

Article 6: Stopping, Standing, Parking of Vehicles, and Impound Procedures

*(Retitled from "Stopping, Standing and Parking" to
"Stopping, Standing, Parking of Vehicles, and Impound Procedures"
and amended 10-2-12 by O-20192 N.S.)*

Division 1: General Parking Regulations

*(Renumbered from Division 0 to Division 1, and added Division titled to
"General Parking Regulations" on 8-5-2013 by O-20281 N.S.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)*

[Editors Note: Sunset Provision for Sections 86.0139, 86.0140, 86.0141, 86.0142, 86.0143, and 86.0144 have been repealed by O-20655 N.S.; effective 7-22-2016.]

§86.0101 Nonenforcement Days

The parking meter and time restrictions imposed under or pursuant to the authority of this Article shall not apply on Sundays, or upon the calendar dates on which New Year's Day, Martin Luther King, Jr.'s Birthday, President's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, and Christmas Day, are celebrated. The City Council may however, by resolution or ordinance, prohibit or limit parking on any street during all or certain hours of any such day and such limitation or prohibition shall be effective only when appropriate signs giving adequate notice thereof are erected or placed upon such street.

(Renumbered from former Section 86.01 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0102 Parking

No person shall park, stand or stop any vehicle unless both right wheels are within eighteen inches (18") of the curb or edge of the street, subject, however, to the provisions of Sections 86.0102(a) and 86.0104. When lines indicating parking stalls are designated on the surface of a street, no person shall park, stand, or stop any vehicle unless such vehicle is entirely within the limits of such parking stall.

(Renumbered from former Section 86.02 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)

§86.0102(a) Exception

The provisions of Section 86.02 shall not apply to a duly licensed commercial passenger bus if the variations from the requirements of said section are reasonably necessary to accomplish the loading or unloading of passengers on or from such vehicle for a period of time necessary to accomplish said loading or unloading of passengers.

(Renumbered from former Section 86.02.2 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0103 One-Way Street Parking

The City Council may by Resolution permit parking of vehicles adjacent to and within 18 inches of the left-hand curb of a one-way street. No person shall park a vehicle on such one-way street with the vehicle facing in a direction other than in the permitted direction of travel.

(Renumbered from former Section 86.02.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0104 Angle Parking

- (a) The City Council may, by resolution, install, remove, or modify angle parking on any street.

- (b) The City Council shall, by resolution, establish and adopt standards and procedures for the installation, removal, and modification of angle parking by the City Manager, which shall be known as the Angle Parking Standards.
 - (1) The City Manager may amend the Angle Parking Standards as necessary to comply with revisions to local, state, or federal law. All other changes to the Angle Parking Standards must be approved by City Council.

 - (2) A copy of the Angle Parking Standards shall be on file in the office of the City Clerk.

- (c) The City Manager may install angle parking on any street without City Council approval provided that:

- (1) the proposed angle parking complies with the Angle Parking Standards;

- (2) a majority of affected property owners and tenants do not object to the proposed angle parking; and

- (3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed angle parking within its geographical area of responsibility, does not object to the proposed angle parking.
- (d) The City Manager may remove or modify existing angle parking on any street without City Council approval provided that:
 - (1) the existing angle parking conflicts with the Angle Parking Standards;
 - (2) a majority of affected property owners and tenants do not object to the removal or modification of angle parking; and
 - (3) a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the existing angle parking within its geographical area of responsibility, does not object to the removal or modification of the angle parking.
- (e) A written petition may be submitted to the City Manager that demonstrates approval for the proposed installation, removal, or modification of angle parking from:
 - (1) a majority of affected property owners and tenants; and
 - (2) all City-recognized community planning groups, community parking districts, and Business Improvement Districts having some or all of the proposed or existing angle parking within their geographical area of responsibility.
- (f) For the purposes of this section, affected property owners and tenants are those property owners and tenants adjacent to the proposed angle parking or the existing angle parking, on both sides of the segment of the street.

- (g) At least 60 calendar days prior to installing, removing, or modifying angle parking without City Council approval, the City Manager shall provide notice in accordance with Municipal Code section 11.0301 to affected property owners and tenants. The City Manager shall also provide notice to all City-recognized community planning groups, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.

- (1) The notice shall specify the segment of street proposed for the installation, removal, or modification of angle parking and describe the proposed changes to parking.

- (2) The notice may include the date of the next public meeting of, and contact information for, all City-recognized community planning groups, community parking districts, and Business Improvement Districts, having some or all of the proposed or existing angle parking within their geographical area of responsibility.

- (h) Objections to the installation, modification, or removal of angle parking shall be in writing and shall include the phrase “objection to angle parking” in the subject line or title of the document.

- (i) If the City Manager receives a written objection within 60 calendar days of notice from a majority of affected property owners and tenants, or a City-recognized community planning group, community parking district, or Business Improvement District, having some or all of the proposed or existing angle parking within its geographical area of responsibility, the City Manager shall not install, remove, or modify angle parking without City Council approval.

- (j) The notice requirement and objection period shall not apply if the City Manager receives a written petition as described in section (e).

(Renumbered from former Section 86.03 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 6-21-2017 by O-20835 N.S.; effective 7-21-2017.)

§86.0105 Passenger Loading Zones

Notwithstanding Section 86.01, no person shall stop, stand or park any vehicle in any “Passenger Loading Zone” for a period of time longer than is necessary for the loading or unloading of passengers and baggage; provided that such loading or unloading shall not consume more than three (3) minutes, except in front of hotels where such loading or unloading shall not consume more than ten (10) minutes.

Passenger Loading Zones shall be operative twenty-four (24) hours a day (Sundays and holidays included); provided, however, that the City Manager may determine and declare limited periods during which any “Passenger Loading Zone” shall be operative, and such limited operative period shall be effective when appropriate signs giving notice thereof are erected.

(Renumbered from former Section 86.03.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§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*.

(Renumbered from former Section 86.04 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§86.0107 Tow-Away Zones

The City Council may by resolution prohibit the parking or standing of vehicles on any street or portion thereof between the hours of 7:00 a.m. and 3:00 a.m. and authorize the removal of any vehicles so parked or standing from such street under or pursuant to Section 82.30.

(Renumbered from former Section 86.05 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 6-22-2016 by O-20659 N.S.; effective 7-22-2016.)

§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.

(Renumbered from former Section 86.06 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 1-30-2014 by O-20338 N.S.; effective 3-1-2014.)

(Amended 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§86.0109 Temporary No Parking

The Chief of Police is authorized to erect or place temporary “No Parking” signs on streets or portions thereof:

- (a) Where such street is undergoing repairs, construction or the installation of underground utilities; or,
- (b) Where the use of such street is authorized for purposes other than the normal flow of traffic; or,
- (c) Where such street is being used for the movement of equipment, articles or structures of unusual size. Such temporary “No Parking” signs shall be erected or placed at least 24 hours prior to the removal of any vehicles under or pursuant to Section 81.09.

(Renumbered from former Section 86.07 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0110 Vehicles Backed to Curb

- (a) No person shall park or stand any vehicle backed into the curb or headed into the curb in the Central Traffic District between the Hours of 10:00 a.m. and 6:00 p.m.
- (b) No person shall park or stand any vehicle backed into the curb or headed into the curb on any highway designated as a through highway between the hours of 4:00 p.m. and 6:00 p.m.
- (c) The City Manager may prohibit the parking or standing of any vehicle backed into the curb or headed into the curb on any street. Such prohibition shall be effective when appropriate signs giving notice thereof are erected upon such street.
- (d) No person shall park or stand a vehicle backed into the curb or headed in to the curb in such a fashion as to use more than 1/3 the width of any through street or street in any business district, nor to leave less than 20 feet of open traffic way for passing vehicles. The provisions of this section shall not apply to areas designated for angle parking under the provisions of this Article, provided, however, that no vehicle parked or stopped in an angle parking area shall project into the street beyond passenger vehicles so angle parked.

(Renumbered from former Section 86.08 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0111 Parking on a Grade

No person driving, or in control of, or in charge of, a motor vehicle shall permit it to stand on any highway unattended when upon any grade exceeding three percent (3%) within any business or residence district without blocking the wheels of said vehicle by turning the front wheels diagonally against the adjacent curb so as to prevent the vehicle from rolling down said grade.

(Renumbered from former Section 86.08.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0112 Standing or Parking in Specified Places Prohibited

No person shall park or stand a vehicle:

- (a) Within fifty (50) feet in advance of a Stop sign, Yield sign, traffic signal, or marked crosswalk when appropriate signs or markings are in place prohibiting such parking or standing of the vehicle.
- (b) Within fifty (50) feet of the prolongation of an intersecting roadway curb or pavement edge when appropriate signs or markings are in place, except buses at a designated bus zone.
- (c) In any designated taxicab zone, except properly licensed taxicabs.
- (d) In such a manner as to obstruct the free use of the street.
- (e) In violation of any sign or curb marking limiting or regulating the parking or standing of a vehicle.
- (f) In violation of any sign or red curb marking prohibiting the parking or standing of a vehicle.

(Renumbered from former Section 86.09 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0113 Parking on Private Property — Prohibited

No person shall park a vehicle in a private driveway or on private property without the direct or implied consent of the owner or person in lawful possession of such driveway or property.

(Renumbered from former Section 86.09.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0114 Parking or Standing in Disabled Persons Parking Zones

No person shall park or stand any vehicle in a Disabled Persons Parking Zone unless the operator or the passenger being transported by said vehicle, is physically disabled and the vehicle displays a license issued under the provisions of Section 9105 or Section 22511.5 of the California Vehicle Code.

Disabled Persons Parking Zones shall be operative twenty-four (24) hours a day (Sundays and holidays included); provided, however, that the City Manager may determine and declare limited periods during which any Disabled Persons Parking Zone shall be operative, and such limited operative period shall be effective when appropriate signs giving notice thereof are erected.

(Renumbered from former Section 86.09.2 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0115 Parking or Standing in Consular Parking Zones

No person shall stop or stand any vehicle in a “Consular Parking Zone” unless the person is a consular officer or employee in a consulate and the vehicle displays a distinguishing consular license plate.

Consular Parking Zones shall be operative twenty-four (24) hours a day (Sundays and holidays included); provided, however, that the City Manager may determine and declare limited periods during which any “Consular Parking Zone” shall be operative, and such limited operative period shall be effective when appropriate signs giving notice thereof are erected.

(Renumbered from former Section 86.09.3 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0116 Parking or Standing in Fire Apparatus Access Roadways

It is unlawful to *park* or leave *standing* any vehicle on public or private property in a Fire Apparatus Access Roadway at any time.

(Renumbered from former Section 86.09.4, and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0117 Parking or Standing in Designated Street Sweeping Zones at Certain Posted Times

No person shall park or stand any vehicle in a designated “Street Sweeping Zone”, established pursuant to San Diego Municipal Code Section 86.06 and Section 22507.6 of the California Vehicle Code.

Street Sweeping Zones shall be operative during days and times determined by the City Manager. The operative days and times shall be posted on the appropriate signs erected pursuant to Section 86.06.

(Renumbered from former Section 86.09.5 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0118 Parking in Excess of Seventy-Two (72) Hours Prohibited

No person shall park or cause to be parked or allow to remain standing any vehicle upon any street or highway in excess of seventy-two (72) consecutive hours.

(Renumbered from former Section 86.09.6 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0119 Stopping or Standing in Loading Zones

No person shall stop or stand any vehicle in a “Loading Zone” for a period of time longer than is necessary for the loading or unloading of passengers or materials. No vehicles except motor trucks and commercial vehicles shall stop, stand or park in such zone for the purpose of loading or unloading materials, goods or merchandise. Such loading or unloading shall not consume more than three (3) minutes for passengers nor more than twenty minutes for materials, goods or merchandise. Loading Zones shall be operative between 6:00 A.M. and 6:00 P.M. excepting Sundays and Holidays; provided, however, that the City Manager may determine and declare other hours during which any Loading Zone shall be operative, and such operative period shall be effective when appropriate signs giving notice thereof are erected upon such street.

(Renumbered from former Section 86.10 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0120 Same — Bus Loading Zone

It shall be unlawful for any vehicle to stop, stand or park in any bus loading zone, except a bus engaged in intra-city transportation of passengers.

(Renumbered from former Section 86.10.2 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0121 Parking in Alleys

Except in Alley Parking Zones as designated and posted pursuant to Section 86.06 of this Code, no person shall stop or stand any vehicle in an alley for a period of time longer than is necessary for the loading or unloading of passengers or materials. Such loading or unloading shall not consume more than three (3) minutes for passengers nor more than twenty (20) minutes for materials. No person shall stop or stand any vehicle in an alley in such a manner that would prevent the passage of emergency vehicles.

(Renumbered from former Section 86.10.3 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0122 Standing or Loading only In Certain Places — Sight Seeing Bus Loading Zone

Between the hours of 6:00 a.m. and 6:00 p.m., Sundays and holidays included, it shall be unlawful for the driver of any vehicle, other than a *sightseeing bus*, to *stop*, *leave standing*, or *park* said vehicle in any *sightseeing bus zone*.

(Renumbered from former Section 86.10.4, and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0123 Parking Meter Rates — Authority

- (a) It is the intent of the City Council to establish a target utilization rate of 85 percent for all parking meters within the City of San Diego. Utilization rate refers to the amount of time that vehicles occupy a parking meter space during the allowed hours of operation of the parking meter. The establishment of the target utilization rate of 85 percent is based on well-accepted planning studies as well as the example of other municipalities. The City Council finds that the establishment of the target utilization rate of 85 percent is one of the most effective strategies for managing on-street parking and for recovering at least a portion of the estimated reasonable costs associated with parking and traffic control and management impacting the parking of vehicles within parking meter zones.
- (b) All parking meter rates heretofore established shall be and remain in effect, unless otherwise set or adjusted by the City Manager or City Council as proscribed in this subsection. Under the authority of California Vehicle Code section 22508, the City Council establishes a range of hourly parking meter rates from \$0.25 to \$2.50. The City Manager shall set the rate of a parking meter, consistent with achieving the 85 percent target utilization rate, based upon parking utilization data and community input as set forth in Council Policy No. 100-18; except that, whenever the Council of the City of San Diego, by resolution or ordinance, sets the parking meter rate, the effective rate shall be the rate set by the Council.

- (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.

(Renumbered from former Section 86.11 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§86.0124 Parking Meters — Parking Regulated

- (a) The City Manager is instructed to have lines or markings painted or placed upon the curb or upon the street adjacent to each single-space *parking meter* for the purpose of designating the parking space for which said meter is to be used, and each vehicle parking alongside of or next to any single-space *parking meter* shall park within the lines or markings so established, and the City Manager is instructed to have lines or markings painted or placed upon the curb or upon the street in any *parking meter* zone that is controlled by a multi-space *parking meter* that does not produce a receipt to be used by the parking user as proof of valid parking as described in section 86.0126.
- (b) No person shall park any vehicle across any line or marking or park said vehicle in such position that the same shall not be entirely within the area so designated by such lines or markings.
- (c) When a parking space in any parking meter zone is parallel to the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked so that the foremost part of such vehicle shall be alongside of and nearest the single-space parking meter except where the single-space parking meter is mounted to the rear of the parking space, in which case, any vehicle parked in such parking space shall be parked so that the rearmost part of such vehicle shall be alongside of and nearest the single-space parking meter.

- (d) When a parking space in any parking meter zone is diagonal to the curb or sidewalk, any vehicle parked in such parking space shall be parked with the foremost part of such vehicle directly at and nearest to such single-space meter except where the single-space parking meter is mounted to the rear of the parking space, in which case, any vehicle parked in such parking space shall be parked so that the rearmost part of such vehicle shall be directly at and nearest to such single-space parking meter.

(Renumbered from former Section 86.12, and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0125 Parking Meter Zones — Established

- (a) All parking meter zones heretofore established shall be and remain in effect, unless revised or adjusted in accordance with section 82.04.
- (b) When parking meter zones are hereafter established or when it is determined by the City Council that there is a need for reconsideration and revision of the existing parking meter zones, the City Manager shall conduct a study of the area involved.
- (c) The City Manager's study shall be directed toward an analysis of the efficiency, safety and regulation of the traffic upon the public streets. The City Manager shall recommend areas in which new parking meter zones shall be established and recommend changes in existing parking meter zones. The City Manager's recommendation shall be based upon the following considerations:
 - (1) Character of the neighborhood;
 - (2) Density of metering;
 - (3) Amount and type of off-street parking;
 - (4) Relative vehicle turnover;
 - (5) Such other information as the Council may require or the Manager may deem appropriate.

The regulation of traffic by parking meters and the use of any approved method of payment in such meters shall become effective upon the installation of appropriate parking meters and signs thereon, giving notice of such parking meter regulation and rate.

(Renumbered from former Section 86.13 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§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.

(Renumbered from former Section 86.14 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§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.

(Renumbered from former Section 86.15 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Amended 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§86.0128 Parking Meter — Time of Operation

- (a) Parking meters shall be operated in parking meter zones every day between the hours of 8:00 a.m. and 6:00 p.m., except Sundays and holidays, unless otherwise determined by the City Manager as set forth in section 86.16 (b) or (c); provided, however, that whenever the Council of the City of San Diego specifies by resolution or ordinance the time period of operation of parking meters, the parking meters shall operate during the times set by the City Council.
- (b) The City Manager may set and adjust the time period of operation of parking meters before 8:00 a.m., but no earlier than 7:00 a.m., and later than 6:00 p.m., but no later than 11:00 p.m., every day except on Sundays and holidays, but in no event for a length of time less than ten hours each day, consistent with achieving the target utilization rate of 85 percent, based upon parking utilization data and community input as set forth in City Council Policy No. 100-18.
- (c) The City Manager may set and adjust the time period of operation of said parking meters for any length of time between the hours of 7:00 a.m. and 11:00 p.m. on Sundays and holidays, consistent with achieving the target utilization rate of 85 percent, based upon parking utilization data and community input as set forth in City Council Policy 100-18.

(Renumbered from former Section 86.16 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0129 Parking Meter — Tampering With

It shall be unlawful for and a violation of the provisions of this Chapter for any unauthorized person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meters installed under the provisions of this Chapter.

(Renumbered from former Section 86.17 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0130 Parking Meter — Slug or Device Prohibited

It shall be unlawful and a violation of the provisions of this Chapter to deposit or cause to be deposited in any parking meter any slug, device or substitute for a lawful coin of the United States.

(Renumbered from former Section 86.18 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0131 City Parking Facilities — Regulated

The City Manager shall have the authority to provide and define parking areas on property or parking lots owned, leased, or operated by The City of San Diego in which officers and employees of The City of San Diego shall be permitted to park motor vehicles without restriction as to time; any such areas reserved exclusively for the use of such officers and employees shall be adequately marked and posted so as to clearly define the areas thus reserved.

No person shall park any motor vehicle or leave same unattended in any parking area of such parking lot which is reserved for the exclusive use of officers or employees of The City of San Diego, unless the vehicle has a valid permit attached thereto, under the provisions of this section.

Permission and authority for the parking of motor vehicles in the areas reserved for the exclusive use of officers and employees of The City of San Diego shall be manifested by appropriate permits on windshield stickers issued by the City Manager, which said permits shall be attached to the windshield of the motor vehicle of such officer or employee. The City Manager is hereby authorized to reissue such permits as circumstances may require.

No officer or employee of The City of San Diego shall park or leave unattended in areas of any parking lots which have been restricted for the use of the public any vehicle bearing a permit issued under the provisions of this section, except at such times and under such circumstances as may be established by the City Manager.

(Renumbered from former Section 86.19 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0132 City Parking Facilities — Parking in Marked Zones and Stalls

It shall be unlawful for any person to park or leave unattended any motor vehicle in any parking facility owned, leased, or operated by The City of San Diego except in areas distinctly marked for parking and only in areas marked with lines designating parking spaces.

(Renumbered from former Section 86.19.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0133 City Parking Facilities — Penalty, Impounding of Vehicles Authorized

No person shall park a vehicle for more than seventy-two (72) hours on a parking facility owned, leased, or operated by The City of San Diego. The Police Department shall have the right to impound any vehicle found parked in said parking facilities in violation of any of the terms and provisions of this code. In impounding said vehicles the members of the Police Department shall insofar as practicable follow the provisions of Section 22852 of the Vehicle Code of the State of California. No vehicle may be removed from said parking facilities under the provisions of this code unless signs are posted in said parking facilities which give notice of the restrictions as to parking governing the area in which said vehicle may be found.

(Renumbered from former Section 86.19.2 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0134 Disabled Parking in City Parking Facilities

- (a) The City Manager is hereby authorized to designate stalls or spaces in publicly-owned, leased, or controlled off-street parking facilities for the exclusive use of physically disabled persons whose vehicles display either one of the distinguishing license plates issued for disabled persons pursuant to Section 22511.5 of the California Vehicle Code or for disabled veterans, as specified in Section 9105 of the California Vehicle Code.

Such designation shall be made by posting immediately adjacent to, and visible from, each stall or space a sign consisting of a profile view of a wheelchair with occupant in white on a blue background.

There shall also be posted immediately adjacent to, and visible from, such stall or space a sign which clearly and conspicuously states the following:

Unauthorized vehicles not displaying distinguishing license plates issued for physically disabled persons will be issued citations.

- (b) No person shall stand or park a vehicle within a stall or space designated for the physically disabled within an off-street parking facility owned, leased, or operated by The City of San Diego unless the vehicle displays distinguishing license plates issued for disabled persons.

(Renumbered from former Section 86.19.3 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0135 City-Owned Parking Facilities — Santa Clara Point — Parking of Boats Prohibited

Notwithstanding the provisions of Section 86.19.2, no person shall park a boat or unattached boat trailer on Santa Clara Point parking facilities from 2:00 a.m. to 5:00 a.m. daily, including holidays and Sundays. The Police Department shall have the right to impound any boat or unattached boat trailer found parked in said parking facilities in violation of the terms of this section. In impounding said boats and unattached boat trailers, the members of the Police Department shall, insofar as practicable, follow the provisions of Section 22852 of the Vehicle Code of the State of California. No boat or unattached boat trailer may be removed from said parking facilities under the provisions of this Code unless signs are posted in said parking facilities which give notice of the restrictions stated herein. Nothing herein shall prohibit the parking on Santa Clara Point parking facilities of a boat or boat trailer between 2:00 a.m. and 5:00 a.m., if such boat or trailer is attached to a motor vehicle.

(Renumbered from former Section 86.19.4 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0136 Display of Warning Devices When Commercial Vehicle Disabled

Every motor truck having an unladen weight of 4,000 pounds or more, and every truck tractor irrespective of weight when operated upon any highway outside of any business or residence district and upon which highway there is insufficient street lighting to reveal a vehicle at a distance of 200 feet during the time specified in Section 618 of the Vehicle Code of the State of California, shall be equipped with and carry at least two flares or lights or reflectors when reflectors shall be of a type approved by the California Department of Motor Vehicles. When any vehicle above-mentioned or any trailer or semi-trailer is disabled on the roadway or within 10 feet thereof at any time mentioned in said Section 618, a warning signal of the character indicated above shall be immediately placed at a distance of approximately 100 feet in advance of and 100 feet to the rear of such disabled vehicle. The warning signals herein mentioned shall be displayed continuously during the times mentioned in said Section 618 while such vehicle remains disabled upon the roadway or within 10 feet thereof.

(Renumbered from former Section 86.22 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0137 Prohibition of Use of Streets for Storage, Service, or Sale of Vehicles or For Habitation

- (a) It is unlawful for any *person* to leave *standing* or *park* any vehicle upon any street while selling merchandise there from unless authorized by other provisions of this Municipal Code.
- (b) It is unlawful for any *person* to leave *standing* or *park* any vehicle upon any street for the purpose of servicing or repairing such vehicle, except in an emergency.
- (c) It is unlawful for any *person* to leave *standing* or *park* any vehicle upon any street in any business district or upon any through highway for the purpose of washing or polishing such vehicle.
- (d) It is unlawful for any *person* who deals in, or whose business involves the sale, lease, rental, or charter of vehicles to store, *park*, or leave *standing* any such vehicle upon any public street, except while such vehicle is under lease, rental, or charter by a customer.
- (e) It is unlawful for any *person* whose business involves the repair, servicing of vehicles or vehicle components to store, leave *standing*, or *park* any vehicle on any public street after that *person* has accepted custody of the vehicle from the customer.
- (f) It is unlawful for any *person* to use a vehicle for human habitation on any street or public property, unless the street or public property is specifically authorized for such use by the City Manager, as follows:
 - (1) between the hours of 9:00 p.m. and 6:00 a.m.; and
 - (2) at any time, within 500 feet of a residence, meaning a building used for living, including a house, condominium, apartment unit, or other similar dwelling unit affixed to real property; and
 - (3) at any time, within 500 feet of a school that offers instruction on those courses of study required by the California Education Code or that is maintained pursuant to standards set by the State Board of Education. School for purposes of this section 86.0137(f) does not include a vocational or professional institution of higher education, including a community or junior college, college, or university.

- (4) For purposes of this section 86.0137(f), evidence of human habitation may include observations, considering all the circumstances, that a *person* is using a vehicle for: sleeping; bathing; preparing or cooking meals; possessing or storing items that are not associated with ordinary vehicle use, such as a sleeping bag, bedroll, blanket, sheet, pillow, used bedding, kitchen utensils, cookware, cooking equipment, camping gear, food, water, personal grooming items, or containers of feces or urine. Evidence of human habitation also may include observations, considering all the circumstances, that: a *person* has obscured some or all of the vehicle's windows; there is litter, rubbish, or waste in or around the vehicle; there is furniture set up in or around the vehicle, such as chairs, tables, umbrellas, or portable cooking equipment; or there is evidence of human urination or defecation around the vehicle.
- (g) It is unlawful for any *person* to store, or cause to be stored, any vehicle on any street. A vehicle shall be considered stored when it has been left *standing* on a street without having been moved more than 1/10 of a mile within a seventy-two consecutive hour period.
- (h) It is unlawful for any *person* to leave *standing*, or cause or allow to be left *standing*, any inoperable vehicle on any street for more than four consecutive hours. A vehicle is considered to be inoperable when it is wrecked, burned, dismantled, when it lacks a motor, transmission, or wheels, when it is on blocks, or when it is otherwise incapable of being driven upon the highways in conformity with the requirements of the *Vehicle Code*.
- (i) It is unlawful for any *person* to *park* an unattached semi-trailer or auxiliary dolly on any street except for the purpose of loading or unloading it.

(Renumbered from former Section 86.23, retitled from "Use Of Streets For Storage, Service or Sale of Vehicles or For Habitation Prohibited" to "Prohibition of Use of Streets for Storage, Service or Sale of Vehicles or For Habitation" and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

(Retitled from "Prohibition of Use of Streets for Storage, Service or Sale of Vehicles or For Habitation" to "Prohibition of Use of Streets for Storage, Service, or Sale of Vehicles" and amended 3-7-2019 by O-21046 N.S.; effective 4-6-2019.)

(Retitled to "Prohibition of Use of Streets for Storage, Service or Sale of Vehicles or For Habitation" and amended 5-14-2019 by Emergency Ordinance O-21071 N.S.; effective 5-14-2019.)

(Amended 6-6-2019 by O-21072 N.S.; effective 7-6-2019.)

§86.0138 Authority to Remove Vehicles for Sale

- (a) Purpose. The Council of the City of San Diego finds that the display of vehicles for sale on its streets creates a distraction for drivers and pedestrians, thereby creating a hazard; creates a nuisance for the community; and decreases the parking available for businesses and residents. Council further finds that numerous methods are available and necessary to alleviate this problem in the method most appropriate for the affected community. The purpose of this Section is to authorize and empower the City Manager to take various actions when the use of public streets for the private sale of vehicles adversely affects communities in the City of San Diego.
- (b) It is unlawful to park a vehicle on a street designated pursuant to Section 86.0138(e) when, because of a sign or placard on the vehicle, it appears that the primary purpose of parking the vehicle at that location is to display to the public that the vehicle is for sale.
- (c) A notice of violation for Section 86.0138(b) must be accompanied by:
 - (1) A warning that an additional violation of Section 86.0138(b) may result in the impoundment of the vehicle, even if the vehicle is moved to another street designated under this section, so long as the sign or placard offering the vehicle for sale remains on the vehicle.
 - (2) A list of the streets subject to this section.
- (d) The City Manager has the authority to order the removal of any vehicle from any designated street when, because of a sign or placard on the vehicle, it appears that the primary purpose of parking the vehicle at that location is to display to the public that the vehicle is for sale, and when the vehicle has previously been issued a notice of violation for Section 86.0138(b) within the last 30 days, but not less than 24 hours. The City Manager may order removal of a vehicle even if the vehicle has been moved to a different street, so long as that street is also a designated street pursuant to Section 86.0138(e) and all the requirements of this section are satisfied.
- (e) The streets subject to this section shall be determined by Resolution of the Council.

(Renumbered from former Section 86.23.1, and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0139 Prohibition of Parking of Oversized Vehicles, Non-Motorized Vehicles, and Recreational Vehicles

Except as provided in section 86.0140 or otherwise expressly provided to the contrary herein, or unless such *parking* or *standing* is authorized by the City Manager and appropriate signs permitting such *parking* or *standing* are posted:

- (a) It is unlawful for any *person* to *park* or leave *standing* upon any public street, *park road*, or *parking lot*, any *oversized vehicle*, *non-motorized vehicle*, or *recreational vehicle* between the hours of 2:00 a.m. and 6:00 a.m.
- (b) It is unlawful for any *person* to *park* or leave *standing* within 50 feet of any intersection of public streets, a public street and *park road*, a public street and *alley*, or a *park road* and *alley*, as measured from the prolongation of the curb lines or the edge of the pavement of the cross street or *alley*, any *oversized vehicle*, *non-motorized vehicle*, or *recreational vehicle* at any time.

(“Prohibition of Parking of Oversized, Non-Motorized and Recreational Vehicles” added 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)

§86.0140 Exceptions to Prohibition on Parking of Oversized Vehicles, Non-Motorized Vehicles, and Recreational Vehicles

- (a) Section 86.0139(a) does not apply to any *oversized vehicle* on a public street while actively engaged in loading or unloading goods, wares, or merchandise from or to any building or structure.
- (b) Section 86.0139(a) does not apply to any *oversized vehicle* on a public street when such *oversized vehicle* is parked or left standing in connection with, and in aid of, the performance of a service to or on a property in the block in which such *oversized vehicle* is parked or left standing.
- (c) Section 86.0139 does not apply to any vehicle on a public street belonging to federal, state, or local authorities, or a public utility.
- (d) Section 86.0139(a) does not apply to any school bus on a public street involved in the transportation of students, or to any bus on a public street used for the transportation of youths or disabled persons during the course of the activity for which they were transported.

- (e) Section 86.0139 does not apply to commercial loading zones.
- (f) Section 86.0139(a) does not apply to any vehicle displaying a valid permit issued pursuant to section 86.0143.

*(“Exceptions to Prohibition on Parking of Oversized, Non-Motorized and Recreational Vehicles” added 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)*

§86.0141 Notice

- (a) The prohibitions and restrictions contained in section 86.0139 shall be effective upon the posting of signs providing notice.
- (b) The City Manager shall post and maintain appropriate signs providing notice of the prohibitions contained in section 86.0139.

*(“Notice” added 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)*

§86.0142 Enforcement Remedies

A violation of section 86.0139 shall be an infraction punishable by a fine of \$100.

*(“Enforcement Remedies” added 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)*

§86.0143 Permit Process for Temporary Overnight Parking on Public Streets

- (a) The City Manager has the authority to adopt procedural rules and regulations governing the permit process, and to issue a parking permit for the *parking* of a *recreational vehicle* on a public street to any resident of the *City* or a bona fide guest of such resident, if:
 - (1) a written application is made to the City Manager including the address of the resident; and
 - (2) the appropriate fees as described in section 86.0143(g) are paid.
- (b) The permit shall state the address of the resident and the permit shall only be valid within the same block as the resident’s address, on either side of the street.

- (c) The duration of the permit shall not exceed 24 hours.
- (d) Permits may be issued, but not exceed, three consecutive 24-hour periods.
- (e) No more than 72 permits shall be issued relating to any one address in any one calendar year period.
- (f) Proof of residency and proof of *recreational vehicle* ownership or *recreational vehicle* use and control shall be demonstrated in a manner determined by the City Manager.
- (g) The fee for obtaining a permit shall be established by resolution of the *Council* based upon the recommendation of the City Manager. A copy of the fee schedule shall be filed in the ratebook of *City* fees and charges on file in the Office of the City Clerk.
- (h) The *recreational vehicle* shall not be used for overnight camping, lodging or for accommodation purposes while parked on the public street.

(“Permit Process for Temporary Overnight Parking on Public Streets” added 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)
(Amended 7-17-2014 by O-20382 N.S.; effective 8-16-2014.)
(Amended 6-22-2016 by O-20655 N.S.; effective 7-22-2016.)

§86.0145 Stopping, Standing or Parking On Grade Separations

No person shall stop, stand or park any vehicle in or upon any grade separation, except in the event of an emergency or when necessary to avoid injury or damage to persons or property, or in compliance with the direction of a member of the Police Department or other authorized person; or with the direction of a sign or signal.

(Renumbered from former Section 86.24 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0146 Removal of Vehicles From Grade Separations

When any vehicle in or on any grade separation is stopped for any reason and is obstructing or may obstruct the flow of traffic, any member of the Police Department may move such vehicle or have such vehicle moved to the nearest terminus of said grade separation and beyond to a place of safety. The registered owner or owners and the operator of such vehicle shall be responsible for all reasonable charges for the moving services.

(Renumbered from former Section 86.24.1 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0147 Parking On Median Strip Prohibited

No person shall stop, stand or park a vehicle in or upon any median strip, unless parking is authorized on such median strip and appropriate signs permitting such parking are posted.

(Renumbered from former Section 86.25 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0148 Parking On Parkway Restricted

It is unlawful for any person to stop, stand, or park a vehicle in or upon any Parkway or upon any portion of a street between the sidewalk and property line unless all of the following conditions exist: (a) the vehicle is parked perpendicular to the curb, (b) the vehicle is parked within the extension of the driveway between the curb and sidewalk so that no part of the vehicle protrudes into the street or the sidewalk, and (c) no vehicle is parked which alone, or in combination with other vehicles, would prevent ingress and egress between the street and residential driveway by an emergency vehicle using the left side of the driveway. Left side is oriented by a person facing the residence.

(Renumbered from former Section 86.26 on 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§86.0149 Parking of Heavy Duty Commercial Vehicles in Residential Districts

It is unlawful for any *person* to *park* any *heavy duty commercial vehicle* on a street in any *residence district* except:

- (a) while loading or unloading property, or
- (b) when such vehicle is *parked* in connection with, and in aid of, the performance of a service to or on a property in the block in which the vehicle is *parked*, or
- (c) the vehicle is *parked* immediately in front of or along side of premises actively devoted to industry or commerce and lying contiguous to the street.

(Renumbered from former Section 86.27, and amended 8-5-2013 by O-20281 N.S.; effective 9-4-2013.)

§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.

(“Car Share Parking Zones” added 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§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.

(“*Electric Vehicle Parking Regulations*” added 8-25-2015 by O-20560 N.S.; effective 9-24-2015.)

§86.0152 Misuse of Disabled Person Placard or License Plate

- (a) Purpose. This section is enacted pursuant to California Vehicle Code section 22511.57 authorizing local authorities to enforce misuse of distinguishing placards or special license plates, intended for disabled persons or disabled veterans, as parking violations instead of misdemeanors.
- (b) No person shall park or stand a vehicle on a street or highway, or in a parking stall or space in a privately or publicly owned or operated offstreet parking facility when the vehicle displays, in order to obtain special parking privileges, a disabled person placard or license plate, and any of the following conditions are met:
 - (1) The records of the Department of Motor Vehicles for the identification number assigned to the placard or license plate indicate that the placard or license plate has been reported as lost, stolen, surrendered, cancelled, revoked, or expired, or was issued to a person who has been reported as deceased for a period exceeding 60 days; or

- (2) The placard or license plate is displayed on a vehicle that is not being used to transport, and is not in the reasonable proximity of, the person to whom the license plate or placard was issued or a person who is authorized to be transported in the vehicle displaying that placard or license plate; or
 - (3) The placard or license plate is counterfeit, forged, altered, or mutilated.
- (c) Notwithstanding section 12.0201 of the Municipal Code, a violation of section 86.0152 is subject to a civil penalty, and is not an infraction.
- (“Misuse of Disabled Person Placard or License Plate” added 10-20-2015 by O-20571 N.S.; effective 11-19-2015.)*

§86.0153 Authority to Remove Vehicles for Misuse of Disabled Person Placard or License Plate

- (a) Purpose. This section is enacted pursuant to California Vehicle Code section 22652.6.
 - (b) Any peace officer or any regularly employed and salaried employee engaged in directing traffic or enforcing parking laws and regulations of the City may remove any vehicle parked or standing on a street or highway or from a stall or space of a privately or publicly owned or operated offstreet parking facility within the City when the vehicle is in violation of section 86.0152.
- (“Authority to Remove Vehicles for Misuse of Disabled Person Placard or License Plate” added 10-20-2015 by O-20571 N.S.; effective 11-19-2015.)*