

JUL 23 2004

TRANSPORTATION

MOTION

The growing proliferation of trailers of all kinds including, but not limited to, semi truck trailers, recreational trailers, advertizing trailers and others, parked and detached on public streets is reaching the crisis stage. Across the City, unsightly trailers are creating near blight conditions, are easy targets for vandals and block driver's sight-lines creating a serious traffic safety hazard.

The California Vehicle Code, section 22507 provides for local authorities to regulate and restrict the parking of non-motorized vehicles on public streets. However, a state court decision (Super. Ct. No. 1112384) ruled that this section of state law did not extend such authority to local jurisdictions. In response the City sponsored legislation in Sacramento (AB 1798 - Levine) which upon approval would restore such power to local authorities.

The Court of Appeal of the State of California, Second Appellate District in Santa Barbara, recently overturned this ruling, restoring the authority to regulate and restrict parking on public streets to the local jurisdictions. (2d Civil No. B169316).

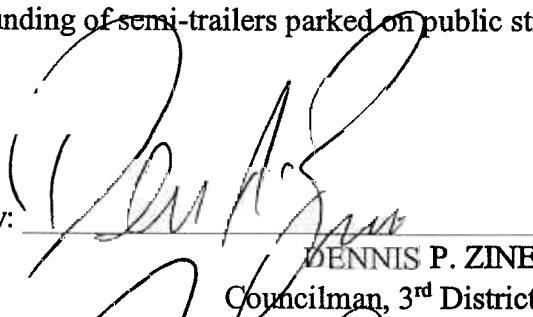
Clearly Los Angeles needs to address the growing problem of parked trailers on its streets.

I THEREFORE MOVE, that the City Attorney be requested to prepare and present an ordinance amending the appropriate portions of section 80.69 through 80.75, and / or any other appropriate section, of the Los Angeles Municipal Code, to prohibit the parking of all types of trailers, as defined in the state vehicle code, on all major highway, secondary highway, collector street and on any local street within 100 feet of an intersection with a major highway, secondary highway, collector street.

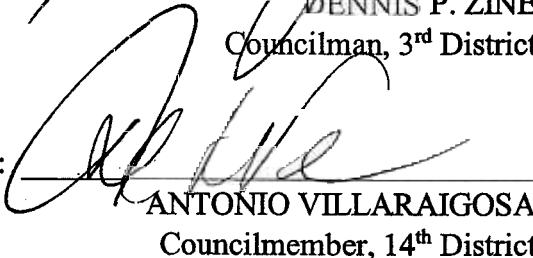
I FURTHER MOVE that semi-trailers, as defined in state law, parked in manufacturing and commercial zones for the purposes of loading and unloading be exempted in the proposed ordinance.

I FURTHER MOVE that the proposed ordinance also amend section 80.69.1, or any other appropriate code section, to permit the immediate impounding of semi-trailers parked on public streets in violation of such code section(s).

Presented by:


DENNIS P. ZINE
Councilman, 3rd District

Seconded by:


ANTONIO VILLARAIGOSA
Councilmember, 14th District

AP

July 23, 2004

04-1474