

**TOWN OF TRUCKEE
California**

ORDINANCE 2024-06

**AN ORDINANCE PROHIBITING STOPPING, STANDING, OR PARKING WITHIN FIVE FEET
OF A MARKED OR UNMARKED CROSSWALK WHERE CURB EXTENSIONS ARE
PRESENT**

WHEREAS, the California Legislature passed Assembly Bill 413 (AB 413) on October 10, 2023 which establishes a no parking zone within 20 feet of the vehicle approach side of any marked or unmarked crosswalk or within 15 feet of any crosswalk where a curb extension is present; and

WHEREAS, AB 413 permits a local authority to establish a different prohibited stopping, standing, or parking distance if it is codified by ordinance, justified by traffic safety standards, and the new distance is marked with paint or a sign; and

WHEREAS, the Town Council directed Town Engineering staff to conduct a study to determine if a reduction in the no parking zones from 15 feet where a curb extensions are present is supportable; and

WHEREAS, the study determined that 15 parking spots within the Town fall within the 15 or 20 foot no parking areas described in AB 413 with 9 parking spots being located within the Downtown Parking District; and

WHEREAS, over the past 10 years, 12 traffic incidents have been reported within the Town in or adjacent to marked or unmarked crosswalks and none of these incidents are located within the AB 413 threshold of 15 or 20 feet; and

WHEREAS, the National Association of City Transportation Officials (NACTO) guidelines state that installing curb extensions make pedestrians more visible to motorists and cars more visible to pedestrians; and

WHEREAS, AB 413 does not specify the speed limit of the road in which the 15 or 20 foot no parking restrictions are based on; and

WHEREAS, vehicle speeds are reduced within the Downtown Parking District due to physical roadway characteristics, such as 10-foot-wide travel lanes, curb extensions, on-street parking, and a high volume of pedestrian and slow vehicle activity; and

WHEREAS, based on there having been no traffic incidents involving pedestrians in or adjacent to marked or unmarked crosswalks where parking would be restricted by AB 413, the NACTO recommendation for the use of curb extensions to improve approaching drivers' visibility of pedestrians crossing at crosswalks and improved visibility of vehicles by a pedestrian, and the reduced vehicle speeds within the Downtown Parking District due to physical roadway characteristics, the Town Engineer recommends a reduction to the AB 413 no parking zone of 15 feet to 5 feet where a curb extension is present; and

WHEREAS, when curb extensions are not present, parking will be prohibited for 20 feet

consistent with AB 413;

The Town Council of the Town of Truckee Does Ordain as Follows:

Section 1. Section 10.13.020 of the Truckee Municipal Code is hereby amended to add new subsections (g) and (h) thereto, to read as follows:

(g) Within five feet of the vehicle approach side of any unmarked or marked crosswalk where curb extensions are present.

(h) Within twenty feet of a marked or unmarked crosswalk where no curb extension is present pursuant to Section 22500 of the Vehicle Code.

Section 2. If any section, subsection, clause, or phrase of this ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the ordinance. The Town Council for the Town of Truckee hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof irrespective of the fact that one of more sections, subsections, sentences, clauses, or phrases may be held invalid or unconstitutional.

Section 3. Posting and Publications: The Town Clerk is hereby directed to publish this ordinance in accordance with the law.

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The foregoing ordinance was introduced at a regular meeting of the Truckee Town Council held on the ____ day of _____ 202__, and adopted at a regular meeting of the Truckee Town Council, on the ____ day of ____; 202__; _____ moved for the adoption, the motion was seconded by _____ and was carried by the following vote:

AYES:

NOES:

ABSENT:

David Polivy, Mayor

ATTEST:

APPROVED AS TO FORM:

Kelly Carpenter, Town Clerk

Andy Morris, Town Attorney