



CITY OF DEL MAR



August 31, 2022

Grand Jury
County of San Diego
550 W. C Street, Suite 860
San Diego, CA 92101-3513

Re: City of Del Mar Response to Grand Jury Report: "Low Income Parking Citation Payment Plan-Compliance with Vehicle Code §40220 Legislative Requirements"

Dear Presiding Judge of the Superior Court:

The City of Del Mar ("City") is in receipt of the 2021/2022 San Diego County Grand Jury produced report entitled *Low Income Parking Citation Payment Plan – Compliance with Vehicle Code §40220 Legislative Requirements (Report)*. City staff have reviewed the report, which included specific requirements and instructions for response and comment, and had previously been in contact with San Diego County Grand Jury Coordinator, Laura Nicks, in February 2022, regarding compliance with Vehicle Code §40220.

Per California Penal Code §933 and requirements and instructions included in the Grand Jury report, the following are comments on the Findings and Recommendations detailed in the Report that pertain to the City of Del Mar.

Finding 2: Determination that the City of Del Mar's written parking citations are not compliant with AB 503 or AB 3277 amended CVC 40220 requirements.

- City Response: The City agrees with this finding. The San Diego County Sheriff's Department, who the City contracts with for law enforcement services, occasionally issues (less than 1% of parking violations in the City) written parking violations in the City of Del Mar and was not providing updated written citations with most recent CVC 40220 requirements. However, City staff, who issue most citations within the City only issue electronic citations which the Grand Jury determined to be compliant.
- City Actions: The City revised its written citations with the most recent AB 3277 compliant language on July 26, 2022. On August 1, 2022, the revised citations were provided to the San Diego County Sheriff's Department for their use when writing citations in the City of Del Mar. See Attachment A.

Finding 5: Determination that the City of Del Mar's website and the website of the City's processing agency, Phoenix Group, were previously non-compliant and are now CVC 40220 compliant.

- City Response: The City agrees with this finding.

- City Actions: The investigation determined that the City's website was initially non-compliant. On February 7, 2022, the City was contacted via email by San Diego County Grand Jury Coordinator, Laura Nicks, and notified that the website was non-compliant. Upon notification, the City immediately updated the City website to be compliant on February 8, 2022, (<https://www.delmar.ca.us/851/Parking-Ticket-Payment-Plans>). It should be noted that the City had previously worked with its processing agency, Phoenix Group, to update their website; however, the City's website was not updated at the same time because the City does not process citations.

Recommendation 22-49: Recommendation for the City of Del Mar's parking citation notices to be CVC 40220 complaint with the most recent AB 3277 amendment.

- City Response: The City agrees with Recommendation 22-49.
- City Actions: Upon notification, the City immediately worked with the City's processing agency, Phoenix Group, to update all parking citation notices to be compliant and include all conditions added by AB 3277 and CVC 40220 in June 2022. See Attachment B.

Recommendation 22-51: Recommendation for the San Diego County Sheriff's Department parking citation notices to be CVC 40220 complaint with the most recent AB 3277 amendment.

- City Response: The City agrees with Recommendation 22-51. While not directly recommended to the City of Del Mar, it should be noted that all parking citations written by San Diego County Sheriff's Deputies in the City of Del Mar are processed by the City's processing agency which was addressed with Recommendation 22-49.
- City Actions: Upon notification, the City immediately updated all physical parking citation notices used by the San Diego County Sheriff's Deputies within the City of Del Mar to be compliant and detail conditions added with AB 3277 and CVC 40220 in June 2022. See Attachment B.

If you have any questions or would like to arrange a meeting to discuss this matter further, please reach out to my designee Community Services Director/Lifeguard Chief Jon Edelbrock directly at jedelbrock@delmar.ca.us or (858) 375-9548.

Best regards,



Ashley Jones
City Manager

cc: Jon Edelbrock, Community Services Director/Lifeguard Chief
Leslie Devaney, City Attorney
Sarah Krietor, Administrative Services Manager

TO PAY YOUR TICKET

ONLINE:
WWW.PAYMYCITE.COM

BY MAIL:
CITY OF DEL MAR
P.O. BOX 11923
SANTA ANA, CA 92711

IN PERSON:
MON-THURS, 7:30AM TO 5:30PM AT THE FINANCE DEPARTMENT,
1050 CAMINO DEL MAR, EVERY DAY 9AM TO 5PM AT THE COMMUNITY
SERVICES DEPARTMENT, 1700 COAST BLVD.(CHECK ONLY)

TO CHECK ON THE STATUS OF YOUR PAYMENT CALL 1 888 207 5716

TO PROTEST YOUR TICKET

ONLINE: WWW.PAYMYCITE.COM
MAIL: CITY OF DEL MAR
PO BOX 11923
SANTA ANA, CA 92711

FAILURE TO RESPOND

IF YOU DO NOT RESPOND TO THIS CITATION WITHIN 21 DAYS, A DELINQUENCY NOTICE WILL BE SENT TO THE REGISTERED OWNER OF THIS VEHICLE.

IF YOU DO NOT RESPOND TO THE NOTICE OF DELINQUENCY, THE FINE WILL DOUBLE AND, THE CITATION WILL BE FORWARDED TO THE DEPARTMENT OF MOTOR VEHICLES, AND OTHER FEES CAN BE INCURRED. THE DMV MAY REFUSE TO RENEW YOUR REGISTRATION UNTIL ALL OUTSTANDING FEES HAVE BEEN PAID IN FULL.

WARNING

VEHICLES WITH MORE THAN FIVE UNPAID VIOLATIONS MAY BE IMPOUNDED IN ACCORDANCE WITH SECTION 22851(I) OF THE CALIFORNIA VEHICLE CODE. TOWING AND STORAGE FEES IN ADDITION TO CITATION FEES MUST BE PAID BY THE REGISTERED OWNER.

PROOF OF CORRECTION REQUIRES \$10 CORRECTION FEE.				
SECTION	OFFICER	BADGE	AGENCY	DATE

FAILURE TO DISPLAY CURRENT TABS (CVC5204A) IS CORRECTABLE. PLEASE SEND COPY OF COMPLETE REGISTRATION WITH CITATION AND \$10 CHECK OR MONEY ORDER TO: CITY OF DEL MAR, PO BOX 11923 SANTA ANA, CA 92711

CVC 40220 ALLOWS FOR INSTALLMENT PAYMENTS TO QUALIFYING LOW-INCOME INDIVIDUALS WHO APPLY WITHIN 120 DAYS FROM THE ISSUANCE OF A NOTICE OF PARKING VIOLATION, OR WITHIN 10 DAYS AFTER AN ADMINISTRATIVE HEARING DETERMINATION, WHICHEVER IS LATER. FOR MORE INFORMATION, INCLUDING ABOUT APPLYING AND DETERMINING IF YOU QUALIFY, PLEASE CALL 1(866)353-8867 OR VISIT OUR WEBSITE WWW.PAYMYCITE.COM.



CITY OF DEL MAR
DEL MAR, CALIFORNIA
PARKING VIOLATION NO. 000701

V.I.N. _____ DATE _____ TIME _____

LICENSE NO. _____ EXP. _____ STATE _____

MAKE _____ COL. _____ MODEL _____

LOCATION _____

BETWEEN _____ AND _____

REMARKS _____

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT A COPY OF THIS CITATION WAS ATTACHED TO THE ABOVE DESCRIBED VEHICLE IN ACCORDANCE WITH SEC. 40202 OF THE VEHICLE CODE OF THE STATE OF CALIFORNIA.

ISSUED BY _____ BADGE NO. _____

VIOLATION: _____ FEE AMOUNT IF PAID WITHIN 21 DAYS _____

1. <input type="checkbox"/>	14.16.060 DMMC - OVERSIZE VEHICLES <small>4 HOUR LIMIT & CTABL DR 20' LENGTH</small>	\$
2. <input type="checkbox"/>	73.110 SDCC - SLEEPING/CAMPING IN VEHICLES	\$
3. <input type="checkbox"/>	72.125 SDCC - TOW AWAY NO PARKING	\$
4. <input type="checkbox"/>	72.117 SDCC NO PARKING - SIGNED	\$
5. <input type="checkbox"/>	72.135(a)(1) SDCC - RED CURBS	\$
6. <input type="checkbox"/>	22651 (k) CVC - STORAGE ON STREET	\$
7. <input type="checkbox"/>	21211 (b) CVC - BLOCKING BIKE LANE	\$
8. <input type="checkbox"/>	22500(e) CVC - BLOCKING DRIVEWAY	\$
9. <input type="checkbox"/>	22502 CVC - CURB AND WRONG WAY PARKING	\$
10. <input type="checkbox"/>	22507.8 <input type="checkbox"/> (a) <input type="checkbox"/> (b) <input type="checkbox"/> (c) CVC - DISABLED PARKING	\$
11. <input type="checkbox"/>	4461 CVC - DISABLED PLACARD ABUSE/MISUSE	\$
12. <input type="checkbox"/>	5204 (a) CVC - NO CURRENT TABS DISPLAYED	\$
13. <input type="checkbox"/>	4000(a) CVC - EXPIRED REGISTRATION	\$
14. <input type="checkbox"/>	72.66 SDCC - SIGNS AND MARKINGS	\$
15. <input type="checkbox"/>	OTHER:	\$

\$12.50 STATE IMPOSED SURCHARGE INCLUDED IN FEE.
IMPORTANT: INSTRUCTIONS ON BACK OF THIS CITATION

CITY OF DEL MAR 36-488123714
 c/o Parking Citation Service Center
 Post Office Box 11923
 Santa Ana, CA 92711

11/21/11

PARKING CITATION SERVICE CENTER
NOTICE OF DELINQUENT PARKING VIOLATION

WARNING

If you do not respond to this notice by the due date, the California Department of Motor Vehicles will be notified of each outstanding citation and will refuse to renew your California vehicle registration.

PGC0829A AUTO MIXED AADC 926
 7800080056 00.0007.0035 56/1

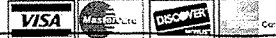


Notice Date 08/22/2022	Reference Number [REDACTED]	Req. Exp. Date [REDACTED]
State / License [REDACTED]	Vehicle Make [REDACTED]	Vehicle Color [REDACTED]
Citation Number 488123714	Date Issued 08/22/2022	Time Issued [REDACTED]
Location [REDACTED]	Due Date 09/13/2022	

PAYMENT INSTRUCTIONS

- TO PAY BY MAIL:**
- Send check or money order. NO CASH. (US funds only)
 - Print license plate number and citation(s) on your check
 - Detach bottom portion and return with your payment
 - Make payable to: **City of Del Mar**

- TO PAY ONLINE BY CREDIT CARD:**
- Pay online: www.paymycite.com/delmar
 - A convenience fee will be applied to all credit card payments



CVC-40220 allows for installment payments to qualifying low-income individuals who apply within 120 days from the issuance of a notice of parking violation, or within 10 days after an administrative hearing determination, whichever is later. For more information, please call 1-866-355-5867 or visit our website www.paymycite.com/delmar

Date	Code	Violation	Description	Received	Penalty	Admin Fee	Total
08/22/2022	VIOR	14.20.040 DM/MC	EXPIRED METER	\$0.00	\$50.00	\$0.00	\$50.00

CVC 40220 info

\$50.00 If paid by 09/13/2022
 \$100.00 If paid after 09/13/2022
 \$103.00 If paid after 09/26/2022

DUE DATE	09/13/2022	TOTAL	\$50.00
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FOR MAIL IN PAYMENT IN DELIVER BOTTOM PORTION AND RETURN WITH YOUR PAYMENT **PAY NOW ONLINE: www.paymycite.com/delmar**

Code	Violation	Description	Received	Penalty	Admin Fee	Total
VIOR	14.20.040 DM/MC	EXPIRED METER	\$0.00	\$50.00	\$0.00	\$50.00

\$50.00 If paid by 09/13/2022
 \$100.00 If paid after 09/13/2022
 \$103.00 If paid after 09/26/2022

DUE DATE	09/13/2022
TOTAL DUE	\$50.00

IF PAID BY DUE DATE:

Notice Date 08/22/2022	Reference Number [REDACTED]	Req. Exp. Date 09/13/2022
State / License [REDACTED]	Vehicle Make [REDACTED]	Vehicle Color [REDACTED]
Citation Number [REDACTED]	Date Issued 08/22/2022	Time Issued [REDACTED]

MAIL TO: CITY OF DEL MAR (36)
 ISSUING: c/o Parking Citation Service Center
 AGENCY: P. O. BOX 11923
 SANTA ANA, CA 92711