

**1.5.002 Violations as Misdemeanors or Infractions; Public Nuisances.**

- a. It shall be unlawful for any person to violate any provision or to fail to comply with any of the requirements of this Code or any other ordinance of the City, or any rule, regulation or order promulgated or issued pursuant to any City Ordinance or the provisions of any Code adopted by reference by any City ordinance, or any condition of an approval, permit or license granted pursuant to any City ordinance. Any person violating any such provisions or failing to comply with any of such requirements shall be guilty of a misdemeanor or an infraction if so specified. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation is committed, continued, or permitted by such person, and shall be punishable accordingly.
- b. Notwithstanding subsection (a) of this section or any other provision of any City ordinance, any violation constituting a misdemeanor may, in the discretion of the enforcing authority, be charged and prosecuted as an infraction.
- c. Where no specific penalty is provided therefore, any person convicted of a misdemeanor under the provisions of a City ordinance shall be punishable by a fine of not more than \$1,000, or by imprisonment in the County Jail for a period not exceeding six months, or by both such fine and imprisonment.
- d. Any person convicted of an infraction under the provisions of a City ordinance shall be punishable for a first conviction by a fine of subsequent conviction within a period of one year by a fine of not more than \$500.

e. In addition to the penalties by this section any condition caused or permitted to exist in violation of any of the provisions of this Code, or any other ordinance of the City, or any rule, regulation or order promulgated or issued pursuant to any City ordinance, or the provisions of any Code adopted by reference by any City ordinance, or in violation of any condition of an approval, permit or license granted pursuant to a City ordinance, shall be deemed a public nuisance and may be abated by the City in a summary action pursuant to this Title, or any civil action, and each day such condition continues shall be a new and separate offense.

**1.5.004 Prohibited Acts.**

Whenever in any provision of this Code or ordinance of the City any act or omission is made unlawful, it shall include causing, permitting, aiding, abetting, suffering or concealing such act or omission.

**1.5.006 Imposition of Penalty.**

The provisions of this Code or any ordinance of the City which declare certain crimes to be punishable as therein mentioned devolve a duty upon the court authorized to pass sentence to determine and impose a punishment described.

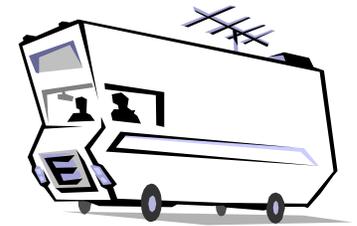
**1.5.010 Place of Confinement.**

Every person found guilty of violating any of the provisions of this Code or an ordinance of the City and sentenced to imprisonment shall be imprisoned in the County Jail.

**6.1.204 Parking of Commercial Vehicles**

Prohibits the parking of commercial vehicles in residential neighborhoods as defined by the Vehicle Code. This ordinance includes “any part of a street or highway that abuts a residential district and that divides a residential district from a non residential district.”

# PARKING OF OVERSIZED VEHICLES & TRAILERS



## City of Oakley Police Department

**To report a crime, call:  
Oakley P.D. Dispatch  
(925 625-8060)**

Administrative offices:  
Oakley Police Department:  
(925) 625-8855

**EMERGENCIES ONLY**  
Dial  
**9-1-1**

# Oakley Municipal Code Sections



- e. **“Unattached trailer”** shall mean a trailer, as defined in Section 630 of the California Vehicle Code, which is left free standing and is not attached, connected or joined to a motor vehicle.

**6.1.406 Parking, Prohibited on Residential Streets.** Except as provided in Section 6.1.408, no person may park or leave standing an oversize vehicle or unattached trailer on a street in a residential area.

### 6.1.408 Exceptions.

- a. The parking prohibition of Section 6.1.406 does not apply to:
  - 1) An authorized emergency vehicle (as defined by California Vehicle Code Section 165).
  - 2) A resident with a permit issued by the Oakley Police Department whose oversize non-commercial vehicle or trailer is parked for a period not to exceed forty-eight (48) consecutive hours in front of the permittee’s residence for the purpose of loading or unloading before or after a trip. Permits will be issued for a maximum of 48 hours. Permits will not be issued for consecutive 48 hour periods, and there must be a minimum of 48 consecutive hours between the issuance of permits.
- 3) Any bonafide guest of a resident who has secured a permit from the Oakley Police Department. A permit not to exceed seven (7) days will be issued if:
  - a) The guest is not a resident of the City, and

**No more than two parking permits will be granted in any 30-day period.**

- b) The vehicle is registered to an address not within the City.

- 4) A person who is engaged in the loading or unloading of a noncommercial vehicle or is making emergency repairs on such a vehicle.

- 5) A commercial oversize vehicle making pickups or deliveries of goods, wares, or merchandise or delivering building materials to a site for which a building permit has previously been obtained and posted.

- b. The exceptions listed above shall not apply to any oversize vehicle or trailer parked (1) within twenty-five (25’) feet from the street corner; or (2) in such a manner as to obstruct and prevent the free use of sidewalks.
- c. An oversize vehicle parked at night under this section shall be equipped with reflecting safety devices to alert oncoming vehicles to the oversize parked vehicle.
- d. An oversize vehicle or unattached trailer parked under this section is not permitted to connect to utilities such as water, electricity or sewer.

### 6.1.412 Enforcement.

- a. Violation of this section is an infraction, punishable under Title 1 Chapter 5 of this Municipal Code.
- b. In addition, under California Vehicle Code Section 22651, the City may remove a vehicle parked or left standing in violation of this section.

**(This is an informational pamphlet only. For complete Municipal Code Ordinance information access the City of Oakley Website at [www.ci.oakley.ca.us](http://www.ci.oakley.ca.us))**

### 6.1.402 Findings and Declaration of Intent.

*The City Council finds that the parking of oversize vehicles and trailers and unattached trailers on public streets can, unless controlled, provide neighborhood blight and deterioration, impair visibility, constitute a nuisance, and be injurious to the health, safety and general welfare. Therefore the presence of such vehicles on public rights-of-way is prohibited except as permitted in this section and is declared to constitute a public nuisance.*

### 6.1.404 Definitions. As used in this section:

- a. **“Loading and unloading”** shall mean and include the packing of food, clothing or supplies, preparing a vehicle’s refrigeration, and unpacking the vehicle after a trip.
- b. **“Oversize vehicle”** shall mean a vehicle or vehicle and trailer combination the dimensions of which exceed twenty (20) feet in length or seven (7’) feet in height.
- c. **“Residential area”** shall mean a residential land use district as set forth in the City’s Zoning Ordinance.
- d. **“Trip”** shall mean an extended overnight use of an oversize vehicle which requires additional time to prepare the vehicle beforehand.