

- 1 C. "County Highway" means any streets, roads and highways that have been accepted
2 into the County maintained road system and are maintained by the Transportation
3 Department.
- 4 D. "Commercial Vehicles" means any vehicles of a type that are required to be
5 registered under the California Vehicle Code used or maintained for the
6 transportation of persons for hire, compensation, or profit or designed, used or
7 maintained primarily for the transportation of property.
- 8 E. "Director of Transportation" means the Director of the Riverside County
9 Transportation Department and shall be equivalent to the "road commissioner" in
10 its authority and capacity for any legal requirements.
- 11 F. "Recreational Vehicles" means any vehicles, with or without motor power,
12 designed for human habitation or recreation, including but not limited to: boats,
13 snowmobiles, watercraft, racing vehicles, off-road vehicles, utility trailers, motor
14 homes, travel trailers, truck campers or camping trailers.
- 15 G. "Residential District" means as any area zoned primarily for residential use
16 pursuant to the provisions of Article III, Section 3.1 of Riverside County
17 Ordinance 348.

18 Section 3. Section 1.4 of Ordinance No. 413 is hereby amended in its entirety to read as follows:

19 **Section 1.4 VIOLATION – REMOVAL OF VEHICLE: OPPORTUNITY FOR POST
20 STORAGE HEARING**

- 21 A. Any vehicle parked or left standing on any County highway in violation of Section
22 1.3 of this Ordinance shall be subject to removal and placed in a storage facility
23 pursuant to and in compliance with the provisions of Sections 22651 and 22850 of
24 the California Vehicle Code.
- 25 B. Whenever a vehicle is removed from County highway pursuant to Subsection A of
26 this Section, the vehicle's registered and legal owners of record, or their agents,
27 shall be provided with an opportunity for a post-storage hearing to determine the
28 authority for, and the validity of, the removal and storage of such vehicle pursuant
to and in compliance with the provisions of Sections 22650 and 22852 of the
California Vehicle Code.

1 Section 4. Section 1.18 of Ordinance No. 413 is hereby amended in its entirety to read as follows:

2 **Section 1.18 UNLAWFUL PARKING OF RECREATIONAL VEHICLES**

3 **Section 1.18.1 Recreational Vehicle Prohibited on County Highway within Residential**
4 **Districts; Exceptions**

- 5 A. Except as provided in Subsection B of this Section, no person shall park or leave standing
6 any recreational vehicle on any County highway within a residential district in the
7 unincorporated area of the County.
- 8 B. For a period of not more than forty-eight (48) hours, twice a month, a recreational vehicle
9 may be parked or left standing on a County highway if vehicles are otherwise allowed to
10 park there and if:
- 11 (1) The vehicle is parked or left standing directly in front of the residence of the
12 recreational vehicle owner for the purposes of loading, unloading or cleaning of
13 said vehicle; or
- 14 (2) The vehicle is parked or left standing directly in front of the residence by a person
15 visiting the residence and the owner of the residence has given his or her
16 permission.
- 17 C. Notwithstanding the above, a recreational vehicle parked within the boundaries of the
18 Eastvale Neighborhood Preservation Overlay Zone shall be subject to the requirements of
19 Article XIXh of Ordinance No. 348.

20 **Section 1.18.2 Two Hour Parking Restriction on County Highway for Recreational**
21 **Vehicles where Signs are Posted; Exception**

- 22 A. Except as provided in Subsection B of this Section, no person shall park or leave standing
23 any recreational vehicle on any County highway in the unincorporated area of the County
24 for a period longer than two (2) hours of any one day when signs are erected or posted
25 giving notice thereof.
- 26 B. The Director of Transportation is hereby authorized to establish restricted parking for
27 recreational vehicles on any County highway pursuant to Subsection A of this Section
28 upon completion of an engineering study and a field review, which study and field review
shall document the need and purpose in establishing two (2) hour parking restriction for
recreational vehicles on County highway. When exercising the authority conferred by this
Section, the Director of Transportation shall cause signs to be erected or posted pursuant to
Section 1.18.3 of this Ordinance.
- C. This Section shall not apply to any County highway located within the boundaries of a
residential district in the unincorporated area of the County.

1 **Section 1.18.3 Signage**

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3 The Director of Transportation shall erect or post signs in compliance with Section 22507 of the
4 California Vehicle Code giving notice of the parking prohibitions and restrictions contained in
5 Sections 1.18.1 and 1.18.2 of this Ordinance.

6 **Section 1.18.4 Enforcement; Violation – Citation**

7 County Code Enforcement shall enforce the provisions of Sections 1.18.1 and 1.18.2 of this
8 Ordinance. Any vehicle parked or left standing in violation of Sections 1.18.1 and 1.18.2 of this
9 Ordinance shall be subject to citation. No citation shall be issued unless signs are erected or
10 posted pursuant to Section 1.18.3 of this Ordinance.

11 Section 5. Section 1.20 of Ordinance No. 413 is hereby amended in its entirety to read as follows:

12 **Section 1.20 Legal Procedures and Penalties**

13 The procedures, remedies and penalties for violation of any provision of this Ordinance and for
14 recovery of costs related to enforcement are provided for in Ordinance No. 725, which is
15 incorporated herein by this reference.

16 Section 6. This Ordinance shall take effect thirty (30) days after the date of its passage.

17 **PASSED, APPROVED AND ADOPTED this _____ day of _____ 2006**

18 **BOARD OF SUPERVISORS OF THE COUNTY**
19 **OF RIVERSIDE, STATE OF CALIFORNIA**

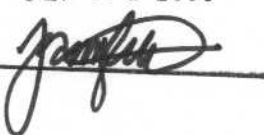
20 By _____
21 Chairperson

22 **ATTEST:**
23 Clerk of the Board

24 By _____
25 Deputy

26 **FORM APPROVED**
27 **COUNTY COUNSEL**

28 **SEP 14 2006**

BY 

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Supervisor John Tavaglione

SUBMITTAL DATE:
September 26, 2006

SUBJECT: Ordinance No. 413.31, an Ordinance Amending Ordinance No. 413

RECOMMENDED MOTION: That the Board of Supervisors introduce and adopt in successive weeks an Amendment to Ordinance 413 establishing vehicle parking regulations relating to street parking prohibitions of recreational vehicles in residential districts, two hour street parking restrictions for recreational vehicles outside of residential districts where signs are posted, opportunity for post storage hearing relating to removal of vehicles parked for 72 hours or more and legal procedures and penalties for parking violations.

BACKGROUND: Pursuant to the request of Supervisor Tavaglione, County Counsel prepared Ordinance No. 413.31. The purpose and intent of amending Ordinance No. 413 is to provide a just, equitable and practical method for regulating and prohibiting street parking of certain vehicles within the County of Riverside in order to further community preservation, protection of the health, safety and welfare of its citizens, property values and aesthetic qualities, as follows:

1. Amending Section 1.18 will establish street parking prohibitions of recreational vehicles in residential districts and two hour street parking restrictions of recreational vehicles outside of residential districts where signs are posted. In compliance with Sections 22507, 22507.5 and 22651 of the California Vehicle Code and the decision of Homes on Wheels v. City of Santa Barbara (2004) 119 Cal.App.4th 1173, 15 Cal.Rptr.3d 132, Section 1.18 of this Ordinance shall not be implemented unless and until proper signage is erected or posted on the County property involved giving adequate notice of the parking restrictions or prohibitions set forth in Section 1.18.

Cont.

Supervisor John Tavaglione, Second District

BY FINANCIAL DATA	Current F.Y. Total Cost:	\$	In Current Year Budget:
	Current F.Y. Net County Cost:	\$	Budget Adjustment:
	Annual Net County Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Wilson and duly carried by unanimous vote, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of the reading

Ayes: Buster, Tavaglione, Stone, Wilson and Ashley
 Nays: None
 Absent: None
 Date: September 26, 2006
 xc: TLMA, Co. Co., COB

Nancy Romero
 Clerk of the Board
 By: *[Signature]*
 Deputy

COUNTY COUNSEL
 SEP 14 2006
 Departmental Concurrence
 Dep't Recomm.:
 Per Exec. Ofc.:

Policy
 Policy
 Consent
 Consent

2. Amending Section 1.4 will establish an opportunity for post-storage hearing relating to removal of vehicles parked for 72 hours or more in violation of Section 1.3 of this Ordinance.
3. Adding Section 1.20 will incorporate by reference the legal procedures and penalties for parking violations in Ordinance No. 725.