

105
9/19/06

(R-2007-148)

RESOLUTION NUMBER R- 301913

DATE OF FINAL PASSAGE SEP 29 2006

A RESOLUTION OF THE MAYOR OF THE CITY OF SAN DIEGO THE AUTHORIZING OF ESTABLISHING TOW AWAY ZONES ON THE 300 BLOCK OF "J" STREET AND 400-435 THIRD AVENUE

WHEREAS, California Vehicle Code section 22507 authorizes local authorities to prohibit or restrict the stopping, parking, or standing of vehicles on streets or highways, or portions thereof, during all or certain hours of the day;

WHEREAS, California Vehicle Code section 22651 authorizes vehicles to be towed whenever such vehicle is parked or left standing where parking has been prohibited by local authorities and have authorized the removal of the vehicles and posted signs giving notice of the removal;

WHEREAS, San Diego Municipal Code section 86.05 authorizes the City Council prohibit parking on any street or portion thereof between the hours of 7:00 A.M. and 7:00 P.M. and authorize the removal of vehicles parked in violation thereof;

AND WHEREAS, the establishment of a tow away zone on the 300 block of J Street and a portion of Third Avenue will facilitate the continuation of the Farmers' Market that has occurred at those locations for a number of years; NOW THEREFORE

BE IT RESOLVED, by the Council of the City of San Diego, that, pursuant to the authority conferred by and in accordance with the provisions of San Diego Municipal Code

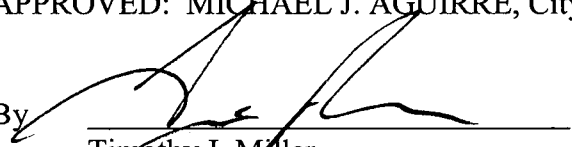
section 86.05, the installation of a tow away zone, effective from 7 A.M. to 2 P.M. on Sundays, located on both sides of the 300 block of "J" Street and on both sides of the 400-435 block of Third Avenue, is hereby authorized.

BE IT FURTHER RESOLVED, that the installation of the necessary signs and markings be and the same is hereby authorized to be made on said street, and the regulations hereinabove imposed shall become effective upon the installation of such signs.

BE IT FURTHER RESOLVED, BE IT FURTHER RESOLVED, that this action is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Section 15301 because this action is the minor alteration of an existing facility with no expansion beyond the existing use.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Timothy J. Miller
Deputy City Attorney

TJM:js
08/09/06
Or.Dept:E&CP
R-2007-148

I hereby certify that the following Resolution was passed by The Council of the City of San Diego, at its meeting of SEP 19 2006.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9-29-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 2700073

ORIGINATING DEPT. NO.: 534

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$1,500.00 Fund: 100

Purpose: Authorizing the expenditure of funds to establish tow away zones on the 300 block of "J" Street and 400-435 Third Avenue to be effective from 7 AM to 2 PM on Sundays.

Date: August 1, 2006 By:  AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	100	534	2751	4227	006790				\$1,500.00
TOTAL AMOUNT										\$1,500.00

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____


Date: _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

 301913

SEP 19 2006

Passed by the Council of The City of San Diego on SEP 19 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

SEP 29 2006

Date of final passage _____

AUTHENTICATED BY:

(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By

Mary Cepeda

, Deputy

Office of the City Clerk, San Diego, California

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