

PUBLIC PARKING PADS
PROPOSED MUNICIPAL CODE AMENDMENT

FREQUENTLY ASKED QUESTIONS

Is a public parking pad a private encroachment?

No, a public parking pad is a street improvement pursuant to MBMC Section 9.72.010

Will this municipal code reduce the number of parking spaces within the right-of-way?

No, there are no proposed changes to the physical conditions within the right-of-way, but the Amendment defines when a vehicle is parked on a public parking pad or on a private driveway or on private property, for proper enforcement.

How will I know a paved surface is a public parking pad?

The City will identify each public parking pad by a sign, stencil, marker and/or striping depending on the characteristics of the surrounding area.

Can I park on landscaping or unpaved surfaces within the right-of-way?

No, parking is prohibited in parkways, which includes landscaping and unpaved surfaces, pursuant to MBMC Section 14.01.110.

Who is responsible for maintaining a public parking pad?

The adjacent property owner is responsible for maintaining a public parking pad pursuant to Section 9.72.015(D) and State law.

Can someone else park in a driveway without the resident's permission?

No, this is a violation of MBMC Section 9.72.120 and can be reported to the Police.

Can someone park partially on private property without the property owner's permission?

No, this is a violation of MBMC Section 9.72.120 and can be reported to the Police if a sign is properly posted stating it is private property.

Can someone else park a vehicle that blocks access to a private gate, stairs or door without the property owner's permission?

No, the "pedestrian access route" between a private gate, stairs or door and the roadway or sidewalk is not a public parking pad and can be posted as a No Public Parking zone by the adjacent property owner.

Will I get a street sweeping parking ticket for parking completely within a public parking pad?

No, public parking pads are not swept by the street sweeper.

Will I get a parking ticket if a portion of my car is parked on or over the street pavement on the same side of the street that is posted with "No Parking" or "Street Sweeping" restrictions?

Yes.

Can I park perpendicularly or diagonally on a public parking pad in relation to the traffic direction?

Yes, as long as the entire vehicle is parked legally on the paved surface.

Can someone park a recreational vehicle (RV) or other oversize vehicle on a public parking pad?

Oversize vehicles parked on public parking pads are subject to MBMC Section 14.46, and require an Oversize Vehicle permit.

What is the longest a vehicle can be parked on a public parking pad?

Vehicles parked on a public parking pad are limited to 72 hours maximum pursuant to MBMC Section 14.36.060.

Can someone park in a way that blocks exit of a vehicle parked on a parking pad?

No, this would be double-parking, which is prohibited by the California Vehicle Code.

Can I block access to a public parking pad with a barricade, planter or other object?

No, any unpermitted object or barrier would constitute illegal private use of the public right-of-way and the adjacent property owner/resident would be cited.

Can I build a parking pad that is smaller than a public parking pad and make it a private parking space?

No, any paved surface used for private parking would be the private use of the public right-of-way pursuant to MBMC Chapter 7.36 and require an encroachment permit which would not meet the required findings.

Can a parking pad be located directly adjacent to my private wall?

No, a parking pad must be located at least one foot away from a private residence or wall.

Can the City require a property owner to modify or remove a public parking pad?

Yes, the Public Works Department has jurisdiction of all street improvements within the public right-of-way.