



DISABLED PARKING/ BLUE CURB APPLICATION

Applicant Name: _____

Address: _____

City/State/Zip: _____

Telephone: _____

Garage Size: _____
(example: 1 car garage?)

Number of off-street parking
spaces: _____

Proof of Resident Address:

- Utility Bill
- Driver's License
- Rental Agreement
- Property Tax Bill
- Other:

Proof of Mobility Impairment:

- Current Blue Permanent Placard w/corresponding I.D. form from DMV
- CA DMV Disabled Veteran License Plate w/current registration form
- CA DMV Disabled Lic. Plate w/current Regis. form

Proof of vehicle ownership:

- Current DMV Registration/Title of Vehicle
- Other:

- What is your disability and reason for requesting blue-curb marking?
- Is the curb currently posted for "no parking"?
- Is off-street parking feasible? If not, why?
- If you do not own a vehicle, why is there a regular need for the parking space requested?
- Provide owner's permission and phone number for street frontage affected by blue curb.

H:\Engineering\Handicapped Residential Parking\Blue Curb Marking Application.doc

**DISABLED PARKING/
BLUE CURB APPLICATION**

The City Engineer shall endeavor to act on the application within 30 days of when the application is deemed complete. In deciding whether or not to create a disabled parking space at the requested location, the City Engineer shall apply the following criteria:

- 1. An on-street disabled parking space shall be located in front of the residence of the person making the request. If the parking space cannot be located in front of the applicant's residence but must be located in front of another residence on the applicant's street, the applicant must obtain the permission of the person who owns the property the proposed space will be in front of. In the absence of such permission, the application shall be denied.*
- 2. The City Engineer shall consult with members of Albany/El Cerrito Access regarding the application.*
- 3. If the City Engineer approves the application, the City shall install appropriate blue curbing and signage for such a space. In no event shall the City consider any other modifications to the street or right-of-way in order to create an on-street disabled parking space.*
- 4. The City Engineer shall mail a copy of his/her decision to the applicant. If the application is denied, the City Engineer shall state the reasons for the denial.*

The City of El Cerrito is not making any representations regarding the safety or suitability of parking space for disabled parking. The applicant shall use the disabled parking space at his or her own risk. The City shall not be responsible for any damages or injuries to the applicant or any other person resulting from the use of the parking space for disabled parking.

Application Signature

Date

Approved

Denied

Reason for Denial:

City Engineer

Date

Permit Issue Date: _____

Permit Expiration Date: _____
(expires on Sept. 1, odd years)

RESOLUTION NO. 2001-80

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CERRITO ADOPTING THE ATTACHED POLICY ON RESIDENTIAL ON-STREET PARKING FOR PEOPLE WITH DISABILITIES

WHEREAS, in January of 2000, the El Cerrito City Council directed staff to prepare a policy to provide mobility impaired City residents with disabled parking in front of their homes if available off-street parking was insufficient to satisfy their mobility needs; and

WHEREAS, staff has prepared such a policy which is attached to this resolution;
and

WHEREAS, such policy has been reviewed and approved by El Cerrito-Albany Access and by the El Cerrito Committee on Aging.

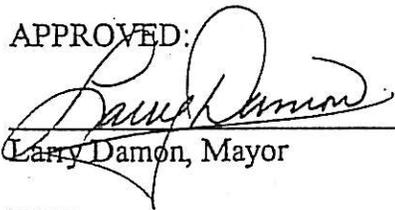
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of El Cerrito does hereby adopt as City policy the policy on residential on-street parking for people with disabilities which is attached to this resolution.

I certify that at a regular meeting on August 6, 2001, the El Cerrito City Council passed this resolution by the following vote:

AYES:	COUNCILMEMBERS:	Abelson, Brusatori, Friedman, Perka, Damon
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None



Linda Giddings, City Clerk

APPROVED:


Larry Damon, Mayor

**POLICY ON RESIDENTIAL ON-STREET PARKING FOR
PEOPLE WITH DISABILITIES**

- A. **Purpose:** The purpose of this policy is to provide a process of granting residential on-street parking in front of residences where the off-street parking is not accessible to a resident because of their mobility related disability. The City has no legal obligation to provide residential on-street parking for people with disabilities under the Americans With Disabilities Act (ADA) or applicable State legislation. However, the City will offer this privilege in order to benefit mobility impaired residents of the City as long as the applicant for such parking submits an application which conforms to the requirements contained herein.
- B. **Eligibility and Application Requirements:** A mobility impaired resident of the City of El Cerrito (Applicant) may request that a disabled parking space be designated in front of his/her residence. In furtherance of that request, the Applicant shall submit an application to the City Engineer which contains the following:
1. Proof that the Applicant is a resident of the address in question. Such proof may be in the form of a utility bill, drivers license, rental agreement, property tax bill, etc.
 2. Proof that the Applicant is mobility impaired. This shall be in the form of one of the following:
 - (a) A current blue permanent disability placard issued by the California Department of Motor Vehicles and corresponding identification form issued by the California Department of Motor Vehicles; or
 - (b) A California Department of Motor Vehicles Disabled Veteran License Plate with a current registration form; or
 - (c) A California Department of Motor Vehicles Disabled License Plate with a current registration form.
 3. An explanation as to why the off-street parking, if any, at the Applicant's residence is inadequate to satisfy the Applicant's accessibility requirements. This may be demonstrated through such factors as garage or driveway width, slope, the presence of physical barriers, etc. Using off-street parking for another use is not a valid reason. For example, it would not be valid to request a disabled parking space because the applicant's driveway is used for another car. If modifications to this off-street parking would allow the parking area to meet accessibility requirements, the Applicant must demonstrate why it is not feasible for the

Applicant to make these modifications. The City Engineer shall consider financial considerations for why off-street parking modifications are not feasible.

4. Proof that the Applicant owns a vehicle or, if the Applicant does not own a vehicle, why there is a regular need for the parking space requested.
5. Such other information as the City Engineer deems necessary and desirable.

C. **City Engineer Review and Approval:** The City Engineer shall discuss the application with the Applicant, confirm the information provided and document other factors that affect whether or not a disabled parking space should be designated at the requested location. The City Engineer shall endeavor to act on the Application within 30 days of when the Application is deemed complete. In deciding whether or not to create a disabled parking space at the requested location, the City Engineer shall apply the following criteria:

1. An on-street disabled parking space shall be located in front of the residence of the person making the request. If the parking space cannot be located in front of the applicant's residence but must be located in front of another residence on the applicant's street, the applicant must obtain the permission of the person who owns the property the proposed space will be in front of. In the absence of such permission, the application shall be denied.
2. The City Engineer shall consult with members of Albany/El Cerrito Access regarding the Application.
3. If the City Engineer approves the application, the City shall install appropriate blue curbing and signage for such a space. In no event shall the City consider any other modifications to the street or right-of-way in order to create an on-street disabled parking space.
4. The City Engineer shall mail a copy of his/her decision to the Applicant. If the Application is denied, the City Engineer shall state the reasons for the denial.

D. **Fees and Costs:** The Applicant shall not be charged a fee for the filing and processing of an application for a disabled parking space. The City shall pay the full cost of the appropriate blue curbing and signage for the disabled on-street parking space if such space is approved by the City Engineer.

E. **Conditions Associated with the Designation of the On-Street Disabled Parking Space:** Any on-street disabled parking space approved by the City Engineer in connection with this policy shall be subject to the following terms and conditions:

1. The on-street disabled parking space approved by the City Engineer is not a private space and may be used by any vehicle legally licensed to park in such a space, on a first-come-first-serve basis.
2. The Applicant shall not use the space for long-term storage of vehicles. For purposes of this policy, long-term storage of vehicles is defined as any vehicle parked or left standing in excess of 72 hours, as regulated by City ordinance.
3. The Applicant, or his or her successors, shall inform the City Engineer when the on-street disabled parking space is no longer needed.
4. The on-street disabled parking space authorized pursuant to this policy does not substitute for required parking on the property as mandated by the City Zoning Ordinance.
5. Only one on-street parking space shall be provided per Applicant.
6. In approving a disabled parking space, the City is not making any representations regarding the safety or suitability of the parking space for disabled parking. The Applicant shall use the disabled parking space at his or her own risk. The City shall not be responsible for any damages or injuries to the Applicant or any other person resulting from the use of the parking space for disabled parking. The Applicant shall be provided notice of this paragraph at the time the City Engineer approves an application pursuant to this policy.
7. Eligibility for an approved on-street disabled parking space shall expire on September 1 of each odd numbered year. To establish continued eligibility for the parking space, an applicant must present proof of continued mobility impairment through the submittal of a renewed blue placard or a disabled veterans placard issued by the California Department of Motor Vehicles with adequate identification as required by the California Vehicle Code. Two months prior to expiration, the City Engineer shall send the Applicant a letter containing the information which must be submitted for renewal of the parking space. If the Applicant fails to respond to the City Engineer's letter by the date specified, the disabled on-street parking space shall be removed. The space shall not be replaced for the Applicant's benefit unless the Applicant meets all of the initial eligibility requirements and pays the full cost of re-installing the parking space and deposits with the City a sum as determined by the City Engineer to remove the space when it is no longer needed. The letter to the Applicant shall state that failure to respond to the letter will result in the removal of the parking space. Prior to removing a parking space, however, the City Engineer, or his/her designee, shall telephone the Applicant and inform the Applicant that the space will be removed if not immediately renewed.

8. If the Applicant has a disability which would require notice in addition to written notice in a format such as braille, audio, etc, this information shall be provided to the City Engineer at the time the initial Application is submitted. If the need for notice in an alternate format arises after the application has been approved, the Applicant shall provide the City Engineer with information regarding the need for such additional notice prior to the date of expiration. Upon receipt of this information, the City Engineer shall provide such notice in such alternate format in addition to the mailed notice required by Paragraph 7 above.

F. Appeals: The Applicant may appeal the City Engineer's decision to the City Council within fifteen days of the date the decision is mailed by filing a written notice with the City Clerk specifying the reasons for the appeal and paying the appeal fee as specified in the City's master fee schedule. The appeal shall be scheduled for a hearing before the City Council. The decision of the City Council shall be final.

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