

ATTACHMENT A

RESOLUTION NO. 2022- 27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA PROHIBITING OVERNIGHT PARKING ON OLD NEWPORT BOULEVARD BETWEEN 15th STREET AND HOSPITAL ROAD

WHEREAS, Section 12.44.160 of the Newport Beach Municipal Code provides that the City Council shall by resolution designate streets or portions of streets on which the parking or standing of vehicles after 6:00 P.M. and before 6:00 A.M. the next day is to be prohibited; and

WHEREAS, the City Council shall designate in the resolution the days of the week and the exact hours during which such prohibition shall be in effect; and

WHEREAS, the City Council has determined that it is reasonable and in the public interest to prohibit overnight parking on Old Newport Boulevard as hereinafter provided.

NOW, THEREFORE, the City Council of the City of Newport Beach resolves as follows:

Section 1: The City Council does hereby resolve that the parking of vehicles shall be prohibited on Old Newport Boulevard between 15th Street and Hospital Road daily from 10:00 P.M. to 6:00 A.M.

Section 2: The City Traffic Engineer is authorized and directed to cause signs to be posted on Old Newport Boulevard giving notice of the parking restrictions enacted by this resolution, which shall be immediately enforceable after such signs have been posted.

Section 3: The recitals provided in this resolution are true and correct and are incorporated into the operative part of this resolution.

Section 4: If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 5: The City Council finds the adoption of this resolution is not subject to the California Environmental Quality Act (“CEQA”) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

Section 6: This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting the resolution.

ADOPTED this 10th day of May, 2022.

Kevin Muldoon
Mayor

ATTEST:

Leilani I. Brown
City Clerk

APPROVED AS TO FORM:
CITY ATTORNEY’S OFFICE



Aaron C. Harp
City Attorney