

ORDINANCE NO. 3936

ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTIONS 11-28.110 AND 11-28.120 OF THE SANTA ROSA CITY CODE TO REVISE RESTRICTIONS ON VEHICLES USED FOR COMMERCIAL PURPOSES

THE PEOPLE OF THE CITY OF SANTA ROSA DO ENACT AS FOLLOWS:

Section 1. Section 11-28.110 of the Santa Rosa City Code is amended to read as follows:

“Section 11-28.110 Streets where commercial uses prohibited --Generally.

A. The use of streets or portions of streets listed in Section 11-28.120(A) by any vehicle being used for commercial purposes is prohibited.

The use of streets or portions of streets listed in Section 11-28.120(B) by any vehicles being used for commercial purposes and exceeding a gross weight of seven (7) tons is prohibited.

B. This section shall not apply to the use of a street as necessary for the purpose of making pickups or deliveries of goods, wares, and merchandise to or from any building or structure located on the restricted street or for the purpose of delivering materials to be used in the actual and bonafide repair, alteration, remodeling, or construction of any building or structure upon the restricted street for which a building permit has previously been obtained.

C. The provisions of this section shall not apply to passenger buses, taxi cabs, or to vehicles being used in connection with a business, or garaged on a restricted street to the extent that use of the restricted street is required for access to the business or garage.

D. The provisions of this section shall be effective once signs are erected indicating the streets to which the prohibition applies. (Ord. 3819 § 1, 2007: Ord. 3514 § 1, 2001: Ord. 3365 § 1, 1998: Ord. 3236 § 1, 1996: Ord. 2713 § 1 (part), 1988)”

Section 2. Section 11-28.120 of the Santa Rosa City Code is amended to read as follows:

“Section 11-28:120 Designation of Streets Restricted as to Commercial Use.

A. On the following streets, vehicles used for commercial purposes are prohibited except as provided in Section 11-28.110:

Alderbrook Drive between Leonard Avenue and Fourth Street;
Augustan Avenue between El Camino Way and East Haven Drive;
Austin Way between St. Helena Avenue and Bryden Lane;
Barnes Road between Dennis Lane and Santiago Drive;
Barnett Street;
Benton Street between Morgan Street and Mendocino Avenue;
Benton Street between Mendocino Avenue and North Street;

Bosley Street (South A Street to Sebastopol Avenue);
Boyce Street (North Dutton Avenue to Donahue Street);
Bridgewood Drive between Montecito Boulevard and Green Meadow Drive;
Brigham Avenue between Maple Avenue and Vallejo Street
Brown Street;
Brush Creek Road between Highway 12 and Badger Road;
Bryden Lane throughout its entire length within the city;
Burt Street between Santa Rosa Avenue and Madrus Rose Street;
Bush Street between Brookwood Avenue and South E Street;
California Avenue between Leonard Avenue and Alderbrook Drive;
Carr Avenue throughout its entire length within the city;
Carrillo Street between Morgan Street and Mendocino Avenue;
Chanate Road throughout its entire length within the city;
Charles Street throughout its entire length within the City;
Claremont Avenue from Hahman Drive to Yulupa Avenue;
Clark Street from 200 feet east of South E Street to Brookwood Avenue;
Clover Drive between West College Avenue and Ridley Avenue;
Clyde Avenue between Fourth Street and Austin Way;
Coffey Lane between Piner Road and North City Limits;
Cross Creek Road;
Crosspoint Avenue between Marlow Road and Gamay Street;
Dennis Lane from Barnes Road to Coffey Lane;
Decker Street (North Dutton Avenue to Donahue Street);
Dexter Street throughout its entire length within the city;
Ditty Avenue between Russell Avenue and Hardies Lane;
East Haven Drive between Augustan Avenue and La Paloma Avenue;
El Camino Way between Montecito Avenue and Augustan Avenue;
Fair Oaks Drive;
Finley Avenue from South Wright Road to Fresno Avenue;
Flower Avenue from Santa Rosa Avenue to Petaluma Hill Road;
Fountaingrove Parkway between Mendocino Avenue and Brush Creek Road;
Fourth Street from B Street and E Street;
Franklin Avenue throughout its entire length within the city;
Franquette Avenue from Mayette Avenue to Hoen Avenue;
Franquette Avenue from Sonoma Avenue to Spring Creek Drive;
Fresno Avenue from Sebastopol Road to Finley Avenue;
Gamay Street between Crosspoint Avenue and Jennings Avenue;
Hahman Drive from Patio Court to Hoen Avenue;
Happy Valley Road from Grace Drive to Alta Vista Avenue;
Hardies Lane between West Steele Lane and Russell Avenue;
Harvard Drive;
Hendley Street between Tupper Street and Maple Avenue;
Hoen Avenue between Sonoma Avenue and Farmers Lane;
Hoen Avenue from Farmers Lane to Cypress Way, westerly end;
Hopper Avenue between Airway Drive and Coffey Lane;
Jennings Avenue between North Dutton Avenue and Halyard Drive;

Junior Street;
King Street between College Avenue and Pacific Avenue;
La Paloma Avenue between East Haven Drive and Rogers Way;
Leland Street;
Lewis Road throughout its entire length within the city;
Lomitas Avenue throughout its entire length within the city;
Los Alamos Road from Melita Road to Highway 12;
Mayette Avenue between Harvard Drive and Franquette Avenue;
McConnell Avenue throughout its entire length within the city;
McMinn Avenue (Sebastopol Road to Odell Lane)
Melita Road from Montgomery Drive to Los Alamos Road;
Mill Street;
Montgomery Drive from Mission Boulevard to Melita Road;
Morgan Street between Carrillo Street and Ridgway Avenue,
Oak Street between Hendley Street and Santa Rosa Avenue;
Olive Street between Sebastopol Road and Earle Street;
Pacific Avenue between Mendocino Avenue and North Street and between Spring Street and Bryden Lane;
Parker Hill Road between Chanate Road and Stagecoach Road;
Peterson Lane;
Pine Street throughout its entire length within the city;
Princeton Drive between three hundred feet west of Yulupa Avenue and Franquette Avenue;
Proctor Drive between Fourth Street and Austin Way;
Railroad Street from West Third Street to Santa Rosa Creek;
Ripley Street throughout its entire length within the city;
Rogers Way throughout its entire length within the city;
Russell Avenue between Range Avenue and 250 feet west of Aloha Lane;
St. Helena Avenue throughout its entire length within the city;
Silva Avenue throughout its entire length within the city;
Slater Street from 100 feet north of College Avenue to Pacific Avenue;
South Davis Street;
South Wright Road from Sebastopol Road to Ludwig Avenue;
Spring Creek Drive from Hahman Drive to Yulupa Avenue;
Spring Street throughout its entire length within the City;
Stanford Street;
Stevenson Street between Brookwood Avenue and South E Street;
Tachevah Drive between Yulupa Avenue and Bennett Valley Road;
Talbot Avenue between Fourth Street and Sonoma Avenue;
Tupper Street;
Vallejo Street between Mount Olive Drive and E Street;
West Avenue (Sebastopol Road to South City Limits);
West Eighth Street (North Dutton Avenue to Donahue Street);
Wheeler Street;
Winterhaven Avenue between Parkcreek Drive and Old Petaluma Hill Road.
(Ord. 2951 '1, 1991: Ord. 2713 '1 (part), 1988)

B. On the following streets, vehicles used for commercial purposes and exceeding a gross weight of seven (7) tons are prohibited:

Bennett Valley Road - Farmers Lane to Yulupa Avenue;
Bethards Drive - Bennett Valley Road to Summerfield Road;
Brookwood Avenue - Maple Avenue to Sonoma Avenue;
Montgomery Drive - Hahman Drive to 1,400' west of Summerfield Road;
Sonoma Avenue - Hahman Drive to Summerfield Road;
Summerfield Road - 800' south of Montgomery Drive to Woodview Drive;
Yulupa Avenue - Montgomery Drive to Sonoma Avenue”

Section 3. Environmental Determination. The Council finds that the adoption and implementation of this ordinance are exempt from the provisions of the California Environmental Quality Act in that the Council finds there is no possibility that the implementation of this ordinance may have significant effects on the environment.

Section 4. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid and/or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. Effective Date. This ordinance shall take effect on the 31st day following its adoption.

IN COUNCIL DULY PASSED this 9th day of February, 2010.

AYES: (7) Mayor Gorin, Vice Mayor Wysocky, Councilmembers Bender, Sawyer, Jacobi, Vas Dupre and Olivares

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: Susan Stoneman, City Clerk APPROVED: Susan Gorin, Mayor

APPROVED AS TO FORM:

Caroline Fowler, City Attorney