



OVERSIZED VEHICLE PARKING RULES AND REGULATIONS

Santa Barbara Municipal Code section 10.44.220

City of Santa Barbara Public Works Department

Issued by Public Works Director

August 14, 2017

Updated September 25, 2017



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ORGANIZATION AND CONTENTS

These rules and regulations are set forth in the following sections:

1. Definitions.
2. Roles and responsibilities.
3. Prohibition of parking of oversized vehicles on city streets.
4. Measurement of an oversized vehicle.
5. Providing reasonable notification of restriction through posting of signs.
6. Exceptions to restrictions.
7. Permit appearance and display.
8. Oversized Vehicle Disability Parking Permits.
9. Temporary Oversized Vehicle Parking Permits.
10. Contractors Oversized Vehicle Parking Permits
11. Suspension, Modification, and Revocation.

PURPOSE

The Public Works Director is authorized to promulgate and publish rules and regulations to interpret and implement Santa Barbara Municipal Code section 10.44.220.

INTRODUCTION

SBMC section 10.44.220 regulates oversized vehicle parking on public streets within the City of Santa Barbara. The purpose of this ordinance is to prevent or mitigate dangerous traffic safety conditions and public nuisances caused by oversized vehicles parking on public streets. SBMC section 10.44.220 (I) authorizes the Public Works Director to promulgate and publish rules and regulations to interpret and implement this Ordinance.

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SECTION 1 DEFINITIONS

The following terms and abbreviations shall have the meanings indicated in this Section unless they are inconsistent with SBMC Chapter 10.44 or the context clearly indicates a different intention.

1. **Applicant.** An applicant is a person or business who requests a Temporary Oversized Vehicle Parking Permit or an Oversized Vehicle Disability Parking Permit from the City.
2. **Business.** A commercial enterprise, profession, trade or occupation and all and every kind of calling carried on for profit or livelihood.
3. **Commercial Vehicle.** A vehicle as defined by Vehicle Code section 260 which is used primarily in the operation of a licensed business, registered as a commercial vehicle and displays valid commercial license plates.
4. **Dangerous Traffic Safety Condition.** A condition that, in the opinion of the Public Works Director (including the Principal Transportation Engineer), results from, or could result from, a parked Oversized Vehicle in the following locations:
 - Where the parked Oversized Vehicle results in the operating width of the adjacent vehicle traffic lane being less than ten (10) feet;
 - Where the parked Oversized Vehicle encroaches into a bicycle lane;
 - Where the parked Oversized vehicle could obstruct a drivers', pedestrians' or bicyclists' visibility of a traffic control device, including but not limited to stop signs, yield signs, traffic signals, turn restriction signs or warning signs;



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- Where the parked Oversized vehicle reduces sight lines near intersections, driveways, alleys, or along curving roadways below the limits in the table below

Speed Limit	Required Sight Distance
25 mph	155 feet
30 mph	200 feet
35 mph	250 feet
40 mph	305 feet
45 mph	360 feet

The Public Works Director may produce graphic representations of common dangerous traffic safety conditions for public distribution. Any person may contact the Principal Transportation Engineer for clarification of dangerous traffic safety conditions at a specific location.

- 5. Disability Coordinator.** The City's Americans with Disabilities Act Coordinator shall serve as the Disability Coordinator for the purpose of hearing appeals from the denial of Oversized Vehicle Disability Parking Permits.
- 6. Emergency Vehicle.** An authorized emergency vehicle as defined by Vehicle Code section 165 and tow trucks as defined by Vehicle Code section 615(a) which are owned by towing operations that have City towing permits and are actually engaged in attaching, towing or detaching another vehicle.
- 7. Oversized Vehicle.** Any vehicle or combination of connected vehicles that exceeds 25 feet long, OR 80 inches wide, OR 82 inches high, excluding pickup trucks less than 25 feet long and 82 inches high measured in accordance with these rules and regulations.
- 8. Parking.** "Parking" means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading and unloading of merchandise or passengers as provided in California Vehicle Code section 463.
- 9. Permit.** The term "permit" refers to generically to both Temporary Oversized Vehicle Parking Permits issued pursuant to SBMC section 10.44.220.E and Oversized Vehicle Disability Parking Permits issued pursuant to SBMC section 10.44.220.D. A permit shall not create or confer any property right or interest and may be suspended, modified or revoked without prior hearing or notice at any time, provided that reasonable notice



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shall be provided before any citation may be issued to a person displaying a suspended, modified or revoked permit.

- 10. Permit Holder.** A person who has been issued a Temporary Oversized Vehicle Parking Permit or an Oversized Vehicle Disability Parking Permit pursuant to SBMC Section 10.44.220.
- 11. Permitted Vehicle.** An oversized vehicle for which a Temporary Oversized Vehicle Parking Permit or Oversized Vehicle Disability Parking Permit has been issued pursuant to SBMC section 10.44.220.
- 12. Person.** A human being, as contrasted to an artificial person such as a corporation, partnership, trust, or similar entity.
- 13. Permanent Resident.** A permanent resident of the City of Santa Barbara is a person who is domiciled in Santa Barbara and present for other than a temporary or transitory purpose. Permanent residency may be established by showing evidence of one or more of the following criteria:
 - The person has a fixed residential address in Santa Barbara which is their primary residence
 - Santa Barbara is the place in which the person's habitation is fixed, wherein the person has the intention of remaining, and to which, whenever he or she is absent, the person has the intention of returning. At a given time, a person may have only one domicile.
 - The person is registered to vote at an address or location in the City of Santa Barbara.
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 - The person's current driver's license was issued using an address located in the City of Santa Barbara.
- 14. Pickup Truck.** A vehicle defined by California Vehicle Code section 471 which currently reads: A "pickup truck" is a motor truck with a manufacturer's gross vehicle weight rating of less than 11,500 pounds, an unladen weight of less than 8,001 pounds, and which is equipped with an open box-type bed not exceeding 9 feet in length. "Pickup truck" does not include a motor vehicle otherwise meeting the above definition that is equipped with a bed-mounted storage compartment unit commonly called a "utility body." Pickup truck shall not include tow trucks or tow vehicles as defined by Vehicle Code section 615.



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- 15. Principal Transportation Engineer.** The City of Santa Barbara Principal Transportation Engineer or his or her designee, or any person employed in an equivalent or successor position with similar functions and duties.
- 16. Public Utility.** A state or City regulated utility company including but not limited to the providers of gas, water, trash or electric utility services while engaged in the provision of services to City residents, businesses, or equipment and facilities during the hours of 7:00 a.m. to 8:00 p.m., or while providing necessary or emergency services during other hours. Public utility shall include cable television corporations operating pursuant to Public Utilities Code section 216.4 during the hours of 7:00 a.m. to 8:00 p.m., or while providing necessary or emergency services during other hours.
- 17. Projecting Lights or Devices.** Lights or devices affixed to a vehicle which project beyond the size measurements of oversized vehicles provided in SBMC section 10.44.220 (2)(A)(2). Permitted projecting lights or devices include:
- Lights
 - Antenna
 - Racks
 - Contents of racks
 - Mirrors
 - Trailer hitches
 - Winches
- 18. Public Works Director.** The City of Santa Barbara Director of Public Works or his or her designee.
- 19. Specific Fixed Commercial Address.** The physical address of a structure, as that term is defined in SBMC 28.04.675 (or any successor code section) which is used for business, at which the business conducts trade. The term “commercial address” shall include addresses of structures formerly used for residential purposes but since converted to commercial use. The term shall not include addresses of legal dwelling units at which the permanent resident conducts a home occupation.
- 20. Specific Fixed Residential Address.** The physical address of a residential unit, as that term is defined in SBMC 28.04.590 (or any successor code section). The term “specific fixed residential address” shall not include places of residence that do not have both a lawfully constructed residential structure and a postal mailing address.



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- 21. Street.** A surface or area that is any portion of the public right of way.

- 22. Streets Permit.** A permit issued by the Public Works Department for the purposes of erecting barricades and traffic control and staging of construction within the public right of way. Streets permit also includes special events permits issued by the Santa Barbara Police Department.

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SECTION 2 ROLES AND RESPONSIBILITIES

1. Public Works Department.

- a. **Downtown Parking Group.** The Downtown Parking group is responsible for the issuance of permits, maintenance of permit data, and overall management of the program.
- b. **Traffic Engineering Group.** The Traffic Engineering group is responsible for coordinating the installation of the parking restriction signs. The Traffic Engineering group will act as a resource to the Downtown Parking group to:
 - i. Evaluate safety concerns associated with various potential parking locations.
 - ii. Evaluate oversized vehicles that are the subject of a disabled permit application.

2. **Public Works Director.** The Public Works Director is responsible for preparing and implementing SBMC section 10.44.220 and these rules and regulations.

3. **Police Department.** The Police Department is responsible for enforcing this ordinance. The Police Chief may delegate authority to the Public Works Director pursuant to SBMC 10.44.200 A. in order to assure that oversized vehicles with permits issued under these regulations are not ticketed under SBMC 10.44.200 A.

4. **City Attorney's Office.** The City Attorney's office is responsible for providing legal advice with respect to SBMC section 10.44.220 and these rules and regulations.

5. **Permit Applicants.** Permit applicants are responsible for providing all information required by the Santa Barbara Municipal Code, these Rules and Regulations, and state or federal law.

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**SECTION 3
PROHIBITION OF OVERSIZED VEHICLE PARKING ON CITY STREETS**

SBMC 10.44.220 states that no person shall park or leave standing any oversized vehicle on any streets or portions of streets in areas where the Public Works Director has caused signs or markings giving adequate notice of the restriction to be placed.

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SECTION 4 MEASUREMENT OF AN OVERSIZED VEHICLE

Measurement shall be conducted made as follows:

1. The height shall be measured from bottom of tire to top of vehicle or trailer roof or skylight, at its highest point. The height shall include any cab or camper shell that has been placed on the vehicle. The height shall not include any projecting lights or devices.
2. The width shall be measured at the widest point of the vehicle or trailer body, including any cab or camper shell that has been placed on the vehicle or trailer, and including any flares around wheel wells. The width shall not include any projecting lights or devices.
3. The length shall be measured as follows:
 - a. For a single vehicle (i.e. no trailer), generally from leading edge of the front bumper to the trailing edge of the rear bumper, not including any projecting lights or devices. In the case of a cab or camper that overhangs the bumper, it shall be included in the measurement.
 - b. For a combination of vehicles (i.e., trailer), generally from the leading edge of the front bumper of the towing vehicle to the trailing edge of the rear bumper or body (whichever is longer) of the towed vehicle or trailer.

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SECTION 5 PROVIDING ADEQUATE NOTICE THROUGH POSTING OF SIGNS

The Public Works Department will post and maintain signs providing the public with adequate notice of the oversized vehicle parking restriction. Signs need not be posted on every block face. The design of these signs and strategy for placement throughout Santa Barbara is described in a technical memorandum from the City Principal Transportation Engineer to the City Attorney. A copy is attached to the end of these rules and regulations.

The restriction will be applied to all city streets.

The failure of a person to actually see a posted sign shall not be a defense to a violation of SBMC section 10.44.220.

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SECTION 6 EXCEPTIONS TO OVERSIZED VEHICLE PARKING ORDINANCE

The following oversized vehicles are not subject to the Oversized Vehicle Parking Ordinance:

1. Any oversized commercial vehicle actively engaged in the loading or unloading of materials, supplies or goods, in the delivery of goods, wares, merchandise, or other materials at an adjacent business or residence for no longer than thirty (30) minutes;
2. Any inoperable oversized vehicle upon which a person is actively engaged in making emergency repairs, as authorized by Santa Barbara Municipal Code section 10.44.040, for no longer than four (4) hours;
3. Any public utility vehicle as defined by these rules and regulations;
4. Any bus:
 - a. For no longer than two hours in non-bus parking zones.
 - b. In any designated bus parking zone up to the time limits allowed in that zone;
5. Any vehicle displaying a valid permit issued in accordance with SBMC section 10.44.220;
6. Any vehicle displaying a parking restriction waiver issued by the Public Works Department;
7. Any vehicle engaged in activity allowed under a streets permit issued by the Public Works Department;

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SECTION 7 PERMIT APPEARANCE AND DISPLAY

Permit Appearance

The Downtown Parking Program is authorized to establish the design, designation, style, color, and other similar characteristics for Temporary Oversized Vehicle Parking Permits and Oversized Vehicle Disability Parking Permits.

Permits shall be designed so as to clearly display the license plate number of the permitted vehicle, the authorized parking location (sponsor address), and the dates for which the permit is valid.

Permits shall be designed so that when displayed properly, they are clearly visible to a Parking Enforcement Officer or other City official standing in the public right-of-way.

Display of Permits

Permits shall be displayed on the dashboard on the driver's side of a parked oversized vehicle, or in the driver's side window. Permits must be displayed so that all of the identifying information on the front of the permit is clearly visible to a person standing outside the parked vehicle.

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SECTION 8 OVERSIZED VEHICLE DISABILITY PARKING PERMITS

1. **Permit Issuance.** SBMC section 10.44.220 (D) authorizes permits for disabled persons to park oversized vehicles which are needed as a result of their disability. A permit may only be issued by the Downtown Parking Group, in coordination with the Traffic Engineering Group.
2. **Eligibility and Duration.** To be eligible for an Oversized Vehicle Disability Parking Permit, a person must:
 - a. Eligibility.
 - i. Own or lawfully possess an oversized vehicle.
 - ii. Be a permanent resident of the City of Santa Barbara.
 - iii. Possess a valid, distinguishing, permanent disabled placard or license plate properly issued pursuant to the California Vehicle Code. Temporary placard holders are not eligible.
 - iv. Demonstrate that by reason of the disability which warranted issuance of their California distinguishing placard or license plate, the oversized vehicle is specially equipped and necessary to accommodate the disability of the person seeking the permit so that a reasonable modification to the City's on-street parking regulations is warranted under state and federal law. If an oversized vehicle disability parking permit applicant or permit holder fails or refuses to provide the information required by these rules and regulations, the Public Works Director may, but need not, obtain from the Department of Motor Vehicles the information allowed by Vehicle Code section 22511.58(a). When he or she deems it necessary or advisable, the Public Works Director may convene a review panel for the purposes enumerated in Vehicle Code section 22511.58(b).
 - b. Duration.
 - i. The permit will be valid for one year, and is renewable. A single permit may be issued for each location that the applicant resides, and at each facility which the applicant receives services.

The disabled oversized vehicle parking permit provides an exception to the oversized vehicle parking prohibition only. All other parking restrictions apply, including but not limited to the 72 hour parking restriction and posted street cleaning closures.



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- 3. Application Process.** To obtain an Oversized Vehicle Disability Parking Permit, a person must:
- a. Be eligible for an Oversized Vehicle Disability Parking Permit under SBMC section 10.44.220 and these Rules and Regulations.
 - b. Provide complete and correct information on the Application for an Oversized Vehicle Disability Parking Permit.
 - c. Provide current California Vehicle Registration for the vehicle for which an Oversized Vehicle Disability Parking Permit is requested. If the vehicle is not owned by the applicant, sufficient evidence must be presented to prove that the applicant has the legal right to use the vehicle.
 - d. Provide a copy of a valid disabled parking placard properly issued pursuant to the California Vehicle Code OR provide current California Vehicle Registration for the vehicle for which the permit is requested that indicates that the vehicle has valid and properly issued disabled license plate.
- 4. Application Review and Permit Issuance.** Upon receipt of a complete application for an Oversized Vehicle Disability Parking Permit, and prior to issuing any such permit, the Principal Transportation Engineer shall:
- a. Review the application and all supporting materials for completeness and compliance with SBMC 10.44.220.
 - b. Inspect the oversized vehicle to determine whether it is specially equipped and necessary to accommodate the applicant's disability.
 - c. Review the requested parking locations to verify that they are a legal dwelling unit where the applicant resides, or a facility at which the applicant receives services, or the applicant's place of employment. A single permit may be approved for multiple locations or, as appropriate, citywide use subject to the approved parking locations specified in these rules and regulations.
- 5. Specific Oversized Vehicle.**
- a. An Oversized Vehicle Disability Parking Permit may only be used upon the vehicle that was identified in the application for the permit and inspected by the



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Principal Transportation Engineer or his or her designee. If the vehicle is not owned by the applicant, sufficient evidence must be presented to prove that the applicant has the legal right to use the vehicle. At such time as the vehicle is no longer used by the applicant, the permit holder shall return the permit to the Principal Transportation Engineer. To qualify for an Oversized Vehicle Disability Parking Permit, the size of the applicant's vehicle must be necessary to accommodate the required on-street parking modification.

- b. Approved Parking Locations.
 - i. An Oversized Vehicle Disability Parking Permit is only valid at the locations approved by the City upon permit issuance.
 - ii. An Oversized Vehicle Disability Parking Permit may only be approved for use at:
 - 1. the legal dwelling unit at which the applicant resides;
 - 2. any location or facility at which the applicant receives services, or
 - 3. the applicant's place of employment.
 - iii. The permitted parking location cannot create or exacerbate a traffic safety hazard. An oversized vehicle may not be parked at any location that leaves less than 10 feet in the adjacent travel lane, or within 40 feet of any driveway or intersection. Doing so could result in revocation of the permit, and possible citation. Some streets may not be able to accommodate oversized vehicles due to street width or driveway frequency.

6. Grounds for Refusal to Issue or Revocation of an Oversized Vehicle Disability Parking Permit. Any of the following are grounds for refusal to issue or revocation of an Oversized Vehicle Disability Parking Permit:

- a. Lawful possession of vehicle. The applicant fails to demonstrate that he or she owns or lawfully possesses the oversized vehicle for which he or she seeks a permit.
- b. Incomplete application. The applicant fails to provide complete and correct information as required by the City.
- c. Oversized vehicle not necessary to accommodate disability. The oversized nature of the applicant's vehicle is not necessary to accommodate a disability, or the oversized nature of the vehicle is not necessary to accommodate a modification that is necessary to for a disability.



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- d. Dangerous Traffic Safety Condition. The permit holder uses the permit to park in a manner that creates or exacerbates a dangerous traffic safety condition.
- e. Improper use. The permit holder uses the permit on a vehicle not approved by the City and designated on the permit, or the permit holder uses the permit at a location not approved by the City and designated on the permit, or the permit holder gives the permit to an ineligible vehicle or person for use.
- f. Failure to comply with all laws, rules, and regulations. The permit holder fails to comply with any City law, rule, or regulation pertaining to oversized vehicle permit parking.

7. Supplemental Disability Determination Consultation

- a. In addition to the reconsideration and appeal procedures described in these rules and regulations, an unsuccessful disabled oversized parking permit applicant may seek consultation with the City's Disability Coordinator. Such consultation must be requested at the same time any request for reconsideration or appeal is filed. The Disability Coordinator shall have the power and authority to direct and cause issuance of an oversized vehicle disability parking permit, in appropriate circumstances, notwithstanding the determinations of the Principal Transportation Engineer or Public Works Director. The Disability Coordinator may also consult with the Principal Transportation Engineer and/or Public Works Director to assure reasonable modifications to any City program, including on-street parking, when warranted to provide equal access for a person with disabilities.

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SECTION 9 TEMPORARY OVERSIZED VEHICLE PARKING PERMITS

1. **Permit Issuance.** SBMC section 10.44.220 (E) (2) establishes three types of temporary permits:
 - a. Permits for permanent residents of the City of Santa Barbara.
 - b. Permits for visitors to the City of Santa Barbara.
 - c. Permits for businesses.
2. **Eligibility and Duration.** To be eligible for a Temporary Oversized Vehicle Parking Permit, the following apply:
 - a. **For Permanent Residents.**
 - i. Eligibility.
 1. The applicant must be a permanent resident as defined in the definitions with a specific fixed residential address.
 2. The vehicle must be owned or legally possessed by the applicant.
 3. The parking location must be adjacent to the resident's specific fixed residential address.
 4. One permit is available per vehicle OR per address associated with type of permit. No single vehicle or no individual address may receive more than one permit per period.
 - ii. Duration.
 1. City residents may obtain one-five day permit in every 90-day period. This permit may be extended by five days for a total of 10-days for every 90-day period.
 2. For the purposes for this section, the license plate for some vehicles such as rental moving trucks and rental recreational vehicles may not be available at the time of permit application.
 - a. A permit issued for a rental will count towards the maximum five/ten day permit allowance per 90-day period.
 - b. **For Visitors.**
 - i. Eligibility
 1. The applicant cannot reside in the City of Santa Barbara.
 2. The vehicle must be owned or legally possessed.



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3. The parking location may only be adjacent to a specific fixed residential address. Applicants must stipulate to the consent of the adjacent resident.
 4. One permit is available per vehicle OR per address associated with type of permit. No single vehicle or no individual address may receive more than one permit per period.
- ii. Duration
 1. Visitors may obtain one-five day permit in every 90-day period. This permit may be extended by five days for a total of 10-days for every 90-day period.
 2. Per residential address, one permit may be issued for the resident (see section 1, above), and one permit may be issued for a non-city resident.
- c. For Businesses.**
- i. Eligibility.
 1. The applicant must be an individual or business.
 2. The vehicle must be owned or lawfully possessed.
 3. The vehicle must commercial vehicle registration.
 4. The applicant must be doing business at that specific address (i.e. the street cannot be used for vehicle storage).
 5. The applicant must stipulate the consent of the adjacent property owner or resident.
 - ii. Duration.
 1. Businesses may obtain one-five day permit in every 90 day period at a specific location. This permit can be extended by five days for a total of ten days.
 2. A business may obtain an unlimited number of permits for different addresses, up to a maximum ten days per address. If a business needs extended access, that should be addressed through a Public Works Department parking restriction waiver or as part of a streets permit
- 3. Application Process.** To obtain a Temporary Oversized Vehicle Parking Permit, a resident must:
- a. Provide complete and correct information on the Application for a Temporary Oversized Vehicle Parking Permit.



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- b. Provide current California Vehicle Registration for the vehicle for which a permit is requested. If the vehicle is not owned by the applicant, sufficient evidence must be presented to prove that the applicant has the legal right to use the vehicle.
 - c. At the request and discretion of the Downtown Parking Group, provide any documentation necessary to establish the applicant's place of residence and lawful possession of the oversized vehicle.
- 4. Application Review and Permit Issuance.** Upon receipt of a complete application for a Temporary Oversized Vehicle Parking Permit, and prior to issuing any such permit, the Downtown Parking Group shall:
- a. Review the application and all supporting materials for completeness and compliance with SBMC section 10.44.220 and these rules.
 - b. If the permit is non-commercial, review the requested parking location to verify that the location is adjacent to a legal dwelling unit at which the applicant resides permanently.
- 5. Specific Oversized Vehicle.**
- a. A Temporary Oversized Vehicle Parking Permit may only be used on the vehicle that was identified in the application for the permit and for which the permit was issued.
 - b. A Temporary Oversized Vehicle Parking Permit, when issued to a resident, may only be used on a vehicle that is owned or lawfully possessed by said resident.
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 - c. Rental vehicles. For the purposes of this section, the license plate for some vehicles such as rental moving trucks and rental recreational vehicles may not be available at the time of permit application. A license plate number is not required on the permit or permit application if the vehicle is clearly market as a rental.
- 6. Approved Parking Location.**
- a. By permit type:
 - i. For City residents:
 - 1. A Temporary Oversized Vehicle Parking Permit issued to a resident may only be approved for parking adjacent to the specific



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fixed residential address at which the applicant permanently resides.

2. In no case shall a Temporary Oversized Vehicle Parking Permit be issued to a permanent resident of the City for parking adjacent to a dwelling at which they do not reside or for parking adjacent to a non-residential address.
 - ii. For visitors:
 1. A Temporary Oversized Vehicle Parking Permit issued to a visitor may only be approved for parking adjacent to a specific fixed residential address.
 2. The visitor must stipulate that the adjacent resident concurs.
 - iii. For commercial vehicles:
 1. A Temporary Oversized Vehicle Parking Permit issued for a commercial vehicle may be approved for the block nearest the fixed address the commercial vehicle is visiting.
 - a. If parking is not permitted on that block, the permit may be approved for the nearest block that parking is allowed.
 - b. Dangerous Traffic Safety Condition. The permitted parking location cannot create or exacerbate a dangerous traffic safety condition. The applicant must ensure that the parked oversized vehicle does not block a traffic lane, block critical sight lines for driveways, alleyways, or side streets, or block the visibility of a traffic control device. Some streets may not be able to accommodate oversized vehicles due to street width or driveway frequency.

7. Grounds for Refusal to Issue or Revocation of a Temporary Oversized Vehicle Parking Permit. Any of the following are grounds for refusal to issue or revocation of a Temporary Oversized Vehicle Parking Permit:

- a. Lawful possession of vehicle. The applicant fails to demonstrate that they own or lawfully possess the oversized vehicle for which they seek a permit.
- b. Incomplete application. The applicant fails to provide complete and correct information as required by the City.
- c. Consent of resident or occupant. The permit holder uses the permit to park at a residential or commercial address without the consent of the occupant of that address.



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- d. Dangerous traffic safety condition. The permit holder uses the permit to park in a manner that creates or exacerbates a dangerous traffic safety condition.

- e. Improper use. The permit holder uses the permit on a vehicle not approved by the City and designated on the permit, or the permit holder uses the permit at a location not approved by the City and designated on the permit, or the permit holder gives the permit to an ineligible vehicle or person for use.

- f. Failure to comply with all laws, rules, and regulations. The permit holder fails to comply with any City law, rule, or regulation pertaining to oversized vehicle permit parking.

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Issued by Public Works Director

August 14, 2017

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SECTION 10 CONTRACTORS OVERSIZED VEHICLE PARKING PERMITS

1. **Permit Issuance.** SBMC section 10.44.220 (F) authorizes permits for persons to park specific oversized commercial vehicles which are needed for use in a business. A permit may only be issued by the Downtown Parking Group, in coordination with the Traffic Engineering Group.
2. **Eligibility.** To be eligible for an Oversized Vehicle Disability Parking Permit, a person must demonstrate in writing that they meet and agree to each of the following conditions:
 - a. The oversized commercial vehicle is owned or lawfully possessed by the applicant.
 - b. The oversized vehicle is registered with the Department of Motor Vehicles as a commercial vehicle and displays identifiable California Commercial license plates.
 - c. The applicant possesses a valid City business license certificate and has paid all other applicable City taxes.
 - d. The oversized commercial vehicle is necessary for use in the business for which the city business license certificate has been issued.
 - e. The oversized commercial vehicle will at no time be parked in any location that creates or exacerbates a dangerous traffic safety condition.
 - f. The oversized commercial vehicle will not be parked in any location that creates or exacerbates a dangerous traffic safety condition.
 - g. The oversized commercial vehicle will not be parked unattended on the street between the hours of 8:00 p.m. and 7:00 a.m. of the following day, except when the vehicle is necessary at the parking location, and actually in active use, for work needed to control and repair an emergency situation that poses an immediate threat to public health and safety.
3. **Duration.** Contractors oversized vehicle parking permits shall be valid for a period of not to exceed a single fiscal year, commencing July 1 of each year. Permits issued after July 1 of any year shall expire on June 30 of the following year and any fees shall be prorated to the nearest month. Permits may be renewed annually effective July 1 of each year, provided that the permit holder demonstrates in writing that he or she continues to meet and agree to the conditions of this subsection.



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SECTION 11 SUSPENSION, MODIFICATION, AND REVOCATION PROCEDURES

1. Procedure.

- a. The Public Works Director is authorized to suspend, modify or revoke a Temporary Oversized Vehicle Parking Permit or an Oversized Vehicle Disability Parking Permit with or without cause. If the Public Works Director determines that there are adequate grounds or conditions to suspend, modify or revoke a permit, he or she shall give the permit holder reasonable notice of such action which states (i) the grounds for the action, (ii) the specific action taken, and (iii) the procedure for review and appeal of that action. Such a notice may be delivered by leaving a copy on the windshield of the permitted vehicle or by delivering notice as authorized in the appeal process established by these rules and regulations. Notice may be provided before or after the action, provided that no citation shall be issued against a permit holder subject to such action before reasonable notice is provided. The Public Works Director may provide pre-action notice if he or she finds a substantial question of fact would warrant an opportunity for the permit holder to provide evidence prior to the action.

2. Effectiveness and Finality.

- a. An action suspending, modifying or revoking a permit is effective immediately, provided that no citation shall be issued before reasonable notice is provided to the permit holder. The action shall become final if (i) no timely appeal is filed.

3. Appeals.

- a. Reconsideration by Principal Transportation Engineer. An applicant or permit holder may seek reconsideration of a decision to deny, or suspend, modify or revoke, a permit to the Principal Transportation Engineer. Any request for reconsideration shall be in writing and shall be filed with the Principal Transportation Engineer at the Public Works Department within seven (7) calendar days after reasonable notice of the action to the applicant or permit holder. Any notice required by these rules and regulations may be provided orally by telephone or in person, in writing, or electronically (such as by email), provided that any oral notice shall be documented by the City. A request for reconsideration shall be heard in writing, with no face-to-face meeting or hearing required, unless the Principal Transportation Engineer deems such a meeting or



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hearing desirable. The Principal Transportation Engineer is authorized to affirm, reverse, or modify any such decision. Reasonable notice of the determination shall be provided to the applicant or permit holder.

- b. Appeal to Public Works Director. Any applicant or permit holder may appeal a reconsideration determination of the Principal Transportation Engineer to the Public Works Director. Any such appeal (i) shall be in writing; (ii) shall state the reasons for appeal; and (iii) shall be filed with the Public Works Department within seven (7) calendar days after notice of the Principal Transportation Engineer's determination.

If such an appeal is timely made, no hearing or meeting is necessary, but the applicant or permit holder may be given an opportunity for a face-to-face meeting or hearing if deemed desirable by the Public Works Director. The Public Works Director is authorized to affirm, reverse, or modify any such denial or revocation, or to refer the matter back to the Principal Transportation Engineer for further fact finding and determinations. However, nothing herein shall authorize the Public Works Director to hear appeals concerning the appropriateness of oversized vehicle parking restrictions, the amount of parking fines, and other similar matters not directly related to the denial or other action on a permit.


4. **Notice.** Notice to the applicant or permit holder is deemed delivered when (i) personally given to the applicant or permit holder orally or in writing, (ii) leaving a copy of the notice on the windshield of the permitted vehicle, or (iii) enclosed in an envelope addressed to the applicant or permit holder at the residential or business address of the applicant or permit holder and deposited in the United States mail with postage fully prepaid.
5. **Exhaustion of Administrative Remedies.** An applicant or permit holder must use the consultation, reconsideration and appeal procedures established in these rules and regulation before seeking judicial relief of any kind.
6. **Due Process Considerations.** Upon the advice of the City Attorney, any review, hearing or appeal procedure in these rules and regulations may be modified to accommodate the fair hearing interests of an applicant or the City.

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City of Santa Barbara
Public Works Department

Interoffice Memorandum

DATE: September 6, 2016
TO: Ariel Calonne, City Attorney
FROM: Derrick Bailey, Supervising Transportation Engineer 
SUBJECT: Sign Spacing Analysis for Oversized Vehicle Prohibition

The purpose of this technical memorandum is to document the decision process regarding sign frequency and sign design on Santa Barbara streets that provide notice to drivers of the oversized vehicle parking prohibition.

Sign Frequency

Signs should be posted frequently enough to provide drivers with adequate notice of the prohibition. This prohibition applies citywide as opposed to most other parking prohibitions or limits that can vary block by block. For block by block prohibitions and limits, more frequent sign postings are needed to provide reasonable notice of the specific rules for that block, typically at least one sign per block face. Because the oversized vehicle prohibition is citywide, the rules are consistently applied block by block, and therefore less frequent sign postings are needed.

The worst case scenario in terms of driver familiarity with Santa Barbara and local rules is a visitor from out of town. To account for this level of familiarity with Santa Barbara, the driver should preferably be given multiple notifications before arriving at a potential on street parking location.

To provide multiple notifications, a layered approach will be taken. Visitors to the City will enter the City, and most likely drive along one of Santa Barbara's major streets before potentially entering a neighborhood with the intention of parking their vehicle. The layered approach will provide signs:

1. At entry points into the City (76 signs)
2. Along major roadways (67 signs)
3. At entry points to neighborhoods (230 signs).

This will provide approximately 373 signs throughout Santa Barbara. Attachment A illustrates placement of those signs. More or fewer signs may be needed depending on the location.

Sign Design

Standard parking signs compliant with the California Manual on Uniform Traffic Control Devices are typically 18-inches high by 12-inches wide. For this application, I recommend larger signs that are more noticeable to moving traffic. A sign 30-inches high by 24-inches wide (same size as a standard speed limit sign) will provide good visibility of the prohibition. A concept sign design is illustrated on Attachment B.