

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA,
AMENDING SECTION 12.28.010 OF THE MONTEREY COUNTY CODE RELATING
TO PARKING RESTRICTIONS ON STREETS AND HIGHWAYS.****County Counsel Summary**

This ordinance establishes no parking at any time on the east side of State Highway 1 from the centerline of the Point Lobos State Park entrance northerly for a distance of 1800 feet and from the centerline of the Point Lobos State Park entrance southerly for a distance of 1800 feet, in the unincorporated area of Monterey County. This restriction will not become operative unless and until approved by the State Department of Transportation and will remain in effect for only two years from the date the restriction becomes operative.

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

SECTION 1. PURPOSE AND FINDINGS. Pursuant to Article XI, section 7 of the California Constitution, the County of Monterey 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. California Vehicle Code section 22506 authorizes the County of Monterey to enact regulations by ordinance to prohibit or restrict parking of vehicles on a state highway within the County's jurisdiction, if the ordinance is first submitted to and approved by the State Department of Transportation (Caltrans). The County has received multiple requests from local residents advocating the establishment of no parking at any time on the east side of State Highway 1, from a point 1800 feet north of the Point Lobos State Park entrance to a point 1800 feet south of the Point Lobos State park entrance, a distance of 3600 feet. State park patrons often park along State Highway 1 and cross the highway to access the park, creating potentially unsafe conditions for drivers. This prohibited parking along State Highway 1 potentially stops unsafe pedestrian movement on the state highway at this location. Balancing these safety concerns with preservation of public access to Point Lobos State Park and recognizing pending planning efforts to address the volume of visitors to the state park, the Board desires to limit this parking prohibition to an initial two-year trial period. Accordingly, the restriction enacted by this ordinance will not become operative unless and until Caltrans approves the restriction, will remain in effect for only two years after becoming operative, and will automatically terminate unless extended by ordinance by the Board of Supervisors.

SECTION 2. Section 12.28.010 of the Monterey County Code is amended by adding to that section the following street location:

State Highway 1, on the east side of State Highway 1, from the centerline of the Point Lobos State Park driveway entrance northerly for a distance of 1800 feet, and from the centerline of the Point Lobos State Park driveway entrance southerly for a distance of 1800 feet.

SECTION 3. This ordinance shall become effective on the thirty-first day following its adoption. The parking restriction enacted by this ordinance will not become operative unless and until approved by the State Department of Transportation. The parking restriction will remain in effect for only two years from the date the restriction becomes operative and shall automatically terminate immediately thereafter unless extended by ordinance by the Board of Supervisors.

PASSED AND ADOPTED this ____ day of _____, 2019, by the following vote:


AYES:
NOES:
ABSENT:

John M. Phillips, Chair
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:

WENDY S. STRIMLING
Senior Deputy County Counsel