

San Diego Police Department

TRAINING BULLETIN

A PUBLICATION OF THE SAN DIEGO POLICE DEPARTMENT

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NEIGHBORHOOD PARKING PROTECTION ORDINANCE (NPPO)

This Training Bulletin supersedes and incorporates Training Bulletin 16-05 for renewal purposes without substantive change. This Training Bulletin supersedes Training Bulletins 14-04R and 15-01.

I. PURPOSE

To provide direction and clarification for officers enforcing the Neighborhood Parking Protection Ordinance (sometimes referred to as the Oversized Vehicle Ordinance), as codified in sections 86.0139(a) and 86.0139(b) of the San Diego Municipal Code (SDMC).

II. BACKGROUND

The Neighborhood Parking Protection Ordinance (NPPO) creates safer streets and neighborhoods through minimizing the negative effects created by *recreational vehicles*, *non-motorized vehicles*, and *oversized vehicles* parking on public streets. Specifically, Municipal Code section 86.0139(a) prohibits oversized vehicles, non-motorized vehicles, and recreational vehicles from parking on public streets between the hours of 2:00 a.m. and 6:00 a.m. And Section 86.0139(b) prohibits parking any such vehicle within fifty (50) feet of an intersection at any time.

III. DEFINITIONS

The following definitions apply to the applicable municipal codes discussed in this training bulletin:

- A. *Oversized vehicle* means any vehicle, including any attached trailers, vehicles or loads thereon, that exceeds 27 feet in length **and** 7 feet in height. SDMC § 81.0102 (emphasis added)
- B. *Recreational vehicle* means:

1. Any camp trailer, camper, trailer coach, or house car, as defined in *Vehicle Code* sections 242, 243, 635 or California Health and Safety Code section 18010; or,
 2. Any boat, dune buggy, all-terrain vehicle (“ATV”) or other motorized or towed vehicle designed, maintained, or used primarily for recreational purposes. SDMC § 81.0102
- C. *Non-motorized vehicle* means any trailer or trailer bus, as defined in *Vehicle Code* sections 630 and 636. SDMC § 81.0102
- D. *Parking lot* means those parking lots contained within *public parks*. SDMC § 81.0102
- E. *Public park* means any property designated, dedicated or developed by or on behalf of the City of San Diego for park or open space use. SDMC § 56.54
- F. *Park road* means a right-of-way within a *public park* that is not a publicly dedicated street. SDMC § 81.0102

IV. **THE ORDINANCE**

The NPPO restricts where certain types of vehicles can park. SDMC section 86.0139 states:

- (a) It is unlawful for any *person* to *park* or leave *standing* upon any public street, *park road* or *parking lot*, any *oversized vehicle*, *non-motorized vehicle*, or *recreational vehicle* between the hours of 2:00 a.m. and 6:00 a.m.
- (b) It is unlawful for any *person* to *park* or leave *standing* within 50 feet of any intersection of public streets, a public street and *park road*, a public street and *alley* or a *park road* and *alley*, as measured from the prolongation of the curb lines or the edge of the pavement of the cross street or *alley*, any *oversized vehicle*, *non-motorized vehicle*, or *recreational vehicle* at any time.

V. **GUIDELINES FOR ENFORCING THE ORDINANCE**

- A. No prior warning is required prior to issuing a citation.
- B. Through a permitting process, City of San Diego residents may obtain a Temporary Overnight Recreational Vehicle Permit (TORVP) online, which will allow for the overnight parking of *recreational vehicles* only, on the resident's block. SDMC § 86.0143
- C. TORVP’s cannot be issued to *oversized vehicles* or *non-motorized vehicles*.

- D. Officers with questions about enforcing the NPPO shall request assistance from a field supervisor.

VI. RECREATIONAL VEHICLES

- A. A *recreational vehicle* is not considered an *oversized vehicle*, no matter the size of the vehicle.
- B. For ***recreational vehicles only***, prior to issuance of a citation officers will first attempt to verify if there is a TORVP for the *recreational vehicle* in the system by contacting Communications/Inquiry and running the license plate or VIN. If it is confirmed that the *recreational vehicle* has a TORVP or is displaying the emailed receipt for the permit, it is considered legally parked and no citation will be given.
- C. If the *recreational vehicle* does not have a TORVP, then the *recreational vehicle* may be cited for violation of 86.0139(a) (see attached example).
- D. If officers observe or respond to a radio call where the *recreational vehicle* is parked within fifty (50) feet of an intersection, at any time, they may issue a citation for 86.0139(b) SDMC.

VII. OVERSIZED AND NON-MOTORIZED VEHICLES

If officers observe or respond to a radio call where an *oversized vehicle* **or** *non-motorized vehicle* is parked within fifty (50) feet of an intersection, at any time, they may issue a citation for 86.0139(b) SDMC.

VIII. EXEMPTION FROM ENFORCEMENT

A. DISABLED PLACARDS

1. *Recreational vehicles* or *oversized vehicles* displaying disabled placards **may** be exempt from the NPPO if the disabled placard or disabled plate is assigned to the *recreational vehicle* or *oversized vehicle*.
2. Officers encountering *recreational vehicles* or *oversized vehicles* displaying disabled placards shall contact Communications to determine if the placard attached to the vehicle is assigned to the same name as the registered owner of the vehicle.
 - (a) If the disabled placard is assigned to the registered owner of the vehicle, a citation for 86.0139(a) shall not be issued.
 - (b) However, if the disabled placard is not assigned to the registered owner of the vehicle, a citation for 86.0139(a) shall be issued.

B. Officers with questions regarding the disabled placard exemption should request assistance from a field supervisor.

Officers are encouraged to visit City of San Diego website for further details:

<http://www.sandiego.gov/parking/permits/torvp/index.shtml>