

ORDINANCE NO. NS-XXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA, CALIFORNIA, AMENDING SECTION 36-400 OF CHAPTER 36 OF THE SANTA ANA MUNICIPAL CODE REGARDING THE LOCATION OF PARKING METERS

THE CITY COUNCIL OF THE CITY OF SANTA ANA DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Santa Ana hereby finds, determines, and declares as follows:

- A. Currently, Santa Ana Municipal Code Section 36-400 requires all parking meters to be placed upon the curb alongside of and next to parking spaces;
- B. Class IV (protected) bikeways have a raised median separating the parking space and the bikeway from the sidewalk; and
- C. The use of protected bikeways requires modification of Santa Ana Municipal Code Section 36-400 to allow parking meters to be placed on the sidewalk adjacent to parking spaces.

Section 2. Section 36-400 of Article VIII entitled "Parking Meters" of Chapter 36 of the Santa Ana Municipal Code is hereby amended to read as follows (new language is underlined and deleted language is stricken):

Sec. 36-400. - Location on sidewalk ~~curb~~; space markings.

All parking meters shall be placed upon the sidewalk ~~curb~~ alongside of adjacent parking spaces or ~~and~~ next to parking spaces. Such parking spaces shall be of sufficient size to accommodate an automobile and shall indicate parallel or diagonal parking by painted lines on the pavement.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Santa Ana hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. This ordinance shall become effective thirty (30) days after its adoption.

Section 5. The Clerk of Council shall certify the adoption of this ordinance and shall cause the same to be published as required by law.

ADOPTED this ____ day of November, 2021.

Vicente Sarmiento
Mayor

APPROVED AS TO FORM

SONIA R. CARVALHO
City Attorney

By: Laura A. Rossini
Laura A. Rossini
Chief Assistant City Attorney

AYES: Councilmembers: _____

NOES: Councilmembers: _____

ABSTAIN: Councilmembers: _____

NOT PRESENT: Councilmembers: _____

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, DAISY GOMEZ, Clerk of the Council, do hereby attest to and certify that the attached Ordinance No. NS-XXX to be the original ordinance adopted by the City Council of the City of Santa Ana on _____, 2021, and that said ordinance was published in accordance with the Charter of the City of Santa Ana.

Date: _____

Daisy Gomez
Clerk of the Council
City of Santa Ana