

P 8-372  
cc-40 (6)

CITY COUNCIL MEETING

FEBRUARY 2, 1983

ORDINANCES

ORDINANCE NO.  
1281 ADOPTED  
ORDINANCE AMEND-  
ING CITY CODE  
CHAPTER 15

Ordinance No. 1281 - "An Ordinance Amending the Lodi City Code Chapter 15 - Miscellaneous Offenses, Article II - Trespass and Loitering" having been introduced at a regular meeting of the City Council held January 19, 1983 was brought up for passage on motion of Mayor Reid, Snider second. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted, and ordered to print by the following vote:

- Ayes: Council Members - Murphy, Olson, Pinkerton, Snider, and Reid (Mayor)
- Noes: Council Members - None
- Absent: Council Members - None



ORDINANCE NO. 1281

AN ORDINANCE AMENDING LODI CITY CODE  
CHAPTER 15-MISCELLANEOUS OFFENSES,  
ARTICLE II-TRESPASS AND LOITERING

Be it Ordained by the Lodi City Council as follows:

SECTION 1. Lodi City Code Chapter 15-Miscellaneous  
Offenses, Article II-Trespass and Loitering is hereby  
amended to read as follows:

A. The title of Article II is hereby amended to read  
as follows:

"ARTICLE II. Trespass and Loitering; Stopping,  
Standing or Parking."

B. Sec. 15-20-Definitions, is hereby amended to read  
as follows:

"For the purposes of this article, the following words  
and phrases shall have the meanings respectively ascribed to  
them by this section:

Posted Property. Any property specified in Section  
15-21 which is posted in the manner provided in Section  
15-22.

Sign. A board, placard or card not less than one  
square foot in area and upon which, in lettering not



less than two inches in height, appear the words "Stopping, Standing or Parking Vehicles Prohibited by Law. Vehicles Will be Removed at Owner's Expense. LPD Ph. (telephone no.) as to "Stopping, Standing or Parking"; or upon which appear the words "Tresspassing-Loitering Forbidden by Law", and any time limit that may be specified thereon, as to "Tresspassing-Loitering."

C. Section 15-21-Property subject to posting, is amended to read as follows:

"Any property within the city may be posted against stopping, standing or parking vehicles on posted property and/or may be posted against trespassing and loitering in the manner provided in Section 5-22, and thereby become posted property subject to the provisions of this article. The provisions hereof shall not apply to the following property:

- (1) An established and existing right-of-way for for public road purposes.
- (2) Any property which comes within the provisions of Section 554 of the Penal Code of the State."

D. Section 15-22-Method of Posting, is hereby amended to read as follows:



"Property may be posted against trespassing and loitering and/or stopping, standing or parking vehicles on posted property in the following manner:

(1) If the property does not contain any lineal dimension exceeding three hundred feet, by posting signs at each corner of the area and at intervals not exceeding one hundred feet, and, if such property has a definite entrance or entrances, at each such entrance.

(2) If the property has lineal dimensions exceeding three hundred feet, by posting signs at each corner of the area and at intervals not exceeding two hundred feet, and, if such property has a definite entrance or entrances, at each such entrance."

E. Section 15-27-Stopping, Standing or Parking Vehicles on Posted Property is amended to read as follows:

"It shall be unlawful for the operator of any vehicle to stop, stand, park or leave standing such vehicle at any time within or upon any posted property without written permission of the owner, tenant or the occupant in legal possession or control thereof. Vehicles parked in violation of this requirement will be removed at vehicle owner's expense."

Footnote



Any owner or person in lawful possession of any private property causing the removal of a vehicle parked on that property, shall be liable for any storage or towing charges whenever there has been a failure to post a sign as provided for in Vehicle Code Section 22658(a).

ORDINANCE NO. 1281

AN ORDINANCE AMENDING LODI CITY CODE  
CHAPTER 15 - MISCELLANEOUS OFFENSES,  
ARTICLE II - TRESPASS AND LOITERING

Be it Ordained by the Lodi City Council as follows:

SECTION 1. Lodi City Code Chapter 15 - Miscellaneous Offenses, Article II  
Trespass and Loitering is hereby amended to read as follows:

A. The title of Article II is hereby amended to read as  
follows:

"ARTICLE II. Trespass and Loitering; Stopping, Standing  
or Parking".

B. Sec. 15-20 - Definitions, is hereby amended to read as  
follows:

"For the purpose of this article, the following words and  
phrases shall have the meanings respectively ascribed to  
them by this section:

Posted Property. Any property specified in Section 15-21  
which is posted in the manner provided in Section 15-22.

Sign. A board, placard or card not less than one square  
foot in area and upon which, in lettering not less than two  
inches in height, appear the words "Stopping, Standing or  
Parking Vehicles Prohibited by Law. Vehicles Will be  
Removed at Owner's Expense. LPD Phone (209) 366-0616 as to  
"Stopping, Standing or Parking"; or upon which appear the  
words "Trespassing-Loitering Forbidden by Law", and any  
time limit that may be specified thereon, as to

"Trespassing-Loitering".

C. Section 15-21 - Property subject to posting, is amended to read as follows:

"Any property within the City may be posted against stopping, standing or parking vehicles on posted property and/or may be posted against trespassing and loitering in the manner provided in Section 5-22, and thereby become posted property subject to the provisions of this article.

The provisions hereof shall not apply to the following property:

- (1) An established and existing right-of-way for public road purposes.
- (2) Any property which comes within the provisions of Section 554 of the Penal Code of the State".

D. Section 15-22 - Method of Posting, is hereby amended to read as follows:

"Property may be posted against trespassing and loitering and/or stopping, standing or parking vehicles on posted property in the following manner:

- (1) If the property does not contain any lineal dimension exceeding three hundred feet, by posting signs at each corner of the area and at intervals not exceeding one hundred feet, and, if such property has a definite entrance or entrances, at each such entrance.
- (2) If the property has lineal dimensions exceeding three hundred feet, by posting signs at each corner of the area and at intervals not exceeding two hundred feet,

and, if such property has a definite entrance or entrances, at each such entrance".

E. Section 15-27 - Stopping, Standing or Parking Vehicles on Posted Property is amended to read as follows:

"It shall be unlawful for the operator of any vehicle to stop, stand, park or leave standing such vehicle at any time within or upon any posted property without written permission of the owner, tenant or the occupant in legal possession or control thereof. Vehicles parked in violation of this requirement will be removed at vehicle owner's expense".

FOOTNOTE

Any owner or person in lawful possession of any private property causing the removal of a vehicle parked on that property, shall be liable for any storage or towing charges whenever there has been a failure to post a sign as provided for in Vehicle Code Section 22658(a).

Approved this 2nd day of  
February, 1983

*Fred M. Reid*

Fred M. Reid  
Mayor

Attest:

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk

State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1281 was introduced at a regular meeting of the City Council of the City of Lodi held January 19, 1983

and was thereafter passed, adopted and ordered to print at a regular meeting of

said Council held February 2, 1983 by the following vote:

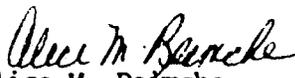
Ayes: Council Members - Murphy, Pinkerton, Snider, Olson, and Reid (Mayor)

Noes: Council Members - None

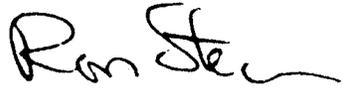
Absent: None

Abstain: None

I further certify that Ordinance No 1281 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

  
Alice M. Reinche  
City Clerk

Approved as to form



Ron Stein  
City Attorney