

ORDINANCE NO. 96- 04

AN ORDINANCE AMENDING THE ASTORIA DEVELOPMENT CODE SECTION CONCERNING SPECIAL EXCEPTIONS TO OFF-STREET PARKING REQUIREMENTS

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

Section 1. Section 7.062 of the Astoria Development Code is deleted in its entirety and replaced to read as follows:

“7.062 SPECIAL EXCEPTIONS TO OFF-STREET VEHICLE PARKING REQUIREMENTS.

A. Developed Sites Exemption.

Existing buildings which encompass all or a major portion of a lot with little or no possibility of providing off-street parking in compliance with City Code may apply to the Community Development Director for authority to participate in a program whereby, in lieu of providing required off-street parking, annual payments would be made to the City for the purpose of supporting mass transit, and development of public parking. As an alternative to making annual cash payments, the applicant may, with approval of the City Council, provide a public service of equal or greater value than the cash payment.

1. Participation in the Program.

The Director shall approve participation in the program upon a finding that the lack of required off-street parking will not result in a public safety hazard. Participation involving the provision of compensation in the form of public service in lieu of cash payments also requires the concurrence of the City Council.

2. Location.

This exception shall apply to any change of use or expansion of a use in all zones except those areas where the provision of off-street parking is otherwise exempted.

3. Compensation.

a. Cash Payments.

The fee to be paid for each parking space not provided shall be \$180.00 per year.

The fee shall be paid annually on a per space basis. The number of spaces subject to a fee shall be the difference between the number of off-street spaces provided and the number required by the Astoria Development Code, or, where a Variance is issued, the number of spaces authorized by Variance.

Payments shall be made to the City of Astoria at the beginning of each year the applicant is involved in the program, and shall be made, in accordance with a payment schedule to be established by the Community Development Department.

b. Compensation in Lieu of Cash Payments.

Compensation in lieu of cash payments may be accepted only upon a finding by the City Council that there is both a need for the proposed public service, and that the value of the service is equivalent to or greater than the cash payment described in Section 3(a) above."

Section 2. Effective Date. This ordinance and its amendment will be effective 30 days following its passage and enactment by the City Council.

ADOPTED BY THE COMMON COUNCIL THIS 6TH DAY OF MAY, 1996.

APPROVED BY THE MAYOR THIS 6TH DAY OF MAY, 1996.

ATTEST:



Finance Director



Mayor

ROLL CALL ON ADOPTION:

YEA

NAY

ABSENT

Commissioner

Wilkins

X

Morden

X

Thompson

X

Borgardt

X

Mayor Van Dusen