RESOLUTION NO. 2019-75

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH ADOPTING AN AMENDED UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS

WHEREAS, pursuant to California Vehicle Code Section 22511.57, the City added Section 10.40.265 to the Municipal Code prohibiting vehicles with a disabled person's placard or special license plate from parking on streets or public or private offstreet parking lots where Department of Motor Vehicle records indicate: (1) the placard or plate is expired, revoked, or stolen; (2) the vehicle is not being used to transport the person authorized to be transported in the vehicle with the special placard or plate; or, (3) the plate or placard is counterfeit, altered or mutilated;

WHEREAS, California Vehicle Code Section 40203.5(c)(1) states that parking penalties for a violation of an ordinance or resolution adopted pursuant to Vehicle Code Section 22511.57 shall be collected as a civil penalty of not less than \$250 and not more than \$1,000. Section 40203.6(a) adds that the City shall levy an additional assessment equal to 10 percent of the penalty established pursuant to Section 40203.5, which assessment shall be deposited with the City;

WHEREAS, *Vehicle Code* section 40203.5 requires local governing bodies to establish a schedule of parking penalties for parking violations; and

WHEREAS, setting the penalty close to the maximum penalty under State law for a violation of any Subsection of Vehicle Code Section 22511.57 is necessary since current City fines for misuse of a disabled placard have not had a sufficient deterrent effect in reducing the illegal use of disabled placards in the City. As a result, the penalty is set at \$800.00, which with 10 percent assessment is \$880.00; and

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve as follows:

Section 1. Pursuant to the aforesaid authority, the City Council of the City of Huntington Beach does hereby rescind Resolution 2018-70 and adopts the Uniform Bail Schedule for parking violations, attached hereto as Exhibit A.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on _____ day of ______, 2019.

Mayor

REVIEWED AND APPROVED:

City Manager

City Attorney

INITIATED AND APPROVED:

CITY OF HUNTINGTON BEACH UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS EXHIBIT A

| 10.40.020 | Podin : D. I. | Φ.4Ω |
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| 10.40.030 | Parking in Parkway | \$42 |
| 10.40.050 (c) | No Parking/Red Curb/Sign Posted | <u>\$61</u> |
| 10.40.050 (d) | Street Sweeping | \$46 |
| 10.40.060 | No Parking Over 72 Hours | \$90 |
| 10.40.080 | Repairing Vehicle on Street | \$52 |
| 10.40.200 (a) | Diagonal Parking | \$42 |
| 10.40.240 (b) | No Stopping Zone | \$43 |
| , | Disabled Placard-use of lost, stolen, revoked or expired | |
| 10.40.0(5(D)(1) | placard (Inclusive of 10% Assessment under Vehicle | φορο |
| 10.40.265(B)(1) | Code § 40203.6(a)) (A) | \$880 |
| | Disabled Placard-not used for transport of person issued placard (Inclusive of 10% Assessment under Vehicle | |
| 10.40.265(B)(2) | Code § 40203.6(a)) (A) | \$880 |
| 10.10.203(D)(D) | Disabled Placard-use of counterfeit, forged, altered or | ψοσο |
| | mutilated placard (Inclusive of 10% Assessment under | |
| 10.40.265(B)(3) | Vehicle Code § 40203.6(a)) (A) | \$880 |
| 10.44.010 | Taxi at Green Curb | \$42 |
| 10.44.020 | 24 Minute Zone | \$42 |
| 10.44.060 (a) | Oversized vehicle over 22 feet- First violation | \$82 |
| 10.44.060 (a) | Oversize vehicle over 22 feet- Second violation | \$164 |
| 10.44.060(a) | Oversize vehicle over 22 feet- Third violation | \$246 |
| 10.44.060(b) | RV on the street- First violation | \$82 |
| 10.44.060 (b) | RV on the street-Second violation | \$164 |
| 10.44.060(b) | RV on the street- Third violation | \$246 |
| 10.48.050 (c) | White Curb | \$42 |
| 10.48.090 | Yellow Curb | \$42 |
| 10.48.100 | Passenger Loading Zone | \$42 |
| 10.48.110 | Alley Parking | \$52 |
| 10.52.010 (a) | Designated Space | \$42 |
| 10.52.010 (f) | Reserved Parking - City Lot | \$42 |
| 10.64.060 | Out of Space in Metered Area | \$42 |
| 10.68.020 | Exp. Meter/Business | \$58 |
| 10.68.030 | Exp. Meter/Residential | \$58 |
| 10.68.040 | Exp. Meter/Recreational | \$58 |
| 13.08.300 (b) | No Parking 10pm-5am except by permit | \$42 |
| 13.08.300 (k) | Reserved Parking - Beach Lot | \$42 |
| 13.48.060 | Vehicles in Park | \$52 |
| 21113 (a) CVC | Public Grounds | \$55 |
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CITY OF HUNTINGTON BEACH UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS EXHIBIT A

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| 10.40.060 | | | |
| 10.40.080 Repairing Vehicle on Street | | | |
| 10.40.200 (a) | | | |
| 10.40.240 (b) | | | \$52 |
| Disabled Placard-use of lost, stolen, revoked or expired placard (Inclusive of 10% Assessment under Vehicle Code § 40203.6(a)) | <u> </u> | | \$42 |
| Disabled Placard-not used for transport of person issued placard (Inclusive of 10% Assessment under Vehicle Code § 40203.6(a)) | 10.40.240 (b) | | \$43 |
| 10.40.265(B)(1) Code § 40203.6(a) (A) \$880 | | | |
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| Disabled Placard-use of counterfeit, forged, altered or mutilated placard (Inclusive of 10% Assessment under Vehicle Code § 40203.6(a)) (A) \$880 | 10.40.265(B)(2) | 1 44 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 | φορο |
| mutilated placard (Inclusive of 10% Assessment under Vehicle Code § 40203.6(a)) (A) \$880 | 10.40.203(D)(2) | | <u> </u> |
| 10.40.265(B)(3) Vehicle Code § 40203.6(a)) (A) \$880 10.44.010 Taxi at Green Curb \$42 10.44.020 24 Minute Zone \$42 10.44.060 (a) Oversized vehicle over 22 feet- First violation \$164 10.44.060 (a) Oversize vehicle over 22 feet- Second violation \$164 10.44.060(a) Oversize vehicle over 22 feet- Third violation \$246 10.44.060(b) RV on the street- First violation \$82 10.44.060 (b) RV on the street- Second violation \$164 10.44.060 (b) RV on the street- Third violation \$246 10.48.050 (c) White Curb \$42 10.48.090 Yellow Curb \$42 10.48.100 Passenger Loading Zone \$42 10.48.110 Alley Parking \$52 10.52.010 (a) Designated Space \$42 10.52.010 (f) Reserved Parking - City Lot \$42 10.64.060 Out of Space in Metered Area \$42 10.68.020 Exp. Meter/Residential \$58 10.68.040 Exp. Meter/Recreational | | | |
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