

RESOLUTION NO. 05-072

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA WITH RESPECT TO ESTABLISHING A PROCESS FOR THE TRANSITIONAL USE OF RECREATIONAL VEHICLES AS TEMPORARY OVERNIGHT ACCOMMODATIONS IN CERTAIN ZONES OF THE CITY AND IN THE CITY'S CARRILLO/CASTILLO COMMUTER PARKING LOT

WHEREAS, concurrently with the adoption of this Resolution, the City Council has adopted an ordinance of the City amending Title 28 of the Santa Barbara Municipal Code (the "Zoning Ordinance") to allow the use of recreational vehicles as overnight accommodations in certain non-residential zones of the City and on church and nonprofit parking lots and, under some circumstances, in parking lots owned and operated by the City in accordance with a process to be established by the City Council;

WHEREAS, in amending the Zoning Ordinance, the City Council has also authorized the use of some City public parking lots as temporary locations for the use of recreational vehicles as overnight accommodations and such amendment ordinance provides that the City Council will designate which City parking lots are appropriate for such overnight use; and

WHEREAS, the City Council wishes to establish a program for the use of the designated City parking lot location such that the program assures that the use is safe and appropriate for the participants, minimizes any potential impacts on the adjacent neighbor and real properties and which assures that the use is transitional and designed to assist recreational vehicle dwellers in eventually obtaining safe and decent housing alternatives within the Santa Barbara community.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. THIRD PARTY PROGRAM ADMINISTRATOR; PROGRAM ELIGIBILITY FACTORS. The City Council hereby authorizes the City Administrator to enter into an annual agreement for the purposes of retaining a nonprofit social service organization to administer the Recreational Vehicle Accommodation Program established herein and in Santa Barbara Municipal Code Section 28.87.180. Such agreement shall provide a well-defined and express process for the certification of those Recreational Vehicle owners which the City may deem eligible to utilize the City designated public parking lots sites as well as, if necessary, for the certification of eligibility for private recreational vehicle sites made available by churches, and nonprofit organizations within the zones designated by SBMC Section 28.87.180.

The eligibility criteria established in the standard agreement shall include, but not be limited to, the following factors:

A. Certification that the intended Recreational Vehicle site appears to meeting the site locational and the health and safety requirements established in SBMC Section 28.87.180.

B. Certification on an initial and on-going basis (such as every 90 days) that the Recreational Vehicle owners (and all occupants of an Recreational Vehicle) meet certain maximum income criteria requirements and that each has agreed to cooperate and work with Santa Barbara County area social service providers in a good faith effort to seek and to obtain permanent and decent housing, as may be appropriate within their means, as an alternative to the temporary Recreational Vehicle accommodation being made available by this Program.

C. Certification that the Recreational Vehicle owner will abide by all rules and regulations established by the City Housing & Redevelopment Division for the day to day use of the designated City Recreational Vehicle locations, particularly with respect to compliance with the law and with respect to minimizing any adverse impact on the neighboring property owners and on the safe and healthy use of the site upon which the Recreational Vehicle is located.

The agreement shall also provide a process for the issuance of dated permits to be displayed on the windshield of a Recreational Vehicle in order to establish the right of the owner of the Recreational Vehicle to participate in this Program and to have their vehicle parked overnight at a particular permitted and designated location.

SECTION 2. DESIGNATED CITY PARKING LOT LOCATION. The City Council hereby designates the following City surface parking lots for temporary transitional use for overnight Recreational Vehicle accommodations which use shall be pursuant to a standard license agreement acceptable to the City Administrator and approved as to legal form by the City Attorney as provided in paragraph 3 hereof.

A. Carrillo/Castillo Streets Commuter Parking Lot - 400 West Carrillo Street

SECTION 3. LICENSE AGREEMENT FOR THE USE OF CITY PARKING LOTS. The exact sites within such City parking lot locations and the express rules and regulations and conditions for the use of such lots by Recreational Vehicle owners and occupants may be established by the City's Downtown Parking Division in accordance with and incorporated into a standard license agreement offered to each Recreational Vehicle owner. Such a license may be revoked, in the sole and absolute discretion of the City, upon any violation of its terms or at the termination of this Program as may be determined appropriate by the City Council.

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STATE OF CALIFORNIA)
)
COUNTY OF SANTA BARBARA) ss.
)
CITY OF SANTA BARBARA)

I HEREBY CERTIFY that the foregoing resolution was adopted by the Council of the City of Santa Barbara at a meeting held on August 2, 2005, by the following roll call vote:


AYES: Councilmembers Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams; Mayor Marty Blum

NOES: None

ABSENT: None

ABSTENTIONS: None

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of the City of Santa Barbara on August 3, 2005.


Cynthia M. Rodriguez
Cynthia M. Rodriguez, CMC
City Clerk Services Manager

I HEREBY APPROVE the foregoing resolution on August 3, 2005.

Marty Blum
Marty Blum
Mayor