

ORDINANCE 2022-04

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN JUAN
BAUTISTA TO ADD SECTIONS 7-04-106 AND 7-04-107 TO THE
SAN JUAN BAUTISTA MUNICIPAL CODE TO AUTHORIZE EXCEPTIONS TO
SUBSECTIONS (e)(1) AND (f) OF SECTION 22500 OF THE CALIFORNIA
VEHICLE CODE REGARDING, RESPECTIVELY, PARKING IN FRONT OF
DRIVEWAYS AND PARKING ON SIDEWALKS**

**THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA HEREBY ORDAINS AS
FOLLOWS:**

SECTION 1: The City Council finds and determines as follows:

A. Section 22500 (“Prohibited stopping, standing, or parking”) of the California Vehicle Code includes in its listing of prohibited acts subsections (e)(1) (no parking in front of public or private driveway), and subsection (f) (no parking on or over sidewalks or portions of sidewalks). Each of the subsections authorizes local authorities, by ordinance, to enact specified exceptions to said prohibited acts.

B. This Council, in the interest of public safety and convenience, desires to exercise the authority included in each of the noted Vehicle Code subsections, (1) to provide that certain vehicles may park in front of driveways for strictly limited purposes, and (2) to provide that certain vehicles (described by reference to California Vehicle Code Section 21114.5) may park on sidewalks, all as more particularly described in the additions to the Municipal Code written below.

SECTION 2: Sections 7-4-106 and 7-4-107 are hereby added to the San Juan Bautista Municipal Code, to read as follows:

“7-4-106. Parking in front of driveways. It shall be unlawful for the operator of a vehicle to stop, park or leave standing said vehicle in front of a public or private driveway, whether attended or unattended, except that a bus engaged as a common carrier, school bus, or a taxicab may stop in front of a public or private driveway to load or unload passengers.”

“7-4-107. Parking on sidewalks. It shall be unlawful for any person to stop, park, or leave standing any vehicle, whether attended or unattended, on any portion of a sidewalk, or with the body of said vehicle extending over a portion of a sidewalk, except for (1) electric carts operated by physically disabled persons, (2) electric carts operated by persons 50 years of age or older, or (3) while in the course of their employments electric carts operated by employees of the United States Postal Service, state and local government, utility companies, on public sidewalks. Disabled persons and persons 50 years of age or older, in order to qualify for their exceptions hereunder, shall apply for and obtain from the City Manager a permit to operate on


and over sidewalks, and an identification sticker. Such permits and stickers shall become void once and if the permit holder ceases to operate, own or lease the cart.”

SECTION 3: Environmental determination. In the exercise of their independent judgment, this Council hereby determines that enactment of this ordinance is exempt from California Environmental Quality Act (CEQA) review and therefore not required, because there is no possibility that enactment will or may have a significant effect on the environment, and that enactment is therefore not a project because it will not cause a direct judgment physical change on the environment.

SECTION 4: Effective date. This Ordinance shall take effect 30 days after its adoption the City Council.

THE FOREGOING ORDINANCE was first read at a regular meeting of the San Juan Bautista City Council on the 20th day of September, 2022, and was adopted at a regular meeting of the San Juan Bautista City Council on the 18th day of October, 2022, by the following vote:


AYES: Jordan, Flores, Freels, Freeman
NOES: None
ABSENT: Edge
ABSTAIN: None



Mayor Leslie Q. Jordan

ATTEST:


Don Reynolds, City Manager
Acting Deputy City Clerk

APPROVED AS TO FORM:


Robert W. Rathie, City Attorney