

SAN DIEGO UNIFIED PORT DISTRICT

ORDINANCE 2855

ORDINANCE AMENDING SAN DIEGO UNIFIED PORT DISTRICT (UPD) CODE, ARTICLE 8, SECTIONS 8.10 - PARKING METER RATES AND 8.14 - PARKING METERS - TIME OF OPERATION, TO ESTABLISH A RANGE OF RATES FROM \$1.00 TO \$2.50 PER HOUR FOR TIDELANDS PUBLIC PARKING METERS TO INCLUDE METERS LOCATED IN EMBARCADERO MARINA PARK NORTH AND EMBARCADERO MARINA PARK SOUTH, INCLUDING THE RANGE OF RATES FROM \$1.00 - \$2.50 PER HOUR, AND MODIFY HOURS OF ENFORCEMENT TO 10:00 AM TO 8:00 PM, SEVEN DAYS PER WEEK FOR TIDELANDS PUBLIC METERS IN THESE AREAS ONLY

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Port Act); and

WHEREAS, Section 21 of the Port Act authorizes the Board of Port Commissioners (BPC) to pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, Section 36 of the Port Act requires the BPC to set by ordinance charges appropriate for the use of any facilities owned and constructed by the District or services furnished or provided by the District; and

WHEREAS, pursuant to Ordinance No. 2816 adopted by the BPC on May 12, 2015 hours of enforcement for parking metered spaces located along the North Embarcadero, Tuna Harbor and Ruocco Park were modified to 10:00 A.M. to 8:00 P.M. seven (7) days per week for Tidelands public parking meters in those areas only; and

WHEREAS, demand for parking on the North and South Embarcadero has increased greatly over the past several years due to the opening of the Headquarters, Broadway Landing and the San Diego County Waterfront Park, as well as reductions in parking supply due to development in the area and the continued success and popularity of businesses and activities on the waterfront; and

WHEREAS, there are 520 District-owned Smart-metered spaces on the North Embarcadero, Tuna Harbor and Ruocco Park areas and 180 metered

parking spaces in Embarcadero Marina Park North (EMPN) and Embarcadero Marina Park South (EMPS) that provide convenient public access to San Diego Bay and nearby District tenants and amenities; and

WHEREAS, based upon analysis of one-year data gathered from the 520 Smart Meters previously purchased by the District, staff has determined that installing 180 Smart Meters in EMPN and EMPS is justified in order to improve the functionality of the meters for the public, increase turnover, and improve public access to these two parks that often provide overflow parking for nearby retail stores and restaurants and the fact that the parking meter rate in these two parks have been \$1.00 per hour for over 22 years; and

WHEREAS, changing the meter rates to a range of \$1.00 to \$2.50 per hour, based on demand, allows the District to best manage these parking assets and improve the customer experience with Smart Meters which provide various payment options; and

WHEREAS, the proposed parking meter modifications will not change the operational characteristics of the District-owned 1,478 free parking spaces available from Shelter Island, along Spanish Landing/Harbor Island and down to Grape Street which are currently free of charge; and

WHEREAS, a stakeholder outreach meeting was held on March 22, 2016 where in addition to members of the public, stakeholders in attendance included several District tenants, a parking operator and local residents and their response to the proposed actions was generally positive; and

WHEREAS, a public hearing regarding the establishment of a range of parking meter rates in EMPN and EMPS and the hours and days of enforcement of the parking meters in these areas was held on April 14, 2016.

NOW, THEREFORE, the Board of Port Commissioners of the San Diego Unified Port District does ordain as follows:

Section 1. Section 8.10 of Article 8 of the San Diego Unified Port District Code is hereby amended to read as follows:

Section 8.10 – PARKING METER RATES

The District has parking meters located within its jurisdiction. When any vehicle is parked in any space that requires payment being inserted into a parking meter, the operator of said vehicle shall, upon entering said parking space, immediately cause payment to be inserted via coins, ATM card or credit card according to the time interval desired within the maximum limit and posted parking rates.

The parking meter rates may be set at different rates in the range of \$1.00 to \$2.50 per hour for the North Embarcadero, Tuna Harbor, Embarcadero Marina Park North and Embarcadero Marina Park South area meters based on parking demand. The parking meter rates shall be posted on the parking meters and/or posted on a nearby sign. When an adjustment to a rate is planned, public notice will be posted on the Port of San Diego website no less than seven (7) days in advance of the adjustments. Rate adjustments must be approved in advance by the Executive Director of the District or his or her designee. Adjustments may be made in increments of \$0.25 up to \$1.00 at a time.

The parking meter rates for all other tidelands locations may be set at different rates for different locations based on parking demand. The parking meter rates shall be posted on the parking meters and/or posted on a nearby sign.

Section 2. That Section 8.14 to Article 8 of the San Diego Unified Port District Code is hereby amended to read as follows:

Section 8.14 – PARKING METERS – TIME OF OPERATION

Parking meters shall be operated in parking meter zones of Shelter Island, Embarcadero Marina Park North, Embarcadero Marina Park South and Harbor Drive west of South 28th Street, Monday through Saturday between the hours of 8:00 a.m. and 6:00 p.m., except New Year's Day, Martin Luther King, Jr.'s Birthday, Memorial Day, July 4th, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day and Christmas Day.

Parking meters shall be operated in parking meter zones of the North Embarcadero, Tuna Harbor and Ruocco Park areas, Monday through Sunday between the hours of 10:00 a.m. and 8:00 p.m., except New Year's Day, Martin Luther King, Jr.'s Birthday, Memorial Day, July 4th, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day and Christmas Day.

Section 3. This Ordinance, and said rates herein shall take effect on the 31st day from its passage by the Board of Port Commissioners and said rates shall be posted.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL



By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 14th day of April 2016, by the following vote:

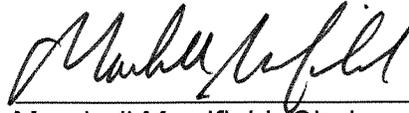
AYES: Bonelli, Malcolm, Merrifield, Moore, Nelson and Valderrama.

NAYS: None.

EXCUSED: Castellanos.

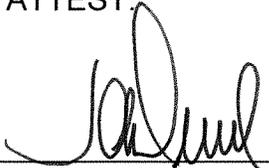
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)