

**TITLE IX
VEHICLE TRAFFIC ROADS**

Chapters

9.10 Yuba County Traffic Ordinance

9.15 Speed Limits

9.20 Parking Restrictions

9.21 Restrictions On Commercial Vehicle Parking And Storage

9.25 Weight Limitations

9.30 Regulations of Traffic in County Parks and Park-Like Areas

9.35 Regulation of Travel on Levees

9.40 Restricting Motor Vehicle Operation at West Linda Park and East Linda Park

9.45 Privately Owned Off-Street Parking Lots

9.50 Encroachments on County Roads

9.55 Exemptions From the Posting of Gasoline Price Signs

9.60 Interstate Truck Routes

9.70 Uniform System for the Naming of Streets and Numbering of Properties

9.75 Grant to Sierra County to Construct and Maintain Alleghany Road

9.80 Miscellaneous Fees

9.90 Trip Reduction

9.100 Road Commissioner

CHAPTER 9.10

YUBA COUNTY TRAFFIC ORDINANCE

Sections

- 9.10.010 Title
- 9.10.020 Provisions Not Affected by Headings
- 9.10.030 Definition of Words
- 9.10.040 Vehicle Code Definitions
- 9.10.050 Alley
- 9.10.060 Article
- 9.10.070 Board
- 9.10.080 Holidays
- 9.10.090 Loading Zone
- 9.10.100 Bus Loading Zone
- 9.10.110 Passenger Loading Zone
- 9.10.120 Official Traffic Signals
- 9.10.130 Official Traffic Control Devices
- 9.10.140 Park
- 9.10.150 Pedestrian
- 9.10.160 Road Commissioner
- 9.10.170 Sections
- 9.10.180 State Department of Public Works
- 9.10.190 Stop or Stand
- 9.10.200 Time
- 9.10.210 Vehicle Code
- 9.10.220 Required Obedience to Traffic Ordinance
- 9.10.230 Public Employees to Obey Traffic Regulations
- 9.10.240 Exemption to Certain Vehicles
- 9.10.250 Authorization of Signs
- 9.10.260 Failure to Post Signs
- 9.10.270 Authorization of Signals
- 9.10.280 Placing of Signals
- 9.10.290 Traffic Control Devices – Hours of Operation
- 9.10.300 Road Commissioner May Install Traffic Control Devices
- 9.10.310 Traffic Markings
- 9.10.320 Distinctive Roadway markings
- 9.10.300 Temporary Removal of Signals and Other Facilities – Suspension of Regulations
- 9.10.310 Traffic Markings
- 9.10.320 Distinctive Roadway markings
- 9.10.330 Temporary Removal of Signals and Other Facilities – Suspension of Regulations
- 9.10.340 Restricted Turn Signs
- 9.10.350 Turning Markers and Multiple Lanes
- 9.10.360 One-Way Streets
- 9.10.370 Establishment of Through Highway
- 9.10.380 Stop Signs at Railroad Grade Crossings
- 9.10.390 Placing of Stop Signs
- 9.10.400 Removal of Stop Signs
- 9.10.410 Emergency Stop Signs
- 9.10.420 Emergency Removal of Stop Signs
- 9.10.430 Obedience to Stop Signs

- 9.10.440 Yield Right of Way Signs at Intersections**
 - 9.10.450 Application of Regulations**
 - 9.10.460 Standing Prohibited Between Roadways**
 - 9.10.470 Parking Parallel With Curb**
 - 9.10.480 Parking Prohibited on Narrow Streets**
 - 9.10.490 Parking Adjacent to Schools**
 - 9.10.500 Stopping or Standing Prohibited in Specified Places**
 - 9.10.510 Restriction or Prohibition of Parking**
 - 9.10.520 Temporary No Parking**
 - 9.10.530 Use of Streets for Storage of Vehicles**
 - 9.10.540 Parking for Certain Purposes Prohibited**
 - 9.10.550 Board to Establish Loading Zones**
 - 9.10.560 Loading Zones**
 - 9.10.570 Passenger Loading Zones**
 - 9.10.580 Bus Loading Zones**
 - 9.10.590 Only Bus to Use Bus Loading Zones**
 - 9.10.600 Curb Markings to Indicate No Stopping and Parking Regulations**
 - 9.10.610 Effect of Permission to Load or Unload**
 - 9.10.620 Standing in any Alley**
 - 9.10.630 Bus Loading Zones Adjacent to Schools**
 - 9.10.640 Angle Parking**
 - 9.10.650 Parallel Parking Lines**
 - 9.10.660 Right of Way When Parallel Parking**
 - 9.10.670 Authority to Increase 25-Mile Limit**
 - 9.10.680 Authority to Decrease 55-Mile Limit**
 - 9.10.690 Authority to Link Districts**
 - 9.10.700 Establishment of Crosswalks Between Intersections**
 - 9.10.710 Establishment of Crosswalks at Intersections**
 - 9.10.720 Prohibiting the Use of Crosswalks by Pedestrians**
 - 9.10.730 Limits on Unimproved Highways**
 - 9.10.740 Temporary Limits on Improved Highways**
 - 9.10.750 Closing Highways to Commercial Vehicles**
 - 9.10.760 Weight Limits on Bridges**
 - 9.10.770 Unlawful to Damage Highway**
 - 9.10.780 Closing of Streets that Divide School Property**
 - 9.10.790 Closing of Streets – Hours, Days, and Conditions**
 - 9.10.800 Authority to Close Highway**
 - 9.10.810 New Pavement**
 - 9.10.820 Restricted Access**
 - 9.10.830 Molesting Traffic Survey Devices**
 - 9.10.840 Tire Chains**
 - 9.10.850 Penalties**
-

ARTICLE 1

GENERAL

9.10.010 Title. This Chapter shall be known as the COUNTY TRAFFIC ORDINANCE. (#232)

9.10.020 Provisions Not Affected by Headings. Article and Section headings contained herein shall not be deemed to govern, limit, or modify or in any manner affect the scope, meaning, or intent of any article or section hereof. (#232)

ARTICLE 2

DEFINITIONS

9.10.030 Definition of Words. Whenever in this chapter the following terms are used, they shall have the meaning respectively ascribed to them in this article. (#232)

9.10.040 Vehicle Code Definitions. Whenever any words or phrases used in this chapter are not defined herein, but are now defined in the Vehicle Code of the State of California, such definitions as now existing are incorporated herein and shall be deemed to apply to such words and phrases as used in this chapter as though set forth herein in full. (#232)

9.10.050 Alley. Alley shall mean a public thoroughfare, not exceeding thirty (30) feet in width for the use of pedestrians and/or vehicles, which affords only a secondary means of access to the abutting property. (#232)

9.10.060 Article. Article shall mean an article of this chapter, unless the article of some other ordinance or law is indicated. (#232)

9.10.070 Board. Board shall mean the Board of Supervisors of the County of Yuba. (#232)

9.10.080 Holidays. Within the meaning of this chapter, holidays are the first day of January, the 12th day of February, the 22nd day of February, the 30th ay of May, the 4th day of July, the first Monday in September, the 9th day of September, the 12th day of October, the 11th day of November, the 25th day of December, Thanksgiving day, and any day proclaimed a holiday by the president of the Untied States or the Governor of California. (#232)

9.10.090 Loading Zone. Loading Zone shall mean the space adjacent to a curb or edge of a roadway reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials. (#232)

9.10.100 Bus Loading Zone. Bus Loading Zone shall mean that space adjacent to a curb or edge of a roadway reserved for the exclusive use of buses during the loading or unloading of passengers.

9.10.110 Passenger Loading Zone. Passenger loading zone shall mean the space adjacent to a curb or edge of a roadway reserved for the exclusive use of vehicles during the loading or unloading of passengers. (#232)

9.10.120 Official Traffic Signals. Official traffic signals shall mean any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and proceed, and which may be equipped with a flashing feature which when operated discontinues normal signal operation

and causes the flashing of any predetermined combination of signal lights, and which is erected by authority of a public body or official having jurisdiction. (#232)

9.10.130 Official Traffic Control Devices. Official traffic control devices shall mean all signs, signals, markings, and devices not inconsistent with this chapter placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning, or guiding traffic. (#232)

9.10.140 Park. Park shall mean to leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading of passengers or materials.

9.10.150 Pedestrian. Pedestrian shall mean any person afoot. (#232)

9.10.160 Road Commissioner. Road Commissioner shall mean the Community Development and Services Agency's Director of the Public Works Department as ex officio Road Commissioner of the County of Yuba. (#232, as amended by #1405)

9.10.170 Section. Section shall mean a section of this chapter, unless the section of some other ordinance or law is specified. (#232)

9.10.180 State Department of Public Works. The State Department of Public Works shall mean the Department of Public Works of the State of California. (#232)

9.10.190 Stop or Stand.

a. The word "stop" means the complete cessation of movement.

b. The words "stop or stand" mean any stopping or standing of a vehicle, whether occupied or not, except where necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device. (#232)

9.10.200 Time. Whenever certain hours are named herein they shall mean standard time or daylight saving time as may be in current use in the unincorporated territory of the County of Yuba. (#232)

9.10.210 Vehicle Code. Vehicle Code shall mean the Vehicle Code of the State of California. (#232)

ARTICLE 3

OBEDIENCE TO TRAFFIC REGULATIONS

9.10.220 Required Obedience to Traffic Ordinance. It is an infraction for any person to do any act forbidden, or fail to perform any act required, by this chapter. (#232)

9.10.230 Public Employees to Obey Traffic Regulations. The provisions of this chapter shall apply to the driver of any vehicle owned by or used in the service of the United States Government, the state, or any county or city. It shall be unlawful for any said driver to violate any of the provisions of this chapter except as otherwise permitted in this chapter or by State Statute. (#232)

9.10.240 Exemption of Certain Vehicles.

a. The provisions of this chapter regulating the operation, parking, and standing of vehicles shall not apply to

any vehicle that has qualified under the Vehicle Code as an authorized emergency vehicle, when any such vehicle is operated in the manner specified in the Vehicle Code in response to an emergency call.

b. The foregoing exemption shall not, however, protect the driver of any such vehicle from the consequences of his willful disregard of the safety of others.

c. The provisions of this chapter regulating parking or standing of vehicles shall not apply to any vehicle of the Community Development and Services Agency's Public Works Departments Road Division of the County of Yuba or of the State Department of Transportation while necessarily in use for construction, repair, work, survey work, or traffic engineering investigations on any highway or any vehicle owned by the United States while in use for the collection, transportation, or delivery of the United States mail. (#232, as amended by #1405)

ARTICLE 4

TRAFFIC CONTROL DEVICES

9.10.250 Authorization of Signs. The Road Commissioner shall determine and designate the size, shape, and character of all official warning, regulatory, and direction signs, other than signs the size, shape, and character of which have been established by the State Department of Public Works pursuant to the Vehicle Code. (#232)

9.10.260 Failure to Post Signs. No provision of this chapter for which signs are required shall be enforced against an alleged violator thereof unless appropriate signs are in place and sufficiently legible to be seen by an ordinarily observant person, giving notice of such provision. (#232)

9.10.270 Authorization of Signals.

a. The Board shall by resolution designate upon the basis of a traffic engineering investigation what intersections shall be controlled by official traffic control signals.

b. Whenever the Board finds upon the basis of a traffic engineering investigation that the conditions, because of which traffic control signals have been placed at an intersection pursuant to Subsection (a) above no longer exist, the Board shall by resolution direct that such traffic control signals be removed. (#232)

9.10.280 Placing of Signals. The Road Commissioner is hereby authorized to place, maintain, operate, or remove, or cause to be placed, maintained, operated, or removed all official traffic control signals authorized by the Board as herein provided. Such official traffic signals shall conform to the provisions of §21450 of the Vehicle Code. (#232)

9.10.290 Traffic Control Devices – Hours of Operation. The Road Commissioner is hereby authorized to determine upon the basis of a traffic engineering investigation, the hours, and the days during which any traffic control device shall be in operation or be in effect, except in those cases where such hours or days are specified in this chapter or established by resolution of the Board. (#232)

9.10.300 Road Commissioner May Install Traffic Control Devices.

a. The Road Commissioner may place and maintain such traffic control devices in addition to those authorized by other provisions of this chapter as may be necessary to regulate, guide or warn traffic, but the Road Commissioner shall make such determination upon the basis of traffic engineering principles and traffic investigations and in accordance with such standards, limitations and rules as may be established by

ordinance or resolution of the Board.

b. Whenever the Road Commissioner finds upon the basis of a traffic engineering investigation that the conditions, because of which such traffic control devices have been installed as provided in Subsection (a) above, no longer exist the Road Commissioner shall remove such traffic control devices. (#232)

9.10.310 Traffic Markings.

a. The Road Commissioner is hereby authorized to place, upon the basis of a traffic engineering investigation, traffic guidelines dividing highways into the number of traffic lanes that are proper and necessary, and may place such other parking markings as are necessary to direct vehicular movements in accordance with requirements of this chapter and the Vehicle Code.

b. Whenever the Road Commissioner finds upon the basis of a traffic engineering investigation that the conditions, because of which traffic guidelines or other markings are placed as provided in Subsection (a) above, no longer exist, the Road Commissioner shall remove such traffic guidelines or such markings. (#232)

9.10.320 Distinctive Roadway Markings.

a. Whenever the State Department of Public Works determines and designates a distinctive roadway marking which shall indicate no driving over such marking, the Road Commissioner is authorized to designate by such marking those streets or parts of streets where the volume of traffic or the vertical or other curvature of the roadway renders it hazardous to drive on the left side of such marking or signs and marking. Such marking or signs and marking shall have the same effect as similar markings placed by the State Department of Public Works pursuant to provisions of the Vehicle Code.

b. Whenever the Road Commissioner finds that due to reconstruction, improvement or other changes that the conditions because of which such distinctive roadway markings were placed as provided in Subsection (a) above, no longer exist, the Road Commissioner shall remove such distinctive roadway markings. (#232)

9.10.330 Temporary Removal of Signals and Other Facilities – Suspension of Regulations.

Whenever, because of the construction, alteration, repair, or improvement of any highway, or because of other emergency, compliance with any prohibition pursuant to any action of the Board taken in accordance with this chapter, will create a traffic hazard and the Road Commissioner so finds, he or she is hereby authorized to either remove or cover up any traffic control device which informs persons of such prohibition. While such traffic control device is removed or covered the effect of such prohibition is suspended. At the end of such emergency, unless otherwise determined by the Board, the Road Commissioner shall replace or uncover such traffic control device. (#232)

CHAPTER 5

TURNING MOVEMENTS

9.10.340 Restricted Turn Signs.

a. Pursuant to §§22113 and 21450 of the Vehicle Code, whenever the Board determines upon the basis of a traffic engineering investigation that the prohibition of the making of any turning movement by any vehicle at any intersection or between any designated intersections is necessary, the Board shall by ordinance direct the Road Commissioner to erect an appropriate sign or signs stating the prohibition of such turning movements. The sign or signs may be supplemented by appropriate pavement markings.

b. Whenever the Board finds upon the basis of a traffic engineering investigation that the conditions because of which such turning movements at such intersections or between such intersections has been prohibited as provided in Subsection (a) above, no longer exist, the Board shall by ordinance direct the Road Commissioner to remove such sign or signs and pavement markings. (#232)

9.10.350 Turning Markings and Multiple Lanes.

a. Pursuant to §22101 of the Vehicle Code, the Board hereby authorizes the Road Commissioner upon the basis of a traffic engineering investigation to place markers, buttons, or signs within or adjacent to intersections and thereby require and direct that a different course from that specified in §22100 of the Vehicle Code be traveled by vehicles turning at an intersection or may allocate and indicate more than one lane of traffic from which drivers of vehicles may make right or left hand turns.

b. Whenever the Road Commissioner finds upon the basis of a traffic engineering investigation that any turning movement within or adjacent to any intersection which has been required by the placing of markers, buttons, or signs as provided in Subsection (a) above is no longer necessary, the Road Commissioner shall remove such markers, buttons, or signs. (#232)

ARTICLE 6

ONE-WAY STREETS

9.10.360 One-Way Streets.

a. Pursuant to §21657 of the Vehicle Code, whenever to Board determined upon the basis of a traffic engineering investigation that it is necessary to designate particular highways or portions thereof as one-way highways and require that all vehicles thereon move in one specified direction, the Board shall by resolution direct the Road Commissioner to erect appropriate signs indicating the direction of travel at each highway intersecting such one-way highway upon such particular highway or portion thereof..

b. Whenever the Board finds upon the basis of a traffic engineering investigation that the conditions, because of which such highway or portions thereof has been designated as a one-way highway as provided in Subsection (a) above, no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs from such one-way highways. (#232)

ARTICLE 7

THROUGH HIGHWAYS

9.10.370 Establishment of Through Highways. Pursuant to the California Constitution Article XI §7 and Vehicle Code §§21101 and 21354, the Board may determine upon the basis of a traffic engineering investigation, which includes but is not limited to a traffic study, accident incident reports of fatalities and injuries and any other pertinent facts or data that is relevant for the Board to consider in making a determination in the reasonable exercise of their responsibility to protect the health and safety of public pursuant to their police powers, by resolution that it is necessary:

- (1) to designate any highway as a through highway and to require that all vehicles stop before entering or crossing the same,
- (2) to designate any intersection as a stop intersection and to require all vehicles to stop at

one or more entrances to such intersections,

- (3) to control traffic within an intersection and require it to stop, when signs are erected as provided by the Vehicle Code. (#232, amended by #1427)

9.10.380 Stop Signs at Railroad Grade Crossings. Pursuant to §§21110, 21353, and 21355 of the Vehicle Code, the Board may determine, upon the basis of a traffic engineering investigation, by resolution that all vehicles shall stop before entering or crossing the tracks at any highway railroad grade crossing when signs are in place giving notice thereof, but no such resolution shall be effective unless approved by the Department of Transportation and the Public Utilities Commission of the State. (#232)

9.10.390 Placing of Stop Signs. When the Board has adopted resolutions pursuant to §§9.10.370 and 9.10.380 of this chapter, the Road Commissioner shall erect a stop sign on each and every street intersecting such through street or portion thereof so designated and at those entrances to or locations within other intersections where a stop is required and at any railroad grade crossing so designated. Every such sign shall conform with and shall be placed as provided in §21355 of the Vehicle Code. Such signs may be supplemented by appropriate pavement markings. (#239)

9.10.400 Removal of Stop signs. Whenever the Board finds on the basis of a traffic engineering investigation, that the conditions, because of which such highways have been designated as through highways or such intersections have been designated as a stop intersection or such location within an intersection has been designated at which vehicles are required to stop before entering or crossing the tracks, as provided in §§9.10.370 and 9.10.380 of this chapter no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and pavement markings from such intersections or railroad grade crossings. (#232)

9.10.410 Emergency Stop Signs. The Road Commissioner is hereby authorized, when any emergency condition as indicated by a traffic engineering investigation exists at any highway intersection or intersections, to place and maintain stop signs as provided in §9.10.390 for the duration of such emergency condition. Such stop signs shall be removed when such emergency condition ceases to exist unless otherwise determined by the Board. (#232)

9.10.420 Emergency Removal of Stop Signs. The Road Commissioner is hereby authorized, when because of temporary detours, or other emergency it would be impracticable and a hazard to require vehicles to stop at an intersection where stop signs have been erected pursuant to this chapter, to either remove such signs or so cover them that no portion of the word "STOP" remains visible. At the termination of such emergency the Road Commissioner shall restore such signs or uncover such signs unless otherwise determined by the Board. (#232)

9.10.430 Obedience to Stop Signs. Where stop signs have been erected pursuant to this chapter, any vehicle approaching such signs shall stop in accordance with the provisions of §22450 of the Vehicle Code except that no stop is required where:

- a. An officer is on duty and directs traffic to proceed.
- b. A traffic signal is in operation and indicates that traffic may proceed.
- c. A stop sign has been removed or covered pursuant to §9.10.420. (#232)

9.10.440 Yield Right of Way Signs at Intersections.

a. Pursuant to §21356 of the Vehicle Code, whenever the Board determines upon the basis of a traffic engineering investigation that it is necessary to require vehicles entering an intersection at one or more of its approaches to slow and yield the right of way as provided in §21803 of the Vehicle Code, the Board shall by resolution direct the Road Commissioner to erect and maintain “Yield Right of Way” signs on such approaches.

b. Whenever the Board determines upon the basis of a traffic engineering investigation that the conditions, because of which the “Yield Right of Way” signs were erected as provided in Subsection (a) above no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs. (#232)

ARTICLE 8

STOPPING, STANDING, AND PARKING

9.10.450 Application of Regulations.

a. The provisions of this chapter prohibiting the stopping, standing, or parking of a vehicle shall apply at all times or at those times herein specified, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the direction of a police officer or official traffic control device.

b. The provisions of this chapter imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of the Vehicle Code or an ordinance of this county prohibiting or limiting the standing or parking of vehicles in specified places or at specified times. (#232)

9.10.460 Standing Prohibited Between Roadways. No person shall stoop, stand, or park a vehicle within any median strip between roadways or within any traffic island or other area designed to separate or guide the movement of traffic. (#232)

9.10.470 Parking Parallel With Curb.

a. Subject to other and more restrictive limitations a vehicle may be stopped or parked within 18 inches of the left-hand curb facing the direction of traffic movement upon any one-way street unless signs or curb markings as described in §9.10.600 are in place prohibiting such stopping or standing.

b. In the event a highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person may stop, stand, or park adjacent to the left-hand side of such one-way roadway unless signs are in place permitting such standing or parking.

c. Whenever the Board determines upon the basis of a traffic engineering investigation that standing or parking of vehicles shall be prohibited upon the left-hand side of any one-way street or when standing or parking may be permitted upon or adjacent to the left-hand side of any one-way roadway of a highway having two or more separate roadways, the Board shall by resolution direct the Road Commissioner to place signs, pavement markings, or curb markings as described in §9.10.600 on such street or highway giving notice thereof..

d. Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions because of which parking was either prohibited or permitted as provided in Subsection (c) above, no longer exist, it shall by resolution direct the Road Commissioner to remove such signs, pavement markings, and curb markings from such portion of street or highway. (#232)

9.10.480 Parking Prohibited on Narrow Streets.

(a) The Board Commissioner is hereby authorized upon the basis of a traffic engineering investigation to place signs or curb markings as described in 9.10.600, indicating no parking upon any highway when the width of the roadway and shoulders of such highway does not exceed twenty (20) feet or upon one side of a highway when the width of the roadway and shoulders of such highway does not exceed thirty (30) feet.

(b) Whenever the Road Commissioner finds that due to widening, the conditions as set forth in Subsection (a) no longer exist, he shall remove such signs and curb markings from such portion of such highway. (#232)

9.10.490 Parking Adjacent to Schools.

(a) The Road Commissioner is hereby authorized upon the basis of a traffic engineering investigation to place signs or curb markings described in 9.10.600 indicating no parking upon either side of any street adjacent to any school property when such parking would interfere with traffic or create a hazardous situation.

(b) Whenever the Road Commissioner upon the basis of a traffic engineering investigation finds that the conditions because of which parking was prohibited as provided in Subsection (a) above he shall remove such signs and curb markings. (#232)

9.10.500 Stopping or Standing Prohibited in Specified Places.

(a) The Road Commissioner is hereby authorized to prohibit stopping, standing, or parking and to place signs or curb markings as described in 9.10.600, at any of the following places when such prohibition as indicated by a traffic engineering investigation will alleviate dangerous hazardous traffic conditions, facilitate the full use of the roadway or serve the convenience of the public:

(1) At any place within one hundred (100) feet of the intersection of two or more highways.

(2) At any place within twenty-five (25) feet of a railroad grade crossing.

(3) Adjacent to either side of a crosswalk or driveway entrance for a distance not to exceed twenty (20) feet from either side of such cross-walk or driveway.

(4) Adjacent to any fire hydrant when it has been determined that stopping, standing or parking of any vehicle, whether attended or unattended, would present some special hazard or would prevent ready access to the fire hydrant.

(5) At any place in connection with a street or highway vehicular parking layout or plan.

(6) On either side of a highway in those areas where any highway has been cleared of snow by snow plows, and the width of the highway is restricted by reason of snow condition.

(7) In any designated bicycle lane for one-way bicycle travel identified by special signs, lane striping, or other pavement markings, except for emergency purposes.

(b) Whenever the Road Commissioner upon the basis of a traffic engineering investigation finds that the conditions because of which stopping, standing or parking was prohibited as authorized in Subsection (a) above no longer exist, he shall remove such signs and such curb markings from such portion of such street

or highway. (#232, amended by #1482)

9.10.510 Restricted or Prohibition of Parking.

(a) Whenever the Board determines upon the basis of a traffic engineering investigation that it is necessary to prohibit stopping, standing or parking of vehicles on certain highways or portions thereof at all or certain hours of the day in order to facilitate the movement of traffic or to eliminate hazardous conditions, the Board shall by resolution direct the Road Commissioner to place appropriate signs or curb markings as designated in §9.10.600 on such highways or portions thereof.

(b) Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions because of which it was necessary to prohibit the stopping, standing or parking of vehicles at all or certain hours of the day or provided in Subsection (a) above, no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and curb markings from such highways or portions thereof. (#232)

9.10.520 Temporary No Parking. Whenever the Road Commissioner determines that traffic congestion or traffic hazard of an emergency nature is likely to result from the operation, stopping, standing or parking of vehicles during the holding of public or private assemblages, gatherings, or functions, or during the construction, alteration, repair or improvement of any highway, or for any other reason, may be placed or caused to be placed, temporary signs prohibiting the operation, stopping, standing, or parking of vehicles during the existence of such emergency. (#232)

9.10.530 Use of Streets for Storage of Vehicles Prohibited.

(a) No person who owns or has possession, custody, or control of any vehicle shall park such vehicle upon any street or alley for more than a consecutive period of 72 hours.

(b) In the event a vehicle is parked or left standing upon a street or alley in excess of a period of 72 hours, the sheriff or code enforcement officer or any member of the California Highway Patrol may remove said vehicle from the street in the manner and subject to the requirements of the California Vehicle Code. (#232 as amended by #692 and #1129)

9.10.540 Parking for Certain Purposes Prohibited. No person shall park a vehicle upon any highway for the principal purpose of:

1. Displaying such vehicle for sale.
2. Washing, greasing, or repairing such vehicle except repair necessitated by an emergency.
3. Using such vehicle to support a sign. (#232)

ARTICLE 9

STOPPING FOR LOADING OR UNLOADING ONLY

9.10.550 Board to Establish Loading Zones.

a. Whenever the Board determines upon the basis of a traffic engineering investigation that loading zones, passenger loading zones or bus loading zones are necessary on any highway or portion thereof, the Board

shall by ordinance direct the Road Commissioner to place signs or curb markings as provided in §9.10.600 on such highway or portion thereof.

b. Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions, because of which loading zones, passenger loading zones and bus loading zones were established along such highway or portion thereof as provided in Subsection (a) above, no longer exist, the Board shall by Ordinance direct the Road Commissioner to remove such signs or such curb markings designating such zones. (#232)

9.10.560 Loading Zones. Loading zones shall be indicated by appropriate signs indicating such zone or by a yellow line stenciled with black letters "LOADING ONLY" upon the top or side of all curbs within such zones. (#232)

9.10.570 Passenger Loading Zones. Passenger loading zones shall be indicated by appropriate signs or by a white line stenciled with black letters "PASSENGER loading only" upon the top or side of all curbs within such zones. (#232)

9.10.580 Bus Loading Zones. Bus loading zones shall be indicated by appropriate signs or by a red line stenciled with white letters "NO STANDING" together with the words "BUS ZONE" on top or side of all curbs within such zones. (#232)

9.10.590 Only Bus to Us Bus Loading Zones. No person shall stop, stand, or park any vehicle except a bus in a bus loading zone. (#232)

9.10.600 Curb Markings to Indicate no Stopping and Parking Regulations.

a. The Road Commissioner is hereby authorized, subject to the provisions and limitations of this chapter, to place, and when required herein shall place the following curb markings to indicate parking or standing regulations, and said curb markings shall have the meaning herein set forth.

1. Red shall mean no stopping, standing, or parking except as permitted by the Vehicle Code, and except that a bus may stop in a red zone marked or signed as a bus zone.

2. Yellow shall mean no stopping, standing, or parking for any purpose other than the loading or unloading of passengers or materials, provided that the loading or unloading of passengers shall not consume more than three (3) minutes nor the loading or unloading of materials more than twenty (20) minutes.

3. White shall mean no stopping, standing, or parking for any purpose other than loading or unloading of passengers which shall not exceed three (3) minutes.

4. Green shall mean no standing or parking for longer than twenty (20) minutes.

b. When there are no curbs, the Road Commissioner shall indicate the parking or standing regulations by installing, in lieu of curb markings appropriate signs giving notice of such regulations. (#232)

9.10.610 Effect of Permission to Load or Unload

a. Permission herein to stop or stand a vehicle for purposes of loading or unloading materials shall apply only to commercial vehicles and shall not extend beyond the time necessary therefore, and in no event for more than twenty (20) minutes.

b. The loading or unloading of materials shall apply only to commercial deliveries, the delivery or pickup of express and parcel post packages and United States mail.

c. Permission herein granted to stop or park for purposes of loading or unloading passengers shall include the loading or unloading of personal baggage but shall not extend beyond the time necessary therefore and in no event for more than three (3) minutes.

d. Within the total time limits above specified, the provisions of this section shall be enforced so as to accommodate necessary and reasonable loading or unloading but without permitting abuse of the privileges hereby granted. (#232)

9.10.620 Standing in any Alley. No person shall stop, stand, or park a vehicle for any purpose other than the loading or unloading of passengers or materials in any alley. (#232)

9.10.630 Bus Loading Zones Adjacent to Schools.

a. The Road Commissioner is hereby authorized upon the basis of a traffic engineering investigation to place signs or curb markings described in §9.10.600 indicating Bus Loading Zone upon either side of any street adjacent to any school property when such loading zone would facilitate the orderly movement of traffic.

b. Whenever the Road Commissioner, upon the basis of a traffic engineering investigation, finds the conditions because of which a bus loading zone was established as provided in subsection (a) above no longer exist, he shall remove such signs and curb markings. (#232)

ARTICLE 10

ADDITIONAL PARKING REGULATIONS

9.10.640 Angle Parking.

a. Whenever the Board determines upon the basis of a traffic engineering investigation that the width of a highway or portion thereof and traffic conditions are such that the parking of vehicles at an angle to the curb or edge of the highway will not be unduly hazardous to the flow of traffic and that there is need for additional parking space which angle parking will provide, the Board shall by ordinance direct the Road Commissioner to, and the Road Commissioner shall indicate at what angle traffic conditions make it desirable that vehicles should be parked by placing parallel white line upon the surface of such highway or portion thereof..

On such portions of such highways a person shall not stop, stand, or park any vehicle except between, at an angle indicated by, and parallel to both adjacent white lines, with the nearest wheel not more than one foot from the curb or bumper which may be placed in lieu of curbs or the edge of the highway. The Rod Commissioner may prohibit stopping, standing, or parking in connection with any angle parking layout or plan as provided in §9.10.500 (a) (5).

b. Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions, because of which angle parking has been permitted upon a highway or portion thereof as provided in Subsection (a) above, no longer exist, the Board shall by ordinance direct the Road Commissioner to obliterate such angle parking lines and other markings from such highways or portions thereof. Thereafter on such portion of the highway no person shall stop, stand, or park a vehicle, other than according to §22502

of the Vehicle Code or as provided in this chapter. (#232)

9.10.650 Parallel Parking Lines.

a. Whenever parallel parking is required on any highway or portion thereof as provided in §22502 of the Vehicle Code, the Board hereby authorized the Road Commissioner to place white lines consistent with the provisions of §22502 of the Vehicle Code parallel to and/or at right angle to the curb or edge of the highway when a traffic engineering investigation indicates that such white lines would facilitate the parking of vehicles or alleviate a hazardous condition. When such white lines have been placed no person shall stop, stand, or park a vehicle outside of the rectangular space indicated by such lines and the curb or the edge of the highway. The Road Commissioner may prohibit stopping, standing, or parking in connection with any parallel parking plan or layout as provided in §9.10.500 (a)(5).

b. Whenever the Road Commissioner upon the basis of a traffic engineering investigation finds that the conditions, because of which parallel white lines were placed as provided in Subsection (a) above, no longer exist, the Road Commissioner shall obliterate such white lines from such highway or portion thereof. (#232)

9.10.660 Right of Way When Parallel Parking.

a. For the purpose of this section, a “limited parallel parking space” shall mean an area open for lawful parking along side of, and adjacent to, a curb or edge of highway, which area is not of sufficient length to permit two or more vehicles to park therein at the same time.

b. Any person seeking to park his vehicle in a limited parallel parking space, whose vehicle arrives at said parking space prior to any other vehicle, and who proceeds beyond said space with his entire vehicle a distance not to exceed ten feet for the purpose of backing his vehicle therein, shall have the right of way over any person driving or attempting to drive any other vehicle directly into such limited parallel parking space and the driver of such other vehicle shall yield the right of way to the driver who first arrived at said limited parallel parking space. (#232)

ARTICLE 11

SPEED ZONES

9.10.670 Authority to Increase 25-mile Limit.

a. Pursuant to §22357 of the Vehicle Code, whenever the Board determines upon the basis of a traffic engineering investigation that a greater speed would facilitate the orderly movement of vehicular traffic and would be safe upon any street otherwise subject to a prima facie limit of 25 miles per hour under the Vehicle Code, the Board shall determine and declare a higher prima facie speed limit. When such determination has been made, the Board shall by ordinance direct the Road Commissioner to erect and maintain signs upon such street as provided in §21401 of the Vehicle Code indicating the appropriate prima facie speed limit. Such signs may be supplemented by appropriate pavement markings.

b. Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions because of which a speed limit has been determined as provided in Subsection (a) above no longer exist, the Board shall by ordinance direct the Road Commissioner to remove such signs and markings from such street. (#232)

9.10.680 Authority to Decrease 55-mile Limit.

a. Pursuant to §22358 of the Vehicle Code, whenever the Board determines upon the basis of a traffic engineering investigation that the limit of 55 miles per hour is more than is reasonable or safe upon any street or highway where such limit of 55 miles per hour is applicable under the Vehicle Code, §21401 of the Vehicle Code indicating the appropriate speed limit. Such signs may be supplemented by appropriate pavement markings.

b. Whenever the Board upon the basis of a traffic engineering investigation finds that the conditions because of which speed limit has been determined as provided in Subsection (a) above no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs and pavement markings from such street or highway. (#232)

9.10.690 Authority to Link Districts.

a. Pursuant to §22360 of the Vehicle Code whenever the Board determines upon the basis of an engineering and traffic investigation that the limit of 55 miles per hour is more than is reasonable or safe upon any portion of a street or highway for a distance of not exceeding two thousand feet in length between districts either business or residence, the Board may determine and declare a reasonable and safe prima facie limit thereon lower than 55 miles per hour, but not less than 25 miles per hour. When such determination has been made, the Board shall by ordinance direct the Road Commissioner to erect and maintain signs thereon as provided in §21401 of the Vehicle Code. Such signs may be supplemented by appropriate pavement markings.

b. Whenever the Board finds upon the basis of a traffic engineering study that the conditions because of which a prima facie limit lower than 55 miles per hour has been determined as provided in Subsection (a), no longer exist, it shall by ordinance direct the Road Commissioner to remove such signs and markings from such portion of street or highway. (#232)

ARTICLE 12

CROSSWALKS

9.10.700 Establishment of Crosswalks Between Intersections.

a. Pursuant to §21105 of the Vehicle Code, whenever the Board determines upon the basis of an engineering and traffic investigation that a crosswalk between intersections would facilitate the orderly movement of pedestrian and vehicular traffic, the Board shall by resolution direct the Road Commissioner to provide and maintain painted markings or other appropriately devised symbols or warning signs at all crosswalks which have been designed as such.

b. Whenever the Board finds upon the basis of a traffic engineering study that the conditions because of which a crosswalk has been provided and maintained as provided in Subsection (a) above no longer exist, shall by resolution direct the Road Commissioner to remove such markings, symbols, or signs from such crosswalk. (#232)

9.10.710 Establishment of Crosswalks at Intersection.

(a) The Board hereby authorizes the Road Commissioner to provide and maintain painted crosswalk markings or other appropriately devised symbols or warning signs at any intersection whenever a traffic engineering investigation indicates that such markings, symbols or signs would facilitate the orderly movement of pedestrian and vehicular traffic.

(b) Whenever the Road Commissioner upon the basis of a traffic engineering investigation finds that the conditions because of which painted crosswalk markings or other appropriately devised symbols or warning signs at any intersection have been provided and maintained as provided in Subsection (a) above, no longer exist, the Road Commissioner shall remove such markings, symbols or signs at such crosswalks. (#232)

9.10.720 Prohibiting the Use of Crosswalks by Pedestrians.

(a) Pursuant to §21106 of the Vehicle Code whenever the Board determines upon the basis of a traffic engineering investigation that prohibiting the use of any crosswalks is necessary, the Board shall by resolution direct the Road Commissioner to erect and maintain signs adjacent to such crosswalks directing that pedestrians shall not cross in the crosswalk.

(b) Whenever the Board determines upon the basis of a traffic engineering investigation that the conditions because of which signs were erected prohibiting the use of a crosswalk as provided in Subsection (a) above no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs. (#232)

ARTICLE 13

WEIGHT LIMITATIONS

Repealed by Ord. #1235

ARTICLE 14

WEIGHT LIMITS ON BRIDGES

Repealed by Ord. #1235

ARTICLE 15

DAMAGE TO HIGHWAY

9.10.770 Unlawful to Damage Highway. As to any County Highway, excepting dirt and gravel highways, it shall be unlawful for any person to drive or move, or for the owner to cause or knowingly permit to be driven or moved on any such highway, any tractors, harvesters or other implements, vehicles or machines of any kind having any tires, wheels or tracks to any part of which there are attached cleats, blocks, studs, flanges, ridges, grousers, lugs, or any device or devices which will cause to have a tendency to cause damage to the surface of such highway. (#232)

ARTICLE 16

AUTHORITY TO CLOSE HIGHWAYS

9.10.780 Closing of Streets that Divide School Property.

(a) Pursuant to §21102 of the Vehicle Code, whenever the Board determines on the basis of a traffic engineering investigation that it is necessary to close a street that divides school grounds to vehicular traffic, the Board shall by resolution direct the Road Commissioner to place appropriate signs indicating

such closure.

(b) Whenever the Board finds on the basis of a traffic engineering investigation that the conditions, because of which such street has been closed to vehicular traffic as provided in Subsection (a) above no longer exist, the Board shall by resolution direct the Road Commissioner to remove such signs from such street. (#232)

9.10.790 Closing of Streets-Hours, Days and Conditions. Whenever the Board, pursuant to §9.10.780 of this chapter, orders the closing of streets, the Road Commissioner shall, on the basis of a traffic engineering investigation, determine the hours of the day, the days of the week and the conditions under which such street shall be closed. (#232)

9.10.800 Authority to Close Highway. The Road Commissioner shall have the authority to restrict the use of or to close any unimproved county highway if her determines such action is necessary for the protection of such highway from damage during construction, improvement or maintenance operations thereon.

The Road Commissioner shall notify the public that the highway is closed or its use restricted by:

- (a) Erecting suitable barriers or obstructions upon such highway.
- (b) Posting warnings and notices of the condition of any such highway.
- (c) Posting signs for the direction of traffic upon it, or to or upon any other highway or detour open to public travel.
- (d) Placing warning devices on such highway.

Any person who willfully fails to observe any type of warning or notice place or posted in accordance with the provisions of this section is guilty of a misdemeanor. (#232)

ARTICLE 17

MISCELLANEOUS PROVISIONS

9.10.810 New Pavement. No person shall ride or drive any animal or vehicle over or across any newly made pavement or freshly painted parking on any street when a barrier or sign is in place warning persons not to drive over or across such pavement or marking, or sign stating that the street or any portion thereof is closed. (#232)

9.10.820 Restricted Access. No person shall drive a vehicle onto or from any limited access roadway except at such entrances and exits as are established by public authority. (#232)

9.10.830 Molesting Traffic Survey Devices. It shall be unlawful for any person to move, molest, tamper with or damage any survey device used for the purpose of making traffic investigations located on any county highway. (#232)

9.10.840 Tire Chains. No person shall operate any motor vehicle, trailer, or semi-trailer, upon any portion of a county highway without tire chains when such portion is posted requiring such chains. (#378)

ARTICLE 18

PENALTY AND EFFECT

9.10.850 Penalties. Except as otherwise provided, any person violating any of the provisions of this chapter or disobeying any signs or markings installed pursuant thereto, shall be guilty of an infraction. Pursuant to §42001 of the Vehicle Code every person convicted of an infraction for a violation of any of the provisions of this chapter, except as otherwise provided in the Vehicle Code, shall be punished upon a first conviction by a fine not exceeding fifty dollars (\$50), for a second conviction within a period of one year by a fine of not exceeding one hundred dollars (\$100), and for a third or any subsequent conviction within a period of one year by a fine not exceeding two hundred fifty dollars (\$250). (#232 as amended)

CHAPTER 9.15

SPEED LIMITS

Sections

- 9.15.010 Declaration
- 9.15.011 Laurellen Road
- 9.15.012 Doc Adams Road
- 9.15.013 Griffith Avenue
- 9.15.014 LaPorte Road
- 9.15.015 Olive Avenue
- 9.15.016 Marysville Road
- 9.15.017 Willow Glen Road
- 9.15.018 Melody Road
- 9.15.019 Furneaux Road
- 9.15.020 Hammonton-Smartville Road
- 9.15.021 North Beale Road
- 9.15.022 Frenchtown Road
- 9.15.023 Arboga Road
- 9.15.024 Lindhurst Avenue
- 9.15.025 Wheatland Road
- 9.15.026 Smartville Road
- 9.15.027 Olivehurst Avenue
- 9.15.028 Walnut Avenue
- 9.15.029 Spenceville Road
- 9.15.030 Feather River Boulevard
- 9.15.031 Cleveland Avenue
- 9.15.032 Mellon Way
- 9.15.033 Joy Circle
- 9.15.034 Los Verjeles Road
- 9.15.035 Noble Road
- 9.15.036 Ellis Road
- 9.15.037 Hallwood Boulevard
- 9.15.038 Powell Road
- 9.15.039 Timbuctoo Road
- 9.15.040 Broadway
- 9.15.041 Country Club Road
- 9.15.042 Myrna Avenue
- 9.15.043 Virginia Avenue
- 9.15.044 Elizabeth Avenue
- 9.15.045 Cohn Avenue
- 9.15.046 Garden Avenue
- 9.15.047 South Gledhill Avenue
- 9.15.048 Alicia Avenue
- 9.15.049 Lewis Road
- 9.15.050 Elinor Avenue
- 9.15.051 Grove Avenue
- 9.15.052 Park Avenue
- 9.15.053 Powerline Road
- 9.15.054 Avondale Avenue

- 9.15.055 Dantoni Road
 - 9.15.056 Mary Avenue
 - 9.15.057 George Avenue
 - 9.15.058 Alpine Way
 - 9.15.059 Glenhurst Drive
 - 9.15.060 Tahiti Village Subdivision
 - 9.15.061 Murphy Road
 - 9.15.062 State Street
 - 9.15.063 Gold Street
 - 9.15.064 Volk Street
 - 9.15.065 Chestnut Road
 - 9.15.066 Woodland Avenue
 - 9.15.067 Country Club Park Subdivision
 - 9.15.068 New York Flat Road
 - 9.15.069 Dye Road
 - 9.15.070 Alberta Road
 - 9.15.071 Simpson Lane
 - 9.15.072 Loma Rica Road
 - 9.15.073 West Hallwood Boulevard
 - 9.15.074 Hooper Road
 - 9.15.075 Plumas Arboga Road
 - 9.15.076 Fruitland Road
 - 9.15.077 Browns Valley School Road
 - 9.15.078 Hammonton-Smartville Road
 - 9.15.079 Edgewater Subdivision
 - 9.15.080 Rices Crossing Road
 - 9.15.082 Kimberly Road
 - 9.15.083 Brandie Drive
 - 9.15.084 Nisenan Lane
 - 9.15.086 Kapaka Lane
 - 9.15.087 Wichita Way
 - 9.15.100 Exception
 - 9.15.110 Violation
 - 9.15.120 Notice
-

9.15.010 Declaration. Upon the basis of an engineering and traffic survey, it is hereby determined and declared that a speed limit of 55 miles per hour is more than is reasonable or safe for any person to drive a vehicle on or along the sections of roads described and set out in this chapter and the Board hereby determines and declares that the prima facie speed limits set forth are more appropriate to facilitate the orderly movement of traffic and are reasonable and safe. (#401)

9.15.011 Laurellen Road. No person shall drive a vehicle on or along that section of Laurellen Road beginning .30 miles west of State Highway 70 thence westerly along Laurellen Road to the intersection of Ames Road a distance of .40 miles, in excess of a speed limit of 35 miles per hour. (#401)

9.15.012 Doc Adams Road. No person shall drive a vehicle on or along that section of Doc Adams Road beginning at the intersection of Doc Adams Road and Laurellen Road thence southerly along Doc Adams Road to the end. A distance of .55 miles in excess of a speed limit of 25 miles per hour. (#401)

9.15.013 Griffith Avenue.

(a) No person shall drive a vehicle on or along Griffith Avenue between North Beale Road and Hammonton-Smartville Road in excess of a speed limit of 25 miles per hours.

(b) No person shall drive a vehicle on or along Griffith Avenue between North Beale Road and Linda Avenue in excess of a speed limit of 25 miles per hours. (#817)

9.15.014 La Porte Road.

(a) No person shall drive a vehicle on or along La Porte Road through Strawberry Valley from the crosswalk next to the store, .35 miles south and .17 miles north, a total length of .52 miles in excess of a speed limit of 35 miles per hour.

(b) No person shall drive a vehicle on or along La Porte Road between 3.46 miles easterly of the Yuba County Line to a point 4.02 miles easterly of the Yuba County Line in excess of a speed limit of 35 miles per hour.

(c) No person shall drive a vehicle on or along La Porte Road from the intersection of Willow Glen Road to a point 1.42 miles northerly of that intersection in excess of a speed limit of 35 miles per hour.

(d) No person shall drive a vehicle on or along La Porte Road between 1.06 miles easterly of New York House Road and a point 1.53 miles easterly of said road in excess of a speed limit of 25 miles per hour.

(e) No person shall drive a vehicle on or along La Porte Road between a point one mile easterly of old Challenge Road to a point 1.50 miles easterly of said road in excess of a speed limit of 35 miles per hour. (#684 as amended by #817 and #861)

(f) No person shall drive a vehicle on or along La Porte Road from South Honcut Creek to a point 3500 feet east of South Honcut Creek in excess of a speed limit of 35 miles per hour. (#1041)

(g) No person shall drive a vehicle on or along La Porte Road between 3500 feet east of South Honcut Creek and a point 1600 feet west of Vierra Road in excess of 45 miles per hour. (#1041)

9.15.015 Olive Avenue. No person shall drive a vehicle on or along Olive Avenue from the intersection of McGowan Parkway north to the intersection of Martel Drive, a distance of .46 miles, in excess of a speed limit of 45 miles per hour, and no person shall drive a vehicle on or along Olive Avenue from Martel Drive north to the end of Olive Avenue, a distance of .21 miles in excess of a speed limit of 25 miles per hour. (#716)

9.15.016 Marysville Road.

(a) **(REPEALED by #1292)**

(b) No person shall drive a vehicle on or along Marysville Road from a point 0.43 miles westerly of its intersection with State Route 45 to a point 0.64 miles westerly of its intersection with State Route 49, for a total length of 0.21 miles in excess of speed limit of 30 miles per hour.

(c) No person shall drive a vehicle on or along Marysville Road from 1,000 feet south of Browns Valley School Road to a point 2,200 feet northerly of said intersection in excess of a speed limit of 35 miles per hour.

(d) **(REPEALED by #1292)**

(e) **(REPEALED by #1292)**

9.15.017 Willow Glen Road.

(a) No person shall drive a vehicle on or along Willow Glen Road from a point 0.46 miles south of Frenchtown Road in excess of a speed limit of 35 miles per hour (#817 as amended by #861 and #869)

9.15.018 Melody Road. No person shall drive a vehicle on or along from its intersection with Arboga Road to its intersection with Furneaux Road, a distance of 0.77 miles in excess of a speed limit of 35 miles per hour. (#748)

9.15.019 Furneaux Road. No person shall drive a vehicle on or along Furneaux Road from its intersection with Arboga Road to its intersection with Melody Road, a distance of 0.58 miles, in excess of a speed limit of 35 miles per hour. (#748)

9.15.020 Hammonton-Smartville Road.

(a) No person shall drive a vehicle on or along Hammonton-Smartville Road from Avondale Avenue to Happy Way in excess of a speed limit of 35 miles per hour. (#1267)

(b) No person shall drive a vehicle on or along Hammonton-Smartville Road from Happy Way to Alberta Avenue in excess of a speed limit of 40 miles per hour. (#1267)

(c) No person shall drive a vehicle on or along Hammonton-Smartville Road from Alberta Avenue to 500 feet east of Griffith Avenue in excess of a speed limit of 45 miles per hour. (#1267)

9.15.021 North Beale Road.

(a) No person shall drive a vehicle on or along the section of North Beale Road from the intersection with State Route 70 easterly to the intersection with North Linda Avenue, in excess of a speed limit of 35 miles per hour.

(b) No person shall drive a vehicle on or along that section of North Beale Road from the intersection from North Linda Avenue easterly to a point 30 miles westerly of Griffith Avenue, in excess of a speed limit of 45 miles per hour.

(c) No person shall drive a vehicle on or along North Beale Road from 0.80 miles east of Griffith Avenue west to the intersection with Alberta Avenue in excess of a speed limit of 45 miles per hour.

(d) No person shall drive a vehicle on or along North Beale Road from the gate of Beale Air Force Base to a point 0.70 miles westerly of said gate in excess of a speed limit of 35 miles per hour. (#763 as amended by #817)

9.15.022 Frenchtown Road.

(a) No person shall drive a vehicle on or along Frenchtown Road between a point 0.36 miles northerly of the intersection of New York Road to a point 1.17 miles northerly of said intersection in excess of a speed limit of 35 miles per hour. (#817 as amended by #916)

9.15.023 Arboga Road.

- (a) No person shall drive a vehicle on or along Arboga Road from the intersection of Erle Road south to the intersection of Sky Harbor Drive in excess of a speed limit of 40 miles per hour.
- (b) No person shall drive a vehicle on or along Arboga Road from the intersection of Sky Harbor Drive southerly for a distance of 0.67 miles in excess of a speed limit of 35 miles per hour.
- (c) No person shall drive a vehicle on or along Arboga Road from the intersection of Feather River Boulevard southerly to the intersection of Feather River Boulevard southerly to the intersection of Grand Avenue a distance of 0.52 miles in excess of a speed limit of 30 miles per hour.
- (d) No person shall drive a vehicle on or along Arboga Road from the intersection of Grand Avenue southerly to the intersection of Erle Road a distance of 0.51 miles in excess of a speed limit of 35 miles per hour. (#817)

9.15.024 Lindhurst Avenue.

- (a) No person shall drive a vehicle on or along Lindhurst Avenue from the intersection of Lindhurst Avenue to 1.4 miles northerly to Sartori Avenue in excess of a speed limit of 45 miles per hour.
- (b) No person shall drive a vehicle on or along Lindhurst Avenue from the intersection of Sartori Avenue northerly to the intersection of North Beale Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.025 Wheatland Road.

- (a) No person shall drive a vehicle on or along Wheatland Road from the intersection of Lewis Road westerly to the intersection of Oakley Lane in excess of a speed limit of 35 miles per hour. (#817)

9.15.026 Smartville Road.

- (a) No person shall drive a vehicle on or along Smartville Road from a point 0.44 miles northerly from State Route 20 and extending northerly 0.47 miles in excess of a speed limit of 25 miles per hour. (#817)

9.15.027 Olivehurst Avenue.

- (a) No person shall drive a vehicle on or along Olivehurst Avenue from its intersection with Lindhurst Avenue southerly to its intersection with McGowan Parkway in excess of a speed limit of 25 miles per hour. (#817)

9.15.028 Walnut Avenue

- (a) No person shall drive a vehicle on or along Walnut Avenue from its intersection with State Route 20 to the end of Walnut Avenue in excess of a speed limit of 35 miles per hour. (#817)

9.15.029 Spenceville Road.

- (a) No person shall drive a vehicle on or along Spenceville Road from the Wheatland City limits to a point 0.3 miles easterly of said city limits in excess of a speed limit of 35 miles per hour. (#817)

9.15.030 Feather River Boulevard.

(a) No person shall drive a vehicle on or along Feather River Boulevard from the intersection of North Beale Road to a point 1.49 miles southerly of said intersection in excess of a speed limit of 35 miles per hour.

(b) No person shall drive a vehicle on or along Feather River Boulevard between a point 1.45 miles southerly of North Beale Road for a distance of 0.56 miles southerly in excess of a speed limit of 45 miles per hour. (#817)

9.15.031 Cleveland Avenue.

(a) No person shall drive a vehicle on or along Cleveland Avenue between a point 0.16 miles east of State Route 49 to a point 0.36 miles easterly of State Route 49 in excess of a speed limit of 25 miles per hour. (#817)

9.15.032 Mellon Way.

(a) No person shall drive a vehicle on or along Mellon Way from the intersection of Old Knox Road northerly 0.16 miles to the intersection of Old Knox Road in excess of a speed limit of 25 miles per hour. (#817)

9.15.033 Joy Circle.

(a) No person shall drive a vehicle on or along Joy Circle between the intersections of La Porte Road and the intersection of Old Knox Road in excess of a speed limit of 25 miles per hour. (#817)

9.15.034 Los Verjeles Road.

(a) No person shall drive a vehicle on or along Los Verjeles Road from the intersection of Loma Rica Road to a point 0.70 miles northerly in excess of a speed limit of 35 miles per hour.

(b) No person shall drive a vehicle on or along Los Verjeles Road between a point 0.75 northerly of Loma Rica Road to a point 1.68 miles northerly of said road in excess of a speed limit of 45 miles per hour. (#817)

9.15.035 Noble Road.

(a) No person shall drive a vehicle on or along Noble Road from the intersection of State Route 70 to the end of Noble Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.036 Ellis Road.

(a) No person shall drive a vehicle on or along Ellis Road from the intersection of State Route 70 to point 0.7 miles easterly of State Route 70 in excess of a speed limit of 35 miles per hour. (#817)

9.15.037 Hallwood Boulevard.

(a) No person shall drive a vehicle on or along Hallwood Boulevard from the intersection of State Route 20 to the intersection of Walnut Avenue and to its end 3,000 feet south in excess of the speed limit of 35 miles per hour. (#817 as amended by #999 and #1017)

9.15.038 Powell Road.

(a) No person shall drive a vehicle on or along Powell Road from the intersection of Plantz Road to the end of Powell Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.039 Timbuctoo Road.

(a) No person shall drive a vehicle on or along Tumbuctoo Road between a point 0.10 miles and a point 0.60 miles westerly of State Route 20 in excess of a speed limit of 25 miles per hour. (#817)

9.15.040 Broadway.

(a) No person shall drive a vehicle on or along Broadway between a point 0.02 miles east of Arboga Road to a point 0.21 miles east of Arboga Road in excess of a speed limit of 25 miles per hour. (#817)

9.15.041 Country Club Road.

(a) No person shall drive a vehicle on or along Country Club Road from Feather River Boulevard easterly to the end of Country Club Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.042 Myrna Avenue.

(a) No person shall drive a vehicle on or along Myrna Avenue from Feather River Boulevard westerly to the end of Myrna Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.043 Virginia Avenue.

(a) No person shall drive a vehicle on or along Virginia Avenue from Feather River Boulevard westerly to the end of Virginia Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.044 Elizabeth Avenue.

(a) No person shall drive a vehicle on or along Elizabeth Avenue from the intersection of Virginia Avenue northerly to the end of Elizabeth Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.045 Cohn Avenue.

(a) No person shall drive a vehicle on or along Cohn Avenue from the intersection of Sycamore to the intersection of Cedar Lane in excess of a speed limit of 25 miles per hour. (#817)

9.15.046 Garden Avenue.

(a) No person shall drive a vehicle on or along Garden Avenue from the intersection of Sycamore to the intersection of Feather River Boulevard in excess of a speed limit of 25 miles per hour. (#817)

9.15.047 South Gledhill Avenue.

(a) No person shall drive a vehicle on or along South Gledhill Avenue from Grand Avenue to Pasado Road in excess of a speed limit of 25 miles per hour. (#817)

9.15.048 Alicia Avenue.

(a) No person shall drive a vehicle on or along Alicia Avenue from the intersection of Pasado Road to the intersection of Riverside Drive in excess of a speed limit of 25 miles per hour. (#817)

9.15.049 Lewis Road.

(a) No person shall drive a vehicle on or along Lewis Road from the intersection of Wheatland Road northerly to a point 0.30 miles northerly of said intersection in excess of a speed limit of 35 miles per hour. (#817)

9.15.050 Elinor Avenue.

(a) No person shall drive a vehicle on or along Elinor Avenue from the intersection of Elizabeth Avenue to the end of Elinor Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.051 Grove Avenue.

(a) No person shall drive a vehicle on or along Grove Avenue from the intersection of Hammonton-Smartville Road to the end of Grove Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.052 Park Avenue.

(a) No person shall drive a vehicle on or along Park Avenue from the intersection of North Beale Road to the Linda Levee in excess of a speed limit of 25 miles per hour. (#817)

9.15.053 Powerline Road.

(a) No person shall drive a vehicle on or along Powerline Road from Olivehurst Avenue to McGowan Parkway in excess of a speed limit of 35 miles per hour. (#817)

9.15.054 Avondale Avenue.

(a) No person shall drive a vehicle on or along Avondale Avenue from the intersection of North Beale Road south to the intersection of Hammonton-Smartville Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.055 Dantoni Road.

(a) No person shall drive a vehicle on or along Dantoni Road between a point 1.54 miles north of the intersection of Simpson-Dantoni Road to the end of Dantoni Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.056 Mary Avenue.

(a) No person shall drive a vehicle on or along Mary Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.057 George Avenue.

(a) No person shall drive a vehicle on or along George Avenue from the intersection of McGowan Parkway to the end of George Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.058 Alpine Way.

(a) No person shall drive a vehicle on or along Alpine Way from North Beale Road north to East Park Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.059 Glenhurst Drive.

(a) No person shall drive a vehicle on or along Glenhurst Drive from a point 700 feet east of Arboga Road to the intersection of Saybrook Drive in excess of a speed limit of 25 miles per hour. (#817)

9.15.060 Tahiti Village Subdivision.

(a) No person shall drive a vehicle on or along any road in Tahiti Village Subdivision in excess of a speed limit of 25 miles per hour. (#817)

9.15.06 Murphy Road.

(a) No person shall drive a vehicle on or along Murphy Road from the intersection of Feather River Boulevard to a point 0.45 miles easterly of said intersection in excess of a speed limit of 25 miles per hour. (#817)

9.15.062 State Street.

(a) No person shall drive a vehicle on or along State Street between State Route 65 and the city limits of Wheatland in excess of a speed limit of 25 miles per hour. (#817)

9.15.063 Gold Street.

(a) No person shall drive a vehicle on or along Gold Street between Grove Park Avenue and Park Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.064 Volk Street.

(a) No person shall drive a vehicle on or along Volk Street between Grove Park Avenue and Park Avenue in excess of a speed limit of 25 miles per hour. (#817)

9.15.065 Chestnut Road.

(a) No person shall drive a vehicle on or along Chestnut Road from the intersection of Olivehurst Avenue to a point 0.80 miles northerly of said intersection in excess of a speed limit of 35 miles per hour. (#817)

(b) No person shall drive a vehicle on or along Chestnut Road between a point 0.80 miles northerly of the intersection of Olivehurst Avenue to a point 1 mile northerly of said intersection in excess of a speed limit of 45 miles per hour. (#817)

(c) No person shall drive a vehicle on or along Chestnut Road from a point 1 mile northerly of the intersection of Olivehurst Avenue to the intersection of Hammonton-Smartville Road in excess of a speed limit of 35 miles per hour. (#817)

9.15.066 Woodland Avenue.

(a) No person shall drive a vehicle on or along Woodland Avenue from the intersection of North Beale Road to the intersection of Woodland Circle in excess of a speed limit of 25 miles per hour. (#817)

9.15.067 Country Club Park Subdivision.

(a) No person shall drive a vehicle on or along Country Club Park Subdivision in excess of a speed limit of 25 miles per hour. (#817)

9.15.068 New York Flat Road.

(a) No person shall drive a vehicle on or along New York Flat Road from the Yuba County Line southerly a distance of 0.40 miles in excess of a speed limit of 25 miles per hour. (#817 as amended by #1148)

9.15.069 Dye Road.

(a) No person shall drive a vehicle on or along Dye Road from the intersection of Broadway southerly to the intersection of Eagle Lane a distance of 0.55 miles in excess of a speed limit of 30 miles per hour. (#817)

9.15.070 Alberta Avenue.

(a) No person shall drive a vehicle on or along Alberta Avenue from the intersection of North Beale Road to the intersection of Hammonton-Smartville Road, a distance of 0.54 miles in excess of a speed limit of 40 miles per hour. (#818)

9.15.071 Simpson Lane.

(a) No person shall drive a vehicle on or along Simpson Lane from the city limits of the City of Marysville to a point east 0.38 miles in excess of a speed limit of 35 miles per hour. (#976)

9.15.072 Loma Rica Road.

(a) No person shall drive a vehicle on or along Loma Rica Road from 0.10 miles west of Smith Road to 0.90 miles east of Smith Road in excess of a speed limit of 35 miles per hour.

(b) No person shall drive a vehicle on or along Loma Rica Road from 0.10 miles west of Smith Road to 0.20 miles west of Hill Road in excess of 45 miles per hours. (#976 as amended by #1148)

9.15.073 West Hallwood Boulevard.

(a) No person shall drive a vehicle on or along West Hallwood Boulevard from the intersection of State Route 20 to a point 1,300 feet westerly of State Route 20 in excess of a speed limit of 35 miles per hour. (#1017)

9.15.074 Hooper Road.

(a) No person shall drive a vehicle on or along Hooper Road from the intersection of Hallwood Boulevard to a point 2,300 feet easterly of Hallwood Boulevard in excess of a speed limit of 35 miles per hour. (#1017)

9.15.075 Plumas Arboga Road.

(a) No person shall drive a vehicle on or along Plumas Arboga Road from the intersection of Algodon Road east to the Western Pacific Interceptor Canal Bridge, a total distance of 0.23 miles in excess of a speed limit of 25 miles per hour. (#1040)

9.15.076 Fruitland Road.

(a) No person shall drive a vehicle on or along Fruitland Road from the intersection of Fruitland Road and Loma Rica Road south to the intersection of Virginia Road and Fruitland Road, a total distance of 4,112 feet, in excess of 35 miles per hour. (#1078)

9.15.077 Browns Valley School Road.

(a) No person shall drive a vehicle on or along Browns Valley School Road from the intersection of State Route 20 north to the intersection of Marysville Road, a total distance of 3,960 feet, in excess of 35 miles per hour. (#1104)

9.15.078 Deleted by #1267

9.15.079 Edgewater Subdivision.

(a) No person shall drive in excess of 25 miles per hour in the Edgewater Subdivision except on Edgewater Circle and Rupert Avenue.

(b) No person shall drive in excess of 35 miles per hour on Edgewater Circle and Rupert Avenue within the Edgewater Subdivision. (#1189)

9.15.080 Rices Crossing Road.

(a) No person shall drive a vehicle on or along Rices Crossing Road from the intersection of Marysville Road to Rices Texas Hill Road in excess of a speed limit of 45 miles per hour.

(b) No person shall drive a vehicle on or along Rices Crossing Road from the intersection of Rices Texas Hill to the end of Rices Crossing Road in excess of a speed limit of 35 miles per hour. (#1230)

9.15.081 Old Dobbins Road.

(a) No person shall drive a vehicle on or along Old Dobbins Road from or to its points of intersection with Marysville Road in excess of a speed limit of 35 miles per hour. (#1292)

9.15.082 Kimberly Road. No person shall drive a vehicle on or along Kimberly Road in excess of a speed limit of 45 miles per hour. (#1414)

9.15.083 Brandie Drive. No person shall drive a vehicle on or along Brandie Drive in excess of a speed limit of 45 miles per hour. (#1414)

9.15.084 Nisenan Lane. No person shall drive a vehicle on or along Nisenan Lane from Camp Far West Road to Monarch Trail in excess of a speed limit of 40 miles per hour. (#1485)

9.15.085 Hokan Lane. No person shall drive a vehicle on or along Hokan Lane from Camp Far West Road to Kapaka Lane in excess of a speed limit of 35 miles per hour. (#1485)

9.15.086 Kapaka Way. No person shall drive a vehicle on or along Kapaka Lane from Camp Far West Road to Intanko Lane in excess of a speed limit of 35 miles per hour. (#1485)

9.15.087 Wichita Way. No person shall drive a vehicle on or along Wichita Way from Camp Far West Road to Monarch trial in excess of a speed limit of 35 miles per hour. (#1485)

9.15.100 Exception. The prima facie speed limits established in §§9.15.011 et seq. of this chapter shall not apply when and where the prima facie speed limit is reduced to a lower speed pursuant to the pertinent provisions of the Vehicle Code of the State of California and this chapter shall not apply where and at times when and during which traffic is under the control and supervision of a traffic officer (#817)

9.15.110 Violation. Any person violating any of the provisions of this chapter or disobeying any signs or markings installed pursuant thereto shall be guilty of an infraction. Pursuant to §42001 of the Vehicle Code, every person convicted of an infraction for violation of any of the provisions of this chapter, except as otherwise provided in the Vehicle Code, shall be punished upon the first conviction by a fine not exceeding Fifty Dollars (\$50), for a second conviction within a period of one year by a fine not exceeding One Hundred Dollars (\$100), and for a third conviction within a period of one year by a fine not exceeding Two Hundred and Fifty Dollars (\$250). (#817)

9.15.120 Notice. The prima facie speed limit established by this chapter shall not be effective until appropriate signs giving notice of such limits have been erected upon the section of roadway described. (#817)

CHAPTER 9.20

PARKING RESTRICTIONS

Sections

9.20.010 Prohibitions; Findings

9.20.020 Exception

9.20.025 Exception of Permit

9.20.030 Violation

9.20.040 Signs

9.20.010 Prohibition; Findings. The Board of Supervisors hereby finds and declares that stopping, parking, or leaving standing of any vehicle, whether attended or unattended is prohibited on the following streets. The Board of Supervisors further finds and declares that the establishment of a tow-away zone along the said streets is necessary.

(a) Lever Avenue. Between the hours of 8:00 a.m. and 4:00 p.m., on the days that Lindhurst High School is in session, on both sides of Lever Avenue from its intersection with Larson Street northerly to and including its terminus at the cul-de-sac.

Residents of Lever Avenue as defined above may obtain permits allowing said residents and their guests to park on Lever Avenue and are exempted from the prohibition of subsection 9.20.010(a) upon obtaining and displaying in vehicle said permit.

(b) Olive Avenue. Between the hours of 11:30 a.m. and 1:30 p.m. on the days that school is in session on both sides of Olive Avenue from its intersection with Martel Drive northerly to the end of Olive Avenue.

(c) Olive Court. Between the hours of 11:30 a.m. and 1:30 p.m. on the days that school is in session on both sides of Olive Court for its entire length.

(d) Hammonton-Smartville Road.

(1) From 500 feet east to 500 feet west of the intersection of Doolittle Gate Road on both sides of Hammonton-Smartville Road.

(2) From Park Avenue easterly to North Beale Road on both sides of Hammonton-Smartville Road.

(3) From Dunning Avenue easterly to Happy Way on the south side of Hammonton-Smartville Road.

(4) That portion of Hammonton-Smartville Road from 0.75 mile east of Griffith Avenue to 1.1 miles east of Griffith Avenue. (#1337)

(e) Alleghany Road. From State Route 49 to 790 feet easterly of the Oregon Creek covered bridge on both sides of Alleghany Road.

(f) North Beale Road. On both sides of North Beale Road from the intersection of Shad Road southerly to Lindhurst Avenue and then easterly on North Beale Road to 400 feet east of College View Drive. (#1339)

(g) Lindhurst Avenue. On the west side of Lindhurst Avenue from the intersection of North Beale Road south to Scales Avenue and on the east side of Lindhurst Avenue from 520 feet north of the centerline intersection of Hammonton-Smartville Road to the intersection of North Beale Road.

(h) Chestnut Road. From Erle Road north to 1,000 feet north thereof on both sides of Chestnut Road.

(I) Dunning Avenue. From Hammonton-Smartville Road south to Linda Avenue on the east side of Dunning Avenue. Parking is prohibited on the pavement in the bicycle lane on the east side of Dunning Avenue, but is permitted off the pavement on the shoulder.

(j) McGowan Parkway. From Evelyn Drive east for 500 feet on the north side of McGowan Road.

(k) Blackford Road. On both sides of Blackford Road from the intersection of Camp Far West Road to the Yuba - County Placer County Line.

- (l) Sutter Street, Cecilia Way and College View Drive.
- (m) Pinewood Way on both sides from its intersection with Fernwood Drive to its end.
- (n) Linda Avenue on both sides from its intersection with North Beale Road to 250 feet north.
- (o) Alicia Avenue. Between the hours of 8:00 a.m. to 9:00 a.m. and 2:00 p.m. to 4:00 p.m. on the days that school is in session on both sides of Alicia Avenue from its intersection with Cedar Lane to its intersection with Riverside Avenue.
- (p) Werner Street. Between the hours of 8:00 a.m. and 4:00 p.m., on the days that Lindhurst High School is in session, on both sides of the street.
- (q) Forty Mile Road from State Route 65 to the intersection with Dairy Road.
- (r) Plumas-Arboga Road from Old Marysville Road to the Intersection with Forty Mile Road.
- (s) Dark Day Road. All of Dark Day Road from Marysville Road to the end of the County maintained portion.
- (t) Feather River Boulevard. On both side of Feather River Boulevard from 100 feet south of the intersection of Murphy Road southerly to 1,100 feet south of the intersection of Murphy Road.
- (u) Arboga Road. On both sides of Arboga Road from the intersection of McGowan Parkway to the intersection of Broadway Road. (#1364)
- (v) Erle Road. On both sides of Erle Road from the intersection of Lindhurst Avenue to the intersection of Griffith Avenue. (#1364)

Residents of Werner Street as defined above may obtain permits allowing said residents and their guests to park on Werner Street and are exempted from prohibition of subsection 9.20.010(p) upon obtaining and displaying in vehicle said permit. (#654 as amended by #843, #1014, #1063 #1083 #1121 #1129 #1194, #1268, #1328, #1350, and #1364))

9.20.020 Exception. This chapter shall not apply to the driver of any vehicle which is disabled in a manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle along, upon or within said right of way. (#654 as amended by #1063)

9.20.025 Exception by Permit. The Director of Public Works is hereby directed and authorized to issue permits to residents making application for same which exempt the residents and their guests from the parking prohibitions set forth in section 9.20.010 as follows:

- (a) Residents of the streets listed in the prohibition of subsection 9.20.010(1) may obtain permits allowing said residents and their guests to park on Sutter Street, Cecilia Way and College View Drive and be exempted from the prohibition of subsection 9.20.010(1). (#1121)

9.20.030 Violation. Any person who violates any of the provisions of this Chapter shall be guilty of an infraction, and upon conviction thereof is punishable as provided in Vehicle Code §42001(a). Each separate day during which any violation occurs is a separate offense. (#654 as amended by #843 and #1063)

9.20.040 Signs. The Director of Public Works is hereby directed and authorized to forthwith erect appropriate signs giving notice of the prohibition against parking, stopping or leaving standing any vehicle upon the sections of roadways above described, and of the establishment of a tow-away zone. Such restrictions shall not become effective until the erection of said signs. (#654 as amended by #843 and #1063)

CHAPTER 9.21

RESTRICTIONS ON COMMERCIAL VEHICLE PARKING AND STORAGE

Sections

9.21.010 Purpose and Intent

9.21.012 Applicability

9.21.020 Definitions

9.21.030 General

9.21.040 Commercial Vehicle Parking –Time Limits

9.21.045 Commercial Vehicle over Specified Weight

9.21.046 Commercial Vehicles over Specified Length or Height

9.21.050 Truck-Tractors

9.21.051 Commercial Vehicle Parking and Storage –Commercial and Industrial Zones, Including Areas Zoned Rural Commercial “RC”

9.21.053 Commercial Vehicle Parking and Storage- AE and A/RR Zones

9.21.055 Commercial Vehicle Parking and Storage –Agricultural or Timber Harvesting

9.21.057 Commercial Vehicle Parking and Storage-Sports and Entertainment Zones

9.21.059 Commercial Vehicle Parking and Storage-Flood Plain Zones

9.21.060 Exceptions

9.21.070 Enforcement

9.21.080 Violations and Remedies

9.21.010 Purpose and Intent. The purpose and intent of the requirements for parking and storage of commercial vehicles established by this Chapter is to ensure that parking and storage areas on private property are compatible with the surrounding land uses, to preserve peace and good order, to promote the aesthetic beauty of the community and to promote the health, safety and general welfare of the residents of the County of Yuba. (#1442)

9.21.012 Applicability. The provisions of this Chapter shall apply generally to all property throughout the unincorporated area of the County of Yuba wherein any of the conditions hereinafter specified are found to be in existence. (#1442)

9.21.020 Definitions. The following definitions shall govern the construction of the words and phrases used in this Chapter:

(a) **“Commercial vehicle”.** A "commercial vehicle" is a motor vehicle of a type required to be registered under this code used or maintained for the transportation of persons for hire, compensation, or profit or designed, used, or maintained primarily for the transportation of property. (CA Vehicle Code § 260(a))

(b) **“Gross vehicle weight rating (GVWR)”** means the weight specified by the manufacturer as the loaded weight of a single vehicle. (CA Vehicle Code §350 (a))

(c) **“Park or Parking”** means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaging in loading or unloading merchandise and passengers.

(d) **“Residential area”** means contiguous properties where the majority/predominant use of the land is residential or the properties are improved with SDFS or multi-housing units.

(e) **“Stop or Stopping”** means the standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or official traffic control device or signal (CA Vehicle Code § 587).

(f) **“Standing”** means a vehicle, whether occupied or not, which has stopped and remains motionless, still or stationary.

(g) **“Storage”** means the keeping of a vehicle on private property (including vessels, trailers, and recreational vehicles) that is not in regular and frequent use and is being kept or reserved for future use. (#1442)

9.21.030 General. No person shall park or store a commercial vehicle on private property within the County of Yuba. (#1442)

9.21.040 Commercial Vehicle Parking - Time Limits. No person shall cause, allow, permit or suffer any vehicle of more than two-ton capacity, which is registered in that person’s name or which is operated or controlled by that person to be parked on any public street, thoroughfare, sidewalk or other public way for more than five (5) consecutive hours, except:

(a) when loading or unloading property and time in addition to such five hour period is necessary to complete such work;

(b) when such vehicle is parked in connection with and in the aid of the performance of a service to or on the property in the block in which such vehicle is parked, and time in addition to such five hour period is necessary to complete such service. (#1442)

9.21.045 Commercial Vehicle over Specified Weight. The parking or standing of commercial vehicles on streets in residential areas, including self-propelled vehicles with or without trailers, having a manufacture’s gross weight rating of ten thousand (10,000) pounds or more, and all commercial trailers, is prohibited. (#1442)

9.21.046 Commercial Vehicles over Specified Length or Height. No person who owns or has possession, custody or control of any commercial vehicle measuring more than twenty (20’) feet in length or over eight (8’) feet in height shall park or leave standing such vehicle upon any street in a residential district or abutting any property or area within a residential district between the hours of 8:00 p.m. and 8:00 a.m. (#1442)

9.21.050 Truck-Tractors. The parking or storing of the maximum of one (1) commercial vehicle accessory to a commercial use on a lot in the R-1, R-2, R-3, RE or ARR districts or any residential portion of a plan area or PUD is subject to the following requirements:

(a) The truck is owned by the owner/resident of the property

(b) No maintenance in regard to the truck tractor is permitted on the property.

(c) The truck- tractor shall be parked or stored entirely on private property; parking or storage of the commercial vehicle in the public right-of-way, front yard setback or front of the house shall not be permitted.

(d) The trailer portion of the truck-tractor use shall not be parked on the property.

(e) The truck- tractor shall not enter the property after 10:00 p.m. and shall not leave the property before 7:00 a.m. Warm-up time for the truck-tractor shall be limited to the requirements set forth in Chapter 7.30 of the Yuba County Ordinance Code.

(f) The truck-tractor shall not be parked or stored within any required setback as set forth in Chapter 12 of the County of Yuba Ordinance Code, nor shall any truck-tractor be parked or stored closer than fifty (50) from any dwelling on the property or the adjacent property.

(g) Screening of the truck-tractor is required. (#1442)

9.21.051 Commercial Vehicle Parking and Storage –Commercial and Industrial Zones, including Areas Zoned Rural Commercial “RC”. Parking and/or storage is allowed in commercial and industrial zones. Where adjacent to residential areas, vehicles need to be stored a minimum of 50 feet from the property line that is shared with the residential use. The area adjacent to the residential area shall be screened with a minimum of a 6 foot masonry wall and evergreen trees planted 30 feet on center. Evergreen shrubs that reach a minimum of 15 feet in height at maturity may be substituted or used in conjunction with the evergreen trees. (#1442)

9.21.053 Commercial Vehicle Parking and Storage- AE and A/RR Zones. Parking and storage may be allowed by a Conditional Use Permit (CUP) in areas zoned AE or A/RR and in public facilities zones with a 5 acre min. parcel size. Vehicles need to be stored a minimum of 50 feet from the property line and shall be screened from the adjacent property with a combination of evergreen trees or shrubs that reach a minimum of 15 feet in height at maturity. (#1442)

9.21.055 Commercial Vehicle Parking and Storage –Agricultural or Timber Harvesting. Commercial vehicle parking and storage for onsite agricultural or timber harvesting vehicles is allowed in areas zoned AE and TPZ when associated with an active agricultural or timber harvesting operation. (#1442)

9.21.057 Commercial Vehicle Parking and Storage-Sports and Entertainment Zones. Commercial Vehicle parking and storage may be permitted with a Conditional Use Permit in Sports and Entertainment Zones. (#1442)

9.21.059 Commercial Vehicle Parking and Storage-Flood Plain Zones. Commercial vehicle parking and storage is prohibited in the Flood Plain zones. (#1442)

9.21.060 Exceptions. This Chapter shall not apply under the following conditions:

(a) When such commercial vehicle is making pickups and deliveries of goods, wares or merchandise from or to any building or structure located on the residential street

(b) When such vehicle is parked in connection with and in aid of the performance of a service to or on a property within the residential area

(c) When such vehicle is engaged in the construction, installation, repair or maintenance of a publicly or privately owned utility facility located within the residential area

(d) When the area contains property used for commercial or industrial purposes and such vehicle is parked on the property.

(e) When such vehicle is a pickup truck or mounted camper used in daily commuting

(f) When such vehicle is engaged in the delivering of materials to be used in the actual and bones fide repair, alteration, remodeling or construction of any buildings or structure, for which a building permit has been obtained, located upon any street in a residential district.

(g) When such vehicle is a bus that is engaged in stopping, standing or parking for the purpose of loading and unloading passengers.

(h) In areas containing developed property zoned AE, when that property is less than 40 acres but the lesser acreage is the current site of a viable agricultural operation.

(i) When the commercial vehicle is any privately, municipally or publicly owned vehicle engaged in work authorized by County permit or county contract. (#1442)

9.21.070 Penalties.

(a) It is unlawful for any person to permit commercial vehicle parking or storage on private property in violation of this Chapter.

(b) Except as hereinafter provided, whenever any provision of this Chapter provides that any act is prohibited or made or declared to be unlawful or a misdemeanor or an infraction, or requires the doing of any act, or declares the failure to do any act unlawful or a misdemeanor or an infraction, the violation of such provision may be charged as an infraction punishable by imposition of the following fines:

(1) Upon a first conviction a fine not to exceed one hundred dollars (\$100.00);

(2) Upon a conviction of violating any provision of this Chapter, and the offense occurred within one year of a separate violation of the same provision of this Chapter which resulted in a conviction, a fine of two hundred dollars (\$200.00). For purposes of this subsection, a bail forfeiture or a plea of nolo contendere shall be deemed a conviction. The prior conviction shall be alleged on the citation or complaint and either admitted or proven.

(3) Upon a conviction of violating any provision of this Chapter and the offense occurred within one year of two or more separate violations of the same provision of this Chapter which resulted in convictions, a fine not to exceed five hundred dollars (\$500.00). For purposes of this subsection, a bail forfeiture or a plea of nolo contendere shall be deemed a conviction. The prior convictions shall be alleged on the citation or complaint and either admitted or proven.

(c) Separate Offense. Each hour or part thereof that a person violates or continues to violate any such provision of this Code constitutes a separate offense and may be charged and punished separately without awaiting conviction of any prior violation. Notwithstanding the foregoing, a second citation shall not be issued until the alleged Violator has been provided a ten-day period within which to correct the alleged violation unless the violation creates an immediate threat to the public health or safety.

(d) Misdemeanors. Any violation of any provision of this Code occurring within one year of three or more separate violations of the same provision of this Code which results in convictions may be charged as a misdemeanor punishable by a fine of not more than one thousand dollars (\$1,000) or by imprisonment in a county jail for not more than one year, or by both that fine and imprisonment. For purposes of this subsection, a bail forfeiture or a plea of nolo contendere shall be deemed a conviction. The prior convictions shall be alleged on the citation or complaint and either admitted or proven at trial. (#1442)

9.21.080 Enforcement. The Director of the Community Development and Services Agency, or his or her designee, the Yuba County Sheriff and the California Highway Patrol and/or any peace officer within the State of California shall have the duty of enforcing the provisions of this chapter, and such officials are empowered to issue citations for violations. (#1442)

CHAPTER 9.25

WEIGHT LIMITATIONS

Sections

- 9.25.010 Unimproved County Highway
 - 9.20.020 Prohibitions
 - 9.25.030 Designated County Roads
 - 9.25.040 Posting Signs
 - 9.25.050 Exceptions
 - 9.25.060 Additional Exception
 - 9.25.070 Permits
 - 9.25.080 Prohibitions
 - 9.25.090 Designated Roads
 - 9.25.091 Designated Roads
 - 9.25.095 REPEALED
 - 9.25.100 Posting Signs
 - 9.25.110 Exceptions
 - 9.25.112 Prohibitions
 - 9.25.113 Designated Road
 - 9.25.114 Alternate Route
 - 9.25.115 Posting Signs
 - 9.25.116 Exceptions
 - 9.25.120 Prohibitions
 - 9.25.130 Designated Road
 - 9.25.135 Weight Limits on Bridges
 - 9.25.140 Liability
 - 9.25.150 Violations
 - 9.25.160 Public Protection
-

ARTICLE I

DEFINITIONS

9.25.010 Unimproved County Highway. As used in this chapter an unimproved County highway means every public county highway that is not an improved County highway as defined in section 35707 of the Vehicle Code. (#761)

ARTICLE II

UNIMPROVED HIGHWAYS

9.25.020 Prohibitions. No person shall, on the County roads and highways designated in '9.25.030 hereof, drive or move or cause or knowingly permit to be driven or moved any vehicle of a weight, including its load, in excess of 22 tons, such weight to be distributed as follows:

Not more than 20,000 pounds gross weight resting upon the highway by the wheels of any one axle or the gross weight upon any one wheel, or wheels, supporting one end of an axle, and resting upon the

roadway, shall not exceed 10,500 pounds. (#761)

9.25.030 Designated County Roads. The designated roads whereon the prohibitions of '9.25.020 apply are the following:

(a) Mathews Lane

(b) Woodruff Lane

(c) Ramirez Road

(d) Repealed (#1054)

(e) That portion of Smartsville Road between Hammonton-Smartsville Road and State Highway 20, a stance of approximately 1.01 miles.

(f) That portion of Oregon Hill Road from its junction with LaPorte Road at Challenge to its junction with Marysville Road, approximately 1/4 mile south of the 4-H Camp.

(g) That portion of Frenchtown Road from its junction with Willow Glen Road at Brownsville to its junction with Marysville Road at Oregon House.

(h) That portion of Loma Rica Road beginning at its intersection with Iowa City and thence, northeasterly through Loma Rica to its terminus at Marysville Road at the foot of Stanfield Hill.

*(i) Browns Valley School Road.

*(j) Forbestown Road.

*(k) That portion of Cleveland Avenue in the Camptonville area from State Route 49 to the intersection of Mill Street, a distance of 0.55 miles

*(l) Spring Street in Camptonville area.

*(m) Jackson street in the Camptonville area.

*(n) School Street in the Camptonville area.

(o) That portion of Camp Far West Road from Spenceville Road to Blackford Road.

(P) Jasper Lane.

(q) That portion of Hammonton-Smartville Road from Beale Air Force Doolittle Gate Road east to the intersection of Smartville Road. ((#761 as amended by #790 #797, #1054, #1246, #1310)

9.25.040 Posting Signs. The Road Commissioner shall erect and maintain upon unimproved County highways appropriate signs giving notice of the maximum permissible weight fixed by '9.25.020 upon such unimproved County highways. (#761, as amended by #1405)

9.25.050 Exceptions. The weight limitation imposed under §9.25.020 shall not apply:

(a) In those cases where proper application has been made and a permit has been issued by the Road Commissioner authorizing the movement of equipment or vehicles exceeding the weight limitations contained in this Article;

(b) The weight limit fixed by '9.25.020 shall not be effective unless signs giving notice of the maximum permissible weight are erected.

(c) To vehicles exempt under Section 35711 of the California Vehicle Code. (#761 as amended by #1235)

9.25.060 Additional Exception. There is hereby delegated to the Road Commissioner authority to remove or cover the aforesaid signs during a period in which, in the opinion of the Road Commissioner, maintenance of the weight limitation imposed by section 9.25.020 is not necessary for the protection of the public or for the protection of the affected roads from damage during storms. (#716 as amended by #1405)

9.25.070 Permits. The Road Commissioner is hereby granted authority to issue upon proper application, permits under such restrictions as he shall deem appropriate, authorizing the movement of equipment or vehicles exceeding the load limits specified in section 9.25.020 over the said roads when, in his or her judgment, such movement will be in the public interest or when the issuance of such permit will not seriously damage or impair such roads or be detrimental to the public safety or dangerous to life, limb, or property. (#761)

ARTICLE III

UNINCORPORATED RESIDENTIAL SUBDIVISIONS

9.25.080 Prohibitions. Pursuant to the authority of vehicle Code sections 22507 and 22507.5, it is prohibited for any commercial vehicle six feet or more in height (including any load thereon) and for any commercial vehicle having a manufacturer's gross vehicle weight rating of 10,000 pounds or more to stop, park or stand on any Unincorporated Urban Residential Street. These prohibitions also apply to certain non-residential County Roads as designated in section 0.25.090. (#761 as amended by #857, #874 #1016, #1397)

9.25.090 Designated Road. The designated roads whereon the prohibitions of section 9.25.080 apply are the following:

(a) That portion of McGowan parkway from State Route 65 to the intersection of the railroad crossing west of Olivehurst Avenue.

(b) Olive Avenue from its intersection with McGowan Parkway north to its intersection with Martel Drive.

(c) Feather River Boulevard from State Route 70 to 1000 feet west of its intersection with River Oaks Boulevard.

(d) Arboga Road from McGowan Parkway to Broadway Road.

(e) Olivehurst Avenue from Lindhurst Avenue to Chestnut Road. (#761 as amended by #857,

#1129, #1159, #1124, #1316, 1397, #1405)

9.25.091 REPEALED. (#1129)

9.25.095 REPEALED.

9.25.100 Posting Signs. The Road Commissioner shall maintain at the entrance of the unincorporated residential subdivision area containing the roads designated in section 9.25.090 appropriate signs giving notice of the maximum permissible weight and maximum permissible height fixed by section 9.25.080 upon such roads. (#761 as amended by #1016, #1405)

9.25.110 Exceptions.

(a) The weight limit and height limit fixed by section 9.25.080 shall not be effective unless signs giving notice of the maximum permissible weight and maximum permissible height are erected.

(b) There is hereby delegated to the Road Commissioner authority to remove or cover the aforesaid signs during a period in which, in the opinion of the Road Commissioner, maintenance of the weight limit imposed by section 9.25.020 is not necessary for the protection of the public or for the protection of the affected roads from damage during storms. (#761 as amended by #1016 #1405)

9.25.112 Prohibitions. Pursuant to the authority of Vehicle Code Section 35712 and subject to the exceptions of Vehicle Code Sections 35711 and 35714, no person shall, on any of the streets, roads, or highways designated in Section 9.25.113 hereof, drive or move or cause or knowingly permit to be driven or moved any commercial vehicle of a weight including its load, in excess of 14,000 pounds. (#1057 as amended by #1235)

9.25.113 Designated Roads. The designated roads whereon the prohibitions of Section 9.25.112 apply are the following:

- (a) Griffith Avenue.
- (b) That portion of Arboga Road from its intersection with Feather River Boulevard south to its intersection with Pasado Road.
- (c) Island Avenue - between Feather River Boulevard and Grant Avenue.
- (d) Fernwood Drive.
- (e) Oakwood Drive.
- (f) Wiget Avenue.
- (g) Edgewater Circle
- (h) North Beale Road and Lindhurst Avenue are designated as alternate routes for Wiget Avenue, Fernwood Drive, Oakwood Drive and Edgewater Circle.
- (i) Pendola Road from S.R. 49 to the Pendola Extension Road. (#1057 as amended by #1129, #1159 #1193, #1263 and #1264)

9.25.114 Alternate Route. Pursuant to Vehicle Code Section 35713 alternative routes are designated as follows:

(a) Hammonton-Smartville Road and North Beale Road are designated as the alternate routes for Griffith Avenue.

(b) Feather River Boulevard and Erle Road are designated as alternate routes for Arboga Road and Island Avenue. (#1057 as amended by #1129 and #1159)

9.25.115 Posting Signs. The Director of Public Works shall maintain at the entrance of the unincorporated residential subdivision area containing the roads designated in 9.25.113 appropriate signs giving notice of the maximum permissible weight fixed by Section 9.25.112 upon such roads. (#1057)

9.25.116 Exceptions.

(a) The weight limit fixed by Section 9.25.112 shall not be effective unless signs giving notice of the maximum permissible weight are erected.

(b) There is hereby delegated to the Director of Public Works authority to remove or cover the aforesaid signs during a period in which, in the opinion of the Director, maintenance of the weight limit imposed by Section 9.25.112 is not necessary for the protection of the public or for the protection of the affected roads from damage during storms.

(c) This ordinance does not apply to vehicles exempt by Section 35714 of the California Vehicle Code. (#1057)

ARTICLE IV

DEFECTIVE ROADS

9.25.120 Prohibitions. Pursuant to the authority of Vehicle Code section 35717 no person shall use any street, road or highway listed in section 9.25.130 by any commercial vehicle exceeding a maximum gross weight as specified in Section 9.25.130, which have been determined by accepted engineering standards to be unable to support such vehicle. (#1054 as amended by #1061)

9.25.130 Designated Roads and Maximum Gross Weights. The designated roads whereon the prohibitions of section 9.25.120 apply are the following:

(a) (Repealed by #1310)

(b) Brophy Road from intersection of Hammonton-Smartville Road to North Beale Road - 22 tons maximum gross weight. This subpart shall expire and be repealed as of September 24, 1991 unless it is extended by an Ordinance enacted prior to September 24, 1991. (#1054 as amended by #1061)

(c) That portion of Ostrom Road from Rancho Road to South Beale Road – 14,000 pounds maximum gross weight (7 tons). (As amended by Ord. #1294)

9.25.131 Posting Signs. The Road Commissioner shall erect and maintain upon County highways appropriate signs giving notice of the maximum permissible weight fixed by Section 9.25.130 upon such unimproved County highways. (#1061, #1405)

9.25.132 Exceptions. The weight limitation imposed under Section 9.25.130 shall not apply:

(a) In those cases where proper application has been made and a permit has been issued by the Road Commissioner authorizing the movement of equipment or vehicles exceeding the weight limitations contained in this Article.

(b) The weight limit fixed by Section 9.25.130 shall not be effective unless signs giving notice of the maximum permissible weight are erected.

(c) To vehicles exempt under Section 35720 of the California Vehicle. (#1061, #1405)

9.25.133 Additional Exception. There is hereby delegated to the Road Commissioner authority to remove or cover the aforesaid signs during a period in which, in the opinion of the Road Commissioner, maintenance of the weight limitation imposed by Section 9.25.130 is not necessary for the protection of the public or for the protection of the affected roads from damage during storms. (#1061, #1405)

9.25.134 Permits. The Road Commissioner is hereby granted authority to issue upon proper application, permits under such restrictions as he or she shall deem appropriate, authorizing the movement of equipment or vehicles exceeding the load limits specified in Section 9.25.130 over the said roads when, in his or her judgment, such movement will be in the public interest or when the issuance of such permit will not seriously damage or impair such roads or be detrimental to the public safety or dangerous to life, limb, or property. (#1061, #1405)

ARTICLE V

BRIDGES

9.25.135 Weight Limits on Bridges.

(a) Pursuant to Vehicle Code section 35754, whenever the Board of Supervisors determines upon the basis of an engineering investigation that the structure of a bridge on a highway under its jurisdiction is unsafe for vehicles over a certain weight to use such bridge, the Board of Supervisors shall by resolution direct the Road Commissioner to place signs at both entrances to such bridge specifying the maximum gross weight limits of any vehicle or combination of vehicles which shall be permitted to cross such bridge.

(b) Whenever the Board finds because of rebuilding, repairing, or strengthening such bridge that such weight limits are no longer necessary, the Board shall by resolution direct the Road Commissioner to remove such weight limit signs from the entrances to such bridges. A weight limit fixed and posted pursuant to subdivision (a) of this section shall remain in effect for not more than 90 days. (#1235)

ARTICLE VI

LIABILITY AND PENALTIES FOR VIOLATION

9.25.140 Liability. The use of any of said County roads pursuant to this Chapter or pursuant to any permit issued under authority of any part of this chapter shall not relieve the user or owner of the vehicle or the permittee of any civil or criminal liability imposed by general state laws or ordinances of the County of Yuba covering damages occasioned to or entry on County highways or bridges. (#1054 as amended by #1061 and #1235)

9.25.150 Violations. Any violation of this chapter shall constitute a misdemeanor and shall be punishable by a fine of Five Hundred Dollars (\$500) or by imprisonment for a period of six months, or by both such fine and imprisonment. (#1054 as amended by #1061 and #1235)

ARTICLE VII

RESERVATION OF AUTHORITY

9.25.160 Public Protection. No provision of this Chapter shall be construed to limit the authority vested in the Board of Supervisors by the laws of the State of California with respect to the closing of any county highway or bridge when necessary to the protection of the public. (#1235)

CHAPTER 9.30

REGULATION OF TRAFFIC IN COUNTY PARKS AND PARK-LIKE AREAS

Section

9.30.010 Regulations

9.30.020 Exception

9.30.030 Filing

9.30.040 Effective

9.30.050 Violation

9.30.010 Regulations. Pursuant to the authority of Vehicle Code section 21113, the Community Development and Services Agency's Director of Public Works shall from time to time, as required, prepare reasonable traffic regulations applicable to the park and park-like areas operated or maintained by the County of Yuba, designating parking and no parking areas, speed limits, traffic direction or such other regulations as said Director shall deem necessary. (#697, #1405)

9.30.020 Exception. Said Director shall make no such regulations applicable to County property operated or managed by any other County department. (#697)

9.30.030 Filing. Said regulations shall be filed with the Clerk of the Board of Supervisors prior to any posting of regulatory signs pursuant thereto and shall thereafter be available to the public. (#697)

9.30.040 Effective. Said regulations shall not be effective until traffic control signs are posted reflecting said regulations. (#697)

9.30.050 Violation. Violation of any of the said regulations after posting thereof shall be an infraction pursuant to Vehicle Code section 40000.1, and may be enforced by any law enforcement officer. (#697)

CHAPTER 9.35

REGULATION OF TRAVEL ON LEVEES

Section

9.35.010 Prohibitions

9.35.020 Definitions

9.35.030 Exceptions

9.35.040 Violation

9.35.050 Impound Procedures

9.35.010 Prohibitions. It shall be unlawful for any person to drive, operate, stop, park, or leave standing any vehicle upon any levee that is within this county except on and over levee crown roadways and ramps where said roadways and ramps are specifically posted by the governing boards of the public agency having jurisdiction over the particular levee involved by signs indicating the areas over which any of said actions may take place; provided, however, that driving over such levee crown roadways and ramps shall be done in such a manner as not to cause any damage to the levee or its structure, and in any case, at a speed not to exceed twenty- five (25) miles per hour. (Ord. #369, amended by #1484)

9.35.020 Definition. For the purpose of this chapter, a vehicle is defined as a device by which any person or property may be propelled, moved, or drawn upon a highway or any off-road motorize device by which any person or property may be propelled, carried, transported, moved or drawn, except a device moved solely by human power.

For purposes of this Chapter, levee includes ten (10) feet on either side of the levee toe. "Levee toe" is defined as the point of intersection of the levee slope with natural ground. (Ord. #369, amended by #1484)

9.35.030 Exceptions. This chapter shall not apply to:

- a) Levee maintenance vehicles and equipment operated by or under the supervision of the various levee districts, reclamation districts, County of Yuba, State of California or the United States of America.
- b) Those portions of levees on which there exists State or County highways.
- c) Property owners whose lands adjoin a levee closed to public use and who have received prior written permission from the governing board of the public entity having jurisdiction over the particular levee so closed to public use to use said levee for access to and from said adjoining property. Any authorized use shall be done in such a manner as not to cause any damage to the levee or its structure, and in any case, at a speed not to exceed twenty-five (25) miles per hour.
- d) Travel on the levees by authorized emergency vehicles as defined by section 165 of the California Vehicle Code.
- e) Travel by bicycle on established or proposed regional bicycle and walking paths as identified on the

County Proposed Regional Park and Trail System Map.

f) Agricultural equipment and agricultural vehicles that are used by owners of agricultural land when that agricultural land is next to the levee. (Ord. #369, amended by #1484)

9.35.040 Violation. Any violation of this chapter shall constitute a misdemeanor, and shall be punishable by a fine not exceeding One Thousand (\$1000) dollars, or by imprisonment for a period not exceeding one (1) year, or by both such fine and imprisonment. In addition to any fine and/or imprisonment, all violators of this chapter shall be personally and generally liable for any and all damages caused by them upon the levees and for repairs thereto. (#369, amended by #1290, #1484)

9.35.050 Impound Procedures.

a) Whenever a peace officer determines that a person was driving a vehicle in violation of Section 9.35.010 of this Chapter, the peace officer may cause the removal and seizure of that vehicle without the necessity of arresting the person. A vehicle so impounded shall be impounded for 30 days.

b) Once the vehicle is impounded for travel on the Levee, the impounding agency, within two working days of impoundment, shall send a notice by certified mail, return receipt requested, to the legal owner of the vehicle, at the address obtained from the vehicle registration, informing the owner that the vehicle has been impounded. Failure to notify the legal owner within two working days shall prohibit the impounding agency from charging for more than 15 days' impoundment when the legal owner redeems the impounded vehicle. The impounding agency shall maintain a published telephone number that provides information 24 hours a day regarding the impoundment of vehicles and the rights of a registered owner to request a hearing.

c) The registered and legal owner of a vehicle that is removed and seized under Chapter 9.35 of the Yuba County Ordinance Code or their agents shall be provided the opportunity for a storage hearing to determine the validity of, or consider any mitigating circumstances attendant to, the storage of the impounded vehicle.

d) Any period in which a vehicle is subjected to storage under this section shall be included as part of the period of impoundment.

e) (1) The impounding agency shall release a vehicle to the registered owner or his or her agent prior to the end of 30 days' impoundment under any of the following circumstances:

(A) When the vehicle is a stolen vehicle.

(B) When the vehicle is subject to bailment and is driven by an unlicensed employee of a business establishment, including a parking service or repair garage.

(2) No vehicle shall be released pursuant to this subdivision without presentation of the registered owner's or agent's currently valid driver's license to operate the vehicle and proof of current vehicle registration.

f) The registered owner or his or her agent is responsible for all towing and storage charges related to the impoundment, and any administrative charges authorized under the Yuba County Ordinance Code.

g) A vehicle removed and seized under section 9.35.010 shall be released to the legal owner of the vehicle or the legal owner's agent prior to the end of 30 days' impoundment if all of the following conditions are met:

(1) The legal owner is a motor vehicle dealer, bank, credit union, acceptance corporation, or other licensed financial institution legally operating in this state or is another person, not the registered owner, holding a security interest in the vehicle.

(2) The legal owner or the legal owner's agent pays all towing and storage fees related to the seizure of the vehicle. No lien sale processing fees shall be charged to the legal owner who redeems the vehicle prior to the 15th day of impoundment. Neither the impounding authority nor any person having possession of the vehicle shall collect from the legal owner of the type specified in paragraph (1), or the legal owner's agent any administrative charges imposed pursuant to Chapter 13 of the Yuba County Ordinance Code unless the legal owner voluntarily requested a post-storage hearing.

(3) The legal owner or the legal owner's agent presents a copy of the assignment, as defined in subdivision (b) of [Section 7500.1 of the Business and Professions Code](#), and any one of the following: a certificate of repossession for the vehicle, a security agreement for the vehicle, or title showing proof of legal ownership for the vehicle. Any documents presented may be originals, photocopies, or facsimile copies, or may be transmitted electronically. The law enforcement agency, impounding agency, or any person acting on behalf of those agencies shall not require any documents to be notarized. The law enforcement agency, impounding agency, or any person acting on behalf of those agencies may require the agent of the legal owner to produce a photocopy or facsimile copy of its repossession agency license or registration issued pursuant to Chapter 11 (commencing with [Section 7500](#)) of [Division 3 of the Business and Professions Code](#), or to demonstrate, to the satisfaction of the law enforcement agency, impounding agency, or any person acting on behalf of those agencies that the agent is exempt from licensure pursuant to [Section 7500.2 or 7500.3 of the Business and Professions Code](#).

(4) No administrative costs authorized under Chapter 13 of the Yuba County Ordinance Code shall be charged to the legal owner of the type specified in paragraph (1), who redeems the vehicle unless the legal owner voluntarily requests a post-storage hearing. A legal owner or a legal owner's agent shall not be required to request a post-storage hearing as a requirement for release of the vehicle to the legal owner or the legal owner's agent. The law enforcement agency, impounding agency, or any person acting on behalf of those agencies shall not require any documents other than those specified in this paragraph. The law enforcement agency, impounding agency, or any person acting on behalf of those agencies shall not require any documents to be notarized.

(h) (1) A legal owner or the legal owner's agent that obtains release of the vehicle pursuant to subdivision (f) may not release the vehicle to the registered owner of the vehicle or any agents of the registered owner, unless the registered owner is a rental car agency, until after the termination of the 30-day impoundment period.

(2) The legal owner or the legal owner's agent may not relinquish the vehicle to the registered owner until the registered owner or that owner's agent presents his or her valid driver's license or valid temporary driver's license to the legal owner or the legal owner's agent. The legal owner or the legal owner's agent shall make every reasonable effort to ensure that the license presented is valid.

(3) Prior to relinquishing the vehicle, the legal owner may require the registered owner to pay all towing and storage charges related to the impoundment and any administrative charges authorized under Chapter 13 of the Yuba County Ordinance Code that were incurred by the legal owner in connection with obtaining custody of the vehicle.

(i) (1) A vehicle removed and seized under subdivision (a) shall be released to a rental car agency prior to the end of 30 days' impoundment if the agency is either the legal owner or registered owner of

the vehicle and the agency pays all towing and storage fees related to the seizure of the vehicle.

(2) The owner of a rental vehicle that was seized under this section may continue to rent the vehicle upon recovery of the vehicle. However, the rental car agency may not rent another vehicle to the driver of the vehicle that was seized until 30 days after the date that the vehicle was seized.

(3) The rental car agency may require the person to whom the vehicle was rented to pay all towing and storage charges related to the impoundment and any administrative charges authorized under Section 22850.5 that were incurred by the rental car agency in connection with obtaining custody of the vehicle.

(j) Notwithstanding any other provision of this section, the registered owner and not the legal owner shall remain responsible for any towing and storage charges related to the impoundment, any administrative charges authorized under Chapter 13 of the Yuba County Ordinance Code, and any parking fines, penalties, and administrative fees incurred by the registered owner.

(k) The law enforcement agency and the impounding agency, including any tow yard acting on behalf of the law enforcement agency or impounding agency, shall not be liable to the registered owner for the improper release of the vehicle to the legal owner or the legal owner's agent provided the release complies with the provisions of this section. (Ord. #1484)

CHAPTER 9.40

RESTRICTING MOTOR VEHICLE OPERATION

AT WEST LINDA PARK AND EAST LINDA PARK

Sections

9.40.010 Declaration of Purpose

9.40.020 Acts Prohibited

9.40.030 Description

9.40.040 Definitions

9.40.050 Exceptions

9.40.060 Signs

9.40.070 Violations

9.40.010 Declaration of Purpose. It is hereby found and declared by this Board of Supervisors that the park and recreation sites commonly known as the "EAST LINDA PARK" and the "WEST LINDA PARK" have been established by Yuba County as places of family picnicking, play and recreation, and that the operation of motor vehicles, motorcycles and motor driven cycles within the bounds of said parcels of real property is hazardous, a nuisance, and obnoxious to persons using said parcels of real property for said recreation purposes, as well as to adjoining residents. (#616)

9.40.020 Acts Prohibited. It shall be unlawful for any person to drive, operate, stop, park or leave standing any motor vehicle, motorcycle or motor driven cycle within that certain County-owned parcel of real property known as the "WEST LINDA PARK" and that certain County-owned parcel of real property known as the "EAST LINDA PARK". (#616)

9.40.030 Description.

(a) The “WEST LINDA PARK” referred to in §9.40.010 hereinabove is that real estate located between Cottonwood Avenue and Alicia Avenue.

(b) The “EAST LINDA PARK” referred to in §9.40.010 hereinabove is that real estate located between Grove Avenue and Fernwood Drive. (#616)

9.40.040 Definitions. For the purposes of this chapter the terms “motor vehicle”, “motorcycle” and “motor driven cycle” are defined and used herein as they are defined in the Vehicle Code of the State of California. (#616)

9.40.050 Exceptions. This chapter shall not apply to any regularly authorized use of vehicles for necessary service, maintenance or development of the West Linda Park or East Linda Park site, nor to any law enforcement or emergency vehicles. (#616)

9.40.060 Signs. The Community Development and Services Agency’s Director of Public Works is hereby authorized and directed to forthwith erect appropriate signs giving notice of the activities prohibited in this chapter and indicating the times when authorized vehicles may utilize the area. (#616, #1405)

9.40.070 Violations. Any violation of this chapter shall constitute a misdemeanor, and shall be punishable by a fine not exceeding one hundred dollars (\$100) or by imprisonment for a period not exceeding twenty (20) days, or by both such fine and imprisonment. (#616)

CHAPTER 9.45

PRIVATELY OWNED OFF-STREET PARKING LOTS

Sections

9.45.010 Authority

9.45.020 Findings and Declaration

9.45.030 Provisions of Vehicle Code Made Applicable

9.45.040 Violations

9.45.050 Notice

9.45.010 Authority. This chapter is enacted under authority of §21107.8 of the Vehicle Code. (#541 as amended by #741)

9.45.020 Findings and Declaration. The Board of Supervisors finds and declares as follows:

(a) Resolution No. 1972-103, adopted June 20, 1972, called for a public hearing to be held on July 7, 1972, at 10:00 A.M. in the supervisors Chamber of the Courthouse, 215 Fifth Street, Marysville, California, on the question of the adoption of an ordinance pursuant to §21107.8 of the Vehicle Code to apply traffic controls to the privately owned and maintained off-street parking facilities hereinafter described.

(b) Notice of said hearing was duly and regularly published in the Appeal-Democrat, a newspaper of general circulation published and circulated in the County of Yuba and notice of said hearing was served by certified mail upon Albert J. Arostegui and Margaret S. Arostegui, his wife; Robert W. Steel and Margaret H. Steel, his wife; Lonnie Grady Lamon; William Henry Lamon, and John Albert Lamon, owners of the area designated as the College Center Mall, and upon Makad, Inc., owner of the area designated as the Linda Mall.

- (c) Said public hearing was duly held on July 7, 1972, at the time and place aforesaid.
- (d) The College Center Mall is located at North Beale Road and Lowe Avenue and is more particularly described as a parcel of land 1100 feet in length and bounded by North Beale Road to the north and Lowe Avenue to the east, said parcel varying in depth from 200 feet more or less on the westerly side to 350 feet or less on the easterly side, excepting therefrom the most north-easterly 0.64 acres, more or less, Yuba County, California.
- (e) The Linda Mall is located at North Beale Road, Lindhurst Avenue, Scales Avenue, State Highway 70 and Feather River Boulevard, more particularly described as that parcel of land bounded by North Beale Road and Lindhurst Avenue to the northeast; Scales Avenue to the southeast; State Highway No. 70 to the southwest; and Feather River Blvd. to the northwest, (excepting therefrom that portion which lies within the right of way limits of Leon Avenue), Yuba County, California.
- (f) Both the College Center Mall and the Linda Mall have located thereon privately owned and maintained off-street parking facilities that are generally held open for use of the public for purposes of vehicular parking.
- (g) The protection of the health, safety, and welfare of the general public requires the application of §§22350, 23103, and 23109 of the Vehicle Code, for the privately owned and maintained off-street parking facilities described in Subsections 9.45.020 (d), 9.45.020 (e) of this Chapter. (#541)

9.45.030 Provisions of Vehicle Code Made Applicable. The provisions of §§22350, 22507.8, 23103, and 23109 are hereby made applicable to the privately owned and maintained off-street parking facilities more particularly described in subsections 9.45.020 (d) and (e) of the Chapter. (#541 as amended by #741)

9.45.040 Violations. Except as otherwise provided in the Vehicle Code, any person violating any of the provisions of §§22350, 22507.8, 23103 or 23109 of the Vehicle Code, or any of the provisions of this chapter, or disobeying any signs or markings installed pursuant to this chapter, shall be guilty of an infraction. Pursuant to Vehicle Code §42001.5 (b), every person convicted of an infraction for a violation of §22507.8 of the Vehicle Code shall be punished upon a first conviction by a fine not less than twenty-five dollars (\$25). Except as provided above, every person convicted of an infraction for a violation of this chapter shall be punished upon a first conviction by a fine not exceeding fifty dollars (\$50) and for a second conviction within a period of one year by a fine not exceeding one hundred dollars (\$100) and for a third or any subsequent conviction within a period of one year by a fine not exceeding two hundred fifty dollars (\$250). (#541 as amended by #741)

9.45.050 Notice. This chapter shall take effect when and if the owner or operator of the aforesaid privately owned and maintained off-street parking facilities shall cause to be posted in a conspicuous place at each entrance to such off-street parking facility a notice not less than 17 inches by 22 inches in size with lettering not less than one inch in height to the effect that such off-street parking facility is subject to traffic regulations and control. (#541)

CHAPTER 9.50

ENCROACHMENTS ON COUNTY ROADS

Sections

- 9.50.010 Definitions
- 9.50.020 Work Requiring Permit
- 9.50.030 Application
- 9.50.040 Special Single Permits-Annual Permits
- 9.50.050 Issuance Fees
- 9.50.060 Bond Required
- 9.50.070 Additional Security
- 9.50.080 Inspection and Testing Charges
- 9.50.090 Collection of Unpaid Fees, Costs and Charges
- 9.50.100 Bond Exceptions
- 9.50.110 Utility Permits—Renewal, Revocation
- 9.50.120 Restoring Highway
- 9.50.130 Responsibility for Repair
- 9.50.140 Noise, Dust and Debris
- 9.50.150 Protection of Adjoining Property
- 9.50.160 Routing Traffic
- 9.50.170 Protection of Traffic
- 9.50.180 Protective Measures
- 9.50.190 Commencement and Prosecution of Work
- 9.50.200 Changes or Permits
- 9.50.210 Relocation of Facilities
- 9.50.220 Preservation of Monuments
- 9.50.230 Clean-up
- 9.50.240 Notice of Completion
- 9.50.250 Work May be Done by County
- 9.50.260 Déviations
- 9.50.270 Permits Non-Transferable
- 9.50.280 Refusal to Issue Permit—Revocation
- 9.50.290 Display of Permit
- 9.50.300 Interference With Inspection Prohibited
- 9.50.310 “Save Harmless” Agreement
- 9.50.320 Disclaimer of Liability
- 9.50.330 Violations a Misdemeanor

9.50.010 Definitions. For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

- (a) Applicant. Any person making written application to the Commissioner for an excavation or encroachment permit hereunder.
- (b) Board. The Board of Supervisors of the County of Yuba.
- (c) Commissioner. The Community Development and Services’ Agency’s Director of the Public Works Department as ex officio Road Commissioner of the County of Yuba, and such term shall include, where appropriate, his or her assistants and deputies.
- (d) Department. The Public Works Department within the Community Development and Services

Agency of the County of Yuba.

(e) Highway. The term “highway” includes all or

(f) Public Agency. Includes any city, public corporation, political subdivision, or district.

(g) Encroachment. The term “encroachment” includes any tower, pole, pole line, pipe, pipeline, driveway, private road, fence, billboard, stand or building, or any structure or object of any kind or character not particularly mentioned in this section, which is placed in, under or over any portion of the highway.

(h) Excavation. Any opening in the surface of the road right of way made in any manner whatsoever, except an opening into a lawful structure below the surface of a road, the top of which is flush with the adjoining surface and so constructed as to permit frequent openings without injury or damage to the road.

(i) Permittee. Any person who has received excavation or encroachment permits pursuant to this chapter.

(j) Roads. Any highway, street, alley or way in the County which is owned, or controlled, or maintained by the County for the purposes of travel. (#392)

9.50.020 Work Requiring Permit. No person shall do or cause to be done any of the following enumerated things without first obtaining a permit therefore and complying with all conditions thereof and all provisions of this chapter:

(a) Excavate or fill in an excavation within a road right of way.

(b) Install, construct, maintain, cut into, repair or remove any sidewalks, driveways, curbs, gutters, road approaches, or road surfacing; or install, repair or remove any facilities or substructures in, on, over, or under any road right of way.

(c) Place, change or renew an encroachment.

(d) Place, or display in, under or over any county highway any kind of advertising sign or device. Any such sign or device placed or displayed contrary to the provisions of this section is a public nuisance and the Road Commissioner may immediately remove it. The provisions of this section shall not prohibit the posting of any notice in the manner required by law or by the order of any court of this state.

(e) Plant, Remove, cut, cut down, injure or destroy any tree, shrub, plant or flower growing within any county highway. (#392, #1405)

9.50.030 Application. Applications for permits for performance of any of the acts stated in §9.50.020 hereof shall be made in writing upon forms furnished by the Department and approved by the Commissioner. The form shall be filed with the Department and approved by the Commissioner. The form shall be filed with the Department and shall set out the following in detail, where applicable:

(a) Name and residence or business address of the applicant.

(b) Location, dimensions, purpose, extent and nature of the proposed excavation, fill or obstruction, and the facilities or substructures to be installed, repaired, or removed.

(c) Such other information as may be required by the Commissioner. (#392)

9.50.040 Special Single Permits—Annual Permits. The Commissioner may issue a single permit for any number of excavations or any other work done hereunder which are part of the single project or single job, and may also issue annual permits for service connections or for other routine minor work performed by owners or employees and not exceeding \$1,500.00 cost for any separate job. Either permit shall become effective and shall be exercised by written notice given to the Commissioner not less than 24 hours before work is to be commenced thereunder. (#392 as amended by #643)

9.50.050 Issuance Fees. The applicant shall pay a fee of \$3.00 to cover the costs of processing the application, issuing a permit thereunder, and defray the costs of County liability insurance covering liability for personal injury and property damage which might arise out of or in connection with the work permitted hereunder. This section shall not apply to a public agency. Permit fees may be waived by the Commissioner where a permit is required hereunder for work to be done in connection with or as a result of a County project. (#392)

9.50.060 Bond Required. Before granting a permit under the provisions of this chapter, the Commissioner may require the applicant to file with the Board of Supervisors of Yuba County security in the form of cash or a satisfactory bond payable to the County of Yuba in such amount as the Commissioner deems sufficient conditioned on the proper compliance by the permittee with the provisions of the permit issued and this chapter. (#392)

9.50.070 Additional Security. If in the course of the work being done under the permit or permits, additional inspections or additional replacement charges over and above the amount of the bond becomes necessary, or in the case of a continuing security the amount becomes insufficient to cover fees and charges for work in progress, the Commissioner may require that additional security be furnished by the permittee. Failure to promptly furnish the same upon request shall be grounds to revoke or suspend the permit or permits and order all work being done thereunder to be stopped. (#392)

9.50.080 Inspection and Testing Charges. All inspection fees and all testing fees shall be charged in accordance with the current rate schedule set by the Board of Supervisors. (#392)

9.50.090 Collection of Unpaid Fees, Costs and Charges. In the event any applicant shall fail to pay any fees, costs, or charges due under this chapter when charged for the same, the Commissioner may, in his or her discretion, proceed against the surety for applicant or any bond or bonds or any other security provided for in this chapter posted by the applicant to collect such fees, costs, or charges. The commissioner may, in addition, refuse to issue any new permits to an applicant with unpaid fees, costs, or charges due on any job. (#392)

9.50.100 Bond Exceptions. Except as otherwise provided in this section, such a bond shall not be required of any city, public corporation, or political subdivision or public utility which is authorized by law to establish or maintain any works or facilities in, under or over any public highway, nor shall the application of any such governmental unit for a permit be denied. Every such applicant is entitled as a matter of right to a permit, but is otherwise subject to the provisions of this chapter and to all reasonable conditions and provisions made by the Commissioner in any such permit. (#392)

9.50.110 Utility Permits—Renewal, Revocation. Any city, public corporation, political subdivision or public utility is entitled to a blanket permit renewable annually for the installation of its service connections and for ordinary maintenance of its facilities located or installed in county highways: but the Commissioner may revoke any such blanket permit if the permittee fails to comply with the provision of this chapter. When any such permit is revoked in a proper case such public corporation, political subdivision, or public utility is entitled to a permit only upon furnishing a bond in such amount as the Commissioner deems sufficient. (#392)

9.50.120 Restoring Highway. Any permit issued under the provisions of this chapter shall provide that the permittee will pay the entire expense of replacing the highway in as good condition as before, and may provide such other conditions as to location and the manner in which the work is to be done as the Commissioner finds necessary for the protection of the highway; provided, that, whenever the work to be performed includes cutting the surface within the road right of way, The Road Commissioner may require as a condition of the permit that all or part of the resurfacing work shall be performed by the County of Yuba and that all costs for such resurfacing work shall be paid by Permittee. (#392)

9.50.130 Responsibility for Repair. The permittee or his or her assigns in interest shall be responsible for maintenance or repair of any works for which a permit was issued. Should at any time any work constructed under the permit become defective through lack of proper maintenance, such defect shall be considered as sufficient reason for revocation of the permit. (#392)

9.50.140 Noise, Dust and Debris. Each permittee shall conduct and carry out work permitted hereunder in such manner as to avoid unnecessary inconvenience and annoyance to the general public and occupants of neighboring property. The permittee shall take appropriate measures to reduce to the fullest extent practicable in the performance of the work, noise, dust and unsightly debris. During the hours of 10:00 p.m. to 7:00 a.m., the permittee shall not use, except with the express written permission of the Commissioner or in case of an emergency as herein otherwise provided, any tool, appliance, or equipment producing noise of sufficient volume to disturb the sleep or repose of occupants of the neighboring property. (#392)

9.50.150 Protection of Adjoining Property. The permittee shall at all times and at his or her own expense preserve and protect from injury any adjoining property by providing proper foundations and taking other measures suitable for the purpose. Where in the protection of such property it is necessary to enter upon private property for the purpose of taking appropriate protective measures, the permittee shall first attempt to obtain a license from the owner of such private property for such purposes.

The permittee shall, at his or her own expense, shore up and protect all buildings, walls, fences or other property likely to be damaged during the progress of the excavation work and shall be responsible for all damage to any roads or other public or private property, real and personal, resulting from the permittee's failure properly to protect and carry out such work subject to the foregoing provisions relating to entry upon private property. Whenever it is necessary to trench through any lawn area, the permittee shall carefully cut the sod and upon completion of the work shall replace it or reseed the area if cutting and replacing sod is impractical. All construction and maintenance work shall be done in a manner calculated to leave the lawn area clean of earth and debris and in a condition as close as possible to that which existed before such work began. The permittee shall not remove, even temporarily, any trees, or shrubs which exist in parking strip areas without first obtaining the consent of the Commissioner or other county officials having control of such property. (#392)

9.50.160 Routing Traffic. The permittee shall take appropriate measures to assure that during the performance of the work, traffic conditions shall be maintained at all times as near normal as practicable so as to minimize inconvenience to the occupants of the abutting property and to the general public; provided, that the Commissioner may permit the closing of streets and alleys to all traffic for a period of time prescribed by the Commissioner if, in the Commissioner's opinion, it is necessary. The Commissioner may require that the permittee give notification to specified interested persons before commencement of the work. (#392, #1405)

9.50.170 Protection of Traffic. The permittee shall maintain safe crossings for two lanes of vehicle traffic at all road intersections where possible and safe crossings for pedestrians at intervals of not more than three hundred (300) feet. If any excavation is made across any road right of way, at least one safe crossing shall be maintained when possible for vehicles and pedestrians. If the road is not wide enough to

hold the excavated material without using part of the adjacent sidewalk, a passageway at least one-half of the sidewalk width shall be maintained along such sidewalk. (#392)

9.50.180 Protective Measures. It shall be the duty of every permittee cutting or making an excavation in or upon any road right of way to place and maintain such barriers and warning devices necessary for safety as specified by the State Division of Highway's publication "Manual of Warning Signs, Lights, and Devices for Use in Performance of Work Upon Highways", and any revisions, supplements or replacements thereof. Barriers shall meet the requirements of the Commissioner. (#392)

9.50.190 Commencement and Prosecution of Work. Except in the case of annual permits, every permittee shall commence the proposed work within thirty days after the granting of the permit or within such other time from thirty days minimum to sixty days maximum as the Commissioner shall specify, (or in the case of special single permits set out in §9.50.040, within thirty days from the date when such permit becomes effective as to the particular job concerned) and thereafter shall prosecute the work to completion in a diligent and workmanlike manner and restore roads to their original condition or as near as may be possible. The Commissioner may, for good cause, excuse delay in commencement or completion of such work. In the event of unexcused delay or failure to commence, carry out or complete such work in the manner provided herein, the Commissioner may, in addition to any other remedies he or she may have, terminate or suspend such permit by notice in writing effective immediately upon personal delivery to permittee or permittee's agent, or twenty-four (24) hours after being deposited in the United States mail addressed to permittee at the address shown on the application for permit, except that the Commissioner may elect to have the work completed and the cost thereof charged to the permittee. Thereafter, no work shall be done under the permit unless and until it is reinstated by the Commissioner. (#392)

9.50.200 Changes on Permits. Any permit issued hereunder shall be subject to such conditions, changes or limitations as are from time to time deemed necessary by the Commissioner for the protection of the highways or to prevent undue interference with the traffic or to protect both persons and property within, upon or adjacent to the highways from damage or danger. In the case of changes or limitations or conditions to be made or imposed by the Commissioner after a permit is issued hereunder, the Commissioner shall notify the permittee thereof, in writing, either by mail to the address set forth on the application or by personal service upon the permittee. Such change in new limitation or condition shall be effective twenty-four (24) hours after deposit in the United States mail or immediately upon personal service. (#392)

9.50.210 Relocation of Facilities. Any permit issued under the provisions of this chapter shall contain a provision that in the event of the future improvement of the highway, necessitating the relocation or removal of such encroachment, the permittee will relocate or remove same at permittee's own expense. In said event, the Commissioner shall serve on the permittee the Commissioner's written demand specifying the place or location or that the encroachment must be removed from the highway and specifying a reasonable time within which the work of relocation must be commenced. Permittee shall commence such relocation or removal within the time specified in said demand and thereafter diligently prosecute the same to completion. All permits are revocable on five (5) days notice and the encroachment must be removed or relocated as may be specified by the Commissioner in a notice revoking the permit and within the time specified by the Commissioner, which time shall not be less than such five days unless the permit so provides. (#392)

9.50.220 Preservation of Monuments. Any monument set for the purpose of locating or preserving the lines of any road or property subdivision, or a precise survey reference point, or a permanent survey bench mark within the county shall not be removed or disturbed or caused to be removed or disturbed without first obtaining permission in writing from the Commissioner to do so. Before monuments, reference points and bench marks are disturbed, or removed, they shall be tied out by a licensed surveyor

or registered civil engineer or under the directions of same. After completion of the work, the monuments, reference points and bench marks shall be accurately reset at the expense of permittee. (#392)

9.50.230 Clean-up. As the excavation work progresses, all roads shall be thoroughly cleaned of all rubbish, excess earth, rock and other debris resulting from such work. All clean-up operations at the location of such excavation shall be accomplished at the expense of the permittee and shall be completed to the satisfaction of the Commissioner. From time to time, as may be ordered by the Commissioner and in any event immediately after completion of work, the permittee shall, at permittee's own expense, clean up and remove all refuse and unused materials of any kind resulting from such work, and upon failure to do so within twenty-four (24) hours after having been notified to do so by the Commissioner and the cost thereof charged to the permittee, and the permittee shall also be liable for the cost thereof. (#392)

9.50.240 Notice of Completion. Upon completion of any work or act for which a permit has been granted, the permittee shall notify the Commissioner in writing on a form prescribed by the Commissioner. (#392)

9.50.250 Work May be Done by County. Except when otherwise required by the permit, permittee may arrange by agreement in writing with the Commissioner for necessary restoration of surface or removal or relocation of facilities by the County. Such agreement shall provide that permittee shall deposit an amount estimated by the Commissioner as sufficient to cover the cost of such work. Reimbursement to the County shall be for all costs. Determination of the balance of costs due, if any, shall be made by the Commissioner upon completion of the work. (#392)

9.50.260 Deviations. The permittee shall notify the Commissioner in writing of any proposed deviations or changes in the work to be done under any permit and shall not proceed therewith until permittee has obtained both the written consent of the Commissioner to any such deviation of change, and the written, signed and acknowledged consent to such deviation or change of any surety company whose bond or bonds are posted in connection with such work. (#392)

9.50.270 Permits Non-transferable. Permits issued pursuant to this chapter are non-transferable. (#392)

9.50.280 Refusal to Issue Permit—Revocation. The Commissioner may refuse to issue permits and may revoke any outstanding permits issued or any portion thereof, where the work has not been started. The Commissioner shall not issue any permit under this chapter while the applicant is in default of any terms or conditions of any prior permit issued by the Commissioner. If there is a question of fact as to the applicant's compliance with any permit issued prior to the permit in question, the applicant may apply to the Board for a review of the Commissioner's denial of the permit. If the Board shall find as a matter of fact that the applicant is not in default under any prior permit, it may order the issuance of a permit to the applicant. (#392)

9.50.300 Interference With Inspection Prohibited. No person shall prevent or obstruct any officer or employee of the Department in making any inspection pursuant to this Chapter, nor in taking any sample or making any test. (#392)

9.50.310 "Save Harmless" Agreement. Each applicant shall sign a statement on each application agreeing to save and hold harmless the County and each and every officer and employee thereof from any liability or responsibility for any accident, loss or damage to persons or property arising out of or connected in any way with any work done by the applicant under any permit granted hereunder. (#392)

9.50.320 Disclaimer of Liability. This chapter shall not be construed as imposing upon the County or

any official or employee any liability or responsibility for damages to any person injured by the performance of any work for which the permit is issued hereunder, nor shall the County or any official or employee thereof be deemed to have assumed any such liability or responsibility by reason of inspections authorized hereunder, the issuance of any permit or the approval of any work permitted hereunder. (#392)

9.50.330 Violations a Misdemeanor. Any person who:

- (a) Violates any provision of this chapter or any condition of any permit issued hereunder; or
- (b) Fails, neglects, or refuses to comply with any requirements of the Commissioner, this chapter, or of any permit issued hereunder; or
- (c) Performs any of the acts for which a permit is required by this chapter without first obtaining such permit; shall be guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than Three Hundred Dollars (\$300.00) or by imprisonment in the County Jail for a period of three (3) months or by both such fine and imprisonment. (#392)

CHAPTER 9.55

EXEMPTIONS FROM THE POSTING OF GASOLINE

PRICE SIGNS

Sections

9.55.010 Exemptions From the Posting of Gasoline Price Signs

9.55.010 Exemptions From the Posting of Gasoline Price Signs. Pursuant to the authority of Business and Professions Code §13531 (b) the following specific geographic areas which have been designated on the Yuba County General Plan as scenic corridors are hereby exempted from the provisions of Business and Professions Code §13531 which requires that the price of gasoline or motor fuel advertised for sale from a place of business be posted so that it is clearly visible from the adjacent street or highway.

- a. Marysville Road from the Bullards Bar Dam northeast to the community of Camptonville.
- b. Feather River Boulevard from North Beale Road to Highway 70.
- c. LaPorte Road north-east from the community of Challenge for its entire length in Yuba County.
- d. Marysville Road from Willow Glen Road to the Bullards Bar Reservoir.
- e. Willow Glen Road from Marysville Road to LaPorte Road. (#806 as amended by #816)

CHAPTER 9.60

INTERSTATE TRUCK ROUTES

Sections

9.60.010 Definitions

9.60.020 Purpose

9.60.030 Application

9.60.040 Fees and Costs

9.60.050 Retrofitting

9.60.060 Revocation of Route

9.60.070 Appeal Process

9.60.010 Definitions. The following words and phrases shall have the meanings set forth, and if any word or phrase used in this Chapter is not defined in this section, it shall have the meanings set forth in the California Vehicle Code; provided that if any such word or phrase is not defined in the Vehicle Code, it shall have the meaning attributed to it in ordinary usage.

(a) “Terminal” means any facility other than land in agricultural production at which freight is consolidated to be shipped or where full load consignments may be loaded and offloaded or at which the vehicles are regularly maintained, stored or manufactured and in accordance with Vehicle Code §35401.5.

(b) “Interstate Truck” means a truck tractor and trailer or double conforming to length standards and

established by federal government and as regulated by Vehicle Code §35401.5.

(c) “Public Works Director” means the Director of the Public Works Department within the Community Development and Services Agency of the County of Yuba or his or her authorized representative.

(d) “CalTrans” means the State of California Department of Transportation or its successor-agency. (#946, #1405)

9.60.020 Purpose. The purpose of this Chapter is to establish procedures for terminal designation and truck route designation to terminals for interstate trucks operating on a federally designated highway system and to promote the general health, safety and welfare of the public. (#946)

9.60.030 Application.

(a) Any interested person requiring interstate terminal access from the federally designated highway system shall submit an application, on a form provided by the County, together with such information as may be required by the Public Works Director and appropriate fees to the County of Yuba.

(b) Upon receipt of the application, the Public Works Director will cause an investigation to be made to ascertain whether or not the proposed terminal facility meets the requirements for an interstate truck terminal. Upon his approval of that designation and in cooperation with CalTrans to the extent required by the California Vehicle Code, the Public Works Director will then determine the capability of the route requested and alternate routes, whether requested or not. Determination of route capability will include, without limitations, a review of adequate turning radius and lane widths of ramps, intersections and highways and general traffic conditions such as sight distance, speed and travel volumes. No access off a federally designated highway system will be approved without the approval of CalTrans.

(c) Should the requested route pass through the County of Yuba to a terminal located in another jurisdiction, the applicant shall comply with that jurisdiction’s application process. Coordination of the approval of the route through the County will be the responsibility of the entity which controls the terminal land use. (#946)

9.60.040 Fees and Costs.

(a) The applicant shall deposit \$100 (One Hundred Dollars) towards the expense incurred by the County in the review of the terminal designation and review of the route and alternate route. County time and material, if any will be applied against the deposit and any excess shall be returned to the applicant upon completion of the work on the application. In the event that the deposit is inadequate to cover County expenses, the balance will be billed to the applicant. Said billings shall be paid before further proceedings are taken on the application.

(b) Upon the approval of the terminal designation and route by the County and by CalTrans, the applicant shall deposit with the County sufficient funds as estimated by the Public Works Director to pay for the purchase and installation of terminal trailblazer signs. Trailblazer signs will be required at every decision point in the County on route to the terminal as determined by the Public Works Director. Upon completion of the installation of the signs, the actual cost shall be computed and any difference between actual and the estimated cost shall be billed or refunded to the applicant, whichever the case may be. No terminal or route may be used until such signs as may be required are in place. (#946)

9.60.050 Retrofitting.

(a) If all feasible routes to a requested terminal are found unsatisfactory by the Public Works Director, the applicant may request retrofitting the deficiencies. All costs of engineering, construction and inspection will be the responsibility of the applicant, except when the retrofitting of deficiencies is within the jurisdiction of CalTrans, the actual construction will be done by the County or by a contractor acceptable to it.

(b) When the work is to be done by the County, the applicant shall deposit with the County the estimated cost of retrofitting. Adjustments between the estimated and actual costs shall be made after completion of the work and any difference between the actual and the estimated cost shall be billed or refunded to the applicant as the case may be. When the work is done by the applicant under encroachment permit, the applicant may file with the Public Works Director, a statement detailing the actual cost of the retrofitting. (#946)

9.60.060 Revocation of Route. The Public Works Director may revoke any approved terminal or route if the terminal or route becomes a traffic safety hazard for vehicular traffic. A safety hazard includes inability of interstate trucks to negotiate the route or said vehicle causing unsafe driving conditions for other vehicular traffic or pedestrians. (#946)

9.60.070 Appeal Process.

(a) If the Public Works Director grants or denies terminal designation, route feasibility or revokes or fails to revoke a previously approved terminal or route, the applicant/terminal owner or other interested party within 15 days following the mailing of the decision of the Public Works Director may appeal said decision to the Board of Supervisors in writing. The appeal shall state specifically wherein there was an abuse of discretion by the Public Works Director. Within 5 days of the filing of an appeal, the Public Works Director shall transmit to the Clerk of the Board of Supervisors the terminal application, the sketches of the revoked route and all other data filed therewith, the report of the Public Works Director and his decision on the application or revocation.

(b) The Clerk of the Board of Supervisors shall make copies of the data provided by the Public Works Director available to the applicant and to the appellant (if the applicant is not the appellant) for inspection and may give notice to any other interested party who requested notice of the time when the appeal will be considered by the Board of Supervisors.

(c) If CalTrans and not the Public Works Director denies or revokes terminal access from federally designated highways, no appeals may be made to the Board of Supervisors but must be made to CalTrans as may be permitted by CalTrans. (#946)

CHAPTER 9.70

UNIFORM SYSTEM FOR THE NAMING OF STREETS AND NUMBERING OF PROPERTIES

Section

- 9.70.010 Purpose
- 9.70.020 Address Coordinator
- 9.70.030 DELETED
- 9.70.040 Duplication
- 9.70.050 Issuance of Numbers
- 9.70.060 Records
- 9.70.070 Street Names Required
- 9.70.080 Street Names in Mobilehome Parks, Condominiums, Shopping Centers, Apartments
- 9.70.090 Same Name for Entire Length
- 9.70.100 Right to Name or Rename
- 9.70.110 Historical Names
- 9.70.120 Review by Address Coordinator
- 9.70.130 Petition for Selection of Name
- 9.70.140 New County Road
- 9.70.150 Private Road
- 9.70.160 Name Change
- 9.70.165 Approval by Address Coordinator
- 9.70.167 Appeal
- 9.70.170 Hearing
- 9.70.180 Signs
- 9.70.190 Addressing Procedure
- 9.70.200 Prerequisite to Issuance of Number
- 9.70.210 Numbers in Mobilehome Parks, Condominiums, Shopping Centers or Apartments
- 9.70.220 Display of Numbers
- 9.70.230 Violations a Misdemeanor

9.70.010 Purpose. To provide for orderly development and eliminate duplication and uncertainty, a definite system of finding dwellings and business locations rapidly and with certainty is needed in the interest of the public health, welfare and safety for the unincorporated areas of the County of Yuba. It is necessary to enable emergency vehicles to respond quickly to calls, expedite postal and other delivery services, eliminate confusion and error and locate business places and residences for customers and friends without difficulties and loss of time. (#735)

9.70.020 Address Coordinator. The system shall be continued, enforced, operated and maintained within the unincorporated areas of the County of Yuba by the Community Development and Services Agency's Public Works Director or such Director's authorized designee, referred to in this chapter as Address Coordinator, and street names, street numbers and property numbers assigned within such areas shall be in accordance with the system. (#735 as amended by #995, #1095, #1405)

9.70.030 DELETED.

9.70.040 Duplication. The Address Coordinator shall make sure that all new road names avoid duplication

and do not sound like existing road names in Yuba County. (#735)

9.70.050 Issuance of Numbers. The Address Coordinator shall assign address numbers to all parcels of land contained within all Subdivision Tract Maps and Parcel Maps in the unincorporated area of the County immediately following map recordation. The Community Development and Services Agency's Building Official or such Official's designee shall assign address numbers to all parcels of land in the unincorporated area of the County which have not received address numbers by the Address Coordinator prior to the issuance of building permits. (#735 as amended by #1095, #1405)

9.70.060 Records. The Address Coordinator shall be responsible for maintaining the numbering and road naming system and shall keep a record of all numbers and names assigned under this chapter. Said records shall be open for inspection by the public during regular business hours. (#735)

9.70.070 Street Names Required. Street names shall be required of every access that serves at least three (3) dwellings and/or business establishments or combination thereof, except in mobilehome parks, condominiums, shopping centers and apartment-type developments, In these cases, street names will not be permitted. (#735)

9.70.080 Street Names in Mobilehome Parks, Condominiums, Shopping Centers, Apartments. Mobilehome parks, condominiums, shopping Centers and apartment-type developments that have existing road or street names will within sixty (60) days of the notice given by the Address Coordinator showing the address and space or apartment numbers take down existing road or street names signs and erect the signs in accordance, with the provisions of 9.70.210 (e), of this chapter. (#735)

9.70.090 Same Name for Entire Length. All streets or roads shall be known by the same name for the entire length except that the Address Coordinator may under unique circumstances change the name of a portion of a road. (#735)

9.70.100 Right to Name or Rename. The County shall have the right to name or rename all private roads, access or easements and county roads in the unincorporated areas of Yuba County. (#735)

9.70.110 Historical Names. In the interest of preservation of Yuba County's rich and colorful heritage, priority shall be given wherever practicable to road names of appropriate historical significance, in the final selection process. (#735)

9.70.120 Review by Address Coordinator. All road names will be reviewed and approved or rejected by the Address Coordinator. (#735 as amended by #760)

9.70.130 Petition for Selection of Name. When naming or renaming any road, access or easement, the Address Coordinator or the assistant will contact one person living on said road, access or easement to circulate a petition for selecting a name or new name. If within thirty (30) days a new name has not been submitted to the Address Coordinator, the County of Yuba will have the right to select a name or new name for said road, access or easement. (#735)

9.70.140 New County Road. Any new county road may be officially named upon petition to the Address Coordinator in the form of a map showing location and alignment of the road to be named and five (5) proposed names. These names will be studied to assure that they do not duplicate or sound like any existing road names in the County. If one of these road names does not conflict with any existing road names, this name will be approved by the Address Coordinator. Upon approval by the Address Coordinator, such road shall be officially known by the name so designated. (#735 as amended by #760)

9.70.150 Private Road. A private road may be officially named upon petition to the Address Coordinator in the form of a map showing location, alignment, five (5) proposed road names, and the signatures of 60% of the property owners whose property is serviced by the private road proposed to be affected.

These names will be studied to assure they do not duplicate or sound like any existing road names in the County. If one of these road names does not conflict with any existing road names, this name will be approved by the Address Coordinator. Upon approval by the Address Coordinator such road shall be officially known by the name so designated. (#735 as amended by #760)

9.70.160 Name Change. Any road name in the county may officially be changed upon petition to the Address Coordinator stating the Existing Road name, five (5) proposed names and signatures of 60% of the property owners whose property is serviced by such road. These names will be studied to assure they do not duplicate or sound like any existing road names in the County. If one of these road names does not conflict with any existing road names, this name will be approved by the Address Coordinator. Upon approval by the Address Coordinator, such roads shall be officially known by the name so designated. (#735 as amended by #995)

9.70.165 Approval by Address Coordinator. At least ten (10) days before approval of such names by the Address Coordinator as specified in §§9.70.120, 9.70.140, and 9.70.150, notice of such proposed name shall be posted in at least three (3) public places on the road or roads proposed to be affected. However if the land on both sides of the road is wholly owned by the petitioner or petitioners or if such roads are not yet in existence, then such posting shall not be required. (#760)

9.70.167 Appeal. Within ten (10) days after the approval of a road name by the Address Coordinator any person may appeal such approval to the Board of Supervisors. A hearing on such appeal shall be held in accordance with §9.70.170. (#735)

9.70.170 Hearing. Any appeal to the Board pursuant to 9.70.167 shall be set for public hearing and notice of such hearing shall be given by posting notice in at least three public places along the road or roads proposed to be affected; such posting shall be complete at least ten (10) days before the day set for the hearing. At the time set for hearing or at any time to which the hearing may be continued, the Board shall hear and consider the proposals for the name of such road(s) and upon adoption of the name thereof, shall make a resolution officially designating the name for said road(s). Thereafter, such road(s) shall be known by the name so designated. (#735, as amended by #760 and #1095)

9.70.180 Signs.

(a) Street name signs for existing county roads shall be erected and maintained by the Community Development and Services Agency's Department of Public Works.

(b) For street name signs for new county roads established by subdivisions and site improvements, the person doing the subdivision or improvements shall supply and erect all road signs in accordance with the standards contained in the State of California Traffic Manual. The Yuba County Community Development and Services Agency's Department of Public Works shall maintain the signs.

(c) Street name signs for non-county maintained roads at their intersection with county maintained roads shall be installed by the Community Development and Services Agency's Department of Public Works in accordance with a resolution approved by the Board of Supervisors adopting the sign standards contained in the State of California Traffic Manual and fee schedules.

(d) Where roads exist in a County Service Area, the preparation, installation and maintenance of the street

name sign with all its appurtenances shall be considered a road maintenance cost and paid by the County Service Area.

(e) Other non-county roads or driveways shall be signed by the residents thereof in accordance with the standards contained in the State of California Traffic Manual.

(f) All new street name signs shall be installed so that the street name is visible for at least 100 feet for both directions of travel. The minimum height of the letters and/or numbers to be used on all new street signs shall be three (3) inches and the minimum letter stroke shall be 3/8 inch, reflectorized and of a color which contrasts from the background.

(g) All new cul-de-sacs or dead-end streets which exceed 1,320 feet in length shall be posted with a sign identifying that the street is a dead-end road. Said sign shall be erected in accordance with Yuba County standards. (#735 as amended by #1095, #1122, #1405)

9.70.190 Addressing Procedure. All addresses will be assigned or reassigned in accordance with this chapter or any subsequent resolutions outlining specific procedures for implementing this chapter. (#735)

9.70.200 Prerequisite to Issuance of Number. Prior to the issuance of any address number, the principal access to the property shall bear a name in accordance with the provisions of this chapter. (#735)

9.70.210 Numbers in Mobilehome Parks, Condominiums, Shopping Centers or Apartments. In mobilehome parks, condominiums, shopping centers or apartment-type developments:

(a) The main entrance will be numbered off the road it enters.

(b) Street names will be permitted.

(c) Each space or apartment will be assigned a space number or apartment number by the Address Coordinator.

(d) The owner or developer of this type of development will supply the Address Coordinator with a small map showing all spaces or apartments and interior streets to allow numbers to be assigned. (Recommend scale of this small map is 1 inch = 200 feet). A copy will then be sent to each emergency agency and post office for their use.

(e) At all intersections in this type of development there shall be a sign showing the space or apartment number range ahead on the side roads. (#735)

9.70.220 Display of Numbers. The Address Coordinator shall give notice to the occupants or owners of buildings which are assigned or reassigned numbers under this Chapter, which notice shall contain the new number or number reassigned to a particular building, and the date on which the new number shall be effective. Within sixty (60) days of such effective date of notice of number assigned or reassigned, the occupant(s) or owner(s) of the buildings shall cause the number to be displayed upon the building or land visible from both directions of travel.

On new structures, permanent address numbers shall be installed prior to the final inspection by the Community Development and Services Agency's Building Official. The address numbers shall be installed on a single post at each driveway entrance. The minimum height of the number and/or letters to be used on new structures shall be three (3) inches and the minimum letter stroke shall be 3/8 inch, reflectorized and be of a color which contrasts from the background. (#735 as amended by #1095, #1405)

9.70.225 Fees. A fee of Fifty Dollars (\$50.00) shall be payable to the Address Coordinator with any petition for a road name change pursuant to 9.70.160. (#995)

9.70.230 Violations a Misdemeanor. Any person who:

(a) Violates any provision of this chapter, or

(b) Fails, neglects, or refuses to comply with any requirement of this chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not more than Three Hundred Dollars (\$300.00) or by imprisonment in the County Jail for a period of three (3) months or by both such fine and imprisonment. (#735)

CHAPTER 9.75 GRANT TO SIERRA COUNTY TO CONSTRUCT AND MAINTAIN ALLEGHANY ROAD

Sections

9.75.010 Use of Highway by Sierra County

9.75.020 Description of Highway

9.75.030 Retransfer

9.75.040 Acceptance by Sierra County

9.75.010 Use of Highway by Sierra County. Pursuant to the authority vested in the Board of Supervisors of the County of Yuba under §972, Streets and Highways Code, and the authority vested in the Board of Supervisors of Sierra County under §§973 and 974, Streets and Highways Code, the County of Yuba hereby grants permission to Sierra County, the use of the County highway located in the County of Yuba more particularly described in §9.75.020 for the purpose of constructing and maintaining thereon a highway serving the needs of residents of both counties. (#858)

9.75.020 Description of Highway. The County highway for which permission is granted is commonly known as a portion of the Alleghany Road and is more particularly described as follows: Beginning at a point on the Sierra-Yuba County boundary, said point being the true point of beginning of that portion of Ridge Road covered by the provisions of this ordinance, said point being in the Northeast quarter of Section 24, Township 18 North, Range 8 East, M.D.B. & M.; thence, westerly through the north half of said Section 24; thence in a southwesterly direction to the west line of the Southwest quarter of Section 23; thence, westerly through the Southeast quarter of Section 22 to the intersection of Ridge Road and Celestial Valley Road, for a total length of 3.70 miles. (#858)

9.75.030 Retransfer. Yuba County and Sierra County, by mutual consent expressed through ordinances of the respective boards, may retransfer the use, control, and maintenance of said highways in accordance with the provisions of §975 of the Streets and Highways Code of the State of California. (#858)

9.75.040 Acceptance by Sierra County. The provision of this ordinance shall be accepted by the Board of Supervisors of the County of Sierra by an ordinance duly and regularly adopted and a certified copy thereof filed with the Board of Yuba County. (#858)

CHAPTER 9.80 MISCELLANEOUS FEES

Sections

9.80.010 Authority

9.80.020 Transportation Permit Fees

9.80.010 Authority. This chapter is enacted pursuant to §35780 of the Vehicle Code and §§54985 and 54986 of the Government Code. (#1000)

9.80.020 Transportation Permit Fees. The Community Development and Services Agency's Public Works Director or his designee is hereby authorized and directed to charge the following transportation permit fees to allow overweight or oversized vehicles upon County roads:

- a) Single Trip Permit - \$10.00;
- b) Annual Blanket Permit - \$30.00;
- c) House Moving Permit - \$30.00. (#1000)

CHAPTER 9.90

TRIP REDUCTION ORDINANCE

Section

- 9.90.010 Findings**
 - 9.90.020 Purposes**
 - 9.90.030 Objective**
 - 9.90.040 Intent and Applicability**
 - 9.90.050 Definitions**
 - 9.90.060 Requirements for new Employers**
 - 9.90.070 Transportation Control Measure (TCM) Menu**
 - 9.90.080 Plan Review**
 - 9.90.090 Annual Reporting Requirements**
 - 9.90.100 Implementation Schedule**
 - 9.90.110 Monitoring of Employer Performance**
 - 9.90.120 Penalties**
 - 9.90.130 Appeal**
-

9.90.010 Findings. The Board of Supervisors of the County of Yuba hereby makes the following findings:

- (a) Increasing employment opportunities and residential construction in Yuba and Sutter Counties are projected to create an increase in traffic volumes.
- (b) California Government Code 65089.3(a) requires all jurisdictions within Sutter and Yuba Counties to adopt and implement a Trip Reduction Ordinance.
- (c) Ridesharing among employees for home to work trips is a simple, inexpensive, and effective means of reducing single occupant motor vehicle trips. A reduction in such trips can be expected to result in an improvement to the region's air quality, and a reduction in traffic congestion and energy consumption impacts relating to the anticipated growth in new jobs and residential construction.
- (d) Cooperation with and coordination of Trip Reduction programs with other cities, counties, and communities in the region and through regional agencies would enhance the effectiveness of such programs. (#1158)

9.90.020 Purpose. The primary purposes of this Trip Reduction Ordinance include the following:

- (a) Reduce traffic congestion in Sutter and Yuba Counties by reducing both the number of vehicular trips and the vehicular miles traveled that might otherwise be generated by home-to-work commuting.
- (b) Reduce or delay the need for major transportation facility improvements and reduce congestion by making efficient use of existing facilities.
- (c) Increase the average vehicle ridership (AVR) during the weekday work commute period ("peak period"). (#1158)

9.90.030 Objective. The fundamental objective of the trip reduction program as established by this

Ordinance is to increase the average vehicle ridership (AVR) for home-to-work commuting. (#1158)

9.90.040 Intent and Applicability. It is the intent of this ordinance that all new employers strive to increase average vehicle ridership. New employers are required to put forth a good faith effort to encourage employees to use alternative transportation modes through the methods described below.

This trip reduction ordinance applies to all new employers with more than 500 employees. It specifically excludes all existing employers. (#1158)

9.90.050 Definitions.

(a) Alternative Commute Mode: Method of traveling to and from the worksite other than by single occupant vehicle (i.e., transit, carpool, vanpool, bicycle, walking, telecommuting)

(b) Average Vehicle Ridership (AVR): The average number of persons occupying each vehicle. AVR is calculated by multiplying the number of employees by the standard number of trips in a work week (generally 10), then dividing by actual number of vehicular trips per work week. For example, if all employees drive alone to work each day, the AVR = 1.0. 10 employees would be expected to take 10 trips each per week for a total of 100 trips. If only 67 vehicular trips are taken, then the AVR is 1.5, which means that, on average, each vehicle is transporting 1.5 people to their destination. The higher the AVR, the more people are using alternative transportation methods.

(c) Carpool: A motor vehicle occupied by two or more persons traveling to and from work.

(d) Commuter: An employee who travels regularly to and from an employment facility three or more days a week.

(e) Commuter Matching Service: Any system for mapping and matching home and work locations of interested commuters to identify prospects for ridesharing.

(f) Employee: A person employed at a location for at least 20 hours a week.

(g) Employee Transportation Coordinator (ETC): Employee or other individual designated by the employer to coordinate and implement TCM activities as required by the Transportation Plan.

(h) New Employer: Any business, non-profit organization, or public agency with one or more employees, including the owner, that locates in Yuba County after the adoption of this ordinance.

(i) Peak Period Commuter: Any employee who travels regularly to and from a work facility three or more days a week and arrives or departs from the facility during the weekday peak period specified by the jurisdiction. This peak period should be linked to the hours that commuter congestion actually occurs.

(j) Rideshare Program: The commuter matching service and commuter information service operated by Caltrans-Sacramento Rideshare.

(k) Ridesharer: Any employee who commutes to and from his or her work location by any mode other than single occupancy light or medium duty vehicle, motorcycle, or moped.

(l) Shift of Employment: Any group of employees who work at a common work location and who arrive and depart from work in a common time interval not greater than one hour.

- (m) Single Occupant Vehicle (SOV): A motor vehicle occupied by one employee for commute purposes.
- (n) Transportation Control Measures (TCMs): Measures used to maintain or improve the efficient movement of persons and goods while reducing the congestion and air quality impacts associated with motorized vehicles.
- (o) Transportation Control Measure (TCM) Coordinator: Public agency employee or other individual designated to manage and enforce employer compliance with TRO requirements.
- (p) Transportation Management Association (TMA): An association, usually of employers, developers, property managers, and public agencies, organized to facilitate, support, and encourage the use of alternative transportation methods for commuters.
- (q) Transportation Plan: The plan developed by the employer to reduce single occupant vehicle trips, pursuant to Section 6 herein.
- (r) Trip Reduction Credit: The number of points credited to an employer's Transportation Plan for implementing a specific Transportation Control Measure (TCM) program.
- (s) Vanpool: A motor vehicle, other than a motor truck or truck tractor, suited for occupancy by more than 6 but less than 16 persons including the driver, traveling to and from work. (#1158)

9.90.060 Requirements for new Employers.

A. APPLIES TO ALL NEW EMPLOYERS WITH 500 OR MORE EMPLOYEES

Every new employer shall encourage use of alternative commute modes by providing the following:

- 1) EMPLOYEE TRANSPORTATION COORDINATOR (ETC)
 - (a) Every new employer shall facilitate the employees' use of an area-wide ridesharing program by designating an Employee Transportation Coordinator (ETC) for employees. The name, title, address, and telephone number of such Coordinator shall be reported to the TCM Coordinator within 60 calendar days of reaching 500 or more employees at one site for at least 20 hours per week. The ETC should be strongly encouraged to take advantage of educational resources, including training seminars, workshops, training manuals, and discussions with other ETCs. ETCs need not be full-time employees, nor is it necessary that ETC duties take up a majority of the designated employee's time.
 - (b) The Employee Transportation Coordinator responsibilities shall include:
 - (1) Publicizing the availability of public transportation.
 - (2) Communicating employee transportation needs to the County TCM Coordinator or County staff as appropriate.
 - (3) Assisting employees in forming carpools or vanpools.
 - (4) Developing, coordinating, and implementing the employer's Transportation Plan.

- (5) Coordinating, documenting, and preparing the Annual Transportation Mode Survey & Report.
- (6) Performing an annual survey of employees showing the distribution of employees by transportation mode.
- (7) Coordinating participation in a ridesharing program through a Transportation Management Association, either as a member agency or otherwise, including the distribution and collection of commuter matching forms, and submittal to the appropriate rideshare program. The information on these forms will then be entered into the regional database to match commuters by home and work address for carpools and vanpools.
- (8) Coordinating any necessary, authorized on-site visits by the TCM Coordinator.

2) **TRANSPORTATION PLAN**

- (a) A Transportation Plan is required for each new employer having **500** or more employees working at a single site for at least 20 hours per week, and/or for every new employer upon reaching a level of **500** or more employees working at one site for at least 20 hours per week.
- (b) In the case of seasonal work locations, the Transportation Plan shall be in effect only at such times that the employment level reaches **500** or more employees at a single site for at least 20 hours per week.
- (c) **Transportation Plan Elements**

The Transportation Plan shall include:

- (1) **Description.** A description of the activity and operating characteristics of the proposed project (e.g., business hours and peak hours of travel), including a parking area map or diagram.
- (2) **Existing Conditions.** A description of the alternative transportation facilities and programs currently in place, such as bike lockers, preferential carpool parking, rideshare information posting, vanpool subsidies, etc.
- (3) **Estimate.** A description and estimation of the commuting characteristics of the labor force (e.g., travel distance and mode).
- (4) **Transportation Control Measures (TCMs).** Measures designed to reduce the number of single occupant vehicle trips. Each TCM is assigned a point value for trip reduction based on its effectiveness in reducing trips.
- (5) **Implementation Schedule.** A timeline showing the approximate schedule of implementation of each of the selected mitigation measures.
- (6) **Management Support Letter.** In order for the Transportation Plan to be successfully implemented, the top management of the employer must be aware of the program and committed to making it work. A letter expressing that

commitment is required.

- (d) The Plan must include mandatory and optional Transportation Control Measures (TCMs) from the list in Section 7. Each of these Transportation Control Measures (TCMs) are assigned a Trip Reduction Credit; the Plan must include measures that have a cumulative total of 14 trip reduction points.
- (e) The TCM Coordinator shall provide assistance to ETCs in preparing and managing their Transportation Plan. This assistance may include, but is not limited to, guidebooks to an estimate of the potential effectiveness of common ridesharing activities, sample Transportation Plans, educational resources, and networking opportunities.
- (f) **Trip Reduction Credit for Transportation Control Measures (TCMs)**

In order to meet the required levels of trip reduction, every Transportation Plan shall list the TCMs proposed to be implemented. Every plan shall include and implement all of the mandatory TCMs set forth in the Project Requirements in Section 7. The employer may then select from optional TCMs from the Transportation Control Measure Menu shown below that will best serve to reduce commute trips of the employees of the particular project. The Transportation Plan will then receive the vehicle trip reduction credits as defined in this section. (#1158)

9.90.070 Transportation Control Measure (TCM) Menu. Each of the following Transportation Control Measures (TCMs) are assigned a Trip Reduction Credit. Each Transportation Plan must include measures that have a cumulative total of 14 trip reduction points.

(a) **Required Transportation Control Measures (TCMs)**

- (1) Designation of an Employee Transportation Coordinator (ETC).
Trip Reduction Credit - 2 points
- (2) Posting of Ridesharing information, including:
 - a. Posters or flyers encouraging the use of ridesharing and referrals to sources of information concerning ridesharing.
 - b. The names and phone numbers of the Employee Transportation Coordinator (ETC), Transportation Management Association, and the TCM Coordinator.
Trip Reduction Credit - 1 point
- (3) Posting of Alternative Transportation Mode information, including:
 - a. Current schedules, rates (including procedures for obtaining transit passes), and routes of mass transit service to the employment site;
 - b. The location of all bicycle routes within at least a five-mile radius of the facility;
Trip Reduction Credit - 1 point
- (4) Distribution of Commuter Matching Service applications to employees. Caltrans Sacramento Rideshare maintains regional computer databases to match commuters with

common cross streets. They provide rideshare applications to employers for distribution and then directly mail the match lists to the employees. Credit will be given if the ETC distributes the applications annually to all employees, and upon hiring to all new employees.

Trip Reduction Credit - 3 points

- (5) Bicycle Parking Facilities. Unless there are overriding considerations specific to the employment site, sufficient bicycle parking must be supplied for employees. To receive credit, the employer must provide bicycle parking for all bicycle commuters, as determined by a survey of employees, or 2% of employment, whichever is less. The bicycle parking facilities shall be, at minimum, Class II stationary bike racks.

Trip Reduction Credit - 1 point

- (6) Preferential Carpool/Vanpool Parking. Unless there are overriding considerations specific to the employment site, parking spaces for 4% of employees must be painted "Carpool Parking" or "Vanpool Parking" and must be, with the exception of handicapped and customer parking, the spaces with most convenient access to the employee entrances. The ETC shall be responsible for monitoring the spaces.

Trip Reduction Credit - 2 points

(b) **Optional Transportation Control Measures (TCMs)**

Each new employer, in preparing a Transportation Plan, may chose from the following menu of TCMs to achieve the required number of trip reduction credits. It is at the discretion of the individual employer to choose which are best suited to his location, business, and employees.

- (1) ETC Education Program. The ETC must attend educational seminars, workshops, or other approved training programs on an annual basis. Points given are based on number of hours of attendance; 2 points are given for 8 hours of training, with an additional point for every additional 4 hours of training, to a maximum credit of 4 points. However, since initial education of the ETC is critical, additional points are available for ETC education in the first year. In the first year, 4 points are given for 8 hours of training, with an additional 2 points for every additional 4 hours of training, to a maximum credit of 10 points. The ETC training is provided free of charge by Sacramento Rideshare.

Trip Reduction Credit - 2 - 10 points

- (2) In-House Carpool Matching Service. The ETC conducts a survey of all employees in order to identify persons interested in being matched into carpools. Potential carpoolers are then matched by work address and shift. Credit is given if this service is performed on an annual basis and for all new employees interested in ridesharing.

Trip Reduction Credit - 4 points

- (3) Additional Preferential Carpool/Vanpool Parking. Additional employee parking spaces must be painted "Carpool Parking" or "Vanpool Parking" and must be, with the exception of handicapped and customer parking, the spaces with most convenient access to the employee entrances. The ETC shall be responsible for monitoring the spaces. An additional point is provided for each additional 2% of total number of employees for which preferential carpool/vanpool parking is provided, up to a maximum of 3 additional points.

Trip Reduction Credit - 1 - 3 points

- (4) Transportation Management Association (TMA) Membership. The ETC or other designated management employee shall actively participate in a regional TMA. The ETC shall attend all membership meetings or send a designated representative, pay all required dues, and/or be involved in any other programs which the TMA Board administers.
Trip Reduction Credit - 4 points
- (5) Guaranteed Ride Home Program. Employers shall provide or contract to provide a guaranteed ride home for employees who rideshare two days a week or more. The guaranteed ride home shall be provided to the ridesharer in the event that an emergency or illness requires that they or their carpool or vanpool driver must leave work early.
Trip Reduction Credit - 3 points
- (6) Parking Fee. Employees who arrive at work in single-occupant vehicles shall pay a parking fee of \$10 per week, while carpool and vanpool vehicles are not charged. Credit is given only in situations where there is no alternative free public parking available within 1/4 mile of the site.
Trip Reduction Credit - 6 points
- (7) Clean Air Fuel Vehicles. The employer leases or purchases and maintains fleet vehicles that use clean air fuels, such as compressed natural gas, electricity, methanol, and propane. 2 points are given for each dedicated alternative fuel vehicle, and 1 point is given for each flexible fuel (able to use either gasoline or alternative fuel) vehicle, to a maximum of 10 points.
Trip Reduction Credit - 1 - 10 points
- (8) Shuttle Bus/Buspool Program. The employer shall provide sufficient shuttle service to transport workers to and from their residences, a park-and-ride lot, or other staging area to the workplace. The employer may choose to lease a bus and may work with nearby employers or employment complexes to maximize ridership.
Trip Reduction Credit - 4 points
- (9) Vanpool Program. The employer is required to continuously extend an offer to purchase or lease a van or vans, to obtain insurance, and to make available to any group of at least seven employees a van for commute purposes. The employer may recover full or partial operating costs from the vanpool participants.
Trip Reduction Credit - 4 points
- (10) Transit Pass Subsidy. The employer provides a monthly transit pass subsidy of 50% or the maximum taxable benefit limit, whichever is higher. The workplace must be within a reasonable walking distance of a transit stop. The ETC will be responsible for distribution of the passes and collection of fees.
Trip Reduction Credit - 4 points
- (11) Transit Shelter. The employer shall construct a shelter on a designated bus route or shall post a bond for future construction once the transit route is extended to the site. Credit is given when the transit shelter is constructed in conformance with County regulations and when the employment site is on or adjacent to an existing or planned bus route.
Trip Reduction Credit - 2 points
- (12) Secure Bicycle Parking Facilities. Parking must be supplied for at least 3% of employment.

The bicycle parking facilities shall be of the following types:

- a. A Class I bicycle parking facility with a locking door, typically called a bicycle locker, where a single bicyclist has access to a bicycle storage compartment.
 - b. A fenced or covered area with Class II stationary bike racks and a locked gate
Trip Reduction Credit - 2 points
- (13) Showers and Lockers. Two showers, one men's and one women's, shall be provided for employers of less than 200 persons. For employers of more than 200 persons, there shall be four showers with the number increasing by two for every 500 employees. Ten lockers shall be provided for employers of less than 200 persons. For employers of more than 200 persons, there shall be 20 lockers, with the number increasing by 10 for each 500 employees.
Trip Reduction Credit - 2 points
- (14) Flexible Work Location/Telecommuting. A management strategy allowing the employee flexibility in work place outside of the employer's established location. These strategies may include but are not limited to telecommuting from the employee's home, or the creation of neighborhood office satellites. Credit is given when employees in appropriate positions, which may not include the entire work force, are permitted to telecommute at least one day per week.
Trip Reduction Credit - 4 points
- (15) Flexible Work Hours. A work hour management strategy allowing the employee to adjust work hours outside of the employer's established start and stop time and outside peak hours. Variable work hours may include, but are not limited to: 1) staggered work hours involving a shift in the set work hours of all employees at the workplace to those outside of peak hours; and 2) flexible work hours involving individually determined work hours within guidelines established by the employer. Credit is given when employees in appropriate positions, which may not include the entire work force, are permitted to take advantage of flexible work hours.
Trip Reduction Credit - 2 points
- (16) Compressed Work Weeks. A management strategy allowing the employee to compress the total number of hours required in a week to fewer days. For example, a typical 40-hour work week could be compressed into 4 10-hour days. Credit is given when employees in appropriate positions, which may not include the entire work force, are permitted to reduce their number of work days by at least one in two weeks (9-80 schedule).
Trip Reduction Credit - 3 points
- (17) On-Site Services. Necessary services would be provided within 1/4 mile of the employment site to eliminate the need for a vehicular trip before, during, or after the work day. Necessary services would include, but are not limited to, child care, cafeteria/restaurant, lunch room, automated teller machine, dry cleaners, or post office. These services may be provided by the employer, through cooperative efforts of employers and service providers, or by other means. Actual credits awarded will depend on which service or combination of services are provided and proximity to employment site.
Trip Reduction Credit - Negotiable with TCM Coordinator and designated approving body. Expected range for each service: 1 - 10 or more points, depending on service type, proximity, and extent of service provided. Maximum point award for all services is 15

points total.

- (18) Transit System Subsidy/Grant. Employer provides support to local transit system, which may be for system operations or for capital needs such as new buses. Subsidies or grants may be financial or through donation of capital needs. Actual credits awarded shall depend on the amount and type of subsidy or grant.
Trip Reduction Credit - Negotiable with TCM Coordinator, Yuba-Sutter Transit and designated approving body. Expected range: 1- 20 points, depending on amount and type of subsidy or grant.
- (19) Other. Trip reduction measures that are not included in this menu or do not specifically fit the descriptions contained herein may also be considered. Innovative methods are strongly encouraged. An example would be a high school setting up a ridesharing educational program for their students.
Trip Reduction Credit - Negotiable with TCM Coordinator and designated approving body (#1158)

9.90.080 Plan Review. The Transportation Plan shall be referred to the TCM Coordinator for review and evaluation of the proposed mitigation measures and recommendation made to the Community Development and Services Agency's Public Works Director for approval. A decision to approve or disapprove the Transportation Plan shall be deemed final twenty (20) calendar days after the date the applicant receives a notice of the approving person or body's decision unless an appeal has been filed. (Please refer to Section 13 "Appeals"). (#1158 as amended by #1405)

9.90.090 Annual Reporting Requirements.

(a) The ETC shall complete an Annual Transportation Mode Survey & Status Report. The purpose of this Report is to verify the dates and results of the mitigation measures specified in the Transportation Plan.

(1) Annual Transportation Mode Survey

The survey portion of the Report requires the ETC to annually perform a transportation survey of employees. A standard form will be provided to determine the changes in the distribution of employees using various transportation modes in comparison with the baseline information. The transportation survey shall include information such as origin and destination of travel, transportation mode used, work schedule, and interest in alternative mode commuting. A survey response rate of 75% is required to ensure the significance of the results. The surveys distributed by the ETC shall be available for audit following the completion of the Annual Report.

(2) Status Report

The Status Report portion shows the mitigation measures included in the Transportation Plan with the implementation or completion date entered for each measure. If a measure was not implemented within the stated time frame, an explanation as to why it was not done shall be included. If there are certain measures stipulated in the previous Transportation Plan that are believed to no longer be feasible, an explanation shall be included.

a. Compliance Program. Description and documentation of compliance with

mitigation measures described in the Transportation Plan, including details of individual programs.

- b. Commute Characteristics. Status report on effectiveness of Transportation Plan as shown by the commute characteristics of employees. Specifically, this includes the average number of employees regularly arriving at and leaving the project site by each of the following modes of transportation:
 - 1. Single passenger motor vehicles (including mopeds);
 - 2. Carpools, including number of vehicles and number of occupants per vehicle;
 - 3. Van-type vehicles with seven or more commuters including the number of vehicles and number of occupants per vehicle;
 - 4. Mass transit;
 - 5. Bicycles;
 - 6. Flexible Work Location/Telecommuting;
 - 7. All others.
- c. Totals. The total number of employees by work shift at the project site.
- d. Employee Characteristics.
The zip code and nearest cross streets of each employee's residence.
- e. Employee Transportation Coordinator (ETC). The name, address, and telephone number of the ETC.
- f. Statement of Certification. The employer shall certify that the TCMs agreed to for trip reduction credit have been fully implemented. If the TCMs have not been implemented, an explanation shall be included, and the Annual Transportation Survey & Report shall include actions to be taken to implement the program. (#1158)

9.90.100 Implementation Schedule.

- (a) New employers with 500 or more employees working at a single site shall comply with this ordinance within 6 months. (#1158)

9.90.110 Monitoring of Employer Performance.

- (a) The TCM Coordinator shall review the Annual Transportation Mode Survey & Report of each project and compare performance with the goals established in the approved Transportation Plan. Inspection of the business location by the TCM Coordinator may be conducted as necessary to determine compliance with these provisions or to assist ETCs in preparing surveys or reports. A good faith effort to encourage employees to use alternative transportation as provided in the

Transportation Plan is required. However, this ordinance does not hold employers liable if the TCM Coordinator finds the results of the Transportation Plan on employee commute habits did not achieve the stated trip reduction goals.

- (b) If, after review of the Annual Transportation Mode Survey & Report, the County TCM Coordinator finds the performance has been unsatisfactory, the County TCM Coordinator shall work with the employer to achieve the implementation of TCMs within one year of submittal. The employer shall be assisted in submitting a revised Report by the TCM Coordinator.
- (c) If the revised Report is still not satisfactory, the TCM Coordinator shall prepare a staff report to the Community Development and Services Agency's Public Works Director. The Community Development and Services Agency's Public Works Director may then find that the employer and/or the ETC is in violation of this Ordinance and recommend that the matter be forwarded to the Board of Supervisors for a hearing. (#1158 as amended by #1405)

9.90.120 Penalties.

- (a) Failure to comply with the requirements of this regulation or with the terms of a Transportation Plan required pursuant to this regulation shall be deemed a violation and subject to the following penalties:
 - (1) Misdemeanor or as an infraction in the discretion of the County Counsel.
 - (2) Violations of this Ordinance are punishable separately and independently of any other remedies at law or inequity, including, but not limited to, those remedies provided in any applicable Transportation Plan.
 - (3) In addition to any other penalty allowed, the Board of Supervisors may impose civil or administrative fines of up to maximum of \$500 per day for failure to meet the goals set forth in the Ordinance. Fines collected under this Ordinance will be used by the County for the implementation of transportation control measures. (#1158)

9.90.130 Appeal.

- (a) Appeal from an action taken by the Community Development and Services Agency's Public Works Director pursuant to this regulation may be made in writing to the Board of Supervisors within 20 days of the Public Works Director's decision. (#1158 as amended by #1405)

CHAPTER 9.100

ROAD COMMISSIONER

Section

9.100.010 Authority of Road Commissioner

9.100.020 Change Orders

9.100.030 Emergency Work

9.100.010 Authority of Road Commissioner. The Road Commissioner is hereby authorized pursuant to Public Contract Code section 20395, to have any work done under his or her supervision and direction in any of the following ways:

(a) By letting a contract covering both work and material. In that event, the contract shall be let to the lowest responsible bidder as provided in Article 25 of Chapter 1 of Part 3 of Division 2 of the California Public Contract Code, commencing with section 20390.

(b) By purchasing the material and letting a contract for the performance of the work. In that event, the material shall be bought at the lowest possible cost and the contract let to the lowest possible responsible bidder as provided in Article 25 of Chapter 1 of Part 3 of Division 2 of the California Public Contract Code, commencing with section 20390.

(c) By purchasing the material and having the work done by day labor, in which case advertising for bids is not required. (#1233)

9.100.020 Change Orders.

(a) The Road Commissioner is authorized to execute changes for any contract awarded pursuant to this Chapter, in an amount not to exceed five thousand dollars (\$5,000) for contracts of fifty thousand dollars (\$50,000) or less, or ten percent (10%) for contracts over fifty thousand dollars (\$50,000) but not to exceed two hundred fifty thousand dollars (\$250,000). In no event shall any change exceed a net total addition of twenty-five thousand dollars (\$25,000).

(b) For contracts whose original cost exceeds two hundred fifty thousand dollars (\$250,000), the extra cost for any change or addition to the work so ordered shall not exceed twenty-five thousand dollars (\$25,000), plus five percent (5%) of the amount of the original contract costs in excess of two hundred fifty thousand dollars (\$250,000). In no event shall any change or alteration exceed one hundred fifty thousand dollars (\$150,000). (#1233)

9.100.030 Emergency Work. When the estimated cost of emergency work necessitated by the imminence or occurrence of a landslide, flood, storm damage, or other emergency exceeds twenty-five thousand dollars (\$25,000) and the public interest and necessity demand immediate action to safeguard life, health, or property, the Road Commissioner is authorized to have such emergency work done by purchasing the material and letting a contract for the work or by letting a contract covering both work and material without advertising for bids. (#1233)

///