

ORDINANCE NO. 1680

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI
AMENDING TITLE 10 – VEHICLES AND TRAFFIC BY REPEALING
AND REENACTING SECTION 10.44.020(F) "PROHIBITED
STOPPING, STANDING OR PARKING," SECTION 10.44.070
"PARKING NOT TO OBSTRUCT SIGHT DISTANCE," AND SECTION
10.52.050 "PARKING RESTRICTIONS," TO THE LODI MUNICIPAL
CODE RELATING TO TRUCK PARKING

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

SECTION 1. Title 10, Section 10.44.020(F) – Prohibited Stopping, Standing or Parking of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.44.020 Prohibit stopping, standing or parking.

- F. In any area one hundred feet or less in length, where the public works director determines that the parking or stopping of any vehicle would constitute a traffic hazard or would endanger life or property, or on the approach to a traffic control device when such place is indicated by appropriate signs or by red paint upon the curb surface;

SECTION 2. Title 10, Section 10.44.070 – Parking Not to Obstruct Sight Distance” of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.44.070 Parking not to obstruct sight distance.

No person shall park or leave standing a vehicle which is six feet or more in height, including any load thereon within one hundred feet of any intersection so designated.

SECTION 3. Title 10, Section 10.52.050 “Parking Restrictions” of the Lodi Municipal Code is hereby repealed and reenacted to read as follows:

10.52.050 Parking restrictions.

- A. It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a residential district. For the purposes of this section, "residential district" means residentially zoned areas designated by the city zoning code (any "R" district) and includes schools, parks, playgrounds, community centers, churches, museums, golf courses (excluding miniature golf courses) and similar recreational uses of a noncommercial nature, and public utility service buildings where they are located in a residential district.
- B. It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a commercial or industrial zone except where specifically signed to allow

commercial vehicle parking between the hours of 7 p.m. and 7 a.m. unless otherwise indicated. This paragraph shall remain in effect until January 1, 2001, at which time the following paragraph shall become effective:

It is unlawful to park a commercial vehicle exceeding a maximum gross vehicle weight rating (GVWR) of ten thousand pounds on any street in a commercial or industrial zone.

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

SECTION 4. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 5. No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 6. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

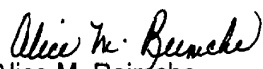
SECTION 7. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall take effect thirty days from and after its passage and approval.

Approved this 15th day of September, 1999.



KEITH LAND
Mayor

Attest:


Alice M. Reinche
City Clerk
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State of California
County of San Joaquin, ss.

I, Alice Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1680 was introduced at a regular meeting of the City Council of the City of Lodi held September 1, 1999, and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held September 15, 1999 by the following vote:

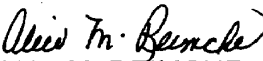
AYES: COUNCIL MEMBERS – Mann, Nakanishi and Land (Mayor)

NOES: COUNCIL MEMBERS – Pennino


ABSENT: COUNCIL MEMBERS – Hitchcock

ABSTAIN: COUNCIL MEMBERS – None

I further certify that Ordinance No. 1680 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


ALICE M. REIMCHE
City Clerk

Approved as to Form:


RANDALL A. HAYS
City Attorney