



# CITY OF LODI

# COUNCIL COMMUNICATION

AGENDA TITLE: Adoption of Ordinance No. 1581 entitled, "An Ordinance of the City Council of Lodi amending Chapter 10.52 of the Lodi Municipal Code by Adding a New Section Thereto Relating to Commercial Vehicle Parking Noise Restrictions"

MEETING DATE: July 7, 1993

PREPARED BY: City Clerk

---

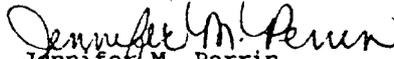
RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt Ordinance No. 1581.

BACKGROUND INFORMATION: Ordinance No. 1581 entitled, "An Ordinance of the City Council of Lodi amending Chapter 10.52 of the Lodi Municipal Code by Adding a New Section Thereto Relating to Commercial Vehicle Parking Noise Restrictions".

Pursuant to State statute, ordinances may be adopted five days after their introduction following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.

  
Jennifer M. Perrin  
City Clerk

JMP

COUNCOM1/TXTA.02J/COUNCOM

APPROVED: \_\_\_\_\_

THOMAS A. PETERSON  
City Manager



recycled paper

ORDINANCE NO. 1581

=====

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI  
AMENDING CHAPTER 10.52 OF THE LODI MUNICIPAL CODE  
BY ADDING A NEW SECTION THERETO RELATING TO  
COMMERCIAL VEHICLE PARKING NOISE RESTRICTIONS

=====

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Chapter 10.52 - Regulation of Commercial Vehicle Travel and  
Parking - is hereby amended by adding thereto a new Section 10.52.080  
relating to Parking Noise Restrictions, to read as follows:

10.52.080 Parking Noise Restrictions.

A. It is unlawful on any public right of way to stop, park or leave standing for more than five consecutive minutes, a commercial vehicle exceeding a maximum gross vehicle weight rating of 10,000 pounds within 250 feet of a "residential district" while operating diesel and/or auxiliary engines between the hours of 10:00 p.m. and 7:00 a.m. Auxiliary engines include but are not limited to refrigerator units. This distance shall be measured in a straight line within the public right-of-way from the engine to the nearest point on the district boundary (i.e., not around corners or through private property). The term "residential district" is as defined in L.M.C. Section 10.52.050(a). (Vehicle Code 22507)

B. This section shall not prohibit parking of commercial vehicles in the process of being loaded or unloaded.

C. This section shall not apply to parking on state highways.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 7th day of July 1993



PHILLIP A. PENNINO  
Mayor

Attest:



JENNIFER M. PERRIN  
City Clerk

-----  
State of California  
County of San Joaquin, ss.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1581 was introduced at a regular meeting of the City Council of the City of Lodi held June 16, 1993 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held July 7, 1993 by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock,  
Snider, and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

Abstain: Council Members - None

I further certify that Ordinance No. 1581 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.



JENNIFER M. PERRIN  
City Clerk

Approved as to Form



BOBBY W. McNATT  
City Attorney