

ORDINANCE NUMBER O- 20560 (NEW SERIES)  
DATE OF FINAL PASSAGE AUG 25 2015

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 6, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 86.0106, 86.0108, 86.0123, 86.0126, 86.0127; AND BY ADDING NEW SECTIONS 86.0150 AND 86.0151, ALL RELATING TO CAR SHARE AND ELECTRIC VEHICLE PARKING.

WHEREAS, on September 22, 2011, the San Diego City Council (City Council) approved an all-electric car share pilot program (Pilot Program); and

WHEREAS, the City and a car share vendor, Car2go, entered into a non-exclusive agreement to implement the Pilot Program, whereby Car2go offers customers the opportunity to rent electric vehicles by the minute any time of the day within a defined operating area and can be returned anywhere in the defined operating area; and

WHEREAS, the City has monitored Car2go's car share statistics during the Pilot Program period and has determined that a permanent car share program in the City of San Diego would offer economic, environmental, and community benefits to City residents, employers, and visitors; and

WHEREAS, on March 4, 2015, the City issued a Request for Sponsorship and received proposals from potential car share vendors; and

WHEREAS, a City selection committee has recommended three different companies as car share vendors to participate in the City's car share program; and

WHEREAS, the Corporate Partnerships and Development Department is currently negotiating with the three potential car share vendors; and

WHEREAS, the San Diego Municipal Code now needs to be amended in order to, among other things, address and efficiently facilitate the City's car share program and establish regulations for electric vehicles; and

WHEREAS, the criteria for participation in the City's car share program is that the car share vendors must be selected by the City through a competitive process; and

WHEREAS, the amendments establish parking regulations related to car share vehicles and electric vehicles, including, exempting car share vehicles from parking time limits of 2 hours or more, establishing Electric Vehicle Charging Station Zones, and Car Share Parking Zones, and exempting car share vehicles from immediately purchasing time at parking meters; and

WHEREAS, the exemption for car share vehicles from immediately purchasing time at parking meters is necessary to allow the car share vendors to pay after the fact, using GPS technology, for the actual time that cars from their fleet are parked at meters; NOW,  
THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That Chapter 8, Article 6, Division 1 of the San Diego Municipal Code is amended by amending sections 86.0106, 86.0108, 86.0123, 86.0126 and 86.0127 as follows:

**§86.0106 Parking Time Limit**

The City Manager is authorized to determine the parking time limit on any designated street or portion thereof. Such limitations shall be effective when appropriate signs giving notice thereof are erected upon such street.

Notwithstanding the foregoing, car share vehicles that are part of a fleet operated by a City-approved car share vendor selected through a competitive process to participate in a City car share program are exempt from parking time limits of 2

hours or more, except when parked at an *electric vehicle charging station* or in an *electric vehicle charging station zone*.

**§86.0108      Parking, Standing, Loading Zones, Street Sweeping Zones**

The City Manager is hereby authorized to determine the location of Loading Zones, Passenger Loading Zones, Bus Loading Zones, Taxi Zones, prohibited Standing or Parking Zones, Time-Limited Parking Zones of 30 Minutes or Less, Time-Limited Parking Zones for Ballpark Event Residential Permit Parking Districts, Safety Zones, Disabled Persons Parking Zones, Alley Parking Zones, Consular Parking Zones, Street Sweeping Zones, Pedicab Resting Zones, Pedicab Parking Zones, Electric Vehicle Charging Station Zones, and Car Share Parking Zones. Such zones shall be effective when appropriate signs or curb markings giving notice thereof are erected upon such zones.

**§86.0123      Parking Meter Rates – Authority**

- (a)    [No change in text]
- (b)    [No change in text]
- (c)    When any vehicle is parked in any space alongside of or next to a single-space parking meter which is located in accordance with the provisions of this chapter, or when any vehicle is parked in any space or zone adjacent to which a multi-space parking meter is located in accordance with the provisions of this chapter, the operator of said vehicle shall, upon entering said parking space or zone, immediately cause to be deposited coins in the appropriate denomination, or otherwise immediately purchase time using an approved method of payment, according to the time interval desired

within the maximum limit and the posted parking rates. Notwithstanding the foregoing, car share vehicles that are part of a fleet operated by a City-approved car share vendor selected through a competitive process to participate in a City car share program are exempt from immediately purchasing time.

**§86.0126      Parking Meter — Overtime**

No person shall permit a vehicle to remain parked in any parking meter zone when the meter, receipt, card, or electronic device, as provided in Section 82.06, shows the parking time has expired.

Notwithstanding the foregoing, car share vehicles that are operated as part of a fleet owned and operated by a City-approved car share vendor that was selected through a competitive process to participate in a City car share program are exempt from this section, except when the meter, receipt, card, or electronic device is located in a parking meter zone with a time limit of less than 2 hours.

**§86.0127      Parking Meter — Extra Time Prohibited**

- (a) No person shall permit a vehicle to remain parked beyond the period of legal parking time established for any parking meter zone.
- (b) No person shall purchase time from any parking meter using any method of payment for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established for the parking space or zone adjacent to which said parking meter is placed.

- (c) Notwithstanding the foregoing, car share vehicles that are operated as part of a fleet owned and operated by a City-approved car share vendor that was selected through a competitive process to participate in a City car share program are exempt from this section, except when the meter, receipt, card, or electronic device is located in a parking meter zone with a time limit of less than 2 hours.

Section 2. That Chapter 8, Article 6, Division 1 of the San Diego Municipal Code is amended by adding sections 86.0150 and 86.0151 as follows:

**§86.0150 Car Share Parking Zones**

No person shall stop, stand, or park any vehicle in a Car Share Parking Zone, unless that vehicle is a car share vehicle that is part of a fleet operated by a City-approved car share vendor selected through a competitive process to participate in a City car share program.

**§86.0151 Electric Vehicle Parking Regulations**

(a) Definitions.

- (1) *Electric vehicle* means either a *battery electric vehicle* or a *plug-in hybrid electric vehicle*.
- (2) *Battery electric vehicle* means a vehicle fueled entirely by electricity stored in the onboard battery. This type of vehicle is often referred to as a zero emission vehicle.
- (3) *Plug-in hybrid electric vehicle* means a vehicle that is fueled by both a battery and another fuel source, such as a gasoline-powered internal combustion engine. This type of vehicle runs on electricity

from the onboard battery until the battery is exhausted and then switches to an alternate power source.

- (4) *Charger* means an electrical component assembly or cluster of component assemblies designed specifically to charge batteries or other energy storage devices within *electric vehicles*.
  - (5) *Actively charging* means the time during which the *connector* from the *charger* at a *charging station* is inserted into the *inlet* and electrical power is being transferred for the purpose of recharging the *electric vehicle*'s on-board batteries.
  - (6) *Electric vehicle charging station* means a parking space that is served by a *charger*.
  - (7) *Electric vehicle charging station zone* means a dedicated parking zone for *electric vehicles* to park and actively connect to *chargers*.
  - (8) *Connector* means a device inserted into the inlet for an *electric vehicle* that establishes an electrical connection from the *charger* to the *electric vehicle* for the purpose of charging and exchanging information.
  - (9) *Inlet* means the device on the *electric vehicle* into which the *connector* is inserted for *charging* and information exchange.
- (b) Only plug-in *electric vehicles* that are *actively charging*, as indicated by the *electric vehicle charging station* monitor display, may be parked at *electric vehicle charging stations* or in *electric vehicle charging station*

*zones* located on any street or any parking facility owned, leased, or operated by the City of San Diego.

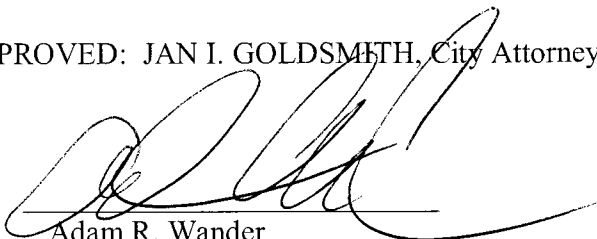
- (c) No person shall park or cause to be parked or allow to remain standing any vehicle at an *electric vehicle charging station* or in an *electric vehicle charging station zone* located on any street or in any parking facility owned, leased, or operated by the City of San Diego, unless the vehicle is an *electric vehicle*, is *actively charging*, and has not exceeded any applicable parking time limit.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMETH, City Attorney

By



Adam R. Wander  
Deputy City Attorney

ARW:mcm  
07/09/2015  
08/04/2015 Cor. Copy  
Or.Dept: City Planning & Comm. Invest.  
Doc. No.: 1075476

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of AUG 17 2015.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 8/21/15  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor



**STRIKEOUT ORDINANCE**

**OLD LANGUAGE: ~~Struck-Out~~**

**NEW LANGUAGE: Double Underline**

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**§86.0106 Parking Time Limit**

The City Manager is authorized to determine the parking time limit on any designated street or portion thereof. Such limitations shall be effective when appropriate signs giving notice thereof are erected upon such street.

Notwithstanding the foregoing, car share vehicles that are part of a fleet operated by a City-approved car share vendor are exempt from parking time limits of 2 hours or more, except when parked at an *electric vehicle charging station* or in an *electric vehicle charging station zone*.

**§86.0108 Parking, Standing, Loading Zones, Street Sweeping Zones**

The City Manager is hereby authorized to determine the location of Loading Zones, Passenger Loading Zones, Bus Loading Zones, Taxi Zones, prohibited Standing or Parking Zones, Time-Limited Parking Zones of 30 Minutes or Less, Time-Limited Parking Zones for Ballpark Event Residential Permit Parking Districts, Safety Zones, Disabled Persons Parking Zones, Alley Parking Zones, Consular Parking Zones, Street Sweeping Zones, Pedicab Resting Zones, Pedicab Parking Zones, Electric Vehicle Charging Station Zones, and Car Share Parking Zones. Such zones shall be effective when appropriate signs or curb markings giving notice thereof are erected upon such zones. **§86.0123 Parking Meter Rates – Authority**

- (a) [No change in text]
- (b) [No change in text]
- (c) When any vehicle is parked in any space alongside of or next to a single-space parking meter which is located in accordance with the provisions of this chapter, or when any vehicle is parked in any space or zone adjacent to which a multi-space parking meter is located in accordance with the provisions of this chapter, the operator of said vehicle shall, upon entering said parking space or zone, immediately cause to be deposited coins in the appropriate denomination, or otherwise immediately purchase time using an approved method of payment, according to the time interval desired within the maximum limit and the posted parking rates. Notwithstanding the foregoing, car share vehicles that are part of a fleet operated by a City-approved car share vendor are exempt from immediately purchasing time.

**§86.0126 Parking Meter — Overtime**

No person shall permit a vehicle to remain parked in any parking meter zone when the meter, receipt, card, or electronic device, as provided in Section 82.06, shows the parking time has expired.

Notwithstanding the foregoing, car share vehicles that are operated as part of a fleet owned and operated by a City-approved car share vendor are exempt from this section, except when the meter, receipt, card, or electronic device is located in a parking meter zone with a time limit of less than 2 hours.

**§86.0127 Parking Meter — Extra Time Prohibited**

- (a) No person shall permit a vehicle to remain parked beyond the period of legal parking time established for any parking meter zone.
- (b) No person shall purchase time from any parking meter using any method of payment for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established for the parking space or zone adjacent to which said parking meter is placed.
- (c) Notwithstanding the foregoing, car share vehicles that are operated as part of a fleet owned and operated by a City-approved car share vendor are exempt from this section, except when the meter, receipt, card, or electronic device is located in a parking meter zone with a time limit of less than 2 hours.

**§86.0150**      **Car Share Parking Zones**

No person shall stop, stand, or park any vehicle in a Car Share Parking Zone, unless that vehicle is a car share vehicle that is part of a fleet operated by a City-approved car share vendor.

**§86.0151**      **Electric Vehicle Parking Regulations**

(a)      Definitions. For purposes of this Section, defined terms appear in italics.

The following definitions apply in this Section:

- (1)      *Electric vehicle* means either a *battery electric vehicle* or a *plug-in hybrid electric vehicle*.
- (2)      *Battery electric vehicle* means a vehicle fueled entirely by electricity stored in the onboard battery. This type of vehicle is often referred to as a zero emission vehicle.
- (3)      *Plug-in hybrid electric vehicle* means a vehicle that is fueled by both a battery and another fuel source, such as a gasoline-powered internal combustion engine. This type of vehicle runs on electricity from the onboard battery until the battery is exhausted and then switches to an alternate power source.
- (4)      *Charger* means an electrical component assembly or cluster of component assemblies designed specifically to charge batteries or other energy storage devices within *electric vehicles*.
- (5)      *Actively charging* means the time during which the *connector* from the *charger* at a *charging station* is inserted into the *inlet* and

electrical power is being transferred for the purpose of recharging the electric vehicle's on-board batteries.

- (6) Electric vehicle charging station means a parking space that is served by a charger.
- (7) Electric vehicle charging station zone means a dedicated parking zone for electric vehicles to park and actively connect to chargers.
- (8) Connector means a device inserted into the inlet for an electric vehicle that establishes an electrical connection from the charger to the electric vehicle for the purpose of charging and exchanging information.
- (9) Inlet means the device on the electric vehicle into which the connector is inserted for charging and information exchange.
- (b) Only plug-in electric vehicles that are actively charging, as indicated by the electric vehicle charging station monitor display, may be parked at electric vehicle charging stations or in electric vehicle charging station zones located on any street or any parking facility owned, leased, or operated by the City of San Diego.
- (c) No person shall park or cause to be parked or allow to remain standing any vehicle at an electric vehicle charging station or in an electric vehicle charging station zone located on any street or in any parking facility owned, leased, or operated by the City of San Diego, unless the vehicle is

an electric vehicle, is actively charging, and has not exceeded any applicable parking time limit.

ARW:mcm

July 9, 2015

Or.Dept:City Planning & Comm. Invest.

Doc. No.: 1039858\_4

Passed by the Council of The City of San Diego on AUG 17 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 25 2015

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By \_\_\_\_\_, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

AUG 04 2015, and on AUG 25 2015.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20560