



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 8, 2016

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Preferential Parking Along The South Side Of Cabrillo Boulevard For Land And Sea Tours (Land Shark)

RECOMMENDATION:

That Council approve an application for preferential parking by Land and Sea Tours until such time that Council terminates the privilege, or the applicant no longer meets the requirements of Santa Barbara Municipal Code Section 10.44.250, or Santa Barbara Municipal Code Section 10.44.250 is updated.

DISCUSSION:

Land and Sea Tours Application

Land and Sea Tours (Land Shark) is a sightseeing bus that operates in Santa Barbara. The Land Shark has applied for preferential parking privileges along the south side of Cabrillo Boulevard, just west of Chapala Street, (Attachment 1), pursuant to Section 10.44.250 of the Santa Barbara Municipal Code (SBMC).

Since about 2003, the Land Shark has picked up and dropped off passengers along the south side of Cabrillo Boulevard, just east of State Street, in the Waterfront Shuttle bus stop area. This bus stop was recently closed due to construction associated with the Cabrillo Boulevard Bridge Replacement Project, and will remain closed until the project is complete in 2016. Once the project is complete, the Waterfront Shuttle stop will reopen, but will only be available for use by the Metropolitan Transit District (MTD) Waterfront Shuttle. Since the onset of bridge construction, the Land Shark has been operating under a temporary permit along the south side of Cabrillo Boulevard, just west of Chapala Street and is paying quarterly fees of approximately \$1,300 to reserve public parking spaces. The Land Shark has requested to make this space a preferential parking space to facilitate passenger loading and unloading. Pursuant to SBMC Section 10.44.250, Council approval is required in order for the Land Shark to have permanent preferential parking in this area. The Land Shark has expressed an interest in relocating to the south side of Cabrillo Boulevard, between Anacapa and Garden Streets, after

bridge construction is complete; however, any relocation will again require approval of Council and general support of affected parties.

Existing SBMC Ordinance Regarding Preferential Parking

Under SBMC Section 10.44.250, Council may grant a sightseeing bus applicant a preferential right to a parking space, up to 35 feet in length, on any City street. The applicant is required to demonstrate good and sufficient cause and operate over a regular and fixed route at least six days per week, and not less than 12 consecutive weeks at a time. The Land Shark operates daily between noon and 4:00 pm during the winter, and noon and 6:00 pm during the summer, over a fixed route. Staff agrees that preferential parking will facilitate the loading and unloading of passengers. The applicant must pay a fee of five dollars and meet the City's insurance requirements.

Historical Use of Bus Stops

Prior to July 2015, the SBMC permitted any vehicle defined as a bus (i.e. a vehicle designed for carrying 15 or more passengers) to stop at and use a bus stop, not just buses operated by the MTD. This resulted in a number of sightseeing buses using bus stops intended for MTD; the most notable being the bus stop on eastbound Cabrillo Boulevard, just east of State Street, where the Land Shark and Trolley regularly picked up and dropped off passengers. None of the sightseeing buses that used this area had a Public Works Permit for use of the public right of way. The ordinance regarding bus stops was updated in July 2015, to clarify that bus stops are for use by MTD buses only. The Santa Barbara Trolley Company subsequently requested, and was granted, preferential parking next to the visitor center in March 2015.

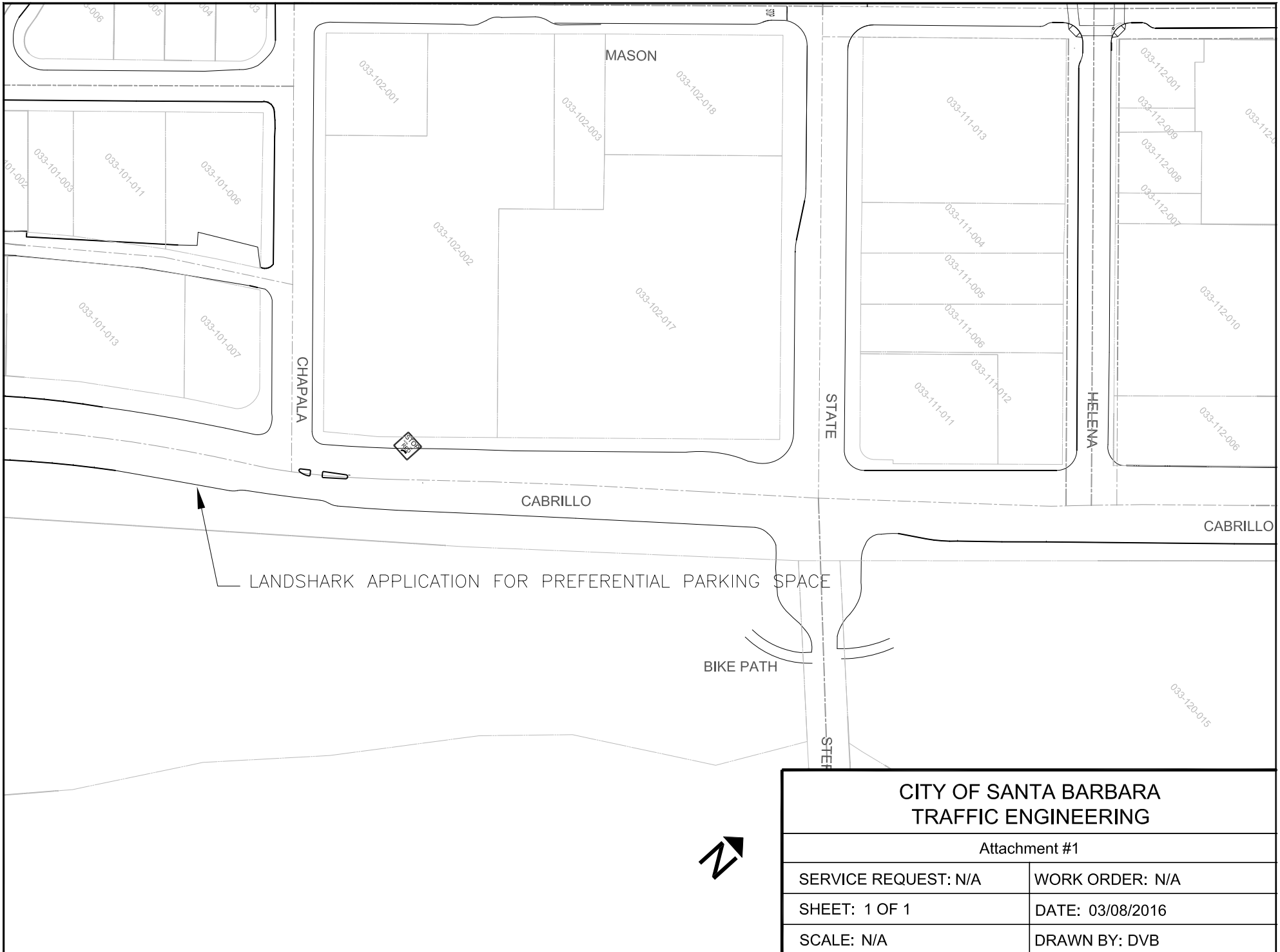
Staff recommends that the Land Shark be granted a preferential parking space, 35 feet in length, along the south side of Cabrillo Boulevard, just west of Chapala Street, until the applicant either no longer meets the requirements of SBMC 10.44.250, or SBMC 10.44.250 is updated. Council can terminate the privilege of preferential parking at any time, per SBMC 10.44.270.

ATTACHMENTS: 1. Vicinity Map of West Cabrillo Boulevard
 2. Application Letter and Insurance

PREPARED BY: Derrick Bailey, Supervising Transportation Engineer/mj

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office



**CITY OF SANTA BARBARA
TRAFFIC ENGINEERING**

Attachment #1

SERVICE REQUEST: N/A	WORK ORDER: N/A
SHEET: 1 OF 1	DATE: 03/08/2016
SCALE: N/A	DRAWN BY: DVB





TEL 805.683.7600 FAX 805.683.7773

Land And Sea LLC

216 ARBOLEDA ROAD
SANTA BARBARA, CA 93110

CITY OF SANTA BARBARA

JAN 28 2016

ENGINEERING

January 29, 16

Dear Mayor Helene Schneider and members of City Council,

For the last 12 years, the Land Shark has conducted daily city and harbor tours departing from State Street at Stearns Wharf.

As you may know, due to the on going Cabrillo Boulevard Bridge Replacement Project, both the Land Shark and the Trolley Company's loading and unloading location was needed during the 2+ year construction process.

For the past year, the Land Shark has been loading and unloading passengers from the West Beach area, at 99 West Cabrillo Blvd., the south side of Cabrillo Blvd., just west of Chapala street, across from the Veterans Memorial Building.

Due to the fact that the bridge replacement project is expected to continue for at least another year before its completion, and the previous loading and unloading location that we used will not become available until then, I kindly request continued preferential loading, unloading and temporary parking at the current West Beach location of 99 West Cabrillo Blvd.

We currently operate seven days a week weather permitting, from 10am to 6pm.

Respectfully,

Andre Manoux

Land and Sea Tours

Name of Business

**Land and Sea LLC
DBA: Land and Sea Tours**

Contact Person

Andre Manoux

Emergency Contact

Andre Manoux

Mailing Address

**216 Arboleda Road
Santa Barbara, Ca 93110**

General Description of Business

Round trip sightseeing city and harbor tours

Preferred Location – indicate preferred block face or specific address
(applicants are advised that the reserved area may not exceed 35')

**Turn out on the southside of Cabrillo Blvd. from streetpole #2175 to
Chapala Street curb extension. (Across from 102 and 112 W. Cabrillo
Blvd.)**

Preferred days and hours of exclusive use (applicants are advised that
exclusive use is limited to hours of actual sight-seeing operation)

Everyday, 10am to 6pm

Actual Hours of Sight Seeing Operation (identify any weeks or months not
in scheduled operation during the year)

Everyday, 10am to 6pm

THIS DOCUMENT HAS A TRUE DOCUCHECK™ WATERMARK AND VISIBLE FIBERS DISCERNIBLE FROM BOTH SIDES

POST IN CONSPICUOUS PLACE
NON TRANSFERABLE

**CITY OF SANTA BARBARA
BUSINESS LICENSE CERTIFICATE**

LICENSE NUMBER
52473

KEEP FOR YOUR RECORDS
BUSINESS TAX RECEIPT

DATE ISSUED
04/08/2015

TYPE OF BUSINESS
Travel or Tour Services

STATE LICENSE #

License No. **52473**
Date Pd. 04/08/2015

BUSINESS ADDRESS 216 ARBOLEDA RD

EXPIRATION
03/31/2016

1016 \$266.00
TOTAL \$266.00

OWNER LAND AND SEA LLC



BUSINESS NAME LAND AND SEA TOURS SANTA BARBARA

ATTN:
MAILING 216 ARBOLEDA RD

ADDRESS SANTA BARBARA, CA 93110-1704

CITY OF
SANTA BARBARA

THIS CERTIFICATE DOES NOT CONSTITUTE AN ENDORSEMENT OF THE BUSINESS, NOR DOES IT GRANT PERMISSION TO CONDUCT BUSINESS AT ANY PLACE PROHIBITED BY THE CITY'S ZONING ORDINANCES OR ANY OTHER FEDERAL, STATE, OR LOCAL REGULATION.
THIS DOCUMENT IS ALTERATION PROTECTED AND REFLECTS FLUORESCENT FIBERS UNDER UV LIGHT



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 10/09/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER: TIB Transportation Ins Brokers, 425 West Broadway, Suite 400, Glendale, CA 91204, Josef Ortiz. CONTACT NAME: Orjhen Atanesyan, PHONE: 818-246-2800, FAX: 818-246-4690. INSURED: Land and Sea LLC, 216 Arboleda Rd, Santa Barbara, CA 93110. INSURER(S) AFFORDING COVERAGE: CA State Compensation Ins Fund.

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

Table with columns: INSR LTR, TYPE OF INSURANCE, ADDL INSD, SUBR WVD, POLICY NUMBER, POLICY EFF, POLICY EXP, LIMITS. Rows include Commercial General Liability, Automobile Liability, Umbrella Liab, Excess Liab, and Workers Compensation and Employers' Liability.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Officer Exclusion Applies - Dany Lavine-Manoux, Andre Manoux

CERTIFICATE HOLDER: City Of Santa Barbara, 735 Anacapa St, Santa Barbara, CA 93101. CANCELLATION: SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE: [Signature]