



NOTIFICATION OF NO PARKING ON PRIVATE PROPERTY

California Vehicle Code Sections 22658, 22953 and Oakland Municipal Code Sec. 10.16.070 provides for the citing and removal of vehicles illegally parked on private property.

California Vehicle Code Section 22658:

- (a) The owner or person in lawful possession of any private property may, subsequent to notifying, by telephone or, if impractical, by the most expeditious means available, the city police or county sheriff, whichever is appropriate, cause the removal of a vehicle parked on the property to the nearest public garage, if (1) there is displayed, in plain view at all entrances to the property, a sign not less than 17 by 22 inches in size, with lettering not less than one inch in height. Prohibiting public parking and indicating that vehicles will be removed at the owner's expense and the sign may also indicate that a citation may also be issued for the violation, (2) the lot or parcel upon which the vehicle is parked is improved with a single family dwelling.
- (b) The person causing removal of the vehicle shall, if the person knows or is able to ascertain from the registration records of the Department of Motor Vehicles the name and address of the registered and legal owner thereof, immediately give, or cause to be given, notice in writing to the registered and legal owner of the fact of the removal, the grounds for the removal, and indicated the place to which the vehicle has been removed. If the vehicle is stored in a public garage, a copy of the notice shall be given to the proprietor of the garage. The notice provided for in this section shall include the amount of mileage on the vehicle at the time of removal. If the person does not know and is not able to ascertain the name of the owner or for any other reason is unable to give the notice to the owner as provided in this section, the person causing removal of the vehicle shall comply with the requirements of subdivision (c) of section 22653 relating to notice in the same manner as applicable to an officer removing a vehicle from private property.
- (e) Any owner or person in lawful possession of any private property causing the removal of a vehicle parked on that property is liable for double the storage or towing charges whenever there has been a failure to post a sign as required by subdivision (a) or to state the grounds for the removal of the vehicle if requested by the legal or registered owner of the vehicle as required by subdivision (f).

MERCHAMT WATCH

- (f) Any owner or person in lawful possession of any private property causing the removal of a vehicle parked on that property shall state the grounds for the removal of the vehicle if requested by the legal or registered owner of that vehicle. Any towing company that removes a vehicle from private property with the authorization of the property owner or the property owner's agent shall not be held responsible in any situation relating to the validity of the removal. Any towing company that the vehicle in the transit and subsequent storage of the vehicle pursuant to subdivision (b) and, (2) the removal of a vehicle other than the vehicle specified by the owner or other person in lawful possession of the private property.

California Vehicle Code Section 22953:

- (a) Every owner or person in lawful possession of any private property which is held open to the public, or a discernible portion thereof, for parking of vehicles at no fee, shall not tow or remove, or cause the towing or removal, of any vehicle within one hour of the vehicle being parked.
- (b) Notwithstanding subdivision (a), a vehicle may be removed immediately after being illegally parked within 15 feet of a fire hydrant, in a fire lane, or in a parking space or stall legally designated for disabled persons.
- (c) Subdivision (a) does not apply to property designated for parking at an apartment complex, or to property designated for parking at a hotel or motel where the parking stall or spaces are clearly marked for a specific room.

Oakland Municipal Code Section 10.16.070

Vehicles on Private Property:

It shall be unlawful for any person to operate or drive or leave any vehicle in, over or upon any private property without the express permission of the owner thereof.

Recommended sign wording:

**NO PARKING
PRIVATE PROPERTY**

**Violators will be cited Sec. 10.16.070 O.M.C.
and / or towed Sec. 22658 C.V.C. or 22953 C.V.C.
Vehicles will be removed at the owner's expense.
For towed cars call 238-3021
Oakland Police Department**

If you want a vehicle towed from your property where a sign conforming to the vehicle code has been posted, phone 238-3333 so a citation can be issued. After the vehicle is cited it can be towed from the property at your expense.