



Agenda

STUDENT AND NEIGHBORHOOD RELATIONS COMMISSION

Regular Student and Neighborhood Relations Commission Meeting

Monday, September 12, 2016, 6:30 p.m.

City Council Chambers

1 Civic Center Drive

San Marcos, CA 92069

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Agenda-related writings or documents provided to a majority of the Commission after distribution of the agenda packet will be available for public inspection at the time of distribution in the City Manager's Department located on the second floor of City Hall, 1 Civic Center Drive, San Marcos, CA, during normal business hours.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

1. **APPROVAL OF MINUTES** – Regular Commission Meeting – February 8, 2016

PUBLIC COMMUNICATIONS (*This is the public's opportunity to address the Commission on items not on the agenda.*)

2. **ORAL COMMUNICATIONS**

Speakers are limited to five minutes. Please complete a "Request to Speak" form and place in basket provided.

3. **OLD BUSINESS**

A) Strategic Parking Plan Update

4. **NEW BUSINESS**

A) Parking Ordinance Revision

5. **REPORTS**

A) Sheriff's Department Report – Sgt. Lebitski

B) Code Compliance Report – Building Official Reynolds

STAFF COMMENTS

The next meeting of the Student and Neighborhood Relations Commission is scheduled for Monday, November 14, 2016.

COMMISSION COMMENTARY

ADJOURNMENT

AFFIDAVIT OF POSTING

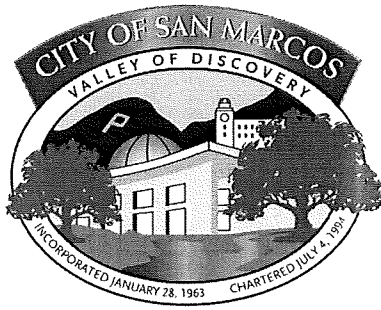
STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF SAN MARCOS)

I, Sandra Gallegos, Recording Secretary of the Student and Neighborhood Relations Commission, hereby certify that I caused the posting of this agenda in the glass display case at the north entrance of City Hall on Friday, September 2, 2016, at 5:00 p.m.

Dated: September 2, 2016



Sandra Gallegos, Recording Secretary



MINUTES

Regular Meeting of the Student and Neighborhood Relations Commission

MONDAY, FEBRUARY 8, 2016

City Council Chambers

1 Civic Center Drive, San Marcos, CA 92069

CALL TO ORDER: Chair Paris called the meeting to order at 6:31 PM.

PLEDGE OF ALLEGIANCE: Led by Chair Paris

ROLL CALL:

PRESENT: BROWN, CAVANAUGH, HINCH, JOHNSON, MEUM, PARIS

ABSENT: CLARK, RUMER

ALSO PRESENT: Housing & Neighborhood Services Director Karl Schwarm, Building Official Barry Reynolds, Management Analyst Michael Gordon, Sheriff Sergeant Henry Lebitski, and Recording Secretary Sandra Gallegos

1) APPROVAL OF MINUTES:

MOVED BY CLARK, SECONDED BY HINCH, TO APPROVE THE REGULAR MEETING MINUTES OF 11/9/2015.

AYES: BROWN, CAVANAUGH, HINCH, JOHNSON, MEUM, PARIS

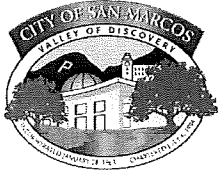
NOES: NONE

ABSENT: CLARK, RUMER

2) PRESENTATIONS:

A) TOBACCO RETAIL LICENSE ORDINANCE

MANAGEMENT ANALYST GORDON reviewed the draft ordinance for a Tobacco Retailer Licensing (TRL) program in San Marcos. The program would require all sellers of tobacco and smoking products to obtain a City license annually. The proposed ordinance would require businesses selling tobacco products to obtain an annual City license by December 31, 2016 for the 2017 calendar year.



COMMISSIONER BROWN asked about the training.

MANAGEMENT ANALYST GORDON stated that is one of the final pieces staff is working on and prefer that the training not be done by the retailer themselves.

COMMISSIONER KRETCHAM asked if the \$80 that is going to be subsidized by the city for good behavior is there a way to build that into the fee beforehand.

MANAGEMENT ANALYST GORDON replied there is not and Prop 26 states that the fees must match the actual cost of the program. Due to the budgeting process staff does not necessarily know ahead of time what the discount is going to be and during the inspection they may find there is a violation. He does not anticipate there will be many retailers that have all four discounts and when you look at the cost of the 54+ retailers it is something the city can probably absorb and can budget for.

COMMISSIONER HINCH asked what is considered drug paraphernalia.

MANAGEMENT ANALYST GORDON stated it is a very long list and read part of the definition from the California Health and Safety Code. He said the code also defines different kinds of pipes.

SERGEANT LIBITSKI stated that regarding pipes, typically it will be anything that's been used and one of the things it would have to have is a smoky residue within the pipe. Certain pipes like marijuana pipes don't fit that mold. It has to be shown that there's been use to ingest certain illegal drugs.

COMMISSIONER HINCH asked if it is considered drug paraphernalia if the devise has not been used yet.

SERGEANT LIBITSKI replied that it depends on the drug. Typically yes except for needles those do not fall into that.

DIRECTOR SCHWARM stated that the health and safety code mentions bongs but it doesn't mention hookah pipes and that is what the city attorney will look at in her review is to make that very clear for the enforcement agency - what is and isn't drug paraphernalia.

MANAGEMENT ANALYST GORDON explained that when the inspections are done for this program it affects the local licensing aspect of it only. There is going to be no prosecution which could be possible by the district attorney through the Sheriff



Department. They are purely using the definition that's in state law for the purpose of the licensing ordinance.

K.C. STRANG is a resident and coalition manager for the San Marcos Prevention Coalition. The coalition is made up of San Marcos community members that are working to reduce substance abuse among our young people. He is also an appointed member of the County of San Diego Behavioral Health Advisory Board. He stated that the TRL gives this community an additional tool to reduce access to tobacco and drug paraphernalia products to our young people. There are several smoke shops in the community and some are next to a high school and elementary school that sell bongs and pipes. He is extremely grateful to this commission and staff for taking on this cause. It will help us as a community to reduce substance abuse which we know is a major plague among our community and especially for our young people to try to get them into adulthood without any substance abuse addiction.

VICTORIA ROSALES is a Youth Advocacy Coalition member and student at Mission Hills High School. She supports the TRL because it will help reduce the selling of tobacco products and drug paraphernalia to teens. With e-cigarettes becoming very popular, even in high school campuses, she believes the TRL will reduce access to these products.

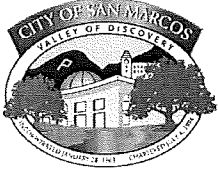
BRISELDA LUNA is a student at Mission Hills High School. She stated that the TRL will make our neighborhoods healthier and help prevent teens from smoking and doing drugs.

COMMISSIONER KRETCHMAN, SECONDED BY COMMISSIONER BROWN TO RECOMMEND TO CITY COUNCIL THAT IT APPROVE A TOBACCO RETAIL LICENSE (TRL) ORDINANCE.

AYES:	BROWN, CAVANAUGH, MEUM, PARIS
NOES:	HINCH, JOHNSON
ABSENT:	CLARK, RUMER

3) **ORAL COMMUNICATIONS**

TODD SCHRAM resident of Discovery Hills spoke about 975 Honeysuckle Drive. He stated it is a fraternity house from Cal State San Marcos. Students have been renting the home from an absentee landlord for several years. He went on to describe the different issues with noise, beer cans, trash, debris in the streets, trash cans left out for months. He said that typically it follows a pattern. At the beginning of the semester everyone is quiet and then it picks up two thirds of the way through. He has called the



Sheriff's Department several times. Only once was it for an actual emergency when someone from the fraternity house attempted to get into his house in the middle of the night. He stated that because it is a fraternity from Cal State, it is reflecting badly on the school. The neighbors are talking about it; they are very much aware of it. He asked if there is anything besides calling the Sheriff's, the city can do.

DIRECTOR SCHWARM stated that for non-emergency type issues, the city has a report a concern button on the city's website where the trash issue for example can get reported and that automatically gets funneled to the code compliance division versus the Sheriff Department. For the loud party in progress, it is appropriate to call the Sheriff Department.

SERGEANT LIBITSKI stated that he became aware of this house a week ago. In July there were about 12 calls for service. Sergeant Libitski is with the Community Orientated Policing and Problem Solving (COPPS) Team. Once they become aware of a problem house like this they make Cal State San Marcos aware of it and the school sends a notice to the fraternity house and to the dean of students. When it goes to the dean of students the students get a warning. It can go as far as an academic review and expulsion from the school. The COPPS Team has been in touch with the school about this fraternity house and the dean of students has been notified. He recommended to Mr. Schramm that he call the Sheriff's if it continues to be an ongoing problem once they settle the current issue with the dean of students.

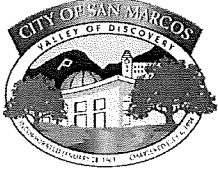
4) REPORTS:

A) SHERIFF'S DEPARTMENT REPORT

SERGEANT LEBITSKI stated that in the summertime and weekends there is a spike in calls because people are home. When school is in session the calls tend to go down except for weekends and holidays. Currently in the college area they are working on three houses one of which is the one on Honeysuckle that Mr. Schram spoke about. Since the last meeting in November one of the houses had gone quiet and just today he found out they had another call over the weekend. In the college area there was one social host citation. He also reported that in and around The Quad area there were two arrests that were made – one for drugs and one for alcohol being provided to a minor.

B) CODE COMPLIANCE REPORT

BUILDING OFFICIAL REYNOLDS stated they are working several cases and none of them are related to a rooming house ordinance violation. Regarding trash cans, the code



enforcement officers spend a lot of time working with home owner associations and residents on this issue. He encouraged everyone to be good neighbors and pull your neighbors trash cans in for them if they forget or are away on vacation; it keeps property values up and in compliance with city codes.

Building Official Reynolds stated that code compliance is also aware of three addresses as far as loud parties. He encouraged anyone that has problems with trashcans or any other property appearance matter to continue to report them to code compliance. He also encouraged residents to call for service to the Sheriff Department for late night parties. The calls are important as far as an enforcement tool for the city because the Sheriff's Department is working one side of it and the city can work the other. Especially for social host ordinance violations, the first thing the City does is they contact Sheriff's dispatch to get a number of calls for service to see how extensive the problem is and that is where they escalate their enforcement.

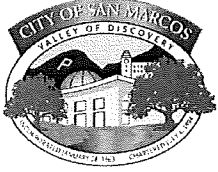
STAFF COMMENTS:

- **50 Safest College Towns in America**

DIRECTOR SCHWARM stated that staff came across a 50 Safest College Towns in America article and San Marcos came in at #35. A copy of the article was given to the Commissioners. Mentioned in the write up is the Good Neighbors Guideline brochure which is a collaboration between this commission and the schools.

- **Strategic Parking Plan Update**

DIRECTOR SCHWARM reported that the City went out for bid for a consultant to help prepare a strategic parking plan. The commission has been very heavily involved with parking issues around the two schools and that is another reason this commission was formed - not only the property appearance ordinance but parking issues. He recommends that this commission be very actively involved in the development of the strategic parking plan because it will help set the ground work for future parking as we grow as a city. The City has very robust plans for the university district and the creek district. They are seeing already students parking wherever they can for free. This plan will lay out the groundwork for a resident parking permit program which was talked about at the last meeting with the residents of the Rosemont community. The City hopes to get a consultant onboard in the next few weeks and we will bring them to a future commission meeting.



DIRECTOR SCHWARM stated the city website is changing tonight. It will have a brand new look and will be a more user friendly portal. He encouraged the public to report their concerns on the city website.

COMMISSION COMMENTARY

CHAIR PARIS welcomed new Commissioner Brown.

COMMISSIONER BROWN asked if there is overlap between the Sheriff and campus police investigating after-hour parties for example.

SERGEANT LEBITSKI stated that campus police is in charge of the campus and campus housing. Ultimately they do have some responsibility over the students if the Sheriff gets involved off campus. If the Sheriff gets the call for a loud party they go out and contact the party goers. If the party goers do not comply or the Sheriff have to go out there more than two times then they will call campus police. The campus police will get the names of the students and then it goes up to the dean of students and then it becomes an administrative action from there. Campus police does not go outside the campus or the student housing but if the Sheriff calls them they will go out.

COMMISSIONER BROWN stated that it was reported by Mr. Schram there have been problems at the home on Honeysuckle since 2012. She asked what the average expectation for a homeowner is when there are continuing problems.

BUILDING OFFICIAL REYNOLDS stated that the timeline is going to depend on what the violation is. The home owner will first receive a notice of violation and the notice will state how many days they have to correct the violation. Staff will do rechecks and if they haven't complied they go from a notice of violation into a citation and they have that timeframe again to work with to get the work done. They have a regimented escalation of enforcement so it could be 3 months and after 3 months if they haven't complied and they've received three citations then the case gets moved to the city attorney's office.

COMMISSIONER BROWN introduced herself. She is a long time resident of San Marcos. She worked at Cal State San Marcos for 15 years and retired. Her avocation is the San Marcos Historical Society.

COMMISSIONER KRETCHMAN stated that Palomar College is still going through the presidential search. They failed the first search and the deadline for the second search is June or July. She stated that her office coordinates service projects throughout the community, one each month. She asked that if anyone has a service project for February 19th to let her know.



ADJOURNMENT

COMMISSIONER KRETCHMAN MOTIONED TO ADJOURN THE MEETING AT 6:41 PM, SECONDED BY COMMISSIONER CAVANAUGH. MOTION PASSED BY UNANIMOUS VOICE VOTE.

CATHERINE PARIS, CHAIR
STUDENT AND NEIGHBORHOOD RELATIONS COMMISSION
CITY OF SAN MARCOS

ATTEST:

SANDRA GALLEGOS, RECORDING SECRETARY
CITY OF SAN MARCOS



AGENDA REPORT

Meeting of the Student and Neighborhood Relations Commission

MEETING DATE: September 12, 2016

SUBJECT: Parking Ordinance Revision

Recommendation

1. Recommend to the Traffic Commission the adoption of the ordinance revisions
2. Report back to the Commission on the implementation of neighborhood parking restriction after implementation

Introduction

Staff was previously tasked with identifying ways to use our existing street sweeping program to maximize existing development pollutant load reduction and the storm water pollution prevention program for municipal streets and roads. This is a requirement of the regional storm water permit. Recent studies by the City of San Diego and other southern California municipalities show that efficient street sweeping practices, such as maximizing curb miles swept through parking enforcement practices, result in pollutant load reductions for sediment, bacteria, trash, green litter debris (leaves), and nutrients. The total debris removed by the City's Street Sweeping Program is submitted annually to the San Diego Regional Water Quality Control Board as part of the Annual Report under Order R9 2007-0001 and Order R9 2013-0001.

The City currently cleans arterial, collector and industrial streets every week and residential streets every two weeks resulting in 15,165 curb miles swept per year, which in FY-2012/13 resulted in 714.55 tons of debris removed from the streets. The City currently contracts with Pacific for street sweeping functions. A "windshield survey" of the entire City was conducted by Pacific in 2012. The report indicated that in a number of neighborhoods the program is having little effect on removing trash and debris from the gutter/storm drain system due to the high volume of parked vehicles. Based on the Citywide survey the amount of trash and debris missed by the street sweeper because of parked cars is approximately 42 tons per year based on an average 109,850 vehicles by-passed a year.

The aforementioned estimates are based on an average vehicle length of 13.5 feet, and a distance of 15 feet on both sides of a parked vehicle to allow the sweeper to maneuver around the car, this equates to 43.5 lineal feet of curb/gutter missed per parked vehicle, or 12.2 oz. of debris. If you multiply 43.5 lineal feet by 109,850 vehicles by-passed, you have 4,778,475 lineal feet, or 905 miles of street curb and



gutter not cleaned on an annual basis, or potentially 42 tons of debris that is allowed to go into the storm drain system.

In both 2012 and 2014 the Commission was involved in the approval of pilot street sweeping parking restrictions around both Palomar College and California State University San Marcos (CSUSM). These two areas, which were the two worst areas in the survey, were heavily impacted by student parking during weekdays making the City's street sweeping program ineffective. It is estimated that in the area behind Palomar College alone, over 1,640 pounds of debris and trash were going into the storm drain yearly because the sweepers by-passed over 2,150 parked cars each year. The parking restrictions around the two schools have been very effective and have resulted in cleaner streets and very few parking violations issued on street sweeping days. Due to the language of the existing City codes, approval of each street sweeping parking restriction area required a separate City Council resolution for each area.

Discussion

As mentioned earlier, the street sweeping program is an effective way to reduce the levels of contaminants, toxins and trash that enter the City's storm drain system and ultimately the ocean. The two approved street sweeping parking restriction areas have proven to be a big success. The 2012 windshield survey conducted by the street sweeper vendor throughout the City also indicated a number of other areas where the streets are congested with parked cars. Currently an additional ten neighborhoods have been identified where the street sweeping program is having little effect in removing trash and debris from the gutter/storm drain system due to the high volume of vehicles parked on the street. Attached is a list of these "congested" streets and corresponding maps of the areas. These ten areas have been confirmed by our Public Works Department which oversees the street sweeping program. In addition, the City has received an increasing number of complaints regarding the high number of vehicles parked in these ten areas and the increase in trash it has caused. This parking issue is not being caused by students' per-se, but is a neighbor issue and in most cases, the result of the times: more driving age individuals living at home. Most of these congested streets are located around areas where there are a number of multi-family properties, or where multi-family properties adjoin single-family zoned neighborhoods.

As mentioned previously, per the City's existing code, San Marcos Municipal Code (SMMC) Section 12.20.030 "No Parking Areas", requires that in order to establish a no parking area for street cleaning purposes it must be done by resolution of the City Council. To continuously go back to the Council each time a neighborhood or street is recommended to have parking restrictions for street sweeping purpose has proven to be burdensome for what should be a perfunctory duty and relegated to City staff verses the City Council. The draft SMMC Chapter 12.20 – "Stopping, Standing and Parking", which is attached, not only includes a modification of Section 12.20.030, but includes other parking revisions to bring the ordinance up to date since it was adopted in 1994 when the population was about 45,400. Today with a population over 90,000, we are starting to see more and more parking related issues and we need an updated parking ordinance to keep pace with the changing times and parking patterns. The purposed ordinance revisions would designate responsibility for parking regulations to certain City staff members, such as the City Manager, City Engineer and Public Works Director.



Problem Area Criteria

If the City Council adopts the proposed revisions to SMMC 12.20 "Stopping, Standing and Parking" the City will not simply start placing parking restrictions around town without public notification and input. The City's Public Works Department is developing street sweeping parking restriction selection criteria that will include both inspections of the impacted area and engagement with the local residents. Each congested area will be treated separately and the City will work with residents to ensure that any parking restrictions emplaced or removed will be toughly vetted with those impacted by the change.

Recommended Solutions

Based on the changing conditions of parking throughout the City, staff is recommending approval of the proposed revisions to SMMC 12.20 "Stopping, Standing and Parking."

Fiscal Impact

If restricted parking signs are installed there will be a one-time fiscal impact but it is too early to determine the exact cost of the required signage. The average cost for a traffic sign, pole and installation is estimated at \$150. Cost and sign pollution will be minimized by installing these new no parking signs on existing light and traffic control poles. The cost of the sign installation will be included in future budget modifications for the City's Public Works Streets Division.

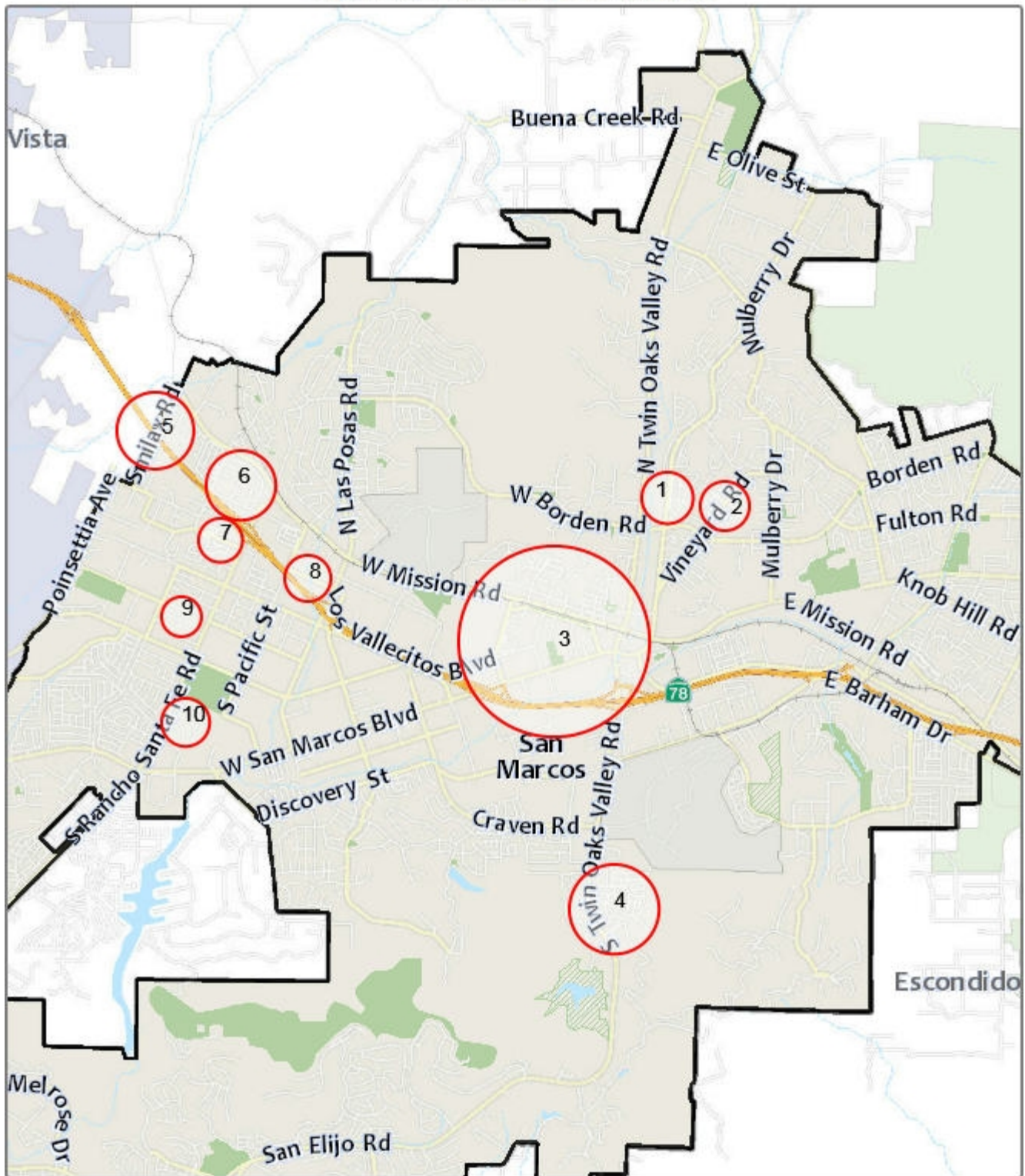
Attachment(s)

Congested Areas for Street Sweeping maps
Draft SMMC 12.20 "Stopping, Standing Parking" Ordinance revisions

Prepared by:

Karl Schwarm, Director HANS

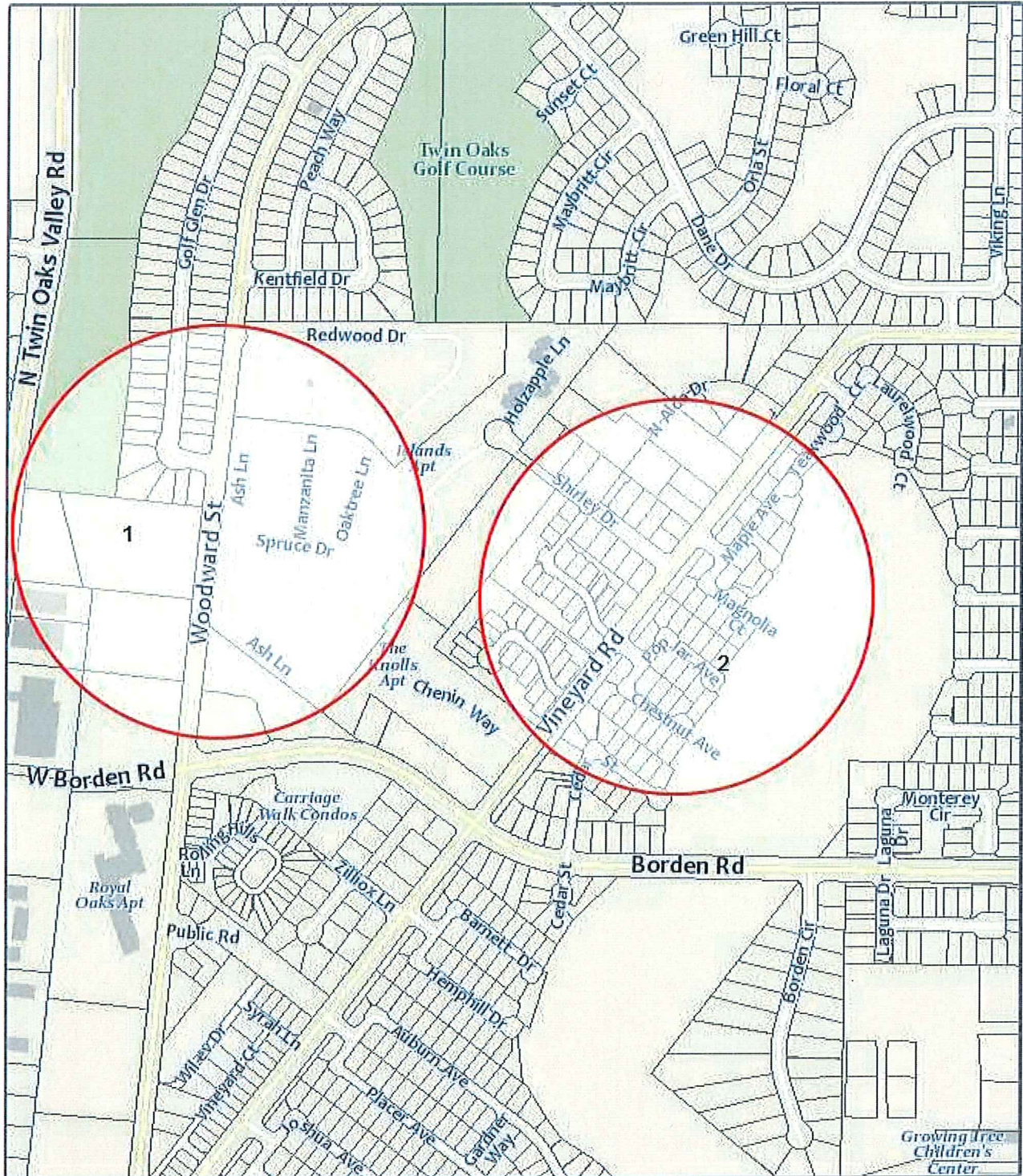
Congested Areas for Street Sweeping



Disclaimer: Map and parcel data are believed to be accurate, but accuracy is not guaranteed. This is not a legal document and should not be substituted for a title search, appraisal, survey, or for zoning verification.

Map Scale
1 inch = 0.8 mile
8/30/2016

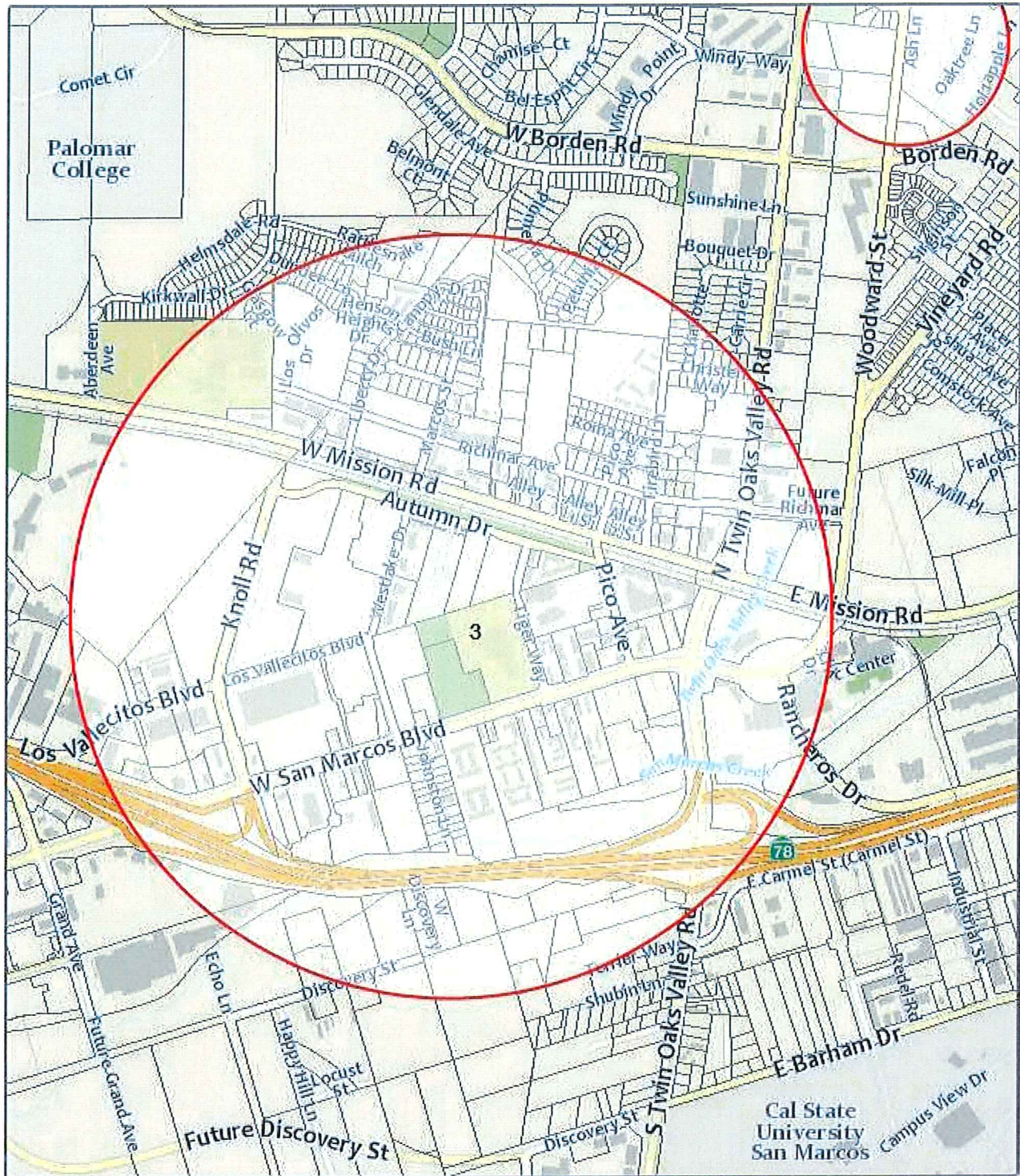
Areas 1 & 2



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Map Scale
1 inch = 526 feet
8/30/2016

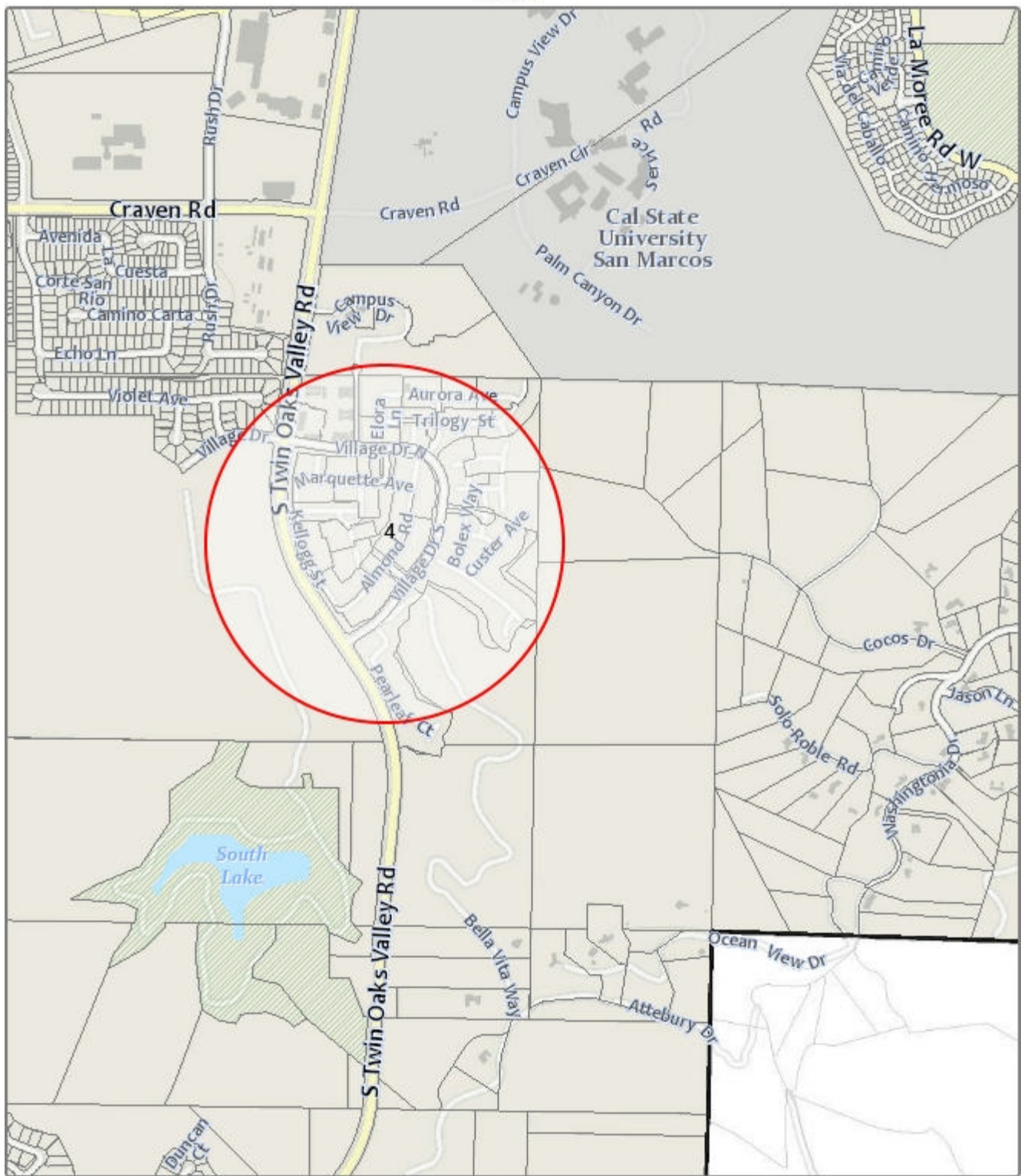
Area 3



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Map Scale
1 inch = 1053 feet
8/30/2016

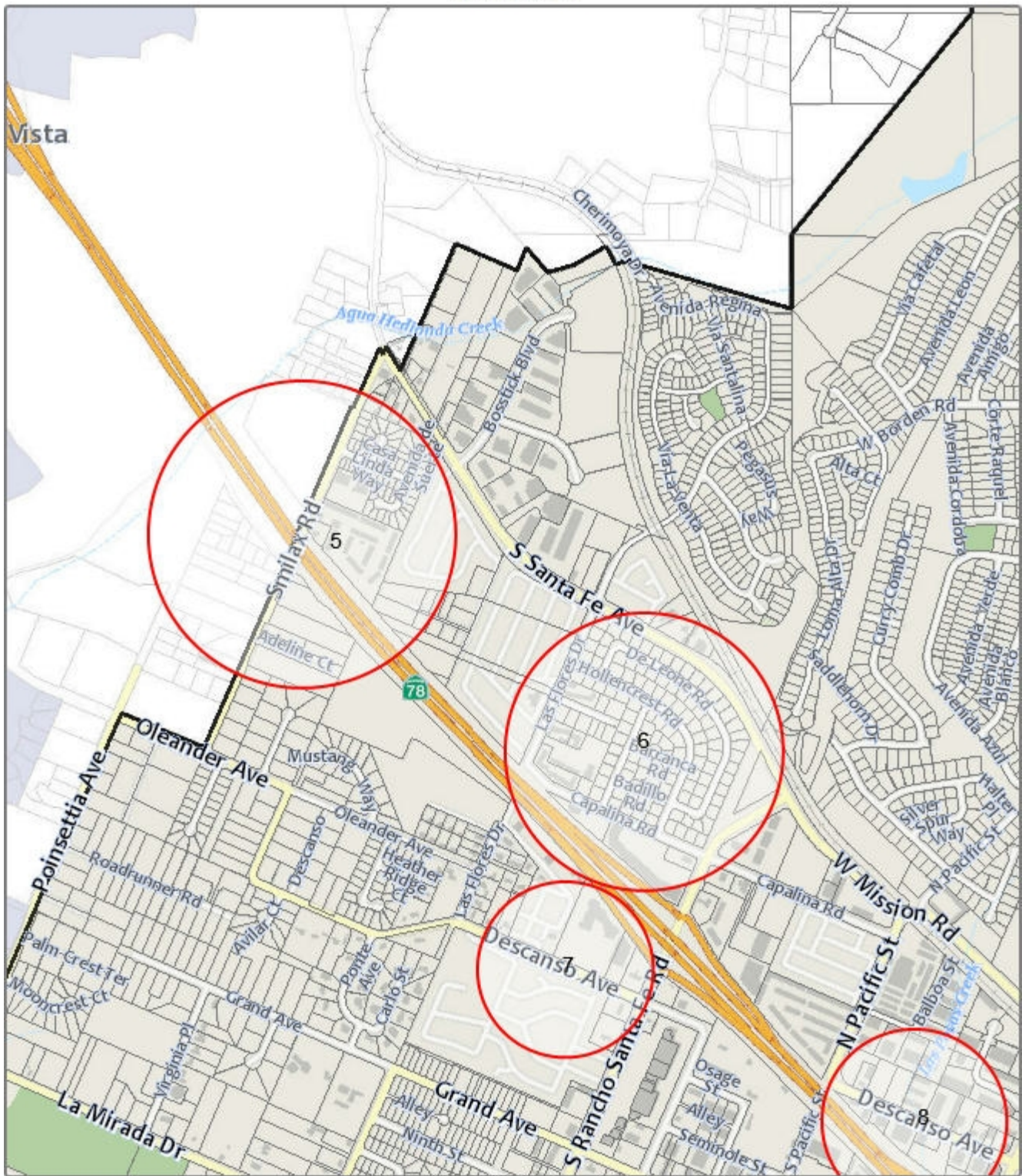
Area 4



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Map Scale
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 8/30/2016

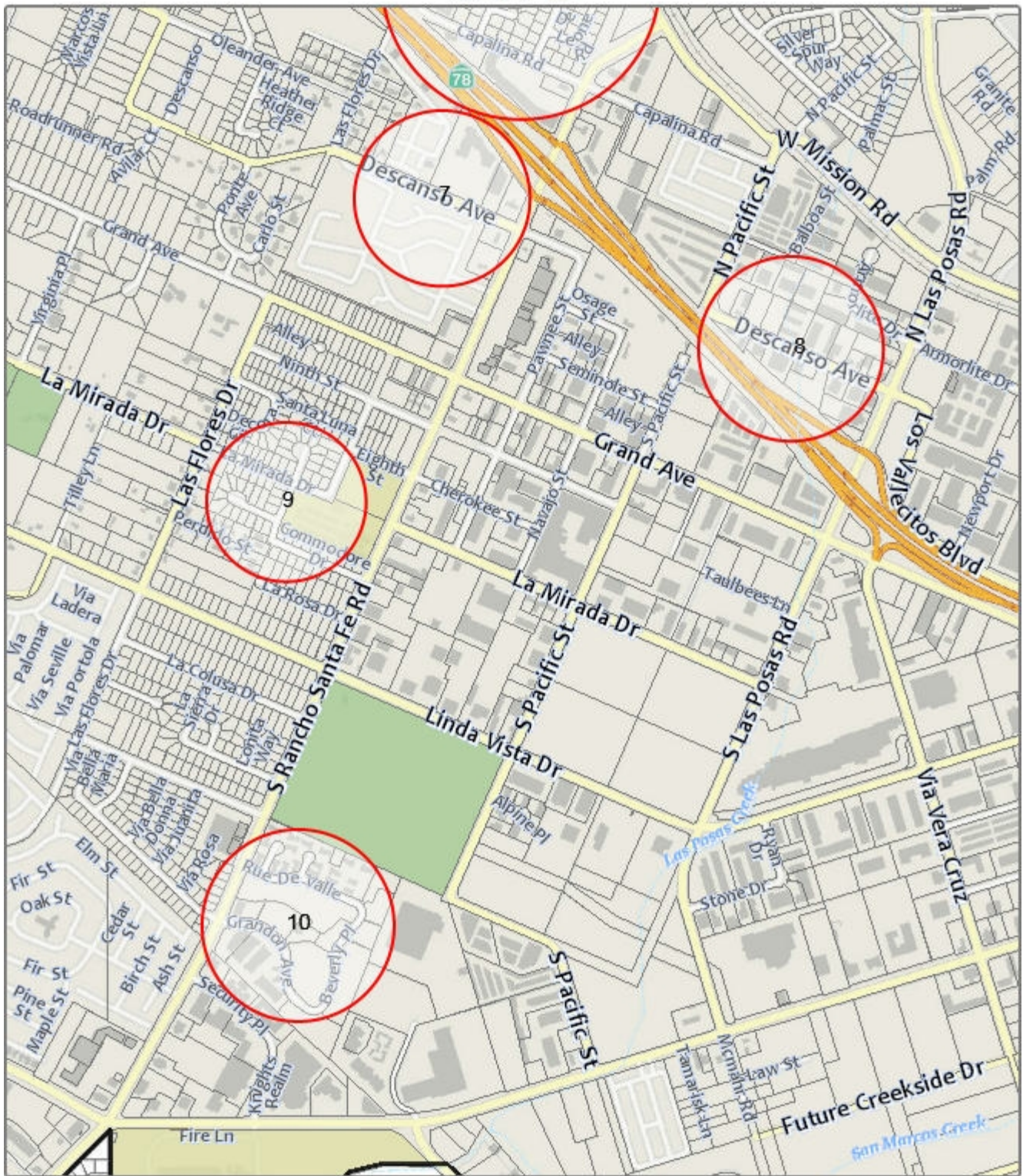
Areas 5 & 6



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Map Scale
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 8/30/2016

Areas 7-10



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Map Scale
1 inch = 1053 feet
 8/30/2016

12.20.010 - 12.20.010

CHAPTER 12.20

STOPPING, STANDING AND PARKING

Sections:

ARTICLE I. GENERALLY

12.20.010	Application of Regulations
12.20.020	Applicability of Articles to City, Utility, Mail Vehicles
12.20.030	No Parking Areas
12.20.040	Parking to Advertise, Perform Maintenance
12.20.050	Parking on Grades
12.20.060	Parking Adjacent to Schools
12.20.070	Parking in Roadway n Not to Obstruct Traffic
12.20.080	Stopping, Standing or Parking in Parkways or Sidewalks
12.20.090	Emergency No Parking Signs
12.20.100	Tow Away Authorized
12.20.110	Procedure by Police
12.20.120	Camping or Remaining on Public Property
12.20.130	Camping or Remaining on Private Property Without Permission
12.20.140	Sleeping in Parked Automobiles
12.20.150	Parking or Standing of Commercial Vehicles
12.20.160	Parking or Standing of Mobile Living Units and Recreation Vehicles in Residential Districts
12.20.170	Commercial Vehicle, Mobile Living Unit and Recreational Vehicle Parking Limitation
12.20.180	Prima Facie Responsibility for Unattended Vehicles
12.20.190	Use of Streets for Storage of Vehicles
12.20.200	Removal of Vehicles Stored on a Public Street
12.20.205	Angle Parking

ARTICLE II. STOPPING FOR LOADING AND UNLOADING

12.20.210	Authority to Establish Loading Zones
12.20.220	Authority to, Duty to Mark Curb; Meaning of Colors
12.20.230	Painting of Curbs for Parking Regulations
12.20.240	Standing in Loading Zone
12.20.250	Standing in Passenger Loading Zone
12.20.260	Authority to Establish Bus Zones
12.20.270	Length of Bus Zones
12.20.280	Direction of Bus Zones From Intersection
12.20.290	Painting of Bus Zones
12.20.300	Standing in a Bus Zone
12.20.310	Parking Enforcement on Private Property

12.20.010 Application of Regulations.

- (a) The provisions of this ~~Chapter~~~~article~~, 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 other authorized officer**, or official traffic control device.
- (b) The provisions of this ~~Chapter~~~~article~~ imposing a time limit on **stopping**, standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of the ~~California Vehicle Code~~ or the ordinances of this City prohibiting or limiting the **stopping**, standing or parking of vehicles in specified places or at specified times.

12.20.020 Applicability of ~~Article~~ Regulations to City, Utility, Mail Vehicles. The provisions of this ~~Chapter~~~~article~~ regulating the **stopping**, parking or standing of vehicles shall not apply to any vehicle of a City department, or public utility while necessarily in the use for construction or repair work, or any vehicle owned by the United States ~~Post Office Department~~**Postal Service** while in use for the collection, transportation or delivery of ~~United States~~ mail.

12.20.030 No Parking Areas. No operator of any vehicle shall stop, stand, park or leave standing such vehicle in any of the following places **established by resolution of the City Council as a no parking area, or as determined by the City Manager or his designee to be a no parking area**, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or other authorized officer, or traffic sign or signal:

(a) In any area ~~established by resolution of the Council as a no parking area, when such area is~~ indicated by appropriate signs or an appropriate color of paint upon the curb surface **limiting or regulating the stopping, standing or parking of a vehicle** as defined in section 12.20.220.

(b) Within any center median unless authorized and clearly indicated with appropriate signs or markings.

(c) Within twenty (20) feet of the approach to any traffic signal, boulevard stop sign or official electrical flashing device.

(d) In any area ~~established by resolution of the Council, to limit~~where parking **is limited** for the purpose of street maintenance, **sweeping** and/or cleaning.

(e) On any street or highway where the use of such street or highway or a portion thereof is necessary for the cleaning, repair or construction of the street or highway or the installation of underground utilities or where the use of the street or highway or any portion thereof is authorized for a purpose other than the normal flow of traffic or where the use of the street or highway or any portion thereof is necessary for the movement of equipment, articles or structures of unusual size, and the parking of such vehicle would prohibit or interfere with such use or movement; provided that signs giving notice of such no parking are erected or placed at least twenty-four (24) hours prior to the effective time of such no parking.

(f) On any length of public street marked by a traffic control device prohibiting parking and installed by the Public Works Director as set forth in Section 12.12.030 of the San Marcos Municipal Code.

(Ord. No. 97-1006, 1-14-97)

(g) On any street or highway where the parking or stopping of a vehicle would constitute a traffic hazard or would endanger life or property.

12.20.040 Parking to Advertise, Perform Maintenance. No person shall park a vehicle on any roadway or City right-of-way for the purpose of:

(a) Displaying such vehicle for sale.

(b) Washing, greasing, changing oil or repairing such vehicle, except repairs necessitated by an emergency.

12.20.050 Parking on Grades. No person shall park or leave standing any vehicle unattended on a street or highway when upon any grade exceeding three (3) percent without blocking the wheels of said vehicle by turning them against the curb or by other means.

12.20.055 Angle Parking. Pursuant to Vehicle Code Section 22503 and upon a report submitted by the City Engineer, the City Council may by resolution, or the City Manager or his designee may designate any street or portion thereof within the City where angle parking is permitted. When angle parking is permitted on a street, or portion thereof, the City Traffic Engineer shall paint markings designating the angle parking places. When angle parking has been established for a street, or a portion thereof, no person(s) shall stop, stand or park a motor vehicle except in a designated angle parking place.

12.20.060 Parking Adjacent to Schools.

(a) Subject to approval by resolution of the City Council, the City ~~Superintendent of Streets~~**Traffic Engineer** is hereby authorized to erect signs indicating no parking upon that side of any street adjacent to any school property when such parking would, in his opinion, interfere with traffic or create a hazardous situation.

(b) When official signs are erected prohibiting parking upon that side of a street adjacent to any school property, no person shall park a vehicle in any such designated place.

12.20.070 Parking in Roadway Not to Obstruct Traffic. No person shall park in any roadway in such a manner as to obstruct the flow of traffic thereon.

12.20.080 Stopping, Standing or Parking in Parkways or Sidewalks. No person shall stop, stand or park a vehicle within any parkway or upon any sidewalk, or within a designated bike lane.

12.20.090 Emergency or Temporary No Parking Signs.

(a) Whenever the City Traffic ~~Engineer~~ shall determine that an emergency traffic congestion is likely to result from the holding of public or private assemblages, gatherings or functions or for other reasons, the City Traffic Engineer shall have the power and authority to order temporary signs to be erected or posted indicating that the operation, parking or standing of vehicles is prohibited on such streets and alleys as the City Traffic Engineer shall direct during the time such temporary signs are in place. Such signs shall remain in place only during the existence of such emergency and the City ~~Traffic~~**e**Engineer shall cause such signs to be removed promptly thereafter.

(b) When signs authorized by the provisions of this section are in place giving notice thereof, no person shall operate, park or stand any vehicle contrary to the directions and provisions of such signs. Any vehicle so stopped or parked shall be subject to the tow away provisions of this Code, whenever signs so marked are posted giving notice of the tow away provision.

12.20.100 Tow Away Authorized. Any regularly employed and salaried officer of the ~~police department of the City of San Marcos~~ **Sheriff's Department** is hereby authorized to remove a vehicle from a street or highway to the nearest garage or other place of safety, under the circumstances hereinafter enumerated:

(a) Bus loading zone restriction. Any vehicle which is parked in a bus loading zone as established by ordinance or resolution of the City Council of the City of San Marcos, and which bus loading zone is appropriately signed, giving notice that such vehicle will be removed under authority of this section.

(b) Violation of temporary no parking. When any vehicle has been parked or left standing on a street or highway twenty-four hours or more in violation of temporary no parking signs which have been posted on said street or highway pursuant to this **A**article.

(c) When any vehicle has been cited more than five (5) times for the same parking violation in the same calendar year.

(d) Any violations of sections 12.20.120, 12.20.130, and/ or 12.20.140 hereunder.

~~**12.20.110 Procedure by Police.**~~ Any officers removing a vehicle as provided herein shall comply with the procedures set forth in Section 22651 of the Vehicle Code of the State of California.

12.20.120 Camping or Remaining on Public Property.

(a) No person shall camp or sleep overnight or loiter in, on or upon any public property, public facility, public right-of-way or property over which the City has been granted an easement.

(b) For purposes of this Chapter, "camp" shall mean to establish a temporary means of shelter and/or living accommodations during day and/or evening hours by means which may include, but which shall not be limited to, the following: storing personal belongings; making a camp fire; using a tent or shelter or other structure for a living accommodation; carrying on cooking activities; digging or earth breaking activities.

(c) Nothing in this section shall be construed to prohibit camping in public campgrounds as otherwise authorized by resolution or ordinance.

(Ord. No. 2005-1257, 01/10/06)

12.20.130 Camping or Remaining on Private Property Without Permission. No person shall camp (as defined in Section 12.20.120 above) or sleep overnight or loiter in, on or upon any private property without the written permission of the owner or lessee of the property.

(Ord. No. 2005-1257, 01/10/06)

12.20.140 Sleeping in Parked Automobiles. No person shall sleep or recline in any automobile parked upon any public street, **public right-of-way** or highway within the City limits of San Marcos for any period greater than two (2) hours continuously.

12.20.150 Parking or Standing of Commercial Vehicles.

(a) Except as provided in (b) below, no commercial vehicle shall be parked or allowed to stand on any street or private premise in a residential district of the City if such vehicle is one or more of the following:

- (1) A vehicle with a manufacturer's gross weight rating of 9,000 pounds or more
- (2) A "truck tractor", as defined in California Vehicle Code Section 655;
- (3) A "semitrailer" or accessories thereto, as defined in California Vehicle Code Section 550;
- (4) Construction equipment, as defined in California Vehicle Code Sections 565

(b) This Section shall not apply when such vehicle is:

- (1) Loading or unloading property;
- (2) Parked in connection with the performance of a short term service to or on a property;
- (3) Engaged in the construction, installation, repair or maintenance of a publicly or privately owned improvement located on the property, for which a construction permit has been issued by the City;
- (4) Engaged in the lawful conduct of a legally nonconforming business operation and is not parked or allowed to stand in violation of any other zoning or regulatory ordinance of the City.

(5) ~~p~~Parked entirely within a completely enclosed garage, shed or outbuilding conforming to the height, size and setback requirements of the Zoning Ordinance, and having unobstructed, all-weather access from the nearest street. The following additional restrictions shall apply to vehicles parked in accord with this provision:

- a) Painting and/or repair of such vehicle, other than regularly scheduled maintenance, shall be prohibited. For purposes of this Section, "regularly scheduled maintenance" shall mean minor tune-ups, lubrication, changing of fluids and other minor work not involving physical repair to a vehicle.
- b) The starting, running or removal of such vehicle from the building in which it is stored shall be prohibited between the hours of 10:00 p.m. and 7:00 a.m.
- c) This provision shall apply only in those cases where the registered owner of such vehicle is the owner in fee or lawful occupant of the premises on which said vehicle is parked or standing. (Ord. No. 88-805, 1-10-89)

12.20.160 Parking or Standing of Mobile Living Units and Recreation Vehicles in Residential Districts.

(a) **On-Street:** Except as provided in Section 16.08.080 herein, no mobile living unit or recreation vehicle shall be parked or allowed to stand on any street or portion thereof, in a residential district of the City. This provision shall not apply to unoccupied pickup/camper combinations, provided such vehicles are parked in a manner permitting the free flow of traffic.

(b) **Off-Street:** No portion of a front yard or street side yard on any lot containing a single-family or two family dwelling shall be used for the parking of mobile living units or recreation vehicles. This prohibition shall not apply to surfaced driveways providing direct access to a garage or carport, provided no portion of a vehicle parked thereon shall be:

(1) Allowed to overhang a sidewalk or encroach upon a public right-of-way.

(2) Located closer than three (3) feet to any lot line, main residence, accessory structure or other vehicle.

(c) Yard areas other than those specified in (b), above, may be used for the parking of such vehicles, provided:

(1) No portion of a vehicle parked therein shall be located closer than three (3) feet to any lot line, main residence, accessory structure or other vehicle.

(2) Unobstructed all-weather access from the nearest street shall be provided to the affected yard area. Such access shall be of a width satisfactory to the San Marcos Fire Protection District.

(3) Use of such yard areas shall be incidental to the primary use of the lot as a place of residence.

(4) The registered owner of such vehicle shall be the owner in fee or lawful occupant of the lot on which said vehicle is parked.

(5) Affected yard areas shall be screened from view on adjoining lots and streets with a minimum 6-foot high, solid wood or masonry fence or by other adequate screening as determined by the City Manager and conforming to the setback requirements of the Zoning Ordinance.

(d) Nothing in this Section shall prevent arrangements for the group parking of unoccupied mobile living units and recreation vehicles within screened, secured compounds on lots zoned for multiple-family dwellings, provided such use is not in violation of any other zoning or regulatory ordinance of the City.

(e) The setback requirement of (b)(2) and (c)(1) above may be modified or waived by the Fire Marshal, provided satisfactory measures are taken to prevent the transmission of fire from the vehicle in question to adjoining structures or vehicles.

(f) Nothing in this Section shall prevent the parking of unoccupied mobile living units and recreation vehicles within a completely enclosed garage or outbuilding in any residential district of the City. (Ord. No. 88-805, 1-10-89)

12.20.170 Commercial Vehicle, Mobile Living Unit and Recreational Vehicle Parking Limitation. It shall be unlawful to park or leave parked or unattended any vehicle of the types

designated in Sections 12.20.150 and 12.20.160 on any street or alley within the City between the hours of 2:00 a.m. and 6:00 a.m. of each day. (Ord. No. 88-805, 1-10-89)

12.20.180 Prima Facie Responsibility for Unattended Vehicles. In the event that the driver of a vehicle found to be in violation of any section of this ~~A~~article cannot be located, then in accordance with Section 41102 of the California Vehicle Code, the registered owner of any vehicle so unlawfully parked as determined from the registration, shall be deemed prima facie liable and responsible for the illegal parking of such vehicle.

12.20.190 Use of Streets for Storage of Vehicles.

(a) No person who owns or has possession, custody or control of any vehicle shall park such vehicle upon any street or alley within the City for more than a consecutive period of seventy-two (72) hours. Successive acts of parking within the same one-tenth mile or in the same block between intersections, whichever is less, shall be presumed to be a single act of parking when the vehicle is moved merely to avoid the parking limitation prescribed in this Section. (~~Ord. No. 88-805, 1-10-89~~)

~~**12.20.200 Removal of Vehicles Stored on a Public Street.**~~ (b) In the event a vehicle is parked or left standing upon a street in excess of a consecutive period of seventy-two (72) hours, any member of the City Staff authorized by the City Manager may remove said vehicle from the street in the manner prescribed and subject to the requirements of Vehicle Code, Section 22651(k).

12.20.200 Parking Enforcement on Private Property

(a) The City Council may, by resolution, and after a request of the property owner, declare that there are privately owned and maintained off-street parking facilities that are generally held open for use of the public for purposes of vehicular parking. Upon enactment by the City Council of such resolution, and after property owner compliance with section 12.20.200(b), the City may enforce all pertinent motor vehicle and traffic regulations within that privately owned and maintained off-street parking facility.

(b) Notwithstanding the provisions of section 12.20.200(a), no resolution enacted thereunder shall apply to any off-street parking facility described therein unless the owner has caused to be posted in a conspicuous place at each entrance to such off-street parking facility, a notice not less than seventeen (17) by twenty-two (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 public traffic regulations and control. No such resolution shall be enacted without a public hearing thereon and ten (10) days' prior written notice to the owner of the privately owned and maintained off-street parking facility involved. All costs for such public hearing, posting and administrative fees shall be borne by the property owner requesting said hearing. The City shall not be required to provide patrol or enforce any provisions of this Code on any privately owned and maintained off-street parking facility other than those private properties which have been included under this section through Council resolution.

12.20.205 Parking Enforcement on City Property

(a) Whenever the City Council or the City Manager shall determine that the orderly, efficient conduct of the business of the City requires that parking or standing of vehicles on City property be prohibited, limited or restricted, the City Traffic Engineer shall erect signs indicating that the parking of vehicles is thus prohibited, limited or restricted.

(b) When official signs are erected under the provisions of this section, no person shall stop, stand or park a vehicle contrary to the directions or provisions of such signs.

~~12.20.205 Angle Parking.~~ Pursuant to Vehicle Code Section 22503 and upon a report submitted by the City Engineer, the City Council may, by Resolution, designate any street or portion thereof within the City where angle parking is permitted. When angle parking is permitted on a street, or portion thereof, the Superintendent of Streets shall paint markings designating the angle parking places. When angle parking has been established for a street, or a portion thereof, no person(s) shall stop, stand or park a motor vehicle except in a designated angle parking place. ~~(Ord. No. 91-895, 6-11-91)~~

ARTICLE II. STOPPING FOR LOADING AND UNLOADING ONLY

12.20.210 ~~Authority to Establish~~ Loading Zones and Passenger Loading Zones.

(a) The City Council may by resolution, **or the City Traffic Engineer may** establish loading zones and passenger loading zones as follows:

(1) At any place in any business district.

(2) Elsewhere in front of the entrance to any place of business or in front of any hall or place used for the purpose of public assembly.

(b) In no event shall more than one-half of the total curb length in any block be reserved for loading zone purposes.

(c) Loading zones shall be indicated by yellow paint upon the top and side of all curbs **with black stenciled letters "loading only" painted upon the top of all curbs** within such zones. **No person shall stop, stand or park a vehicle in any yellow loading zone for any purpose other than loading or unloading passengers or material for such time as is permitted in section 12.20.220(b).**

(d) Passenger loading zones shall be indicated by white paint upon the top and side of all curbs **with black stenciled letters "passenger loading only" painted upon the top of all curbs** within such zones. **No person shall stop, stand or park a vehicle in any passenger loading zone for any purpose other than the loading or unloading of passengers for such time as is specified in section 12.20.220 (c).**

12.20.220 Authority to, Duty to Mark Curbs; Meaning of Colors. The ~~Street Superintendent~~**City Traffic Engineer** 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 meanings as herein set forth:

(a) **Red** shall mean not stopping, standing or parking at any time **for the entire length of the zone**, except as permitted by the ~~v~~**Vehicle e**Code, and except that a bus may stop in a red zone

marked or signed as a bus zone.

(b) Yellow shall mean no stopping, standing or parking at any time between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays 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 or the loading or unloading of materials more than twenty (20) minutes.

(c) 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; and such restrictions shall apply between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays.

(d) Blue shall mean stopping, standing and parking limited exclusively to the vehicles of the handicapped whose vehicles display a distinguished license plate issued to disabled persons by the department of motor vehicles. **Curbs shall be painted blue on both the top and face of the curb with white stenciled letters "handicapped parking only" painted upon the top of all curbs within such zones. A standard handicapped sign shall also be placed in a conspicuous location noting the location of such handicapped parking.** Such markings and sign shall be effective between the hours of 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays unless signs are posted further restricting or authorizing other days and hours.

(e) Green shall mean no stopping, standing or parking for longer than twenty minutes. **Curbs shall be painted green on both the top and face of the curb with white stenciled letters "20 minutes only" painted upon the top of all curbs within such zones.**

12.20.230 Painting of curbs for parking regulations.

~~(a) — No parking shall be painted red on both the top and face of the curb for the entire length of the zone.~~

~~(b) — Loading zones shall be painted yellow on both the top and face of the curb with black stenciled letters, "loading only," upon the top of all curbs within such zones.~~

~~(c) — Passenger loading zones shall be painted white on both the top and face of the curb with black stenciled letters, "passenger loading only," upon the top of all curbs within such zones.~~

~~(d) — Twenty minute parking zones shall be painted green on both the top and face of the curb with white stenciled letters, "20 minutes only," upon the top of all curbs within such zones.~~

~~(e) — Handicapped parking zones shall be painted blue on both the top and face of the curb with white stenciled letters, "handicapped parking only." In addition, a standard handicapped sign will be placed in a conspicuous location noting the location of such handicapped parking zone.~~

12.20.240 Standing in a Loading Zone. ~~No person shall stop, stand or park a vehicle in any yellow loading zone for any purpose other than loading or unloading passengers or material for such time as is permitted in section 12.20.220(b).~~

12.20.250 Standing in Passenger Loading Zone. ~~No person shall stop, stand or park a vehicle in any passenger loading zone for any purpose other than the loading or unloading of passengers for such time as is specified in section 12.20.220 (c).~~

12.20.2630 Authority to Establish Bus Zones.

(a) The City Traffic Engineer is hereby authorized to establish bus zones opposite curb spaces for the loading and unloading of buses or common carriers of passengers and to determine the location thereof subject to the directives and limitations set forth herein.

(b) ~~12.20.270 Length of Bus Zones.~~ No bus zone shall exceed eighty (80) feet in length except that when satisfactory evidence has been presented to the City Traffic Engineer showing the necessity therefore, he may extend bus zones not to exceed a total length of one hundred fifty (150) feet.

(c) ~~12.20.280 Direction of Bus Zones From Intersection.~~ Bus zones shall normally be established on the far side of an intersection unless otherwise designated by ordinance.

(d) ~~12.20.290 Painting of Bus Zone.~~ The City Traffic Engineer shall cause to have painted a red line stenciled with black letters "no standing," together with the words "bus zone" upon the top or side of all curbs and places specified as a bus zone. There shall also be signs erected at such zones.

(e) ~~12.20.300 Standing in a Bus Zone.~~ No person shall stop, stand or park any vehicle except a bus in a bus zone. Vehicles in violation of this section are subject to tow away per section 12.20.100(a).

12.20.310 Parking Enforcement on Private Property

~~(a) The City Council may, by resolution, and after a request of the property owner, declare that there are privately owned and maintained off-street parking facilities that are generally held open for use of the public for purposes of vehicular parking. Upon enactment by the City Council of such resolution, and after property owner compliance with section 12.20.310(b), the City may enforce all pertinent motor vehicle and traffic regulations within that privately owned and maintained off-street parking facility.~~

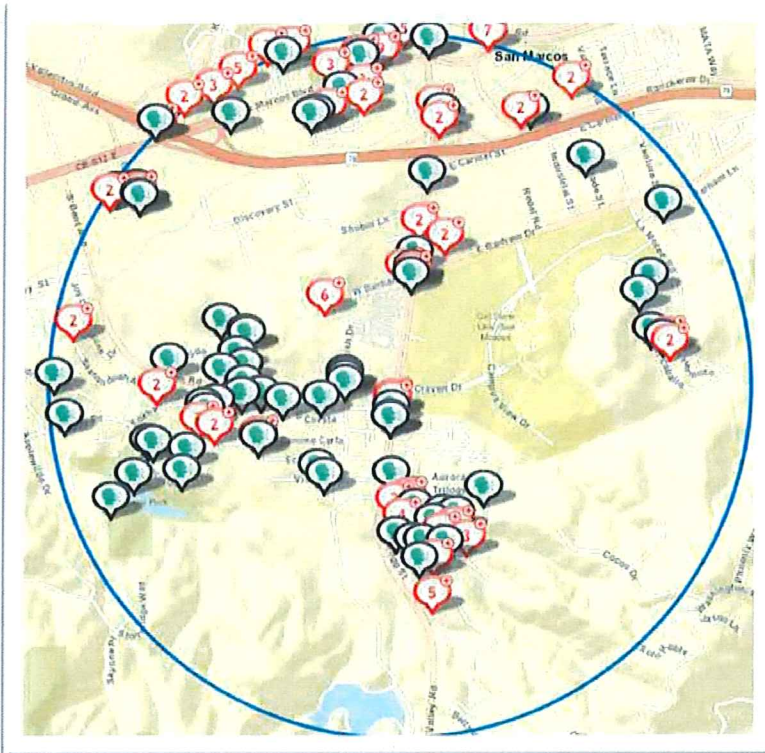
~~(b) Notwithstanding the provisions of section 12.20.310 (a), no resolution enacted thereunder shall apply to any off-street parking facility described therein unless the owner has caused to be posted in a conspicuous place at each entrance to such off-street parking facility, a notice not less than seventeen (17) by twenty-two (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 public traffic regulations and control. No such resolution shall be enacted without a public hearing thereon and ten (10) days' prior written notice to the owner of the privately owned and maintained off-street parking facility involved. All costs for such public hearing, posting and administrative fees shall be borne by the property owner requesting said hearing. The City shall not be required to provide patrol or enforce any provisions of this Code on any privately owned and maintained off-street parking facility other than those private properties which have been included under this section through Council resolution.~~



San Diego County Sheriff's Department 415 Calls for Service



California State University, San Marcos
333 S. Twin Oaks Valley Road, San Marcos, CA 92069
March 31, 2016 – August 31, 2016



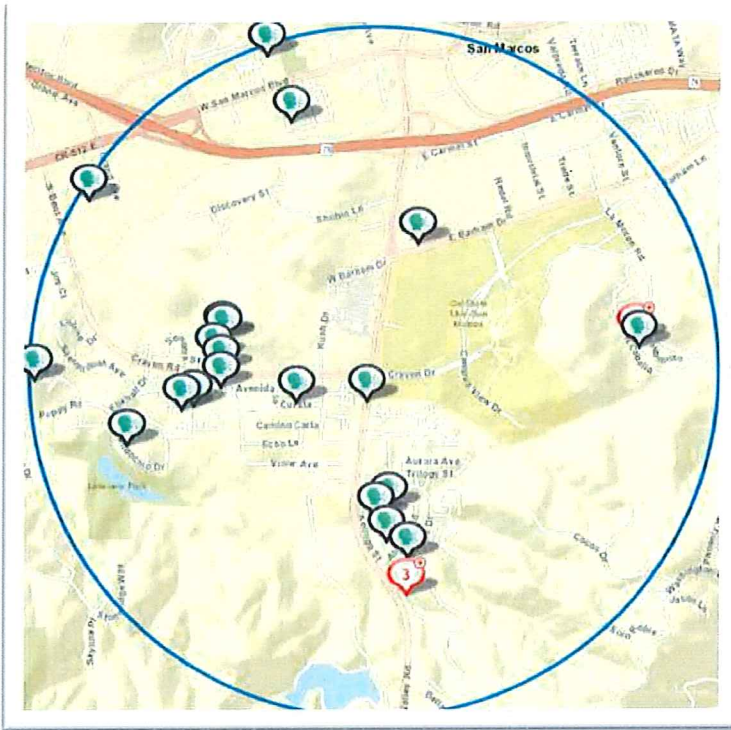
Disturbance Top 10 Locations	Number of Calls for Service
328 S TWIN OAKS VALLEY RD	10
233 W SAN MARCOS BL	9
400 CRAVEN RD	6
190 W SAN MARCOS BL	5
550 W SAN MARCOS BL	5
555 GRAND AV	5
567 GRAND AV	5
999 PEARLEAF CT	5
1 CIVIC CENTER DR	4
306 S TWIN OAKS VALLEY RD	4

415 Type	Number of 415 Calls for Service
DISTURBANCE, ARGUMENT	55
DISTURBANCE, NOISE	30
DISTURBANCE, PARTY	29
DISTURBANCE, JUVENILES	27
DISTURBANCE	24
DISTURBANCE, CUSTOMER	17
VERBAL ARGUMENT	14
DISTURBANCE, FIGHT	8
DISTURBANCE, DOG	6
MISC DISTURBANCE	6
DISTURBANCE, PYROTECHNICS	1
DISTURBANCE, VEHICLE	1
OFF ROAD VEHICLE	1
Grand Total	219



San Diego County Sheriff's Department 415 Calls for Service

California State University, San Marcos
333 S. Twin Oaks Valley Road, San Marcos, CA 92069
March 31, 2016 – August 31, 2016



Party Disturbance Locations	Number of Party Disturbance Calls for Service
999 PEARLEAF CT	3
604 PASEO DORADO	2
10 CREEKSIDE DR	1
129 JOHNSTON LN	1
140 E BARHAM DR	1
203 WESTLAKE DR	1
342 AVENIDA LA CUESTA	1
352 PLATEAU AV	1
383 BISHOP DR	1
404 PEACHTREE CT	1
512 CREEKNETTLE RD	1
545 SONOMA ST	1
547 SONOMA ST	1
577 SONOMA ST	1
586 SONOMA ST	1
603 PASEO DORADO	1
609 S TWIN OAKS VALLEY RD	1
707 HATFIELD DR	1
850 VILLAGE DR	1
870 WINDRIDGE CIR	1
953 MENDOCINO DR	1
CREEKNETTLE RD & SANTA BARBARA DR	1
Grand Total	25

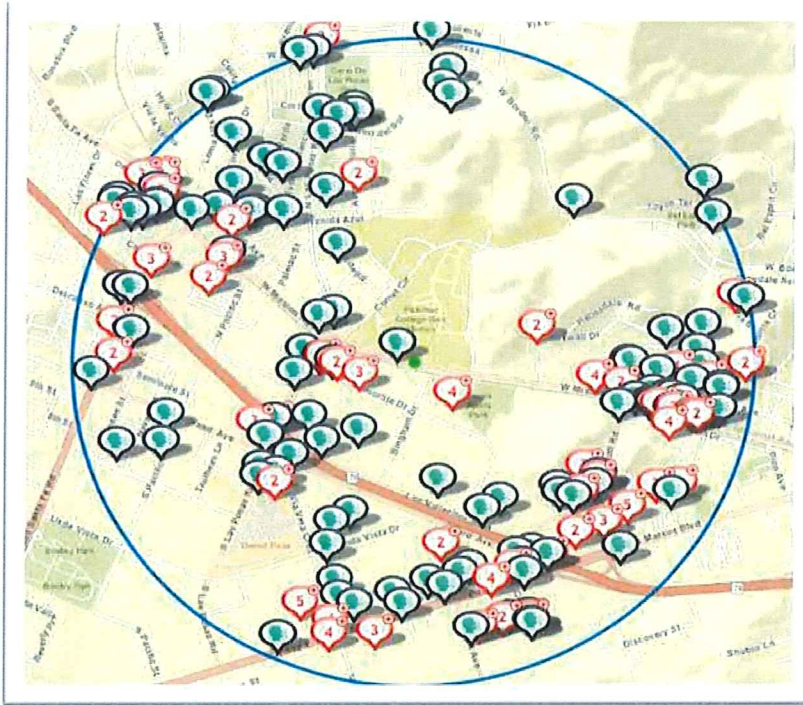


San Diego County Sheriff's Department 415 Calls for Service

Palomar College

1140 W. Mission Rd, San Marcos, CA 92069

March 31, 2016 – August 31, 2016



Disturbance Top 10 Locations	Number of Calls for Service
343 AUTUMN DR	6
377 AUTUMN DR	6
1020 W SAN MARCOS BL	5
373 AUTUMN DR	5
550 W SAN MARCOS BL	5
555 GRAND AV	5
567 GRAND AV	5
1001 W SAN MARCOS BL	4
1010 W SAN MARCOS BL	4
339 MARCOS ST	4

415 Type	Number of 415 Calls for Service
DISTURBANCE, ARGUMENT	63
DISTURBANCE	36
DISTURBANCE, NOISE	34
DISTURBANCE, CUSTOMER	30
DISTURBANCE, PARTY	29
DISTURBANCE, JUVENILES	25
DISTURBANCE, FIGHT	22
VERBAL ARGUMENT	20
MISC DISTURBANCE	8
DISTURBANCE, PYROTECHNICS	7
DISTURBANCE, VEHICLE	4
DISTURBANCE, DOG	4
DISTURBANCE, GROUP	2
OFF ROAD VEHICLE	2
Grand Total	286

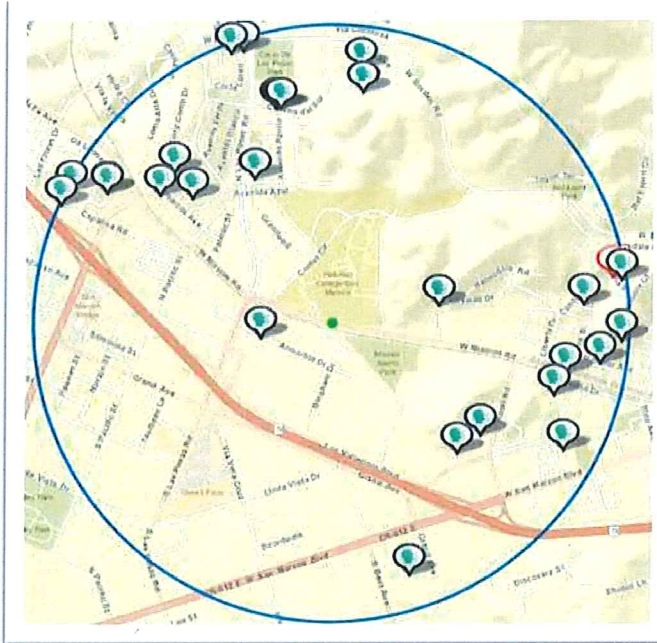


San Diego Sheriff's Department Party Disturbance Calls for Service

Palomar College

1140 West Mission Road, San Marcos, CA 92069

March 31, 2016 – August 31, 2016



Party Disturbance Locations	Number of Party Disturbance Call for Service
846 PLUMERIA DR	2
10 CREEKSIDE DR	1
1069 CAMINO DEL SOL	1
1210 CAMINO DEL SOL	1
1216 CAMINO DEL SOL	1
1221 ARMORLITE DR	1
1226 CORTE BELLO	1
1610 SADDLEHORN DR	1
1625 PALOMARCOS AV	1
185 N ECHO LN	1
203 WESTLAKE DR	1
226 HOLLENBECK RD	1
250 KNOLL RD	1
342 PLEASANT WY	1
3550 DE LEONE RD	1
3552 DE LEONE RD	1
429 AUTUMN DR	1
437 POMMEL WY	1
440 W MISSION RD	1
616 ALLISON LN	1
670 CORTE LOREN	1
671 CORTE LOREN	1
686 JAY CT	1
825 PLUMERIA DR	1
AVENIDA AGUILA & CAMINO DEL SOL	1
HOLLENBECK RD & CAPALINA RD	1
KIRKWALL DR & ABERDEEN AV	1
RICHMAR AV & FITZPATRICK RD	1
Grand Total	29