Office of the Los Angeles City Attorney
Hydee Feldstein Soto

REPORT NO. R 2 4 - 0 3 8 4
JUL 2 5 2024

REPORT RE:

DRAFT ORDINANCE AMENDING SECTION 89.60 OF ARTICLE 1, CHAPTER VIII OF THE LOS ANGELES MUNICIPAL CODE TO ESTABLISH A BASE FINE AND LATE PAYMENT PENALTIES FOR A VIOLATION OF CALIFORNIA VEHICLE CODE SECTION 22500(m)

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

Council File No. 21-1224

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance amends Section 89.60 of Article 1, Chapter VIII of the Los Angeles Municipal Code (LAMC) to establish a base fine and late payment penalties for a violation of California Vehicle Code (CVC) Section 22500(m), which prohibits the stopping, standing, or parking of any vehicle in a portion of a street that has been designated for the exclusive use of a public transit bus. In the enclosed draft ordinance, the penalties for violations of CVC Section 22500(m) are listed in Section 89.60 and not LAMC Section 80.76.2, which only lists civil penalties for violations of the LAMC, not state law.

The City Council further requested this Office include language in the draft ordinance that authorizes towing for unlawful parking in a street designated for the exclusive use of public transit buses. Existing LAMC Section 80.77(d) gives the City the authority to tow any vehicle that has been parked or left standing in violation of an

official sign prohibiting stopping or parking and giving notice that such vehicle may be removed. Should the City Council adopt this draft ordinance and assuming proper signage is then posted, the existing language in LAMC Section 80.77(d) is sufficient to authorize towing for unlawful parking in a bus lane.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Department of Transportation, with a request that all comments, if any, be presented directly to the City Council when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Michael Nagle at (213) 978-8130. A member of this Office will be available when you consider this matter to answer questions you may have.

Sincerely,

HYDEE FELDSTEIN SOTO, City Attorney

By

MICHAEL J. DUNDAS
Senior Assistant City Attorney

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Transmittal

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