. 725 amending Ross Municipal Code (RMC) Chapter 10.28 (Stopping, Standing, Loading & Parking) which was introduced at the November 9, 2023 Council meeting.

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) being 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, but future extensions of the pathway which are still in preliminary design are not addressed.

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 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 transient vehicles, 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 and 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. Draft Ordinance No. 725

ATTACHMENT 1

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