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# CITY OF POMONA COUNCIL REPORT

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June 17, 2024

To: Honorable Mayor and Members of the City Council

From: Anita D. Gutierrez, City Manager

Submitted By: Rene Guerrero, Public Works Director

**SUBJECT: APPEAL OF STAFF DECISION TO DENY THE ESTABLISHMENT OF A  
PREFERENTIAL PARKING DISTRICT ON MOUNTAIN AVENUE**

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## **RECOMMENDATION:**

It is recommended that the City Council discuss the appeal of the Staff decision to deny the establishment of a preferential parking district on Mountain Avenue from Kingsley Avenue to the south alleyway. After discussion, the City Council can take one of two actions:

- 1) Option 1: Uphold Staff's decision to deny the request; or
- 2) Option 2: Approve the establishment of a preferential parking district on Mountain Avenue from Kingsley Avenue to the south alleyway.

## **EXECUTIVE SUMMARY:**

Pursuant to a petition submitted by the residents of Mountain Ave., a request was made to establish a preferential parking district between Kingsley Ave. and the south alleyway. Staff evaluated the request and determined there was sufficient on-site parking space on residential driveways and in garages to deny the request. Per Pomona City Code Section 58-239(g), residents may appeal Staff's decision to the City Council. This discussion will allow the City Council to receive public comments and testimony for the appeal.

## **SB1439/GOVERNMENT CODE §84308 APPLICABILITY:**

When this box is checked, it indicates the agenda item is subject to the Levine Act SB1439 requirements. Councilmembers are reminded to check their campaign contributions and determine whether they have received a campaign contribution of \$250 or more that would require disclosure and/or recusal from discussing or acting on this agenda item. Campaign contributions of \$250 or more made 1) by any person or entity who is identified in the agenda report as the applicant or proposer or 2) on behalf of the applicant or participant, including a parent, subsidiary or otherwise

related business entity, or 3) by any person who has a financial interest in the agenda item requires a councilmember to comply with SB1439.

### **FISCAL IMPACT:**

Option 1 (upholding City Staff's decision to deny the request) will have no fiscal impact at this time. Option 2 (establish the preferential parking district) will have minimal impact on the Public Works Paint and Sign Operating budget (208-2562-52750-00000) of less than \$500 to install the required signage.

### **DISCUSSION:**

The Mountain Ave. residents (Residents) submitted a petition to implement a preferential parking district program on Mountain Ave. from Kingsley Ave. to the south alleyway. The roadway classification is a local street. In recent years, Residents have noticed an increase in the amount of vehicles parked on Mountain Ave. belonging to residents of the apartment buildings located at the south end of Mountain Ave. The Residents are contending that this increase of parked vehicles from the apartment buildings is reducing the amount of available parking space on the street for the Mountain Ave. residents.

Upon receipt of the request from the Residents to consider a preferential parking district, Staff evaluated the concerns and observed that each home along both sides of the street has on-site driveway space sufficient to accommodate two vehicles and, in many cases, more than two vehicles. In addition, a majority of the homes have garages that can accommodate at least one vehicle. Thus, it has been determined that reasonably convenient parking is available to the residents and a preferential parking district is not necessary.

The Residents requesting a preferential parking district were notified of Staff's decision to deny their request (Attachment No. 1). Per Pomona City Code Section 58-239(g), residents may appeal Staff's decision to the City Council and have chosen to do so. The City Council can consider the following options:

#### Option 1: Uphold staff's decision to deny the request

It is Staff's opinion that each residential property has sufficient on-site driveway and garage space, and therefore, there is not a shortage of reasonably available and convenient parking for the residents along Mountain Ave. Establishing preferential parking districts without proper findings may lead to undesirable outcomes and potential neighbor disputes.

#### Option 2: Establish the preferential parking district on Mountain Avenue from Kingsley Avenue to the south alleyway.

As outlined in Pomona City Code Section 58-239(g), residents may appeal the decision to City Council. If the City Council chooses to overturn the decision and establish the preferential parking district on Mountain Avenue from Kingsley Avenue to the south alleyway, all adjacent dwelling units will be allowed to receive two regular permits and two guest permits, a maximum of four total permits per unit. Residents will need to provide appropriate documents and pay applicable fees before issuance of parking permits.

Prepared by:

Ron Chan, Principal Traffic Engineer

**ATTACHMENT(S):**

Attachment No. 1 – Staff Email Denying Request on March 27, 2024