

# Attachment B

**ORDINANCE NO. \_\_\_\_\_**

**AN URGENCY ORDINANCE OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA, AMENDING SECTION 12.28.030 OF THE MONTEREY COUNTY CODE TO PROHIBIT PARKING AT CERTAIN TIMES ALONG MADISON LANE IN THE UNINCORPORATED AREA**

**County Counsel Summary**

*This ordinance is an urgency ordinance for the immediate preservation of the public peace, health and safety of the County of Monterey due to individuals parking vehicles on Madison Lane in an unsafe manner creating obstruction of the travel lanes, and a danger to pedestrians and vehicles in the Boronda community. This urgency ordinance amends Section 12.28.030 of the Monterey County Code to add Madison Lane on both sides from Boronda Road easterly to its terminus as an area where parking is prohibited from 7:00 a.m. to 6:00 p.m. during weekdays.*

The Board of Supervisors of the County of Monterey ordains as follows:

**SECTION 1. PURPOSE AND FINDINGS.**

A. Pursuant to Article XI, section 7 of the California Constitution, the County of Monterey (“County”) may adopt and enforce ordinances and regulations not in conflict with general laws to protect and promote the public health, safety, and welfare of its citizens.

B. California Vehicle Code section 22507 authorizes the County of Monterey to enact regulations by ordinance to prohibit or restrict parking of vehicles on certain streets and highways.

C. Residents of the area have reported that vehicles park and create public health and safety concerns regarding obstruction of the travel lanes along Madison Lane in the Boronda community. These obstructions are a danger to vehicles and pedestrians in the area, especially as traffic in the area increases.

D. The County has received multiple requests from residents advocating the establishment of restricted parking along Madison Lane.

E. The County Board of Supervisors prepared and assigned Board Referral No. 2022.05 in response to the community concerns.

F. It is necessary and appropriate for the immediate protection of the public peace, health, safety and welfare of the County to prohibit parking along Madison Lane on both sides from Boronda Road easterly to its terminus on weekdays from 7:00 a.m. to 6:00 p.m.

G. The adoption of this ordinance is categorically exempt under the California Environmental Quality Act (CEQA) pursuant to section 15301(c) of the CEQA Guidelines because the action involves negligible changes to the regulations that govern the existing highways and streets

SECTION 2. Section 12.28.030 of the Monterey County Code is amended to add the following:

**Madison Lane**, on both sides, from Boronda Road, easterly to its terminus.

SECTION 3. OTHER ACTIONS. County staff are authorized and directed to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this ordinance including the posting of appropriate signage in and around the described locations.

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect immediately as an urgency ordinance based on the finding of the Board of Supervisors that this ordinance is adopted in compliance with Government Code Section 25123, that it is necessary for the immediate protection of the publicpeace, health, and safety, and shall remain in effect until it is terminated or superseded.

PASSED AND ADOPTED on this \_\_\_\_ day of \_\_\_\_\_, 2022, by the following vote:

AYES:  
NOES:  
ABSENT:

\_\_\_\_\_  
Chair Supervisor Mary L. Adams,  
Monterey County Board of Supervisors

A T T E S T :  
Valerie Ralph  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
  
Kelly L. Doolan  
Assistant County Counsel