



AGENDA REPORT

Meeting Date: August 4, 2015
Item Number: D-5
To: Honorable Mayor & City Council
From: Chad Lynn, Assistant Director of Public Works Services
Desarae Jones, Management Analyst, Public Works Services 
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE
BEVERLY HILLS MUNICIPAL CODE REGARDING PARKING
PERMITS FOR BEVERLY HILLS UNIFIED SCHOOL DISTRICT
PERSONNEL
Attachments: 1. Ordinance
2. June 8, 2015 Council Study Session Staff Report

RECOMMENDATION

Staff recommends that the City Council move to waive the full reading of the ordinance, and that the ordinance entitled "An Ordinance of the City of Beverly Hills Amending the Beverly Hills Municipal Code Regarding Parking Permits for Beverly Hills Unified School District Personnel" be introduced and read by title only.

INTRODUCTION

In February 2015, the Beverly Hills Unified School District (BHUSD) made a request to the City Council for parking permits to allow School Board Members and specific district personnel to park adjacent to BHUSD properties without restriction based on permit zones or time limits.

At the June 8, 2015 Study Session, Council directed staff to proceed with establishing a parking program and drafting an Ordinance to amend the Municipal Code to implement this program with specific limitations to allow district personnel to park near school properties where parking constraints currently make it infeasible off-street at nearby locations. The proposed ordinance includes provisions for special parking permits for BHUSD School Board Members and specified personnel and outlines specific permissions and general restrictions of the parking privilege.

DISCUSSION

Pursuant to Council direction staff has developed a parking permit program and proposed ordinance for the Beverly Hills Unified School District (BHUSD). This proposed ordinance updates the Beverly Hills Municipal Code to include a new section with the privileges and requirements regarding the use of special parking permits for BHUSD personnel while conducting official business.

Pursuant to direction of the City Council, application of the ordinance will provide for the following:

- Use of “SP” parking permit authorized only while on official BHUSD business
- Restricting the permit to usage on the block face or immediately adjacent to an active BHUSD property
- Temporary parking privileges on public streets adjacent to the Horace Mann School during construction, which will expire upon completion of the construction
- Excluding use:
 - At any City parking facility except at the 450 N. Rexford - Civic Center structure
 - On public streets adjacent to Beverly Hills High School and BHUSD District Offices where on-site parking is available
- Excluding parking on public streets at metered parking spaces

FISCAL IMPACT

Staff finds that there is no significant fiscal impact anticipated with the implementation of this parking program at this time.



George Chavez

Approved By

Attachment 1

ORDINANCE 15-O-_____

AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL CODE
REGARDING PARKING PERMITS FOR BEVERLY HILLS
UNIFIED SCHOOL DISTRICT PERSONNEL

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. The City Council hereby adds Section 7-3-124 (“SP PARKING PERMITS”) to Article 1 (“General Standing, Stopping, and Parking Provisions”) of Chapter 3 (“STANDING, STOPPING, PARKING”) of Title 7 (“TRAFFIC, PARKING, AND PUBLIC TRANSPORTATION”) of the Beverly Hills Municipal Code to read as follows:

“7-3-124: SP PARKING PERMITS:

- A. For purposes of this section, “street block” is defined as the portion of a street that lies between two (2) immediately intersecting streets, and includes both the side of the street immediately adjacent to a school property and the opposite side of the street.
- B. A vehicle which bears an SP parking permit may park as follows while being used for official Beverly Hills Unified School District business:
 1. In a non-metered parking space for a period of time in excess of the posted maximum parking time permitted on a street block adjacent to Beverly Vista School, El Rodeo School, Hawthorne School and Horace Mann School, except as follows:
 - a. During posted peak hour parking restriction periods.
 - b. The SP parking permit may not be used on a street block adjacent to Horace Mann School after construction of the underground parking facility on the Horace Mann School campus is completed.
 2. In any preferential parking permit zone on a street block adjacent to Beverly Vista School, El Rodeo School, Hawthorne School and Horace Mann School, except as follows:
 - a. The SP parking permit may not be used on a street block adjacent to Horace Mann School after construction of the underground parking facility on the Horace Mann School campus is completed.
 3. In the City-operated parking structure, located at 450 North Rexford Drive, without payment of the required fees and in excess of the maximum permitted time for parking.

- C. An SP parking permit shall be issued by the Director of Public Works Services only as follows:
1. One permit to each current member of the Beverly Hills Unified School District Board of Education. When such persons cease to be on the Beverly Hills Unified School District Board of Education, the SP parking permit issued to the holder under this subsection C.1 is deemed void and is invalid for the uses set forth in this section. The permit holder shall return the permit to the Director of Public Works Services.
 2. One permit each to the following employees of the Beverly Hills Unified School District: (i) Superintendent of Schools; (ii) Chief Academic Officer; (iii) Director of Student Services and Special Projects; and (iv) Chief Administrative Officer. When such persons cease to be an employee of the Beverly Hills Unified School District or are no longer in the position listed herein, the SP parking permit issued to the holder under this subsection C.2 is deemed void and is invalid for the uses set forth in this section. The permit holder shall return the permit to the Director of Public Works Services.
- D. SP parking permits shall be displayed in the lower left corner of the front windshield of a vehicle legally registered to a person issued a permit under this section.”

Section 2. CEQA Findings. The City Council hereby finds that it can be seen with certainty that there is no possibility that the adoption and implementation of this Ordinance may have a significant effect on the environment. The Ordinance establishes the privileges and requirements regarding the use of special parking permits for Beverly Hills Unified School District personnel while conducting official business and will not significantly increase vehicle traffic within the City. The Ordinance is therefore exempt from the environmental review requirements of the California Environmental Quality Act pursuant to Section 15061(b)(3) of Title 14 of the California Code of Regulations.

Section 3. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 4. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and the City Clerk's certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 5. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

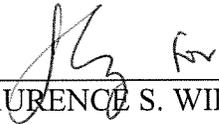
Adopted:
Effective:

JULIAN A. GOLD, M.D.
Mayor of the City of Beverly Hills,
California

ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

MAHDI ALUZRI
Interim City Manager

Attachment 2



STAFF REPORT

Meeting Date: June 8, 2015
To: Honorable Mayor & City Council
From: Chad Lynn, Assistant Director of Public Works Services
Subject: Request by Beverly Hills Unified School District for Permits Assigned to Specific District Personnel for Parking Adjacent to School Properties While Engaged in District Business
Attachments: None

INTRODUCTION

In February of 2015, a request was made to then Mayor Bosse by the Beverly Hills Unified School District (BHUSD) for parking permits to allow School Board Members and specific district personnel to park adjacent to BHUSD properties without observing time limit or permit zone restrictions while engaged in BHUSD Business.

DISCUSSION

In response to the request, staff is seeking City Council direction.

If the City Council is interested in addressing the request from the BHUSD, staff suggests the following program to address the District's request:

- Establish a Municipal Code Section specifically for the purpose of conveying this parking privilege
- Suggested contents of the new code
 - A vehicle which bears the permit and is being used while officially engaged in BHUSD business may park:
 - In a parking meter space without the deposit of any coin in the adjacent parking meter on the street block(s) bordering Horace Mann School
 - Adjacent to an active BHUSD property:
 - In a non-metered parking space for a period of time in excess of the posted maximum parking time permitted, but not during posted peak hour parking restriction periods
 - In a preferential parking permit zone

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- In the City operated parking structures located at 450 N. Rexford Drive and 450 N. Crescent Drive without payment of the required fees and in excess of the maximum permitted time for parking while visiting City Hall
- A permit shall be issued by the Director of Public Works Services only as follows:
 - One permit to each current elected member of the Beverly Hills Unified School District Board of Education.
 - One permit to the current Superintendent, Chief Academic Officer, Director of Student Affairs and Chief Administrative Officer. When such persons cease to be an employee of the school district or are no longer in the position listed herein, the permit issued to the individual is deemed void and is invalid for the uses set forth. The permit holder shall return the permit(s) to the Director.
 - Notwithstanding any other provision in, no more than one (1) permit shall be issued per individual
- The permit shall be displayed in the lower left corner of the front windshield of the vehicle.

The preceding provides permits to a total 9 representatives of the BHUSD, including 5 School Board Members and 4 district employees. This program is recommended to mirror the format and procedures related to the issuance and management of Class 1 permits. Following a pre-established program provides consistency for permit holders, administrative staff issuing such permits, and enforcement personnel in the field.

If so directed, staff will draft an ordinance to implement the above proposal. The ordinance will require two public meetings, one for introduction and second for adoption of the ordinance. The ordinance will take effect 30 days from the adoption date. The total timeline for this process is estimated at 60-90 days if staff is directed to proceed.

FISCAL IMPACT

There is no significant fiscal impact anticipated at this time.

RECOMMENDATION

If the City Council is interested in conveying a parking privilege to members of the BHUSD, staff recommends the City Council direct staff to return to the City Council with a formal Ordinance for consideration.


George Chavez

Approved By