



# Monterey County Board of Supervisors

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Salinas, CA 93901  
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## Board Order

### Ordinance No. 5290

Upon motion of Supervisor Alejo, seconded by Supervisor Phillips and carried by those members present, the Board of Supervisors hereby:

Adopted Ordinance No. 5290 adding Section 12.28.011 of the Monterey County Code to authorize the County to prohibit parking at any time on certain County streets and highways and to tow away vehicles that violate the prohibition. This ordinance also applies this restriction specifically to the entirety of Lapis Road near the community of Marina in the unincorporated area of the County of Monterey, to become operative December 1, 2017 or the effective date of a Safe Parking Program, whichever is later.

PASSED AND ADOPTED this 24th day of October 2017, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams

NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 80 for the meeting October 24, 2017.

Dated: November 20, 2017  
File ID: A 17-404

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By

Deputy

**ORDINANCE NO. 5290**

**AN ORDINANCE OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA, ADDING SECTION 12.28.011 TO THE MONTEREY COUNTY CODE RELATING TO PROHIBITING PARKING ON COUNTY HIGHWAYS WITH AUTHORIZATION TO REMOVE VEHICLES IN VIOLATION OF THE PROHIBITION**

**County Counsel Summary**

*This ordinance adds section 12.28.011 to the Monterey County Code to authorize the County of Monterey to prohibit parking at any time on certain County streets or highways with the ability to tow away vehicles that violate the prohibition, provided signs are posted giving notice of the removal. The ordinance also specifically prohibits parking at any time on Lapis Road near the community of Marina in the unincorporated area of the County of Monterey and authorizes removal of vehicles that violate this no-parking prohibition, to become operative December 1, 2017 or the effective date of a Safe Parking Program, whichever is later.*

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. Pursuant to California Vehicle Code section 22507 (a), the County of Monterey may, by ordinance or resolution, prohibit or restrict the stopping, parking, or standing of vehicles on certain streets or highways, or portions thereof, during all or certain hours of the day. In addition, pursuant to California Vehicle Code section 22651(n), the County of Monterey may, by ordinance or resolution, authorize the removal of vehicles in violation of a no parking ordinance if signs are posted giving notice of the removal.

SECTION 2. Section 12.28.011 is added to the Monterey County Code to read as follows:

**12.28.011 PROHIBITED – AT ALL TIMES WITH TOW-AWAY AUTHORIZATION**

No person shall stop, park, or leave standing any vehicle, whether attended or unattended, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or official traffic control device, in any of the following places at any time, and the Director of Transportation of the County of Monterey is directed to place and maintain appropriate signs or curb markings giving notice of this regulation and post signs providing for the removal of vehicles in violation of this prohibition at such places:

**Lapis Road**, on both sides of Lapis Road, along its entirety from Del Monte Boulevard generally north to its terminus at Del Monte Boulevard, in the vicinity of the City of Marina.

SECTION 3. This ordinance shall become effective on the thirty-first day following its adoption and become operative on December 1, 2017 or the effective date of a Safe Parking Program, whichever is later.

PASSED AND ADOPTED this 24th day of October, 2017, by the following vote:

AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams  
NOES: None  
ABSENT: None

/s/ Mary L. Adams  
Mary L. Adams, Chair,  
Monterey County Board of Supervisors

A T T E S T :

GAIL T. BORKOWSKI  
Clerk of the Board

By: /s/ Gail T. Borkowski  
~~Deputy~~

APPROVED AS TO FORM:  
  
/s/ Wendy S. Strimling  
  
WENDY S. STRIMLING  
SENIOR DEPUTY COUNTY COUNSEL