

**ORDINANCE NO. 2022-14**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HESPERIA, CALIFORNIA, AMENDING TITLE 16, CHAPTER 16.20 OF THE HESPERIA MUNICIPAL CODE MODIFYING THE RESIDENTIAL AND NON-RESIDENTIAL PARKING STANDARDS, AND AMENDING TITLE 10, CHAPTER 10.25 OF THE HESPERIA MUNICIPAL CODE RELATED TO A TRUCK ROUTE PROGRAM.**

**WHEREAS**, the City of Hesperia has the authority and responsibility to protect the public health, safety, and welfare; and

**WHEREAS**, Title 16, Chapter 16.20 of the Hesperia Municipal Code contains residential and non-residential parking standards, specific to commercial vehicles; and

**WHEREAS**, Title 10, Chapter 10.25 of the Hesperia Municipal Code contains provisions for a truck route program, specific to commercial vehicles, and;

**WHEREAS**, the City Council desires to cite commercial vehicle drivers for violating the City's parking standards; and

**WHEREAS**, modifications to Title 10, Chapter 10.25 are needed to explicitly define undeveloped lots, tracts, or parcels; and

**WHEREAS**, modifications to Title 16, Chapter 16.20 are needed to explicitly prohibit commercial vehicles from parking on private property, including developed and undeveloped lots in residential and non-residential areas, except as allowable; and

**WHEREAS**, all legal prerequisites to the adoption of this Ordinance have occurred.

**NOW THEREFORE**, THE HESPERIA CITY COUNCIL DOES ORDAIN AS FOLLOWS:

Section 1. All of the facts set forth in the forgoing recitals are true, correct and are adopted as findings.

Section 2. Title 16, Chapter 16.20 of the Hesperia Municipal Code is hereby amended as set forth in Exhibit "A", attached hereto.

Section 3. Title 10 Chapter 10.25 of the Hesperia Municipal Code is hereby amended as set forth in Exhibit "B", attached hereto.

Section 4. This Ordinance shall take effect 30 days from its final adoption.

Section 5. The City Council of the City of Hesperia hereby declares that should any provision, section, paragraph, sentence, or word of this Ordinance hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by any reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words shall remain in full force and effect.

Section 6. The City Clerk shall certify to the adoption of the Ordinance and shall cause the same to be posted in three (3) public places within the City of Hesperia pursuant to the provisions of Resolution 93-78.

**ADOPTED AND APPROVED** this 15<sup>th</sup> Day of November, 2022



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Brigit Bennington, Mayor/Chair

ATTEST:



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Erin Baum, Assistant City Clerk

Exhibit A: Title 10 – Truck Routes Program

**10.25.055 – Parking Commercial Vehicles Off the Truck Route Prohibited**

A. It is unlawful for any person to park or permit to be parked any commercial vehicle on any private property, developed or undeveloped (i.e., lots, tracts, or parcels) off the designated truck route except as allowable in section 10.25.110 of this chapter.

B. Private property owners are not permitted to authorize parking of commercial vehicles on private property, developed or undeveloped (i.e., lots, tracts, or parcels), except as allowable in section 10.25.110 of this chapter.

## Exhibit B: Title 16 – Parking and Loading Standards

### 16.20.085 - Parking standards.

DD. Definitions. The following words and phrases shall have the meanings as ascribed to them by this section:

“Undeveloped lot, tract or parcel” means any share, portion or division of real estate on which no structure requiring a building permit exists and which may be further developed or subdivided in accordance with the city’s zoning regulations. For the purposes of this chapter, lots, tracts or parcels that are in the process of being developed with an approved development permit are considered undeveloped.

STATE OF CALIFORNIA )  
COUNTY OF SAN BERNARDINO )  
CITY OF HESPERIA )

I, Erin Baum, Assistant City Clerk of the City of Hesperia, California, do hereby certify that Ordinance No. 2022-14 was introduced at a Regular Meeting of the City of Hesperia City Council held on the 1<sup>st</sup> day of November, 2022 by the following vote to wit:

AYES: Bird, Bennington, Gregg, Holland, Swanson  
NOES: None  
ABSTAIN: None  
ABSENT: None



Erin Baum, Assistant City Clerk



I, Erin Baum, Assistant City Clerk of the City of Hesperia, California, do hereby certify that Ordinance No. 2022-14 was duly and regularly adopted at a Regular Meeting of the City of Hesperia City Council held on the 15<sup>th</sup> day of November, 2022 by the following vote to wit:

AYES: Bird, Bennington, Gregg, Swanson, Holland  
NOES: None  
ABSTAIN: None  
ABSENT: None



Erin Baum, Assistant City Clerk



I, Erin Baum, Assistant City Clerk of the City of Hesperia, California, do hereby certify that the foregoing Ordinance No. 2022-14 is a full, true and correct copy of that now in file in this office.

**IN WITNESS WHEREOF**, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE SEAL OF THE City of Hesperia, California, this 15<sup>th</sup> day of November, 2022



Erin Baum, Assistant City Clerk

