ORDINANCE NO. 20-028

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE
AMENDING §16.56.072 OF THE PACIFIC GROVE MUNICIPAL CODE TO ADD BOTH SIDES OF EVANS AVENUE, FROM FIRST STREET TO EARDLEY AVENUE; THE SOUTH SIDE OF CENTRAL AVENUE, FROM FIRST STREET TO DEWEY AVENUE; THE WEST SIDE OF DEWEY AVENUE, FROM EVANS AVENUE TO CENTRAL AVENUE.

FACTS

1. The City Council of the City of Pacific Grove (City) regulates parking within City limits including timed parking zones and Residential Parking Programs.

2. The City of Pacific Grove Municipal Code §16.56.072 enumerates streets that are limited to two-hour parking, 9:00 a.m. to 6:00 p.m., any day, except for vehicles with permits issued pursuant to the Residential Parking Program (which are allowed to park all day).

3. The City approved Resolution 20-033 to establish a Residential Parking Program on both sides of Evans Avenue, from First Street to Eardley Avenue; the south side of Central Avenue, from First Street to Dewey Avenue; the west side of Dewey Avenue, from Evans Avenue to Central Avenue.

4. The City has determined it is appropriate to amend City of Pacific Grove Municipal Code §16.56.072 “Two-hour parking – 9:00 a.m. to 6:00 p.m., any day” concurrently with the establishment of a Residential Parking Program.

5. In the enactment of this ordinance, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq.

6. Enactment of this ordinance action does not constitute a “project” as defined by California Environmental Quality Act (CEQA) because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE:

SECTION 1. The foregoing Facts are adopted as findings of the City Council as though set forth fully within the body of this ordinance.

SECTION 2. The text set forth in existing Chapter 16.56 of the City of Pacific Grove Municipal Code entitled, “Schedules” shall be amended by the deletion of all text shown in
strikeout text (strikeout text) and by the addition of all text shown in bold, italic text (**bold italic text**), as follows:

**Chapter 16.56**
**SCHEDULES**

**16.56.072 Two-hour parking – 9:00 a.m. to 6:00 p.m., any day.**

In accordance with PGMC 16.40.521, parking is limited to two hours, from 9:00 a.m. to 6:00 p.m. on any day, upon the following enumerated streets, except that vehicles with permit stickers issued pursuant to the residential parking permit program will be allowed to park all day:

(a) Sloat Avenue (both sides) from 1st Street to Dewey Avenue.
(b) Ocean View Boulevard, south side, from 1st Street to Dewey Avenue.
(c) **Evans Avenue (both sides) from 1st Street to Eardley Avenue.**
(d) **Central Avenue, south side, from 1st Street to Dewey Avenue.**
(e) **Dewey Avenue, west side, from Evans Street to Central Avenue.**

SECTION 3. City Manager is directed to execute all documents and to perform all other necessary City acts to implement effect this Ordinance.

SECTION 4. Severability. If any provision, section, paragraph, sentence, clause or phrase of this ordinance, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 5. In accord with Article 15 of the City Charter, this ordinance shall become effective on the thirtieth (30th) day following its passage and adoption.

**PASSED AND ADOPTED** BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 4th day of November, 2020, by the following vote:

AYS: Mayor Peake, Mayor Pro Tem Huitt, Councilmembers Amelio, Garfield, McAdams, Smith, and Tomlinson.
NOES: None.
ABSENT: None.
APPROVED:

BILL PEAKE, Mayor

ATTEST: 11/5/2020
DATED: _______________________

SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

DAVID C. LAREDO, City Attorney