

CITY OF LOS ANGELES

CALIFORNIA

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When making inquiries relative to
this matter, please refer to the
Council File No.

June 10, 2014

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 14-0577, at its meeting held June 6, 2014.

City Clerk
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CATEGORICAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT, and RESOLUTION relative to the establishment of Overnight Parking District (OPD) No. 550.

Recommendations for Council action:

1. FIND that the establishment of OPD No. 550, pursuant to Los Angeles Municipal Code (LAMC) Section 80.54, is exempt from the California Environmental Quality Act (CEQA) as a Class I Categorical Exemption under III.1.a.3 of the 2002 Los Angeles CEQA Guidelines.
2. FIND that the Los Angeles Police Department (LAPD) should have the primary responsibility for the enforcement of the authorized overnight parking restriction in OPD No. 550, with support from Los Angeles Department of Transportation (LADOT) Parking Enforcement, since the reported problems involve criminal activity.
3. ADOPT the accompanying Resolution establishing OPD No. 550, pursuant to Section 80.54 of the LAMC, to include both sides of the street within the area bounded in a clockwise manner: Beverly Boulevard between Ridgewood Place and Western Avenue, Western Avenue between Beverly Boulevard and 3rd Street, 3rd Street between Western Avenue and Wilton Place and Wilton Place between 3rd Street and 2nd Street and Wilton Drive between 2nd Street and 1st Street and Ridgewood Place between 1st Street and Beverly Boulevard.
4. AUTHORIZE the LADOT to immediately post signs upon adoption of the Resolution which state: "No Parking, 2 AM to 6 AM, District No. 550 Permits Exempt" for both sides of:
 - a. Gramercy Place between Council Street and 1st Street
 - b. Gramercy Place between 1st Street and 2nd Street
 - c. Gramercy Place between 2nd Street and 3rd Street
 - d. St. Andrews Place between 2nd Street and 3rd Street
 - e. Manhattan Place between 2nd Street and 3rd Street
5. AUTHORIZE permit sales to all residents of OPD No. 550.
6. AUTHORIZE the "No Parking, 2 AM to 6 AM" parking restriction for any street segment within OPD No. 550 where there is no residential or park frontage on either side of the street.
7. AUTHORIZE posting or removal of "No Parking, 2 AM to 6 A; District No. 550 Permits Exempt" parking restriction on all residential street segments within OPD 550 upon receiving a written request from the Councilmember for the OPD.
8. INSTRUCT the LADOT to initiate the necessary procedures to prepare, issue, and collect payments for Overnight Parking Permits from the residents of OPD No. 550 in accordance with LAMC Section 80.54, where the following permit conditions will apply:
 - a. Maximum of three Resident Permits per dwelling unit at \$15 each per year.

- b. Maximum of two Visitor Permits per dwelling unit at \$10 each per four months.
 - c. Maximum of 25 Guest Permits per dwelling unit per day at \$1 each per day.
 - d. Sales of Guest Permits in excess of 25 per dwelling unit per day require written approval of the Council Office.
9. DIRECT the LADOT to post or remove the authorized OPD No. 550 restrictions for any of the street segments within OPD No. 550 in accordance with the criteria set forth in the Recommendation No. 8, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety, upon written instructions from the Council Office representing the specific street segment requesting the posting or removal of such signs following Council action establishing the District.

Fiscal Impact Statement: The LADOT reports that OPDs with permits for residents and their guests are a special service for which the City is entitled to fully recover all associated costs for the administration, posting, maintaining and enforcing through the permit fees charged. In addition to recovering these costs, the City will gain additional General Fund revenue from the issuance of parking citations to violators of the OPD's parking restrictions.

Community Impact Statement: None submitted.

Summary:

On May 28, 2014, your Committee considered a May 2, 2014 LADOT report and Resolution relative to the establishment of OPD No. 550 for the St. Andrews Square Area. According to the LADOT, St. Andrews Square is an area developed with some single-family and multiple family residential dwelling units; which lack adequate off-street parking, where the residents depend upon being able to park on the street adjacent to their homes and where residents are unable to find overnight parking on the block due to the overnight parking of non-residents. The Council office sent a letter verifying receipt of petitions, documenting and substantiating support indicating a desire to have those blocks posted with restrictive signs. No additional street segments shall be posted with signs prohibiting parking between 2:00 a.m. and 6:00 a.m. unless and until the LADOT receives written request for posting from the Council member for the street segment.

On August 3, 2013, between the hours of 2:00 AM and 6:00 AM, the LADOT conducted a parking study for the street segments within the proposed OPD to determine the extent of the public nuisance parking problem and did not find any vehicles that appeared to be associated with the criminal activity described in the letters from the LAPD and the Councilmember for Council District Four, attached to the Council file, and which might be forced to park outside this neighborhood once overnight parking restrictions were posted on these additional street segments.

The parking study further revealed that, for the street segments identified by Council District Four and the LAPD as areas with crime problems; a total of 13 vehicles may be forced to park elsewhere if overnight parking restrictions were posted within this District. Parking on some of the blocks was completely utilized. However, there appeared to be sufficient parking opportunities on other streets. The Councilmember requests that permits be made available for purchase by residents. Permit quantities are currently limited to three types of Overnight Parking District permits. The permit fees and maximum quantities of the three types of OPD permits are as stated in above in

Recommendation No. 8.

Requiring unarmed LADOT Traffic Officers to enforce a parking restriction between 2:00 am and 6:00 am in order to deter a criminal activity the parking restriction is designed to address (ie., using a parked vehicle on City streets for living quarters in violation of LAMC Section 85.02) would likely subject the Traffic Officers to confrontations and assaults. Therefore, the LADOT recommends that the LAPD should have the primary responsibility for enforcement of the authorized overnight parking restriction in the proposed OPD, with support from LADOT Parking Enforcement, because the reported problem is primarily criminal activity and not simply illegal parking.

Respectfully Submitted,

TRANSPORTATION COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
BONIN:	YES
KORETZ:	ABSENT
LABONGE:	YES
PARKS:	ABSENT
KREKORIAN:	YES

ARL

5/28/14

ADOPTED

JUN 6 2014

LOS ANGELES CITY COUNCIL

-NOT OFFICIAL UNTIL COUNCIL ACTS-

RESOLUTION

ESTABLISHMENT OF OVERNIGHT PARKING DISTRICT NO. 550 FOR ST. ANDREWS SQUARE AREA IN COUNCIL DISTRICT 4

WHEREAS, the Los Angeles Department of Transportation (LADOT) has received written request from Councilmember Tom LaBonge, 4th Council District, requesting that the LADOT establish an OPD to include both sides of the street within the area bounded in a clockwise manner: Beverly Boulevard between Ridgewood Place and Western Avenue, Western Avenue between Beverly Boulevard and 3rd Street, 3rd Street between Western Avenue and Wilton Place and Wilton Place between 3rd Street and 2nd Street, Wilton Drive between 2nd Street and 1st Street and Ridgewood Place between 1st Street and Beverly Boulevard and identifying that public nuisance problems such as prostitution in vehicles, committing lewd acts and drinking in public.

WHEREAS, the LADOT has received a letter from the Los Angeles Police Department, requesting establishment of the above Overnight Parking District and posting of signs in the area to address public nuisance problems and crime associated with the vehicles of non-residents on these street segments, and dedicated permits could be issued; and

WHEREAS, the Los Angeles City Council, by Ordinance No. 176,861, effective September 14, 2005, provided for the establishment of Overnight Parking Districts by Resolution of the Council in each case, under Section 80.54 of the Los Angeles Municipal Code (LAMC); and

WHEREAS, requiring unarmed LADOT Traffic Officers to enforce a parking restriction between 2:00 a.m. and 6:00 a.m. in order to deter criminal activities the parking restriction is designed to address would likely subject the Traffic Officers to criminal assaults; and

WHEREAS, the establishment of an Overnight Parking Districts (OPD) is an effective tool to address a variety of public safety and public welfare issues associated with vehicles that have no legitimate reason to be parked overnight in a given area; and

WHEREAS, establishment of this OPD is subject to a Class 1 Categorical Exemption, because parking in the area is currently allowed and this establishment "involves negligible or no expansion to existing use". Establishment under the Class 1 Categorical exemption of section 15301(c) of the State CEQA (California Environmental Quality Act) Guidelines and of the 2002 City CEQA Guidelines, Article III. 1.a.3; and

WHEREAS the Councilmember's letter requested that the west side of both street segments within the boundaries of OPD 550 be posted, upon Adoption by this Resolution, by Council, "No Parking, 2 AM and 6 AM, District No. 550 Permits Exempt" to enable residents of the area to park overnight; and

WHEREAS, pursuant to LAMC Section 80.54(c), the City Council may authorize LADOT to issue Overnight Parking Permits in residential areas with inadequate off-street parking, which exempt residents and their guests from the overnight parking restrictions, with the maximum numbers of permits and the fees therefore specified in the Resolution establishing the OPD; and

NOW, THEREFORE BE IT RESOLVED, that the City Council, pursuant to LAMC, Section 80.54, hereby establishes OPD No. 550 to include both sides of the street within the area bounded in a clockwise manner: Beverly Boulevard between Ridgewood Place and Western Avenue, Western Avenue between Beverly Boulevard and 3rd Street, 3rd Street between Western Avenue and Wilton Place and Wilton Place between 3rd Street and 2nd Street, Wilton Drive between 2nd Street and 1st Street and Ridgewood Place between 1st Street and Beverly Boulevard; and

BE IT FURTHER RESOLVED, that the establishment of OPD No. 550, pursuant to LAMC, Section 80.54, is exempt from the California Environmental Quality Act (CEQA) as a Class 1 Categorical Exemption, under III.1.a.3 of the Los Angeles City CEQA Guidelines.

BE IT FURTHER RESOLVED, that upon approval of OPD No. 550 through adoption of this Resolution, the LADOT shall be authorized to and directed to post signs with a restriction of "NO PARKING, 2 AM TO 6 AM NIGHTLY; DISTRICT 550 PERMITS EXEMPT" on the residential portions of the following streets:

- Gramercy Place between Council Street and 1st Street
- Gramercy Place between 1st Street and 2nd Street
- Gramercy Place between 2nd Street and 3rd Street
- St. Andrews Place between 2nd Street and 3rd Street
- Manhattan Place between 2nd Street and 3rd Street; and

BE IT FURTHER RESOLVED, that upon receipt of further instruction from the council office representing the specific street segment to be posted or to have signs removed that LADOT is hereby authorized and directed to install or remove "NO PARKING, 2 AM TO 6 AM NIGHTLY; DISTRICT 550 PERMITS EXEMPT" signs throughout OPD No. 550, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety; and

BE IT FURTHER RESOLVED, that the LADOT be directed to initiate the necessary procedures to prepare, issue and collect payments for Overnight Parking Permits from residents of OPD No. 550 in accordance with Section 80.54 of the L.A.M.C., where the following permit conditions will apply:

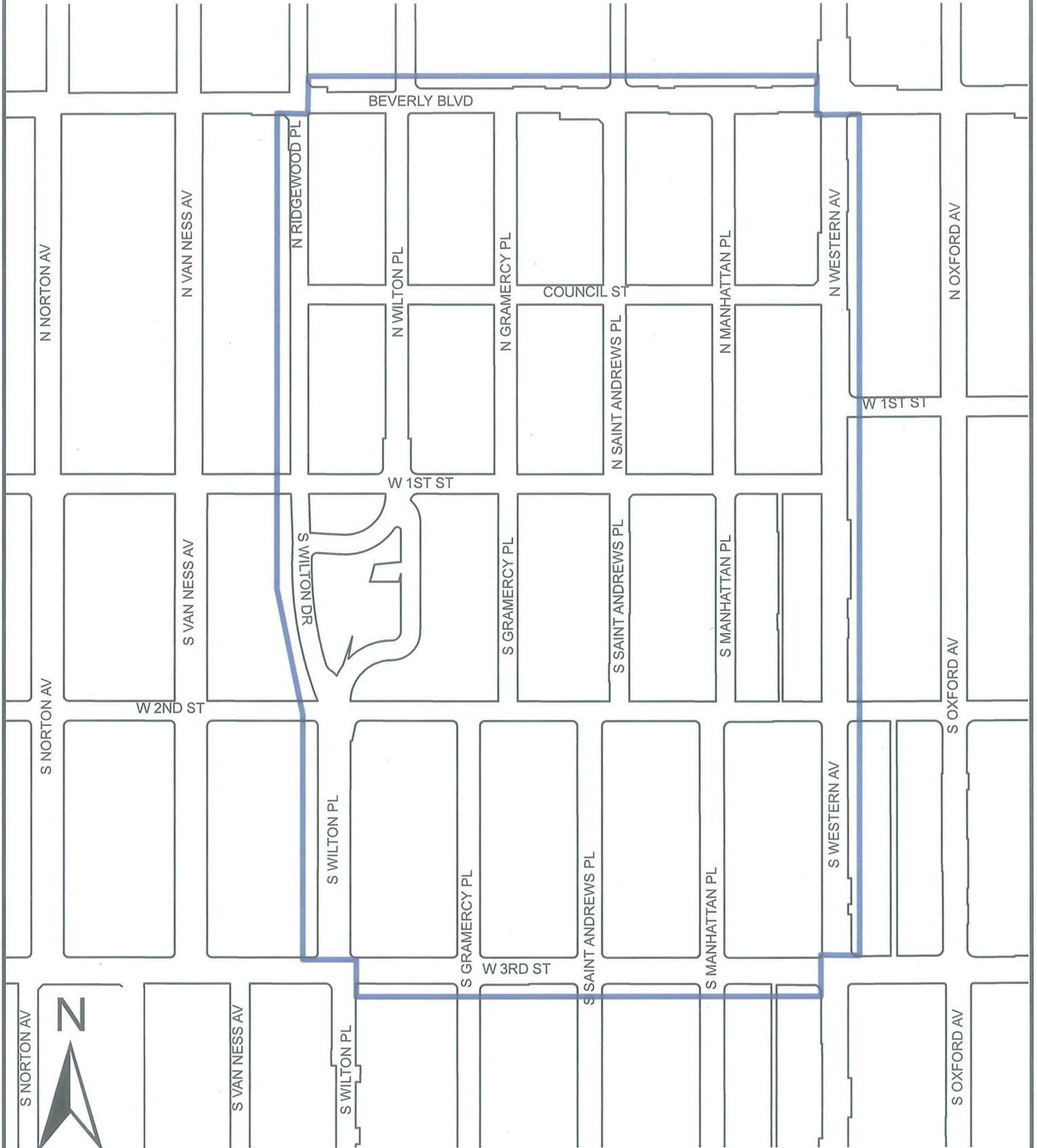
- a) Maximum of 3 Resident Permits per dwelling unit at \$15 per year.
- b) Maximum of 2 Visitor Permits per dwelling unit at \$10 per four month period.
- c) Maximum of 25 Guest Permits per dwelling unit per day at \$1 per each day.
- d) Sales of Guest Permits in excess of 25 per dwelling unit per day require written approval of Council District (CD) 04 Office for the affected block.

BE IT FURTHER RESOLVED, that the Department of Transportation shall collect payments derived from the sale of parking permits to residents of the OPD and remit these funds to the Treasury of the City of Los Angeles for deposit into the "Parking Permit Program Revenue Fund" in accordance with Division 5, Chapter 6, Article 3, Section 5.119.5 of the Los Angeles Administrative Code.

BE IT FURTHER RESOLVED, that the LAPD shall have primary responsibility for enforcement of the authorized overnight parking restrictions in OPD No. 550, with support from LADOT Parking Enforcement.

OVERNIGHT PARKING DISTRICT NO. 550

COUNCIL DISTRICT 4



LEGEND:

 OPD Boundary