TO: Honorable Mayor and Members of the City Council
ATTENTION: Jeffrey L. Stewart, City Manager
FROM: Joel Hockman, Director of Public Safety
SUBJECT: Consideration and possible action to adopt Resolution No. 17-XX – A Resolution authorizing the Director of Public Safety, or designee, to establish a permit parking district on Bixby Avenue between Flower Street and Maple Street, in accordance with Bellflower Municipal Code Chapter 10.10.

DATE: March 13, 2017

EXECUTIVE SUMMARY

On February 21, 2017, the Public Safety Commission considered, received public testimony, and unanimously voted to establish a permit parking district on Bixby Avenue between Flower Street and Maple Street. At the request of affected residents, the restriction would be 24-hours per day, seven days per week. Residents believe their parking is being restricted by patrons of the court during the day and nearby apartment buildings during the night.

RECOMMENDATION TO CITY COUNCIL

1) Adopt Resolution No. 17-XX; or

2) Alternatively, discuss and take other action related to this item.

FISCAL IMPACT

Each household would be required to obtain a parking permit at an annual cost of $50 per permit for each of the first two permits. If a household desires more than two permits, the cost increases to $100 for the third and $200 for the fourth permit. If an annual permit is purchased after June 30, 2017, the permit holder need only pay 50% of the regular fee for the annual permit.

The cost of a parking citation for not displaying a parking permit is $52 (even if the homeowner has purchased a permit).

DISCUSSION

Pursuant to Bellflower Municipal Code ("BMC") Chapter 10.10, six area residents (out of eight) have submitted a petition, which was considered at the February 21, 2017, Public Safety Commission (PSC) meeting, requesting a permit parking district on Bixby Avenue between Flower Street and Maple Street. The basis of the request is the
residents' concern of a lack of available on-street parking each day and evening. Public Safety Department staff observed and confirmed some of the residents' concerns. The creation of a permit parking district would provide greater on-street parking opportunities for area residents and their guests. Permit parking means that vehicles parked on the above-mentioned section of Bixby Avenue would require rearview mirror hanging permits issued by the City to be displayed in the vehicles. Because they are a mirror hanging variety, parking permits can be switched among vehicles as necessary. Permits are not mandatory if homeowners do not intend to park on the street. Single-day guest permits would also be available to each household at no cost, for a very limited number of days per year. Vehicles parking on the street displaying a disabled placard are exempt from displaying a City-issued parking permit. The proposed permit parking district is indicated on the attached aerial photograph.

On February 7, 2017, staff sent letters to area residents notifying them of the intent to install permit parking on Bixby Avenue and that this item would be brought before the PSC at its February 21, 2017, meeting. At that meeting, three residents spoke in support of the district and no one spoke in opposition.

Based on the attached petition, residents from six of the eight properties on Bixby Avenue signed in favor of the permit parking district. The remaining two properties in the proposed district are unaccounted for, but a 75% “in favor total” exceeds that which is legally required.

**CEQA**

This Resolution is exempt from the requirements of the California Environmental Quality Act (Public Resources Code §§ 21000, et seq.; “CEQA”) and CEQA Guidelines (California Code Regulations Title 14, §§ 15000, et seq.) because it establishes rules and procedures to clarify exiting policies and practices related to vehicle parking regulations; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

**ATTACHMENTS**

Resolution No. 17-XX ............................................................................................................3
Petition ....................................................................................................................................7
Inspection Sheet .....................................................................................................................8
Notification Letter ..................................................................................................................11
CITY OF BELLFLOWER

RESOLUTION NO. 17-XX

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY, OR DESIGNEE, TO ESTABLISH A PERMIT PARKING DISTRICT ON BIXBY AVENUE BETWEEN FLOWER STREET AND MAPLE STREET IN ACCORDANCE WITH BELLFLOWER MUNICIPAL CODE CHAPTER 10.10.

THE CITY COUNCIL RESOLVES AS FOLLOWS:

SECTION 1. The City Council finds and declares as follows:

A. This Resolution is adopted in accordance with Bellflower Municipal Code ("BMC") Chapter 10.10 for the purpose of establishing a “specified parking” area;

B. The City reviewed this Resolution's environmental impacts under the California Environmental Quality Act (Public Resources Code §§ 21000, et seq., “CEQA”), the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, et seq., the “CEQA Guidelines”);

C. On February 21, 2017, the Public Safety Commission held a meeting to receive public testimony and other evidence regarding, in part, the proposed permit parking district on Bixby Avenue between Flower Street and Maple Street; and

D. This Resolution, and its findings, are made based upon the recommendation to the City Council from the Public Safety Commission to approve the proposed specified parking area.

SECTION 2. Pursuant to BMC § 10.10.150, the City Council makes the following findings:

A. Regular Interference. That vehicles owned or operated by persons who are not residents substantially and regularly interfere with the use of the majority of available public street or alley parking spaces in the proposed specified area by adjacent residents;

B. Regular Intervals. Interference by such vehicles occurs in the proposed specified area at regular and significantly daily or weekly intervals;

C. Noise. These nonresident vehicles significantly contribute to unreasonable noise; traffic hazards; and environmental pollution or devaluation of real property in the area of the proposed specified area; and
D. **Shortage of Parking Spaces.** There is a shortage of reasonably available and convenient residential related parking spaces within the proposed specified area.

**SECTION 3.** Pursuant to BMC § 10.10.150, the City Council designates the specified parking area which is graphically depicted in attached Exhibit “A,” which is incorporated by reference, and described as follows:

“BIXBY AVENUE PARKING DISTRICT. No parking daily, 24-hours, except by permit on the east and west sides of Bixby Avenue between Flower Street and Maple Street.”

**SECTION 4.** Vehicles parking within the Bixby Avenue Permit Parking District must comply with BMC Chapter 10.10. The Director of Public Safety, or designee, is authorized to enforce this Resolution.

**SECTION 5.** Pursuant to current fees listed in the Comprehensive User Fee schedule, the City Council establishes a fee of $50 per year per permit pursuant to this Resolution. If a household desires more than two permits per year, the cost will increase to $100 for the third permit and $200 for the fourth permit.

**SECTION 6.** This Resolution is exempt from the requirements of the California Environmental Quality Act (Public Resources Code §§ 21000, et seq.; “CEQA”) and CEQA Guidelines (California Code Regulations Title 14, §§ 15000, et seq.) because it establishes rules and procedures to clarify exiting policies and practices related to vehicle parking regulations; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. Accordingly, the Resolution does not constitute a “project” that requires environmental review (see specifically CEQA Guidelines § 15378 (b)(2,5)).

**SECTION 7.** The Director of Public Works, or designee, is authorized to erect such street signs as are needed to properly notify the general public of the restrictions on parking in the specified parking area created through this Resolution.

**SECTION 8.** This Resolution does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before, this Resolution’s effective date. Any such amended part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Resolution.

**SECTION 9.** If any part of this Resolution or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Resolution are severable.
SECTION 10. The Mayor, or presiding officer, is hereby authorized to affix his signature to this Resolution signifying its adoption by the City Council of the City of Bellflower, and the City Clerk, or her duly appointed deputy, is directed to attest thereto.

SECTION 11. This Resolution will become effective immediately upon adoption.

PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BELLFLOWER ON THIS ___ DAY OF ______ 2017.

__________________________
Dan Koops, Mayor

ATTEST:

__________________________
Mayra Ochiqui, City Clerk

APPROVED AS TO FORM:

__________________________
Karl H. Berger, City Attorney

Attachment:

Exhibit A – Bixby Avenue Permit Parking District Area
City of Bellflower
Proposed Permit Parking District
Bixby Avenue Between Flower Street and Maple Street

Scale: 1 in = 76 ft
Printed 2/6/2017
Petition for Creating a Permit Only Parking District on

--- Street Name: Bixby Ave. ---

Based on the problems associated with non-residents of our neighborhood parking/littering in front of our houses, the undersigned request that a permit only parking district be installed on Bixby Ave. Please sign below and indicate whether or not you are in favor of becoming a parking district (yes or no). I understand that: (1) the City has no position in this request, it is being raised solely by residents living on the street (2) the permits are mirror hanger types that can be moved between vehicles, (3) that as a resident, I would need to buy an annual permit(s) if I intend to park on the street: $50 for each of the first two, $100 for a third, and $200 if a fourth permit is purchased, (4) that visiting guests would need to either borrow my annual permit(s) or acquire a temporary guest permit(s) in order to park on the street. Although guest permits are free, they are only allowed on holidays and three (3) additional days per year (see attached list of instructions). The time/days of this parking restriction would be daily, 24-hours, unless otherwise agreed upon by a majority of Bixby Ave. residents.

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>SIGNATURE</th>
<th>WRITE YES OR NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stephen Levine</td>
<td>16821 Bixby Ave</td>
<td></td>
<td>Y</td>
</tr>
<tr>
<td>Jack Lewis</td>
<td>16820 Bixby Ave</td>
<td></td>
<td>Yes</td>
</tr>
<tr>
<td>Theresa Torres</td>
<td>16805 Bixby Ave</td>
<td></td>
<td>Yes</td>
</tr>
<tr>
<td>Cruz Marquez</td>
<td>16824 Bixby Ave</td>
<td></td>
<td>Yes</td>
</tr>
<tr>
<td>Elvia E. Lopez</td>
<td>16816 Bixby Ave</td>
<td></td>
<td>Yes</td>
</tr>
<tr>
<td>Antonio Negrete</td>
<td>16825 Bixby Ave</td>
<td></td>
<td>Yes</td>
</tr>
</tbody>
</table>
# Proposed Permit Parking Area Inspection

## Bixby Avenue

<table>
<thead>
<tr>
<th>Date/Time Checked</th>
<th>Inspecting Officer</th>
<th>Number of Non-Resident Vehicles Parked in Area</th>
<th>Number of On-Street Spaces Available</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>01/04/17 at 10:30 a.m.</td>
<td>McNerney</td>
<td>3 vehicles were registered out of the city.</td>
<td>5 spaces were available on Bixby Ave</td>
<td></td>
</tr>
<tr>
<td>01/05/17 at 5:30 p.m.</td>
<td>McNerney</td>
<td>1 vehicle was registered out of the city.</td>
<td>7 spaces were available on Bixby Ave</td>
<td></td>
</tr>
<tr>
<td>01/24/17 at 9:45 a.m.</td>
<td>McNerney</td>
<td>3 vehicles were registered out of the city.</td>
<td>4 spaces were available on Bixby Ave</td>
<td></td>
</tr>
<tr>
<td>01/30/17 at 9:00 p.m.</td>
<td>Martinez</td>
<td>0</td>
<td>All spaces were available</td>
<td>No vehicles were parked on the street</td>
</tr>
<tr>
<td>02/07/17 at 8:40 pm.</td>
<td>McNerney</td>
<td>0</td>
<td>10 spaces were available</td>
<td></td>
</tr>
<tr>
<td>02/14/16 at 11:30 am</td>
<td>McNerney</td>
<td>4 vehicles were registered out of the city.</td>
<td>3 spaces were available</td>
<td>Court House visitors were seen walking to their cars</td>
</tr>
</tbody>
</table>

Photos:

- Wednesday, 01/04/17 at 10:30 a.m.
- Thursday, 01/05/17 at 5:30 p.m.

- Tuesday, 01/24/17 at 9:45 a.m.

- Monday, 01/30/17 at 9:00 p.m.
• Tuesday, 02/07/17 at 8:40 p.m.

• Tuesday, 02/14/17 at 11:30 a.m.
February 7, 2017

Subject: Notification of Pending Change – Proposed Permit Parking District on Bixby Avenue between Flower Street and Maple Street

Dear Resident/Property Owner:

This letter is to inform you of the requested change described below.

The City recently received a petition requesting the installation of permit parking on the east and west sides of Bixby Avenue between Flower Street and Maple Street (see attached aerial photograph). Permit parking means that vehicles parked on the above mentioned section of Bixby Avenue would require mirror hanging permits issued by the City ($50 per permit per year) to be displayed in the vehicles. If a household desires more than two permits, the cost increases to $100 for the third and $200 for the fourth. Because they are a mirror hanging variety, they can be switched among vehicles as necessary. Permits are not mandatory if homeowners do not intend to park in the street. Single day guest permits also would be available to each household at no cost, for a very limited number of days per year. The cost of a parking citation for not displaying a parking permit (even if the homeowner has purchased one) is $52.

The item will be discussed at the City of Bellflower’s Public Safety Commission meeting on Tuesday, February 21, 2017. The meeting will be held at Bellflower City Hall in the Green Room, 2nd floor located at 16600 Civic Center Drive. The meeting will start at 7:00 p.m.

If you have any concerns or questions, you are welcome to contact Joel Hockman, Director of Public Safety at (562) 804-1424, ext. 2525, or Brian McNerney, Public Safety Supervisor at (562) 804-1424, ext. 2532 prior to February 21, 2017 or present them at the February 21st Public Safety Commission meeting. A final decision will not be made at this meeting, as the proposed permit parking district still would need approval by the City Council at one of their future meetings. Thank you in advance for your cooperation.

Respectfully,

Joel Hockman  
Director of Public Safety

Enclosure: Aerial Photograph