

## **RESOLUTION NO. 2009-128**

Adopted by the Sacramento City Council

March 3, 2009

### **APPROVING A PROPOSED INCREASE TO CITY PARKING CITATIONS AS A RESULT OF STATE-MANDATED SURCHARGES**

#### **BACKGROUND**

- A. In December 1993, the Sacramento County Superior Court transferred the responsibility for processing parking citations to the City. Concurrent with this action, the State mandated a \$5 parking-penalty surcharge pursuant to Government Code section 76000 for all citations issued within the County of Sacramento. This \$5 surcharge is to fund the Courthouse Construction Fund and the Criminal Justice Facilities Construction Fund.
- B. Since 1993, the City has been remitting this \$5 state-mandated surcharge to the county on a monthly basis, without collecting the cost of the surcharge from the parking violators.
- C. With the enactment of Senate Bill (SB) 1407, which took effect on January 1, 2009, the City is required to collect an additional \$3.00 state-mandated surcharge on parking offenses pursuant to Government Code section 70372. This surcharge is also to fund the Courthouse Construction Fund and the Criminal Justice Facilities Construction Fund.
- D. With the \$3 surcharge increase under SB 1407, the total amount of state-mandated penalty surcharge the City is now required to collect and remit to the County and State for every parking offense increases from \$5.00 to \$8.00.
- E. Therefore, the City desires to increase the amount of all City parking citations by \$8.00 to accommodate collection from parking violators of these state-mandated parking penalty surcharges imposed by Government Code sections 70372 and 76000.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The City Council hereby establishes an increase to the amount of a parking citation issued after March 15, 2009 by \$8.00 per citation, in accordance with Government Code sections 70372 and 76000 and as set forth in Exhibit A, attached to this resolution.
- Section 2. The City will collect and remit the \$8.00 surcharge on a monthly basis to the County Treasurer, who is required to transmit the funds to the State Controller within 45 days.

Section 3. Exhibit A is part of this resolution.

Section 4. The City Manager is authorized to decrease or increase the amount of the state-mandated parking penalty surcharge on City parking citations at such times and in such amounts as the state mandates the City to collect and remit such surcharges from time to time.

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Exhibit A – Parking Citation Fees

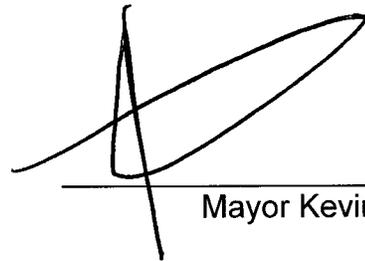
Adopted by the City of Sacramento City Council on March 3, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.



A handwritten signature in black ink, consisting of a large, stylized 'K' with a vertical line extending downwards from its base, crossing a horizontal line.

Mayor Kevin Johnson

Attest:

  
Shirley Concolino, City Clerk

**Exhibit A**

Violation Descriptions	Code Section	Citation Amounts			
		7/1/2008	3/15/2009		
			Citation	State	Total
VEHICLE ON MALL	51.201	\$41.00	\$41.00	\$8.00	\$49.00
RED ZONE	10.24.0101	\$23.00	\$23.00	\$8.00	\$31.00
YELLOW ZONE	10.24.0102	\$23.00	\$23.00	\$8.00	\$31.00
WHITE ZONE	10.24.0103	\$23.00	\$23.00	\$8.00	\$31.00
72 HOURS OR MORE - PARKING OR STORING	10.24.070B	\$23.00	\$23.00	\$8.00	\$31.00
POSTED NO PARKING	10.36.020	\$40.00	\$40.00	\$8.00	\$48.00
PROHIBITED PARKING	10.36.030	\$28.00	\$28.00	\$8.00	\$36.00
NO PARKING CERTAIN HOURS	10.36.040	\$40.00	\$40.00	\$8.00	\$48.00
REPAIR OR SALE ON STREET	10.36.050	\$21.00	\$21.00	\$8.00	\$29.00
VEHICLE FOR SALE, RENT OR LEASE ON STREET	10.36.050A	\$50.00	\$50.00	\$8.00	\$58.00
PARKING PROHIBITED, SIGNS POSTED	10.36.050B	\$50.00	\$50.00	\$8.00	\$58.00
PARKWAYS	10.36.060A	\$50.00	\$50.00	\$8.00	\$58.00
UPON ANY ROADWAY NOT BOUNDED BY ADJ CURB	10.36.060B	\$28.00	\$28.00	\$8.00	\$36.00
PARKED NEXT TO MEDIAN	10.36.070	\$35.00	\$35.00	\$8.00	\$43.00
PARKED IN EXCESS OF 72 HOURS	10.36.080A	\$23.00	\$23.00	\$8.00	\$31.00
KEYS IN IGNITION (UNATTENDED & RUNNING)	10.36.090	\$35.00	\$35.00	\$8.00	\$43.00
OVERTIME (POSTED TIME LIMITS)	10.36.100	\$35.00	\$35.00	\$8.00	\$43.00
REMOVAL OF CHALK MARKS	10.36.110	\$50.00	\$50.00	\$8.00	\$58.00
TRUCKS IN RESIDENTIAL AREA	10.36.120	\$100.00	\$100.00	\$8.00	\$108.00
TRUCKS IN RESIDENTIAL AREA	10.36.120A	\$100.00	\$100.00	\$8.00	\$108.00
RED CURB OR BUS ZONE	10.36.130A	\$40.00	\$40.00	\$8.00	\$48.00
YELLOW ZONE	10.36.130B	\$40.00	\$40.00	\$8.00	\$48.00
YELLOW ZONE - 10 MIN NO ACT	10.36.130B2	\$23.00	\$23.00	\$8.00	\$31.00

PASSENGER LOADING ZONE (WHITE)	10.36.130C	\$40.00	\$40.00	\$8.00	\$48.00
GREEN ZONE - 15 MINUTE MAXIMUM	10.36.130D	\$35.00	\$35.00	\$8.00	\$43.00
BLUE ZONE - DISABLED PLATES ONLY	10.36.130E	\$445.00	\$445.00	\$8.00	\$453.00
TEMPORARY CONSTRUCTION ZONES	10.36.140	\$35.00	\$35.00	\$8.00	\$43.00
TAXI STAND	10.36.170	\$35.00	\$35.00	\$8.00	\$43.00
POLICE VEHICLES ONLY	10.36.180	\$35.00	\$35.00	\$8.00	\$43.00
OVER LINES IN PARKING SPACE	10.36.190	\$35.00	\$35.00	\$8.00	\$43.00
PARKING IN ALLEYS	10.36.210	\$40.00	\$40.00	\$8.00	\$48.00
NO CONSTRUCTION PERMIT	10.36.240	\$35.00	\$35.00	\$8.00	\$43.00
NO PERMIT FOR COMMUNITY CENTER PARKING	10.36.280	\$35.00	\$35.00	\$8.00	\$43.00
ANGLE PARKING (MARKED SPACES)	10.36.290	\$35.00	\$35.00	\$8.00	\$43.00
COMMERCIAL VEHICLE PARKING	10.36.310	\$34.00	\$34.00	\$8.00	\$42.00
TOUR BUS PARKING ZONES	10.36.320A	\$20.00	\$20.00	\$8.00	\$28.00
TOUR BUS LOADING ZONES	10.36.320B	\$34.00	\$34.00	\$8.00	\$42.00
TOUR BUS STORAGE ZONES	10.36.320C	\$34.00	\$34.00	\$8.00	\$42.00
SPECIAL EVENTS PARKING ZONES & PERMITS	10.36.340	\$35.00	\$35.00	\$8.00	\$43.00
FAILURE TO TURN HANDLE	10.40.080	\$25.00	\$25.00	\$8.00	\$33.00
METER EXPIRED	10.40.090	\$30.00	\$30.00	\$8.00	\$38.00
OVERTIME (METER ZONE)	10.40.100	\$25.00	\$25.00	\$8.00	\$33.00
PARKING ON PRIVATE PROPERTY	10.44.010	\$23.00	\$23.00	\$8.00	\$31.00
PARKING W/OUT PERMISSION ON PRIVATE PROPERTY	10.44.010A	\$50.00	\$50.00	\$8.00	\$58.00
PARKING ON PRIVATE PROPERTY (UNIMPROVED)	10.44.010B	\$50.00	\$50.00	\$8.00	\$58.00
PARKING ON PRIVATE PROPERTY FOR SALE	10.44.010C	\$50.00	\$50.00	\$8.00	\$58.00
PARKING COM VEHICLE ON RESIDENTIAL PROP	10.44.020	\$100.00	\$100.00	\$8.00	\$108.00
PARKING ON CITY PROPERTY	10.44.030	\$35.00	\$35.00	\$8.00	\$43.00
FAILURE TO PAY FEES FOR PARKING CITY LOT	10.44.090	\$23.00	\$23.00	\$8.00	\$31.00

FAILURE TO PAY PARKING IOU	10.44.090A	\$35.00	\$35.00	\$8.00	\$43.00
REMOVAL OF VEHICLE WITHOUT PAYING FEE	10.44.090B	\$35.00	\$35.00	\$8.00	\$43.00
USE OF MULTIPLE VALIDATIONS	10.44.100B	\$100.00	\$100.00	\$8.00	\$108.00
VALIDATION ABUSE-1ST	10.44.100B1	\$100.00	\$100.00	\$8.00	\$108.00
VALIDATION ABUSE-2ND	10.44.100B2	\$200.00	\$200.00	\$8.00	\$208.00
VALIDATION ABUSE-3RD	10.44.100B3	\$500.00	\$500.00	\$8.00	\$508.00
EMPLOYEE USE OF VAL	10.44.100C1	\$100.00	\$100.00	\$8.00	\$108.00
EMPLOYEE USE OF VAL	10.44.100C2	\$200.00	\$200.00	\$8.00	\$208.00
EMPLOYEE USE OF VAL	10.44.100C3	\$500.00	\$500.00	\$8.00	\$508.00
PARKING ON PRIVATE PROPERTY W/O CONSENT	10.44.101A	\$50.00	\$50.00	\$8.00	\$58.00
PARKING CONTRARY TO SIGNS/MARKINGS CITY	10.44.120	\$23.00	\$23.00	\$8.00	\$31.00
USE OF PERMIT FOR COMMUTER PARKING	10.48.120	\$100.00	\$100.00	\$8.00	\$108.00
RESIDENTIAL PERMIT PARKING	10.48.150A	\$40.00	\$40.00	\$8.00	\$48.00
DISPLAYING PERMIT ON VEHICLE OTHER THAN ASSIGNED	10.48.150C	\$250.00	\$250.00	\$8.00	\$258.00
USE OF VISITOR PERMIT FOR COMMUTER PARK	10.48.150D	\$250.00	\$250.00	\$8.00	\$258.00
COUNTERFEIT, COPY, BUY, SELL, EXCHANGE PE	10.48.150E	\$500.00	\$500.00	\$8.00	\$508.00
OPERATE OR PARK VEHICLE ON MALL	12.44.050	\$35.00	\$35.00	\$8.00	\$43.00
DAMAGE TO MALL SURFACE (NO DRIP PAN)	12.44.100	\$50.00	\$50.00	\$8.00	\$58.00
PARKING IN MALL INTERSECTION	12.44.110	\$35.00	\$35.00	\$8.00	\$43.00
DESIGNATED PARKING ONLY	12.72.060	\$29.00	\$29.00	\$8.00	\$37.00
OPERATING VEHICLE EXCEPT WHERE DESIGNATED	12.72.060V2	\$20.00	\$20.00	\$8.00	\$28.00
PARKING VEHICLE EXCEPT WHERE DESIGNATED	12.72.060V2 A	\$20.00	\$20.00	\$8.00	\$28.00
DESIGNATED PARKING ONLY	12.72.060Y	\$29.00	\$29.00	\$8.00	\$37.00
DESIGNATED PARKING ONLY	12.72.060Y1	\$29.00	\$29.00	\$8.00	\$37.00
PARKING IN BOAT LAUNCH AREA	12.72.060Y2	\$29.00	\$29.00	\$8.00	\$37.00

NO TRAILER PARKING AREA	12.72.060Y3	\$18.00	\$18.00	\$8.00	\$26.00
OPERATE OR PARKED VEHICLES ON MALL	15.120.050	\$23.00	\$23.00	\$8.00	\$31.00
PARKING OF ADVERTISING VEHICLES PROHIBITED	15.148.700	\$50.00	\$50.00	\$8.00	\$58.00
VEHICLE IN UNAPPROVED AREA OF STATE PARK	CA 4355	\$19.00	\$19.00	\$8.00	\$27.00
BLOCKING FIRE LANE	CFC 503.4	\$100.00	\$100.00	\$8.00	\$108.00
BLOCKING FIRE HYDRANT	CFC 508.5.4	\$100.00	\$100.00	\$8.00	\$108.00
VEHICLE ON SCHOOL OR PUBLIC GROUNDS	CVC 21113A	\$16.00	\$16.00	\$8.00	\$24.00
ILLEGAL PARKING ON SCHOOL PROPERTY	CVC 21113A1	\$16.00	\$16.00	\$8.00	\$24.00
STAFF PARKING ONLY SCHOOL PROPERTY	CVC 21113A3	\$16.00	\$16.00	\$8.00	\$24.00
NO VALID PERMIT ON SCHOOL PROPERTY	CVC 2113A2	\$16.00	\$16.00	\$8.00	\$24.00
PARKING IN A BIKE LANE	CVC 21211	\$50.00	\$50.00	\$8.00	\$58.00
PARKING IN VIOLATION OF OFCR OR CTRL DEV	CVC 22500	\$23.00	\$23.00	\$8.00	\$31.00
PARKING IN POSTED FIRE LANE	CVC 22500.1	\$100.00	\$100.00	\$8.00	\$108.00
PARKING IN INTERSECTIONS	CVC 22500A	\$50.00	\$50.00	\$8.00	\$58.00
PARKING ON CROSSWALK	CVC 22500B	\$50.00	\$50.00	\$8.00	\$58.00
PARKING SPECIAL PLACES	CVC 22500C	\$35.00	\$35.00	\$8.00	\$43.00
PARKING W/IN 15 FEET OF FIRE STA DRIVEWAY	CVC 22500D	\$35.00	\$35.00	\$8.00	\$43.00
PARKING BLOCKING A DRIVEWAY	CVC 22500E	\$50.00	\$50.00	\$8.00	\$58.00
PARKING ON SIDEWALK	CVC 22500F	\$40.00	\$40.00	\$8.00	\$48.00
PARKING BLOCKING EXCAVATION	CVC 22500G	\$50.00	\$50.00	\$8.00	\$58.00
DOUBLE PARKING	CVC 22500H	\$35.00	\$35.00	\$8.00	\$43.00
RED CURB OR BUS ZONE	CVC 22500I	\$345.00	\$345.00	\$8.00	\$353.00
PARKED IN TUBE OR TUNNEL	CVC 22500J	\$35.00	\$35.00	\$8.00	\$43.00
PARKING UPON BRIDGE, UNLESS POSTED TO PE	CVC 22500K	\$35.00	\$35.00	\$8.00	\$43.00
PARKING BLOCKING SIDEWALK WHEELCHAIR ACCESS	CVC 22500L	\$445.00	\$445.00	\$8.00	\$453.00

PARALLEL PARKING	CVC 22502A	\$35.00	\$35.00	\$8.00	\$43.00
VEH STOPPED/PARKED IN OPPOSITE DIRECTION	CVC 22502B	\$35.00	\$35.00	\$8.00	\$43.00
CURB PARKING-COMM VEHICLES NEAR CURB	CVC 22502C	\$23.00	\$23.00	\$8.00	\$31.00
CURB PARKING-PUBLIC UTILITY VEHICLES	CVC 22502D	\$23.00	\$23.00	\$8.00	\$31.00
PARALLEL PARKING ON LEFT ON ONE-WAY STREET	CVC 22502E	\$35.00	\$35.00	\$8.00	\$43.00
UNINCORPORATED AREA PARKING	CVC 22504A	\$23.00	\$23.00	\$8.00	\$31.00
STATE HIGHWAY PARKING RESTRICTED AREA	CVC 22505B	\$23.00	\$23.00	\$8.00	\$31.00
BLUE ZONE-DISABLED PLATES ONLY	CVC 22507.8A	\$445.00	\$445.00	\$8.00	\$453.00
BLOCKING DISABLED SPACE	CVC 22507.8B	\$445.00	\$445.00	\$8.00	\$453.00
PARKED ON LINES/BOUNDARIES OF DESIG DISA	CVC 22507.8C	\$445.00	\$445.00	\$8.00	\$453.00
PARKING WITHIN LOADING - CROSSHATCHED AR	CVC 22507.8C2	\$275.00	\$275.00	\$8.00	\$283.00
PARKING IN OFF-STREET HANDICAP SPACES	CVC 22511.8	\$275.00	\$275.00	\$8.00	\$283.00
PARKING W/IN 15 FEET OF FIRE HYDRANTS	CVC 22514	\$100.00	\$100.00	\$8.00	\$108.00
UNATTENDED VEHICLES	CVC 22515	\$23.00	\$23.00	\$8.00	\$31.00
OPENING & CLOSING DOORS WHEN UNSAFE-PARK	CVC 22517.1	\$23.00	\$23.00	\$8.00	\$31.00
STOPPING ON FREEWAY	CVC 22520	\$23.00	\$23.00	\$8.00	\$31.00
PARKING UPON OR NEAR RAILROAD TRACK	CVC 22521	\$50.00	\$50.00	\$8.00	\$58.00
PARKING NEAR SIDEWALK ACCESS RAMP	CVC 22522	\$445.00	\$445.00	\$8.00	\$453.00
ABANDONED VEHICLE-HIGHWAY	CVC 22523A	\$100.00	\$100.00	\$8.00	\$108.00
ABANDONED VEHICL-PUBLIC OR PRIVATE PROP	CVC 22523B	\$100.00	\$100.00	\$8.00	\$108.00
OBSTRUCT THROUGH PASSAGE OF VEH AT INTER	CVC 22526	\$50.00	\$50.00	\$8.00	\$58.00
PARKED/LEFT STANDING OBST HIGHWAY	CVC 22651B	\$50.00	\$50.00	\$8.00	\$58.00
BLOCK ENTRANCE TO PRIVATE DRIVEWAY	CVC 22651D	\$50.00	\$50.00	\$8.00	\$58.00
NO STANDING PKG HIGHWAY CONST ZONE REPAIR	CVC 22651L	\$23.00	\$23.00	\$8.00	\$31.00

CIRCUMSTANCES PERMITTING REMOVAL	CVC 22651N	\$23.00	\$23.00	\$8.00	\$31.00
STREET & ALLEY PARKING BY PARKING LOT OP	CVC 22951	\$23.00	\$23.00	\$8.00	\$31.00
VEHICLE STOPPED-IMPEDING FLOW OF TRFC	CVC 2400A	\$23.00	\$23.00	\$8.00	\$31.00
VEHICLE LAMPS REQUIRED	CVC 24252	\$25.00	\$25.00	\$8.00	\$33.00
TAILLAMPS	CVC 24600A	\$25.00	\$25.00	\$8.00	\$33.00
STOPLAMPS	CVC 24603	\$25.00	\$25.00	\$8.00	\$33.00
VEHICLE TURN SYSTEM REQUIRED	CVC 24953A	\$25.00	\$25.00	\$8.00	\$33.00
COLOR OF LIGHTS & REFLECTORS (REAR/RED)	CVC 25950B	\$25.00	\$25.00	\$8.00	\$33.00
FAULTY PKG BREAK WILL NOT HOLD VEH STATIONARY	CVC 26451A	\$50.00	\$50.00	\$8.00	\$58.00
WINDSHIELDS	CVC 26700	\$25.00	\$25.00	\$8.00	\$33.00
LACK OF ADEQUATE WINDSHIELD	CVC 26700A	\$25.00	\$25.00	\$8.00	\$33.00
WINDOWS OBSTRUCTING DRIVERS VIEW	CVC 26708A	\$25.00	\$25.00	\$8.00	\$33.00
REARVIEW MIRRORS REQUIRED	CVC 26709A	\$25.00	\$25.00	\$8.00	\$33.00
SIDEVIEW MIRRORS REQUIRED	CVC 26709B	\$25.00	\$25.00	\$8.00	\$33.00
DEFECTIVE WINDOWS	CVC 26710	\$25.00	\$25.00	\$8.00	\$33.00
EXCESSIVE SOUND AMPLIFICATION	CVC 27007	\$25.00	\$25.00	\$8.00	\$33.00
FUEL TANK CAPS	CVC 27155	\$25.00	\$25.00	\$8.00	\$33.00
TIRE TREAD	CVC 27465B	\$25.00	\$25.00	\$8.00	\$33.00
TINTED WINDOWS	CVC 27608A	\$25.00	\$25.00	\$8.00	\$33.00
NO REGISTRATION	CVC 4000A	\$25.00	\$25.00	\$8.00	\$33.00
FAILURE TO DISPLAY PLACARD CANCEL FEE	CVC 40226	\$25.00	\$25.00	\$8.00	\$33.00
FAILURE TO PAY LAWFULLY IMPOSED FINE	CVC 40508B	\$25.00	\$25.00	\$8.00	\$33.00
NOTICE OF CHANGE OF ADDRESS FOR REG	CVC 4159	\$25.00	\$25.00	\$8.00	\$33.00
REGISTRATION CARD	CVC 4454A	\$25.00	\$25.00	\$8.00	\$33.00
REPLACE LOST, DAMAGED PLATES, TABS CERTS	CVC 4457	\$25.00	\$25.00	\$8.00	\$33.00
LENDING REGIS CARD, PLATE PROHIBITED	CVC 4461A	\$25.00	\$25.00	\$8.00	\$33.00

LENDING DISABLED PLACARD PROHIBITED	CVC 4461B	\$25.00	\$25.00	\$8.00	\$33.00
EVIDENCE OF REGISTRATION	CVC 4462A	\$25.00	\$25.00	\$8.00	\$33.00
WRONG REGISTRATION PRESENTED/APPEARING	CVC 4462B	\$25.00	\$25.00	\$8.00	\$33.00
ALTERED LICENSE PLATE DISPLAYED ON VEHICLE	CVC 4464	\$25.00	\$25.00	\$8.00	\$33.00
DISPLAY OF IDENTIFICATION PLATES	CVC 5017	\$25.00	\$25.00	\$8.00	\$33.00
NO FRONT OR REAR PLATE DISPLAYED	CVC 5200	\$35.00	\$35.00	\$8.00	\$43.00
LICENSE PLATES IMPROPERLY DISPLAYED	CVC 5201	\$25.00	\$25.00	\$8.00	\$33.00
OPERATING VEH W/O DISPLAY OF PLATES	CVC 5202	\$25.00	\$25.00	\$8.00	\$33.00
NO CURR MONTH OR YEAR TAB ON REAR PLATE	CVC 5204A	\$35.00	\$35.00	\$8.00	\$43.00
FAILED TO PAY FINE	PC 1205	\$50.00	\$50.00	\$8.00	\$58.00
VEHICLE BLOCKING FIRE HYDRANT/FIRE EQUIP	UF 10.105A	\$100.00	\$100.00	\$8.00	\$108.00
VEHICLE BLOCKING FIRE LANE/ACCESS ROAD	UF 10.205	\$100.00	\$100.00	\$8.00	\$108.00
PARKING/TRESPASSING ON A FIRE ROAD/TRAIL	UF 10.205B	\$13.00	\$13.00	\$8.00	\$21.00
MOTOR VEHICLE BLOCKING FIRE HYDRANT	UF 10.206	\$100.00	\$100.00	\$8.00	\$108.00
OTHER - BLOCKING FIRE HYDRANT	UF 10.206A	\$100.00	\$100.00	\$8.00	\$108.00
BLOCKING FIRE EXIT ZONE	UF 10.207A	\$100.00	\$100.00	\$8.00	\$108.00
OBSTRUCTION OF FIRE HYDRANT/EQUIPMENT	UF 1001.7.1	\$100.00	\$100.00	\$8.00	\$108.00
BLOCKING FIRE LANE/APPARATUS/ACCESS	UF 902.2.4.1	\$100.00	\$100.00	\$8.00	\$108.00
BLOCKING FIRE HYDRANT/EQUIPMENT	UFC 1001.7.1	\$100.00	\$100.00	\$8.00	\$108.00