

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADDING CHAPTER 23E TO THE SANTA BARBARA COUNTY CODE TO AUTHORIZE PARKING LOT METERS IN DESIGNATED OFF-STREET LOCATIONS IN ISLA VISTA AND SETTING FINES THEREFORE

The Board of Supervisors of the County of Santa Barbara ordains as follows:

SECTION 1.

The Santa Barbara County Code is hereby amended by adding a new Chapter, Chapter 23E entitled "Parking Lot Meters," to read as follows:

**Sec. 23E-1. Authority and Title.**

The Chief Executive Officer of the County or his or her designee may install or cause to be installed, parking meters in all parking zones established by this Code.

**Sec. 23E-2. Definitions.**

"Parking Meter" shall mean any device controlled by the County which is designed, upon the lawful deposit of a fee, to measure in minutes or hours the period of time during which a vehicle may be parked in the parking space for which the fee was deposited, and so constructed or equipped that the same will, upon expiration of the time for which such fee was deposited, indicate such expiration of time. "Parking Meter" shall include pay station devices that control multiple parking spaces.

**Sec. 23E-3. Zones.**

Parking meter zones are hereby established for the following areas:

Public Parking Lots owned by the Redevelopment Agency of the County of Santa Barbara or the County of Santa Barbara and located within the boundaries of the Isla Vista Master Plan adopted by the Board of Supervisors on August 21, 2007. Parking lots, or portions thereof, that are reserved for use by employees or residents of publicly owned property are not included within this definition.

**Sec. 23E-4. Hours of Operation.**

The hours of operation shall be from 7:00 AM to 8:00 PM, seven days per week, holidays excluded.

**Sec. 23E-5. Fees.**

Parking meter fees shall be established by resolution of the Board of Supervisors and may be updated from time to time by the Chief Executive Officer. The maximum amount of meter time that may be purchased at a time is 72 hours.

**Sec. 23E-6. Time limits enforced at inoperable meters.**

In the event that a parking meter is rendered inoperable due to mechanical or other failure, the parking space or spaces controlled by that parking meter shall be treated as a one hour parking zone until such time as the parking meter is operational. It is a violation of this chapter for a vehicle to remain parked in a parking space controlled by an inoperable meter beyond one hour.

**Sec. 23E-7. Violations.**

No person shall do any of the following:

- (a) Fail to pay the parking meter fee immediately after parking a vehicle in a parking meter zone during the parking meter hours of operation.
- (b) Deposit in a parking meter a defaced coin, slug, foreign object, or counterfeit bill.
- (c) Pay the parking meter fee by illegal or fraudulent use of a credit card or other means of electronic payment.
- (d) Deface, injure, or tamper with any part of a parking meter.
- (e) Deface, injure, or tamper with the parking stall numbers painted on the street.
- (f) Attach any article to a parking meter.
- (g) Allow a vehicle owned or operated by such person to remain parked in a parking meter controlled parking space after the purchased time has expired. This provision does not apply to the period necessary after initial occupancy of a parking meter controlled parking space for the immediate deposit of the parking meter fee.
- (h) Park a vehicle across a line or marking designating a parking meter controlled parking space.
- (i) Park a vehicle which exceeds sixteen and a half feet in length.
- (j) Allow a vehicle parked by such person to remain in a parking meter controlled parking spot after receipt of a citation for failure to pay the parking meter fee.

**Sec. 23E-8. Evidence.**

The parking of a vehicle in a parking meter controlled parking space for which the purchased time recorded on the parking receipt and recorded by the parking meter has expired shall constitute prima facie evidence that the vehicle has been parked in such space longer than permitted by this section. If there is a discrepancy between the time recorded on the parking receipt and the time recorded by the parking meter, the latter shall control.

**Sec. 23E-9. Defense.**

Mechanical or other failure of a parking meter shall be a defense to a citation for failure to pay the parking meter fee provided that the person cited is not responsible for such failure.

**Sec. 23E-10. Enforcement.**

A violation of this section shall constitute an infraction punishable by a fine not to exceed five times the daily rate for parking in the lot where the violation occurs.

**Sec. 23E-11. Exception for Holders of Parking Permits.**

Persons who have been issued a parking permit by the County or the Redevelopment Agency of the County of Santa Barbara for a vehicle that allows them to park that vehicle in the space it occupies will not be subject to provisions of this Chapter during the time their permit is in effect.

SECTION 3

If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portion of this Ordinance and this Board of Supervisors hereby declares that it would have passed the remainder of the Ordinance, if such invalid portion thereof had been deleted.

SECTION 2

This ordinance shall take effect and be in force thirty (30) days from the date of its passage; and before the expiration of fifteen (15) days after its passage it, or a summary of it, shall be published once, with the names of the members of the Board of Supervisors voting for and against the same, in the Santa Barbara Daily Sound, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California this \_\_\_\_ day of \_\_\_\_\_, 2009, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
JOSEPH CENTENO  
Chair, Board of Supervisors of the  
County of Santa Barbara

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM:

DENNIS A. MARSHALL  
COUNTY COUNSEL

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

ROBERT W. GEIS  
AUDITOR-CONTROLLER

By: \_\_\_\_\_  
Deputy