

Folsom City Council Staff Report

MEETING DATE:	12/14/2021
AGENDA SECTION:	Consent Calendar
SUBJECT:	Ordinance No. 1318 - Ordinance of the City of Folsom Amending Section 10.20.510 of the Folsom Municipal Code to Increase Parking Penalty in Certain Areas of the Historic District (Second Reading and Adoption)
FROM:	Public Works Department

RECOMMENDATION / CITY COUNCIL ACTION

The Public Works Department recommends that the City Council conduct the second reading and adopt Ordinance No. 1318 - Ordinance of the City of Folsom Amending Section 10.20.510 of the Folsom Municipal Code to Increase Parking Penalty in Certain Areas of the Historic District.

BACKGROUND / ISSUE

In 2019 the City Council directed the formation of the Historic District Ad Hoc Parking Solutions Committee, which was a committee comprised of residents, business owners and other community stakeholders to develop recommendations to address the parking issues facing the Historic District. The committee completed their work in Spring 2020 and reported their findings and recommendations back to City Council, which the City Council then in turn directed staff to implement over time.

One of the committee's high-priority recommendations was to increase the frequency and scope of parking enforcement. Another recommendation, to implement and enforce a residential permit parking program, is also under way (as a temporary pilot) but will require consistent parking enforcement to be effective. Currently the fine for violating a parking regulation anywhere in the City of Folsom is \$25 and has been that amount since 1994. In terms of the value of the dollar, a \$25 fine may not be the deterrent it was almost three decades ago; many motorists seem to be willing to accept a \$25 fine and either pay it or ignore it.

Increasing the amount of the fine may make a more effective deterrent, which in turn improves compliance with posted parking restrictions and maximizes the effectiveness of parking management strategies.

DISCUSSION

Given the concentration of parking demand in the Historic District, and the success of parking strategies being tied directly to compliance, staff is recommending that the fine for parking violations in certain designated areas of the Historic District be increased from \$25 to \$75. This increase would only apply with the portion of the Historic District bounded by, and to include Coloma Street, Leidesdorff Street, Folsom Boulevard, and Natoma Street. A map diagram of the affected area is attached as Attachment No. 2 to this Staff Report. This increased fine is supported by the Folsom Historic District Association and the Historic Folsom Residents Association.

The ordinance was introduced at the November 9, 2021 meeting. No changes have been made to the ordinance since the first reading.

FINANCIAL IMPACT

This action should not have any significant financial impact to the City of Folsom for increasing the parking fine amount from \$25 to \$75 in the designated area of the Historic District. If implemented, the additional revenue from the increased fines would have a negligible impact to the City's general fund.

ENVIRONMENTAL REVIEW

This action is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines.

ATTACHMENTS

1. Ordinance No. 1318 - Ordinance of the City of Folsom Amending Section 10.20.510 of the Folsom Municipal Code to Increase Parking Penalty in Certain Areas of the Historic District
2. Map diagram showing designated area in the Historic District subject to the new \$75 parking penalty

Submitted,



Mark Rackovan, PUBLIC WORKS DIRECTOR

Attachment 1

ORDINANCE NO. 1318

**AN ORDINANCE OF THE CITY OF FOLSOM
AMENDING SECTION 10.20.510 OF THE FOLSOM MUNICIPAL CODE TO
INCREASE PARKING PENALTY IN
CERTAIN AREAS OF THE HISTORIC DISTRICT**

The City Council of the City of Folsom does hereby ordain as follows:

SECTION 1 PURPOSE

The purpose of this Ordinance is to amend Section 10.20.510 of the Folsom Municipal Code as it pertains to the amount of parking penalties. Specifically, this Ordinance seeks to increase the amount of the parking penalty from \$25 to \$75 within an area of the Historic District bounded by, and to include Coloma Street, Leidesdorff Street, Folsom Boulevard, and Natoma Street.

SECTION 2 AMENDMENT TO CODE

Section 10.20.510 of the Folsom Municipal Code is hereby amended to read as follows:

10.20.510 General.

The violation of any section of this chapter, unless otherwise specified, shall be punishable by a parking penalty of twenty-five dollars for each violation. Notwithstanding the foregoing, violations that occur within the portion of the Historic District bounded by, and to include Coloma Street, Leidesdorff Street, Folsom Boulevard, and Natoma Street, shall be punishable by a parking penalty of seventy-five dollars for each violation.

SECTION 3 SCOPE

Except as set forth in this Ordinance, all other provisions of the Folsom Municipal Code shall remain in full force and effect.

SECTION 4 NO MANDATORY DUTY OF CARE

This Ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 5 SEVERABILITY

If any section, subsection, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent

jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council declares that it would have passed each section irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional, invalid, or ineffective.

SECTION 6 EFFECTIVE DATE

This ordinance shall become effective thirty (30) days from and after its passage and adoption, provided it is published in full or in summary within twenty (20) days after its adoption in a newspaper of general circulation in the City.

This ordinance was introduced and the title thereof read at the regular meeting of the City Council on November 9, 2021 and the second reading occurred at the regular meeting of the City Council on December 14, 2021.

On a motion by Council Member _____ seconded by Council Member _____, the foregoing Ordinance was passed and adopted by the City Council of the City of Folsom, State of California, this 14th day of December 2021, by the following roll-call vote:

- AYES:** Councilmember(s):
- NOES:** Councilmember(s):
- ABSENT:** Councilmember(s):
- ABSTAIN:** Councilmember(s):

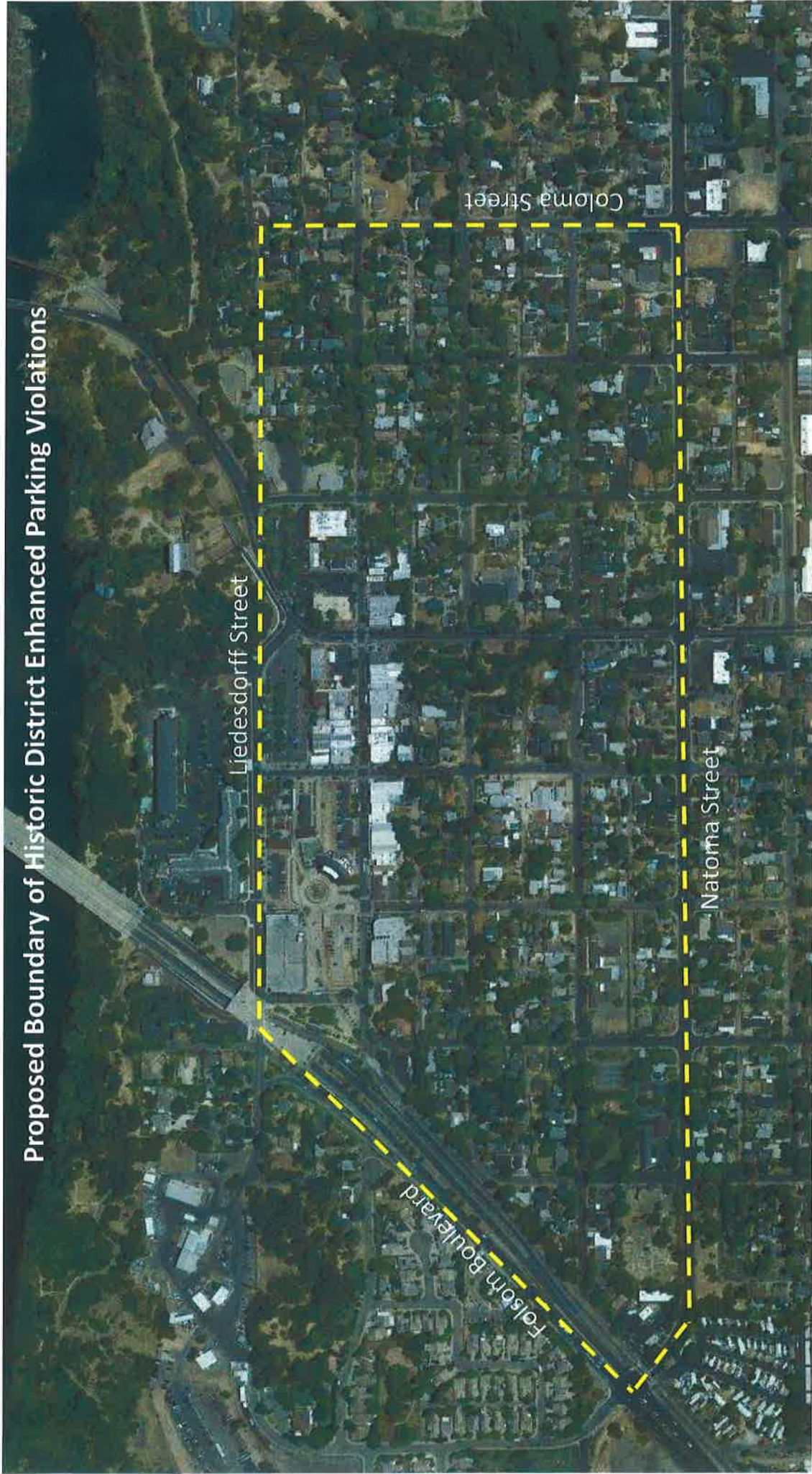
Michael D. Kozlowski, MAYOR

ATTEST:

Christa Freemantle, CITY CLERK

Attachment 2

Proposed Boundary of Historic District Enhanced Parking Violations



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