

TITLE 10

TRAFFIC

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Chapter 10.04

General Regulations

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10.04.010 Definitions. Except as otherwise defined herein, the definition of any term used in this Chapter is the definition of such term as it is defined and described in the Vehicle Code of the State of California and amendments thereto. (Ord. 331, Sec.1; May 15, 1946.)

10.04.015 Moving parked vehicle to avoid parking time limit. For the purposes of the regulations contained or authorized in this title relating to limitations on stopping, standing and parking, any vehicle moved a distance of less than one-tenth (1/10) of a mile during the limited parking period shall be deemed to have remained stationary. A vehicle parked with the odometer obscured from view from without the vehicle shall be presumed to have remained stationary. (Ord. 1003, Sec. 1; March 21, 1983.)

10.04.020 Obedience to police signals. Officers of the Police Department, or person deputized by Director of Police and Fire Services, shall, by voice, hand or other signal, direct all traffic, and it is unlawful for any person to refuse or fail to comply with any lawful order, signal or other lawful direction of a police officer, or such other lawfully deputized person; and, further, it is unlawful for any other person other than an officer of the Police Department, or such other deputized person, to direct or attempt to direct traffic by voice, hand or other signal. (Ord. 331, Sec. 2; May 15, 1946.)

10.04.030 Council authority to designate certain matters. The City Council, by resolution, may determine, designate and establish the following:

1. Location of through highways and stop intersections;
2. Parking time limits within any designated area within the City.
3. "One-way" streets and highways on which traffic shall move in a single direction only;
4. Closed streets upon which vehicular traffic and parking are prohibited;
5. Parking areas on City-owned property which shall be reserved exclusively for use by City-owned vehicles or vehicles owned and/or operated by City officers or employees.

No resolution adopted pursuant to the provisions of this section shall be effective until appropriate signs, markers, painted curbs or other official traffic-control devices have been established giving notice of the matters referred to in such resolution. (Ord. 331, Sec.3; May 15, 1946, as amended by Ord. 823, Sec.1; July 15, 1974.)

10.04.040 Director of Public Works--Authorized--Duties--Powers. The Director of Public Works is authorized and he shall determine and designate the location of loading zones, bus loading zones and safety zones and/or the method of turning at intersections, and/or the location of mechanical signals; and he is authorized and directed to place, paint and maintain, or cause to be placed, painted or maintained, the necessary signs, markers or painted curbing in accordance with the Vehicle Code of California and amendments thereto. Such determinations and designations shall be made pursuant to accepted principles and practices of traffic engineering. (Ord. 1054, Sec.1; July 6, 1986.)

10.04.050 Obedience to traffic signs.

A. It is unlawful for the driver of any vehicle or any pedestrian to disobey the instructions of any signal, traffic sign or mark upon any street, placed in accordance with the provisions of this Chapter.

B. It is unlawful for the driver or operator of any vehicle to park the vehicle in disregard of any traffic sign or mark upon the street or curb.

C. No public utility or department in this City shall erect or place any barrier or sign unless of a type first approved by the Director of Police and Fire Services. It is unlawful for any operator or pedestrian to

disobey the instructions of any barrier or sign approved, as above provided, erected or placed by a public utility or by any department of this City. (Ord. 331, Sec.5; May 15, 1946.)

10.04.060 Display of unauthorized signs prohibited--Defacement of official signs prohibited. It is unlawful for any person to place or maintain or to display any device, other than an official warning or direction sign or signal erected under competent authority, upon or in view of a street, which purports to be, or is an imitation of, or resembles, an official warning or direction sign or signal, or which attempts to direct the movement of traffic or the action of operators, and any such prohibited device is a public nuisance, and the Director of Police and Fire Services may remove it, or cause it to be removed, without notice.

It is unlawful for any person to willfully deface, injure, move or interfere with any official warning or direction sign or signal. (Ord. 331, Sec.5; May 15, 1946.)

10.04.070 Pedestrian use of roadway.

A. The driver of a vehicle shall yield the right-of-way to a pedestrian crossing a roadway within any marked crosswalk or within any unmarked crosswalk at an intersection.

B. Every pedestrian crossing a roadway at a point other than an intersection or within a marked crosswalk shall yield the right-of-way to all vehicles moving upon the roadway.

C. It is unlawful for any person to stand in a roadway for the purpose of or while soliciting a ride from the operator of any private vehicle. (Ord. 221, Sec. 7; May 15, 1946.)

10.04.080 Vehicles not to obstruct streets. It is unlawful for any person to operate or stand or park any vehicle on any street in such manner as to obstruct the free use of such street. (Ord. 331, Sec.8, May 15, 1946.)

10.04.085 Business creating traffic hazards --Traffic control program. If the operator of any business so conducts his business that customers' automobiles obstruct the normal movement of traffic on a public street, block the entrances of driveways or otherwise create a hazard to other traffic on a public street, the Director of Police and Fire Services may, by written notice, require such operator at his own expense to provide a traffic-control program designed to eliminate such conditions. Within two days after receiving such written notice, the business operator shall institute a traffic-control program approved by the Director of Police and Fire Services. (Ord. 812, Sec.1, March 12, 1974.)

10.04.090 Stops--Through highway and intersection. Every driver of a vehicle shall stop such vehicle before entering or crossing any through highway and before entering or crossing any intersection designated as a stop intersection at any entrance thereto designated as a stop entrance. All such stops shall be made at the prolongation of the property line of such through highway or intersection or at such other place properly marked and designated as a "stop" location; provided, however, that no such stops need to be made when traffic is signaled to proceed by any stop-and-go signal or by a police officer. (Ord. 331, Sec.9, May 15, 1946.)

10.04.100 Commercial vehicles restricted on certain streets.

A. The following streets or portions thereof are declared to be restricted streets and it is unlawful for any person to operate a commercial vehicle on said streets:

1. That portion of East Blithedale Avenue extending from Sycamore Avenue easterly to Camino Alto;
2. That portion of Sycamore Avenue extending from La Goma Street to Camino Alto;

3. That portion of Nelson Avenue extending from East Blithedale to Sycamore Avenue.

B. The prohibition contained in this section shall not apply to any commercial vehicle which is subject to the provisions of Section 1031 to 1036, inclusive, of the Public Utilities Code, nor to any commercial vehicle coming from an unrestricted street having ingress and egress by direct route to and from any of the restricted streets referred to in this section when necessary for the purpose of making pick-ups or deliveries of goods, wares and merchandise from or to any building or structure located on the restricted streets, or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon the restricted street for which a building permit has previously been obtained. (Ord. 331, Sec.9.5 added by Ord. 349, February 18, 1948, as amended by Ord. 875, Sec.1; September 20, 1976.)

10.04.110 Following fire apparatus prohibited. It is unlawful for the driver of any vehicle, other than one on official business, to follow any fire apparatus traveling in response to a fire alarm, closer than one block, or to park, stop or stand any vehicle within the block where fire apparatus has stopped in answer to a fire alarm. (Ord. 331, Sec.10; May 15, 1946.)

10.04.120 Crossing fire hose. No vehicle shall be driven over unprotected hose of the Fire Department when laid down on any street, private driveway or other place, without the consent of the Director of Police and Fire Services, or assistant in command. (Ord. 331, Sec.11; May 15, 1946.)

10.04.130 Vehicles not to be driven or parked on public parks, sidewalks, public property and private property. The operator of a motor vehicle shall not drive or park the same upon any of the following:

1. Public park;
2. Public property;
3. Public sidewalk;
4. Private property without the property owner's written permission in his possession.

This provision does not apply to motor vehicles operated on public highways, streets, rights-of-way or other areas specifically designated and/or established for the operation of motor vehicles by the public, nor to vehicles operated by governmental agencies or public utilities in the performance of their authorized duties. (Ord. 331, Sec. 12(a); May 15, 1946, as amended by Ord. 822, Sec.1; July 1, 1974.)

10.04.140 Bicycles not to be ridden on sidewalks. No person shall ride a bicycle upon any sidewalk. (Ord. 331, Sec.12(b); May 15, 1946.)

10.04.150 Bicycle, motorcycle, not to be ridden on part not designed for riding. It is unlawful for the operator of any bicycle or motorcycle when upon a street to carry any other person upon the bar, handle or tank of any such vehicle or for any person to so ride upon any such vehicle. (Ord. 331, Sec.12(c); May 15, 1946.)

10.04.160 Bicycle, motorcycle, attaching to other moving vehicle forbidden. It is unlawful for any person traveling upon any bicycle, motorcycle or any toy vehicle to cling to or attach himself or his vehicle to any other moving vehicle upon any roadway. (Ord. 331, Sec.12(d); May 13, 1946.)

10.04.170 Parking regulations--Places prohibited. It is unlawful for the operator of a vehicle to stop, park, or leave standing such vehicle in any of the following places, except when necessary to avoid conflict with other traffic or in compliance with the direction of a traffic officer or of an official direction sign or marking:

In a roadway other than parallel with the curb and with the two wheels of the vehicle adjacent to the curb within eighteen inches of the regularly established curb line, except upon those streets which have been marked for angle parking as determined by resolution duly adopted by the City Council.

In any loading zone for a period of time longer than is necessary for the loading or unloading of passengers or material;

Upon the paved or main-traveled portion of any roadway when it is practicable to stop, park or so leave such vehicle off such part or portion of the roadway;

Upon any roadway unless not less than eleven feet of the width of the paved or improved or main-traveled portion of said stopped, parked or standing vehicle is left clear and unobstructed for the free passage of other vehicles. The Director of Public Works may, by appropriate striping and/or signing, designate that part of the paved, improved or main-traveled portion of any street upon which it shall be unlawful to stop, park or leave standing any vehicle. (Ord. 331, Sec.13; Ord. 446 (part); Ord. 705, Sec.1; Ord. 906, Sec.1; February 6, 1978; Ord. 1112, Sec. 1, September 8, 1992.)

10.04.180 Parking on grades--Safety measures. It is unlawful for any operator of a motor vehicle to stand or park any such vehicle upon any street or road having a perceptible grade without effectively setting the brakes thereon, and blocking the wheels of the vehicle by turning them against the curb, or other means. (Ord. 331, Sec.13.1, added by Ord. 343; August 13, 1947.)

10.04.182 Parking prohibited on certain City streets--Removal of vehicles. It is unlawful for the operator of any vehicle to park or leave standing such vehicle on either side of the following City streets or portions thereof:

A. On either side of Lovell Avenue extending from its intersection with Cascade Drive easterly a distance of one hundred thirty feet;

B. On either side of Cascade Drive commencing at its intersection with Lovell Avenue and extending easterly a distance of one hundred thirty feet;

C. On either side of Cushing Drive along its entire length, commencing at Eldridge Avenue and ending at the private roadway known as Charles Dean Road;

Any regularly employed and salaried officer of the Police Department of the City of Mill Valley is authorized to remove any vehicle which has been parked or left standing in violation of the provisions of this section, such removal to be in accordance with Division 11, Chapter 10 of the Vehicle Code of the State of California. No such vehicle shall be so removed unless and until signs are posted giving notice that vehicles violating the provisions of this section may be removed. (Ord. 704, Sec.1; Ord. 771, Sec.1; August 30, 1972.)

10.04.184 Parking prohibited on certain streets between the hours of 3:00 a.m. and 6:00 a.m. It is unlawful for the operator of any vehicle to park or leave standing such vehicle between the hours of 3:00 a.m. and 6:00 a.m. on any day, on certain streets or portions thereof, as designated by Council resolution, and upon which appropriate signs shall be erected to indicate such parking restrictions. (Ord. 1074, January 4, 1988).

10.04.190 Parking--Trailer coach overnight. It is unlawful to camp overnight or to park a trailer coach overnight upon any public highway, including the right-of-way thereof, within the City of Mill Valley. This provision shall not apply where a trailer coach is parked for the purpose of making emergency repairs. (Ord. 331, Sec.13.2, added by Ord. 343, August 13, 1947.)

10.04.195 Parking--Oversize vehicle. It shall be unlawful for any person, firm or corporation to park any vehicle, or combination of vehicles, trailer or auxiliary equipment with a length or combined length of thirty-five (35) feet or more on any public roadway or right-of-way thereof, or public property, within the City of Mill Valley between the hours of sunset of one day to sunrise of the next day. This provision shall not apply to vehicles where written authorization has been obtained from the City of Mill Valley Public Works or Planning/Building Departments and the Police Department. Authorization will only be granted for those vehicles necessary for projects underway in the City and when no other parking locations are reasonably available. (Ord. 1059; January 5, 1987)

10.04.200 Parking unattached trailers. It is unlawful for any person, firm or corporation, to park a trailer upon any public street in the City of Mill Valley unless such trailer is at all times attached to a motor vehicle. This provision shall not apply where a trailer is parked for the purpose of making emergency repairs. (Ord. 331, Sec.13.3, added by Ord. 343; August 13, 1947.)

10.04.205 Parking of non-operational vehicles on City streets. It is unlawful for any person, firm or corporation to park or leave standing a nonoperational motor vehicle upon any public street in the City of Mill Valley for twenty four (24) or more consecutive hours. (Ord. 1003, Sec.2; March 21, 1983.)

10.04.210 Use of streets for vehicle storage prohibited.

A. No person who owns or has possession, custody or control of any vehicle shall park such vehicle or leave the same standing upon any street or alley for more than seventy-two or more consecutive hours.

B. In the event a vehicle is parked or left standing upon a street or alley for seventy-two (72) or more consecutive hours, any member of the Police Department may remove the vehicle from the street in the manner and subject to the requirements of Section 22.651 of the California Vehicle Code. (Ord. 331, Sec.13.4, Ord. 369, Ord. 389, Ord. 730; Ord. 1003, Sec. 3; March 21, 1983.)

10.04.220 Emergency vehicles--Exempt from parking rules. The provisions of this Chapter regulating the movement, parking and standing of vehicles shall not apply to emergency vehicles of any political subdivision of the State of California or of a public utility, while the driver of any such vehicle is engaged in the necessary performance of public emergency duties. (Ord. 331, Sec.14; May 15, 1946.)

10.04.230 Vehicle repair on street--Use of flares. Repairing, rebuilding or constructing any vehicle on any public street, highway or alley within the City of Mill Valley, except to the extent that may be reasonably necessary temporarily to repair such vehicle in order to remove it from such street, highway or alley, is hereby prohibited.

Open flares shall be used for the purpose of attracting attention to barriers or obstructions within the roadway. (Ord. 331, Sec.15; May 15, 1946.)

10.04.240 Authority vested in Police Department. The Police Department is hereby vested with full authority and it shall be its duty to carry out all of the provisions of this Chapter and any rules and regulations which shall from time to time be provided by resolution of the City Council. Any employee of the Mill Valley Fire Department duly designated by order of the Director of Police and Fire Services shall have the authority to make arrests for violations of Section 10.04.080 and the last paragraph of Section 10.04.170 of this Mill Valley Municipal Code and shall have the further authority to issue citations for such violations pursuant to the provisions of Chapter 8.62 of this Mill Valley Municipal Code. (Ord. 331, Sec.16; May 15, 1946; Ord. 1111, Sec. 1, August 17, 1992.)

10.04.250 Penalties for violation. Any person violating any of the provisions of this Chapter or any rule or regulation established under the provisions of this Chapter is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed \$300.00, or by imprisonment in the county jail of

Marin County for not more than three months, or by both such fine and imprisonment. (Ord. 33I, Sec.17; May 15, 1946.)

10.04.260 Severability. If any section, subsection, sentence, clause or phrase of this Chapter is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Chapter. (Ord. 331, Sec.18; May 15, 1946.)

Chapter 10.08

Parking Meters

Sections:

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10.08.030	Parking meter charges.
10.08.040	(Repealed)
10.08.050	(Repealed)
10.08.060	Illegal parking in meter zone described.
10.08.070	Parking time limits--Zones.
10.08.080	Use of substitute for coins illegal.
10.08.090	Tampering, etc., with meters illegal.
10.08.095	Obstruction of parking regulations described.
10.08.100	Use of parking meter revenue.
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10.08.130	Fines for violations designated--Police report violations.
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10.08.150	Penalties for violations.
10.08.160	Severability.

10.08.010 Purpose of chapter - Installation of meters. The purpose of regulating traffic and controlling parking on streets herein designated and for the additional purpose of raising and collecting revenue for the City of Mill Valley, there shall be installed on such streets or sidewalks, in such places as may from time to time be designated by the City Council of said City, meters with a mechanism regulated as to time. The City Manager shall cause parking meters to be installed and maintained in such designated zones, and the existence of a parking meter shall designate its location as a parking meter zone for the purposes of this Chapter. The following streets or portions thereof are designated as metered zones:

- A. Along the northerly curb line of Miller Avenue between Sunnyside Avenue and Throckmorton Avenue, excepting therefrom two parking stalls reserved for taxicab stands immediately south of Throckmorton Avenue;
- B. Along the southwesterly curb line of Miller Avenue, from Throckmorton Avenue to Miller Lane;

- C. Along the northwesterly curb line of Throckmorton Avenue between Madrona Avenue and a point 280 feet west of East Blithedale Avenue, except for the intersection width of Corte Madera Avenue and Bernard Street;
- D. Along the southern curb line of Throckmorton Avenue between Creek Lane and a point 280 feet west of East Blithedale Avenue, except for the intersection width of Miller Avenue;
- E. Along the southwesterly curb line of Corte Madera Avenue between Lovell Avenue and Throckmorton Avenue;
- F. Along both curb lines of Sunnyside Avenue between Miller and East Blithedale Avenues;
- G. Along the southwesterly curb line of West Blithedale Avenue between Throckmorton Avenue and the intersection of the projected northwesterly curb line of Buena Vista Avenue;
- H. Along the southwesterly curb line of Bernard Street between Throckmorton and Lovell Avenues;
- I. Along both curb lines of Madrona Street between Throckmorton and Lovell Avenues;
- J. Along the southwesterly curb line of East Blithedale Avenue between Throckmorton Avenue and Sunnyside Avenue;
- K. Along the northeasterly curb line of East Blithedale Avenue between Buena Vista and Sunnyside Avenue;
- L. Along both curb lines of Corte Madera Avenue between Gardner Street and Lovell Avenue;
- M. Along both curb lines of East Blithedale Avenue between Sunnyside Avenue and Hill Street;
- N. Along the northwesterly curb line of Throckmorton Avenue between Madrona Street and a point located 125 feet southwesterly of Madrona Street;
- O. Along both curb lines of Lovell Avenue between Corte Madera Avenue and a point located 70 feet west of Corte Madera Avenue;
- P. Along both curb lines of Throckmorton Avenue between East Blithedale Avenue and a point 280 feet west of the intersection of Throckmorton Avenue and Blithedale Avenue;
- Q. Along the southern curb line of Buena Vista Avenue between West Blithedale Avenue and a point located 170 feet east of West Blithedale Avenue;
- R. Along the southern curb line of Sunnyside Avenue, beginning at East Blithedale Avenue and extending easterly a distance of 50 feet;
- S. Along both curb lines of Forest Street beginning at East Blithedale Avenue and extending southwesterly a distance of 120 feet;
- T. The spaces located in the area south of, and east of City Hall, commonly referred to as City Hall lot, situated on the easterly side of Corte Madera Avenue, between Throckmorton Avenue and Gardner Street;
- U. The spaces located in the area referred to as Old Brown's lot. (A portion of Lot 15 of Block 13 as shown on Tamalpais Land and Water Company Map No. 5, Mill Valley, California.)

- V. The spaces located in the area referred to as Municipal Parking Lot No. 3, off Miller Avenue between Throckmorton Avenue and Miller Lane. (Portions of Lots 7, 8, 9 and 14 of Block 13 as shown on Tamalpais Land and Water Company Map No. 5, Mill Valley, California.)
- W. Along the Northern curb line of Buena Vista beginning at West Blithedale Avenue and extending easterly for 85 feet. (Ord. 359, Sec.1; July 13, 1949; Ord. 1054; Sec. 2, July 7, 1986.)
- X. Along the northern curb line of Sunnyside Avenue beginning at East Blithedale Avenue and extending easterly 50 feet. (Ord. 1068, Sec. 1; September 21, 1987.)
- Y. Along the southern curb line of Throckmorton from Creek Lane 60 feet west. (Ord. 1096, February 19, 1991)

10.08.020 Location of meters--Marking of space. Parking meters shall be installed upon the curb immediately adjacent to the individual parking spaces designated as herein prescribed. Each meter shall be placed in such manner as to show or display by a visual signal that the parking space adjacent thereto is or is not legally in use. The City Manager shall cause to have lines or markings painted or otherwise designated upon the curb or upon the street adjacent to each meter in such manner as to identify the parking space with each respective meter. It is unlawful to park or leave standing any vehicle across any such line or marking or in any position other than within the parking area so designated. (Ord. 359, Sec.2; July 13, 1949.)

10.08.030 Parking Meter Charges. The charges for parking in a parking space located along side or next to a parking meter shall be established by resolution adopted by the City Council. (Ord. 1205, Sec. 1, June 6, 2005.)

10.08.060 Illegal parking in meter zone described. It shall be unlawful for any person to park or leave standing any vehicle in any parking meter zone at any time during which the meter indicates that the parking space is illegally in use, except during the time necessary to set the said meter to show legal parking, and excepting also during the time from 6:00 p.m. of one day to 9:00 a.m. of the following day, and excepting also Saturday, Sunday, and on legal holidays; provided, however, that the City Council may, by resolution, specify limited periods during which parking may be permitted in parking meter zones notwithstanding the fact that a meter indicates that the parking space is illegally in use.

It shall also be unlawful for any person to park or leave standing any vehicle in any parking meter zone for a period of time greater than any parking time limit which may be designated by City Council resolution. To park is defined as to stand or leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose and while actually engaged in loading or unloading of passengers or materials.

As used in this section, the following shall be considered legal holidays: The first day of January, the third Monday in February, the last Monday in May, the fourth day of July, the first Monday in September, the twenty-fifth day of December and Thanksgiving Day, the third Monday in January, the twelfth day in February, the eleventh day in November. (Ord. 359; Ord. 364; Ord. 673, Sec.1; Ord. 731, Sec.1; Ord. 1054; Sec. 5, July 7, 1986.)

10.08.070 Parking time limits--Zones. Notwithstanding the fact that a parking meter shall indicate legal parking, it is unlawful for any person to park or leave standing any vehicle in any area or parking space

for a period of time in excess of parking time limits prescribed and established by or pursuant to any provisions of this Chapter. (Ord. 359, Sec.5; Ord. 740, Sec.1; August 16, 1971.)

10.08.080 Use of substitute for coins illegal. It is unlawful to deposit or cause to be deposited in any parking meter any slug, device or any substitute for coins of the United States. (Ord. 359, Sec.6; July 13, 1949.)

10.08.090 Tampering, etc., with meters illegal. It is unlawful for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed pursuant to this Chapter. (Ord. 359, Sec.7; July 13, 1949.)

10.08.095 Obstruction of parking regulations described. It is unlawful for any person to remove, obliterate or conceal any chalk or other distinguishing marks, used by any police officer or other officer or employee of the City of Mill Valley in the enforcement of the parking regulations of the City of Mill Valley, for the purpose of evading said parking regulations. Any person violating the provisions of this section shall be punishable as provided in Section 36900 of the Government Code. (Ord. 968, September 15, 1980.)

10.08.100 Use of parking meter revenue. The monies collected from parking meters in the City of Mill Valley shall be paid into the treasury of this City and shall be used for the acquisition, installation, repair, maintenance, upkeep, operation and related costs of parking meters; for the survey, acquisition, leasing, maintenance and upkeep and related costs of places for off-street parking; and for traffic control and enforcement, including traffic signs and signals. To the extent that these needs are adequately provided for, the monies may be used for other related services. (Ord. 359, Sec.8; July 13, 1949.)

10.08.118 Parking restrictions - zoned. The City Council may, by resolution, prohibit or restrict the parking or standing of vehicles on certain streets or portions thereof during all or certain hours of the day, or for periods in excess of certain stated time limits, or may designate certain streets or portions thereof upon which preferential parking privileges may be given to residents and/or merchants adjacent to such streets under which such residence and/or merchants may be issued a permit which exempts them from the prohibition or restriction of such resolution. It is unlawful to disobey any such prohibitions or restrictions. (Ord. 1054, Sec. 6; July 7, 1986.)

10.08.119 One-hour parking zone designated. It is unlawful for the operator of any vehicle to leave such vehicle for a period of time greater than one hour between the hours of 9:00 a.m. and 6:00 p.m. on any one day except holidays, and special periods designated by Council resolution, on any street or portion thereof which are designated as one-hour parking areas and upon which appropriate signs shall be erected to indicate such parking limitation. (Ord. 1054, Sec. 7; July 7, 1986.)

10.08.120 Two-hour parking zone designated. It is unlawful for the operator of any vehicle to leave such vehicle standing for a period of time greater than two hours between the hours of 9:00 a.m. 6:00 p.m. of any one day except holidays and special periods designated by Council resolution, on any street or portion thereof including public parking lots which are designated as two-hour parking areas and upon which appropriate signs shall be erected to indicate such parking limitation. (Ord. 1054, Sec. 8; July 7, 1986.)

10.08.121 Fifteen-minute parking zones designated. It is unlawful for the operator of any vehicle to leave such vehicle standing for a period of time greater than fifteen minutes between the hours of 9:00 a.m. and 6:00 p.m. of any one day, except holidays and special periods designated by Council resolution, on any streets or portions thereof which are designated as fifteen-minute limited parking areas, and upon which appropriate signs and/or curb markings shall be established to indicate such parking limitation. (Ord. 1054, Sec. 9; July 7, 1986.)

10.08.123 Four-hour parking zone designated. It is unlawful for the operator of any vehicle to leave such vehicle for a period of time greater than four hours between the hours of 9:00 a.m. and 6:00 p.m. on any one day except holidays, and special periods designated by Council resolution, on any street or

portion thereof which are designated as four-hour parking areas and upon which appropriate signs shall be erected to indicate such parking limitation. (Ord. 1054, Sec. 11; July 7, 1986.)

10.08.124 Thirty-minute parking zones designated. It is unlawful for the operator of any vehicle to leave such vehicle standing for a period of time greater than thirty minutes between the hours of 9:00 a.m. and 6:00 p.m. on any one day except holidays, and special periods designated by Council resolution, on any street or portion thereof including public parking lots which are designated as thirty-minute parking areas, and upon which appropriate signs and/or curb markings shall be established to indicate such parking limitation. (Ord. 1054, Sec. 12; July 7, 1986.)

10.08.126 Residential/four-hour (non-metered) parking zone designated. It is unlawful for the operator of any vehicle to leave such vehicle standing for a period of time greater than four hours between the hours of 9:00 a.m. and 6:00 p.m. on any one day, except Sundays, holidays, and special periods designated by Council resolution on any street or portion thereof which are designated as residential/four-hour non-metered parking areas and upon which appropriate signs shall be erected to indicate such parking restriction. Residential parking permits will be issued, to people who live within specified residential/four-hour parking zones, which will exclude them from the parking restrictions. Proof of residency in the form of vehicle registration and a driver's license will be required. A fee in an amount to be established from time to time by City Council resolution will be charged for residential permits. (Ord. 1054, Sec. 13; July 7, 1986.)

10.08.127 Employee parking zone. It is unlawful for the operator of any vehicle to leave such vehicle standing between the hours of 9:00 a.m. and 3:30 p.m. on any one day except Sundays, holidays, and special periods designated by Council resolution, on any street or portion thereof which are designated as employee parking zones and upon which appropriate signs shall be directed to indicate such parking restriction. Parking permits will be issued to people who work in Mill Valley which will exclude them from the parking restrictions. A fee, in an amount to be established by City Council resolution, will be charged for employee permits. (Ord. 1054, Sec. 14; Ord. 1068, Sec.2; September 21, 1987.)

10.08.128 Employee/two-hour (non-metered) parking zone designated. It is unlawful for the operator of any vehicle to leave such vehicle standing for a period of time greater than two hours between the hours of 9:00 a.m. and 3:30 p.m. on any one day, except Sundays, holidays, and special periods designated by Council resolution on any street or portion thereof which are designated as employee/two-hour non-metered parking areas and upon which appropriate signs shall be erected to indicate such parking restriction. Employee parking permits will be issued to people who work in Mill Valley which will exclude them from the parking restrictions. A fee, in an amount to be established by City Council resolution, will be charged for employee permits. (Ord. 1068, Sec. 3, September 21, 1987.)

10.08.130 Fines for violations designated--Police report violations. It shall be the duty of the police officers of the City, acting in accordance with instructions issued by the Director of Police and Fire Services to report:

- A. The number of each parking meter which indicates that the vehicle occupying the parking space adjacent to such parking meter is or has been parking in violation of any of the provisions of this Chapter;
- B. The state license number of such vehicle;
- C. The time during which such vehicle is parking in violation of any of the provisions of this Chapter;
- D. Any other facts, knowledge of which is necessary to a thorough understanding of the circumstances attending such violation. Each police officer shall also attach to such vehicle a notice to the owner or operator thereof in the manner set forth in Sections 41102 and 41103 of the Vehicle Code of the State of California. (Ord. 359, Sec.10.1; Ord. 362 as amended by Ord. 680, Sec.2; August 21, 1967.)

10.08.150 Penalties for violations. Any person, firm, association or corporation, violating any provisions of this Chapter is guilty of a misdemeanor and upon conviction thereof shall be punishable by fine of not more than \$500.00 or by imprisonment in the county jail of the County of Marin for a term not exceeding six months or by both such fine and imprisonment. (Ord. 359, Sec.11; July 13, 1949).

10.08.160 Severability. If any section, subsection, sentence, clause, or phrase of this Chapter is for any reason held to be unconstitutional, such decisions shall not affect the validity of the remaining portions of this Chapter. The City Council hereby declares that it would have passed this Chapter, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional. (Ord. 359, Sec.12; July 13, 1949.)

Chapter 10.12

Speed Limits

Sections:

- 10.12.010 Speed limits.
- 10.12.020 Authorization to erect speed limit signs.

10.12.010 Speed limits. The City Council does determine that the limit of 55 miles per hour is more than is reasonable and safe upon the hereinafter or portions thereof, and it is found that the prima facie speed limits hereinafter set forth are those which are most appropriate and safe.

A. A prima facie speed limit of 40 miles per hour is fixed upon the following streets:

1. On that portion of Miller Avenue from the intersection of Camino Alto to the most easterly city limit of Mill Valley.

B. A prima facie speed limit of 35 miles per hour is fixed on the following streets:

1. On that portion of East Blithedale Avenue from the intersection of Camino Alto and East Blithedale Avenue to the most easterly City limits of Mill Valley;

2. On that portion of Redwood Highway Frontage Road from the U. S. 101 south off ramp at the north end of the Redwood Highway Frontage Road to the southerly City limits.

C. A prima facie speed limit of 30 miles per hour is fixed on the following streets:

1. On that portion of Camino Alto from Miller Avenue to East Blithedale Avenue;

2. On that portion of Miller Avenue extending from its intersection with Sunnyside Avenue to Camino Alto.

D. A prima facie speed limit of 25 miles per hour is fixed on the following streets:

1. On that portion of Ashford Avenue extending from its intersection with Lomita Drive to its intersection with East Blithedale Avenue;

2. On that portion of Camino Alto from its intersection with East Blithedale Avenue to the northerly City limits of Mill Valley;

3. On that portion of Lomita Drive from its intersection with East Blithedale to the northerly City limits;
 4. On that portion of East Blithedale Avenue from its intersection with Throckmorton Avenue to the intersection of Camino Alto;
 5. On that portion of West Blithedale Avenue extending from its intersection with King Street to its intersection with Throckmorton Avenue;
 6. On that portion of Throckmorton Avenue extending from its intersection with Cascade Drive to its intersection with Miller Avenue;
 7. On that portion of Sycamore Avenue extending from its intersection with La Goma Avenue to its intersection with Camino Alto;
 8. On that portion of Molino Avenue extending from its intersection with Edgewood Avenue to its intersection with Montford Avenue;
 9. On that portion of Edgewood Avenue from its intersection with Molino Avenue to the westerly City limits of Mill Valley;
 10. On that portion of Carmelita Avenue extending from its intersection with Buena Vista Avenue to its intersection with East Blithedale Avenue. (Ord. 598, Ord. 650, Ord. 755, Ord. 818, Ord. 1017, Sec. 1; January 3, 1984.)
 11. On that portion of Hamilton Drive from its intersection with Seaver Drive to its intersection with Redwood Highway Frontage Road;
 12. On that portion of Seaver Drive from its intersection with Kipling Drive to its intersection with Hamilton Drive;
 13. On that portion of Buena Vista Avenue from its intersection with Carmelita Avenue to Country Club Drive.
- E. A prime facie speed limit of 20 miles per hour is fixed on the following streets:
1. On that portion of West Blithedale Avenue from its intersection with Ralston Avenue to its intersection with King Street.
 2. On that portion of Cascade Drive from its intersection with Throckmorton Avenue to its intersection with Josephine Street. (Ord. 1160, September 21, 1998.)
- 10.12.020 Authorization to erect speed limit signs. The City Manager of Mill Valley is authorized and directed to take all necessary steps to acquire and install the necessary signs on said streets, at suitable locations, giving notice of the prima facie speed limit. (Ord. 433, Ord. 372, Sec.1; August 9, 1950.)

Chapter 10.16

Weight Limits and Truck Routes

Sections:

- 10.16.010 Trucks permitted on certain routes only.

- 10.16.020 Weight of vehicles to use truck routes.
- 10.16.030 Truck routes designated.
- 10.16.040 Truck pick-up and deliveries exceptions.
- 10.16.050 Violation--Penalties.
- 10.16.060 Signs posted to designate truck routes.

10.16.010 Trucks permitted on certain routes only. No truck or other vehicle described in Section 10.16.020 of this Chapter shall travel or be propelled along, over or upon any street within the City of Mill Valley except over the courses or routes described in Section 10.16.040. (Ord. 360, Sec.1; June 15, 1949.)

10.16.020 Weight of vehicles to use truck route. The vehicles referred to in Section 10.16.010 of this Chapter include and are all those trucks, trailers, wagons and other vehicles which shall exceed in weight six thousand pounds, or a maximum gross weight limit of three tons. (Ord. 360, Sec.2; June 15, 1949.)

10.16.030 Truck routes designated. The courses or routes along which vehicles exceeding the weight limits hereinabove specified may travel, are as follows:

- A. Any highway which is a part of or is within the State Highway System.
- B. Commencing at the easterly limits of the City of Mill Valley where the same is intersected by Miller Avenue, thence northwesterly along said southwesterly Miller Avenue to Throckmorton Avenue, thence northeasterly along Throckmorton Avenue to East Blithedale, thence southeasterly along East Blithedale Avenue to Millwood Street, thence southwesterly along Millwood Street to Miller Avenue.
- C. Commencing at the intersection of East Blithedale Avenue and Millwood Street, thence southeasterly along East Blithedale Avenue, to Sycamore Avenue intersection.
- D. Commencing at the intersection of Miller Avenue and Sunnyside Avenue, thence easterly along Sunnyside Avenue to East Blithedale Avenue.
- E. Commencing at the intersection of Miller Avenue and Throckmorton Avenue, thence southwesterly along Throckmorton Avenue to Creek Lane intersection.
- F. Commencing at the intersection of Madrona Street and Throckmorton Avenue, thence northwesterly along Madrona Street to intersection of Lovell Avenue, thence northeasterly along Lovell Avenue to Corte Madera Avenue, thence southeasterly along Corte Madera Avenue to Throckmorton Avenue.
- G. Commencing at the intersection of Throckmorton Avenue and Bernard Street, thence northwesterly along Bernard Street to Lovell Avenue. (Ord. 360, Sec.3 as amended by Ord. 365, December 14, 1949.)

10.16.040 Truck pick-up and deliveries exceptions. Notwithstanding anything herein contained all vehicles not prohibited by state law from traveling upon other streets of the City, may travel upon and may use other streets of said City when actually engaged in picking up or delivering all or a portion of its load to a residence or place of business which cannot be reached by traversing the routes described in Section 10.16.030 hereof. (Ord. 360, Sec.4; June 15, 1949.)

10.16.050 Violation--Penalties. Any person, firm or corporation who shall drive or operate or cause any vehicle to be driven or operated upon any public street within the City in violation of this Chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by confinement within the county jail for not to exceed six months or by fine of not to exceed \$500.00 or by both such fine and imprisonment. (Ord. 360, Sec.5; June 15, 1949.)

10.16.060 Signs posted to designate truck routes. The City Manager is hereby authorized and directed to erect appropriate signs along and upon the routes described in Section 10.16.030 hereof designating said streets as "Truck Routes" and giving notice of this Chapter. It is hereby found and determined, as provided in Section 713 of the Vehicle Code of California, that such signs upon said routes will best serve to give notice of this Chapter. Said signs shall be plainly visible by drivers of motor trucks operating such vehicles along and upon said streets and shall be of such size and makeup of letters as to be plainly visible to them from the street while such vehicles are being operated thereon at lawful speeds. (Ord. 360, Sec. 6; June 15, 1949.)

Chapter 10.18

Trip Reduction

Sections:

- 10.18.010 Short Title.
- 10.18.020 Authority.
- 10.18.030 Marin County Congestion Management Agency (CMA).
- 10.18.040 Definitions.
- 10.18.050 Trip Reduction Requirements.
- 10.18.060 Nonduplication.

10.18.010 Short title. The provisions of this Chapter shall be known and may be cited as the "City of Mill Valley Trip Reduction Ordinance (TRO)."

10.18.020 Authority. This Ordinance is authorized under Proposition 111 legislation Government Code Section 65089.3(2) and the Streets and Highway Code Section 2105.

10.18.030 Marin County Congestion Management Agency (CMA). This Ordinance incorporates the Marin County CMA minimum trip reduction and travel demand requirements.

10.18.040 Definitions. Terms used in this Ordinance are defined as follows:

A. Average Vehicle Ridership (AVR): AVR is the number of employees who start work at a work site during the peak period divided by the number of vehicles those employees use to arrive at the work site, averaged over the survey week.

B. Carpool: A vehicle occupied by two (2) to six (6) people traveling together between their residence and their work site or destination for the majority of the total trip distance. Employees who work for different employers as well as non-employed people, are included within this definition as long as they are in the vehicle for the majority of the total trip distance.

C. Commute Trip: The trip made by an employee from home to the work site. The commute trip may include stops between home and the work site.

D. Compressed Work Week: A regular full-time work schedule which eliminates at least one round-trip commute trip (both home-to-work and work-to-home) at least once every two (2) weeks. Examples include, but are not limited to, working three twelve-hour days (3/36) or four ten-hour days (4/40) within a one week period; or eight nine-hour days and one eight-hour day (9/80) within a two week period.

E. Disabled Employee: An employee with a physical impairment which prevents the employee from traveling to the work site by means other than a vehicle and the employee has been issued a disabled person placard or plate from the Department of Motor Vehicles.

F. Employee: Any person conducting a work activity for an employer 20 or more hours per week on a regular full-time, temporary, or part-time basis. The term includes independent contractors. The term excludes field construction workers, field personnel, seasonal/temporary employees, and volunteers.

G. Employee Transportation Coordinator (ETC): An employee, other individual, or entity appointed by an employer to market, administer and monitor the Employer Trip Reduction Program or Employer Trip Reduction Plan on a full or part-time basis.

H. Employee Transportation Survey: A questionnaire distributed by employers to employees designed to provide sufficient information to calculate AVR or VER for the work site.

I. Employer: Any person(s), trust, firm business, joint stock company, corporation, partnership, association, non-profit agency or corporation, educational, institution, school district, hospital or other health care facility, or federal, state, city or county government department, agency, or district, or any other special purpose public agency or district. A city, county or city and county is a single employer for purposes of this rule, not individual departments or agencies of the city and county. Individual departments or agencies of the State of California and the federal government are separate employers for purposes of this rule. The term includes for-profit, not-for-profit, and non-profit enterprises. Several subsidiaries or units that occupy the same work site and report to one common government board or governing entity or that function as one corporate unit are considered to be one employer. The term shall not include employers with no permanent work site within the City of Mill Valley.

J. Employer Program Manager: An employee with policy and budget authority who is responsible for the implementation of the Employer Trip Reduction Program or Employer Trip Reduction Plan and for fulfilling the requirements of this rule.

K. Employer Trip Reduction Program: A group of measures developed and implemented by an employer that are designed to provide transportation information, assistance, and incentives to employees. The purpose of such measures is to reduce the number of motor vehicles driven to the work site by increasing AVR or decreasing VER. An Employer Trip Reduction Program may include, but is not limited to, any or all of the following services, incentives and measures.

a. Ridesharing

1. carpool/vanpool matching
2. preferential parking for carpools and vanpools
3. carpool/vanpool financial subsidies or rewards
4. employer-provided vehicles for carpools and/or vanpools.
5. employer-sponsored vanpools.
6. rideshare marketing campaigns
7. subsidy of vanpool liability insurance

b. Transit

8. work site transit ticket sales
9. transit ticket subsidies, e.g., Commuter Check (trademark)
10. transit route maps and schedules on-site
11. shuttle to transit line (employer-sponsored or subsidized).

c. Trip Elimination

12. compressed work weeks
13. work-at-home programs
14. telecommuting

d. Parking Management

15. charge for employee parking
16. elimination of any employer parking financial subsidy
17. transition from employer parking financial subsidy to general transportation monetary allowance for all employees
18. free or reduced parking rates for carpools and vanpools only
 - e. Bicycles and Pedestrian**
 19. bicycling financial subsidies or rewards
 20. financial subsidy to employees for the purchase of bicycles for commute trip use
 21. bicycle lockers or other secure, weather-protected bicycle parking facilities
 22. bicycle access to building interior
 23. bicycle and/or walking route information
 24. on-site bicycle registration
 - f. On-site Facilities/Services**
 25. employee shower facilities and clothes lockers
 26. site modifications that would encourage walking, transit, carpool, vanpool and bicycle use
 27. on-site services to reduce midday vehicle trips, e.g., cafeteria, ATMs apparel cleaning, etc.
 28. on-site transportation fair to promote commute alternatives
 - g. Other**
 29. membership in a Transportation Management Association that provides services and incentives
 30. establishment of employee committee to help design, develop and monitor the trip reduction program
 31. guaranteed ride home program
 32. financial subsidies or rewards for walking and other non-motorized transportation modes
 33. shuttles between multiple work sites
 34. providing child day care at/near work site
 35. enhanced trip reduction efforts on forecast criteria pollutant exceedance days, e.g., the District's Spare the Air program.

L. Field Construction Worker: An employee who reports for work to a temporary field construction site.

M. Field Personnel: Employees who spend 20 percent or less of their work-time at the work site and who do not report to the work site during the peak period for pick-up and dispatch of an employer-provided vehicle.

N. Independent Contractor: An individual who enters into a direct written contract or agreement with an employer to perform certain services. The period of the contract or agreement is at least ninety (90) days or is open-ended.

O. Local Jurisdiction: A city, county or public agency, including a public agency formed through a Joint Powers Agreement, with authority to adopt, implement, and enforce an employer trip reduction ordinance.

P. Peak Period. The time from 6:00 a.m. to 10:00 a.m. Monday through Friday inclusive.

Q. Seasonal/Temporary Employee: An employee who works for the employer for less than 90 continuous days (three months) within a calendar year.

R. Single-Occupant Vehicle: A vehicle occupied by one employee.

S. Survey Week: A regular five-day Monday through Friday (inclusive) work week. The survey week for work sites with Saturday and Sunday work schedules will include only those work days Monday through Friday. The survey week cannot contain a federal, State or local holiday, regardless of whether the holiday is observed by the employer. A survey week that meets the above criteria is to be selected by the

employer during January through May, or September through November. The survey week cannot be Rideshare Week or contain any other rideshare or transit promotional event, e.g., "Beat the Back-up."

T. Telecommuting: A system of working at home or at an off-site, non-home telecommute facility for the full work day on a regular basis of at least one day per week.

U. Transportation Management Association: An organization through which developers, property managers, employers, and/or local jurisdictions cooperate in designing, implementing and assisting Employer Trip Reduction Programs or other transportation demand or system management programs and measures.

V. Vanpool: A vehicle occupied by seven (7) or more employees who commute together to work for the majority of their individual commute trip distance. Employees who work for different employers are included within this definition as long as they are in the vehicle for the majority of their individual trip distance.

W. Vehicle: A device by which any person or property may be propelled, moved, or drawn upon a highway, except the following: 1) a device moved exclusively by human power, 2) a device used exclusively upon stationary rails or tracks, 3) buses used for public or private transit. Examples of vehicles include, but are not limited to, passenger cars, motorcycles, vans and pickup trucks.

X. Vehicle Employee Ratio (VER): VER is the number of vehicles used by employees who start work at a work site during the peak period divided by the number of those employees averaged over the survey week. VER is the reciprocal of AVR.

Y. Volunteer. An individual who does not receive any wages, salary, or other form of financial reimbursement from the employer for services provided.

Z. Work Activity: Any activity for which an employee receives remuneration from an employer. Telecommuting or work at home is a work activity.

AA. Work Site: Any property, real or personal, which is being operated, utilized, maintained, or owned by an employer as part of an identifiable enterprise. All property on contiguous, adjacent, or proximate sites separated only by a private or public roadway or other private or public right-of-way served by a common circulation or access system, and not separated by an impassable barrier to bicycle or pedestrian travel such as a freeway or flood control channel is included as part of the work site. If two or more employers each have 100 or more employees at a single work site, then that work site is considered a separate work site for each employer.

These definitions are identical to those in the proposed rule Regulation 13 Transportation Control Measures, Rule 1 Trip Reduction Requirements for Large Employers dated August 21, 1992 of the Bay Area Quality Management District (BAAQMD). Any changes in definitions within Regulation 13 that occur with adoption of the rule will supersede the definitions contained in this Ordinance.

10.18.050 Trip reduction requirements. The following Trip Reduction Requirements are hereby established and are imposed upon employers within the City of Mill Valley:

A. This Ordinance shall apply to all employers within the City of Mill Valley with 100 or more employees at an individual job site. Where such an employer has multiple job sites, only those sites which have 100 or more employees are subject to this Ordinance.

B. Each employer subject to this Ordinance shall disseminate trip reduction information regarding transportation alternatives including carpools, vanpools, transit and bicycling and other methods of reducing trips such as telecommuting, compressed workweek, and flexible work hours annually to each employee and to all new employees as they are hired.

C. Each employer subject to this Ordinance shall annually conduct an Employee Trip Survey using a uniform survey form prepared by the Marin County CMA. A summary of the trip results shall be submitted annually to the City of Mill Valley. Any survey and procedures prepared for submission to and accepted by the BAAQMD shall serve as a valid survey for this Ordinance upon submission to the City of Mill Valley.

D. Each employer subject to this Ordinance shall designate an "Employee Transportation Coordinator" to be responsible for administering the employer requirements of the Trip Reduction Ordinance.

10.18.060 Nonduplication. If any other agency which has jurisdiction over Trip Reduction Requirements for employers within the City of Mill Valley adopts trip reduction requirements that meet or exceed the requirements of this Ordinance, then any employer within the City of Mill Valley that meets those requirements will be deemed to be meeting the requirements of this Ordinance by annually forwarding to the City of Mill Valley a copy of all trip reduction information and documentation required by the other agency. (Ord. 1115, Sec. 1, December 7, 1992)

Chapter 10.20

Hiking and Riding Trails

Sections:

10.20.010	Definitions.
10.20.020	Prohibitions--Permit.
10.20.030	Appeal.
10.20.035	Trails Closed to Bicycle/Equestrian Use
10.20.040	Penalties for violation--Enforcement.
10.20.050	Severability.

10.20.010 Definitions. The following words when used in this Chapter shall be deemed to have the following meanings:

A. Motor Vehicle. The term "motor vehicle" shall include any wheeled conveyance of any type whatsoever, which is motor powered, including but not limited to, motorcycles, motor bikes, automobiles and trucks.

B. Fire trail. The term "fire trail" shall mean any road, path, clearing, graded area, or right-of-way established and/or maintained on public or private property primarily for fire fighting and/or fire protection purposes.

C. Hiking trail. The term "hiking trail" shall mean any road, path, clearing, graded area, track or right-of-way established and/or maintained on public or private property primarily for hiking, camping, and public recreation purposes.

D. Bicycle. The term "bicycle" shall include any non-motorized, wheeled conveyance, including any bicycle, mountain bike or other similar conveyance. (Ord. 1134, Sec. 1, April 17, 1995.)

10.20.020 Prohibitions--Permit. It shall be unlawful for any person to operate any motor vehicle, other than a publicly-owned motor vehicle, on, over, or across any fire trail or hiking trail, or any lands adjacent thereto, without first securing a permit from the Mill Valley Director of Police and Fire Services. Permits shall be issued without fee in all cases where an application is made, unless the Mill Valley Director of Police and Fire Services finds and determines that the issuance of said permit will constitute a hazard to persons and/or property by reason of the nature of the vehicle or the proposed method of operation thereof.

10.20.030 Appeal. Any person whose application for a permit is denied by the Director of Police and Fire Services may appeal such decision in writing to the City Council within ten (10) days after such denial. The City Council shall thereupon conduct a hearing on said appeal at its next regular meeting. The Council's decision shall be final.

10.20.035 - Trails Closed to Bicycle/Equestrian Use - The City Council may, from time to time, adopt resolutions declaring that certain fire trails or hiking trails within the City of Mill Valley, or portions thereof, are closed to bicycle use and/or equestrian use. It shall be unlawful for any person to operate or possess any bicycle or horse on, over or across, any fire trail or hiking trail, or any lands adjacent thereto, which has been closed to such use.

10.20.040 Penalties for Violation--Enforcement. Any person violating Section 10.20.020 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fee not exceeding \$500.00 or by imprisonment not exceeding six (6) months, or by both such fine and imprisonment. Any person violating Section 10.20.035 shall be guilty of an infraction and upon conviction thereof shall be subject to such fines as may be established from time to time by resolution of the City Council. (Ord. 1134, Sec. 3, April 17, 1995)

10.20.050 Severability. If any section, subsection, sentence, clause, phrase or portion of this Chapter, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Chapter. The Council of the City of Mill Valley hereby declares that it would have adopted this Chapter and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional. (Ord. 634, May 17, 1965.)