



ORDINANCE 2013-005

AN ORDINANCE AMENDING SECTION 10.08.070 OF THE MUNICIPAL CODE RELATING TO PROHIBITING PARKING ON CERTAIN STREETS

WHEREAS, City staff and residents alike have identified a problem with certain city streets being used for overflow parking from non-residential use areas thus creating the need to limit non-residential parking on certain city streets; and

WHEREAS, the use of certain city streets as overflow parking from non-residential areas has caused livability issues for many residents; and

WHEREAS, the proposed amendment is added as additional language to section 10.08.070 in the Parking Prohibited on Certain Streets section of the Municipal Code; and

WHEREAS, the amendment prohibits the non-permitted parking of vehicles on certain city streets within clearly defined boundaries and specified hours; and

WHEREAS, this is an existing and immediate issue that affects multiple neighborhoods and residents of the city; and

WHEREAS, the proposed amendment was reviewed by the City Attorney for compliance and consistency with the Charter and applicable state regulations and found to be fully compliant; and

NOW, THEREFORE, THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

Section 1. Findings. After full and due consideration of the evidence presented, the Council finds that the text of the Sherwood Municipal Code shall be amended to create residential parking districts; therefore, the Council adopts the amendments contained in Exhibit 1.

Section 2. Approval. The proposed amendment for the Municipal Code Amendment identified in the attached Exhibit 1, is hereby **APPROVED**.

Section 3 - Manager Authorized. The City Manager is hereby directed and authorized to take such action as may be necessary to document this amendment, including necessary updates to Chapter 10 of the Municipal Code in accordance with applicable City ordinances and regulations.

Section 4 - Effective Date, Declaring an Emergency. The City Council recognizes the immediate need and declares an emergency, making this ordinance effective the 21st day of August 2013 by utilizing the emergency clause by the City Council and approval by the Mayor.

Duly passed by the City Council this 20th day of August 2013.

Bill Middleton

Bill Middleton, Mayor

Attest:

Sylvia Murphy
Sylvia Murphy, CMC, City Recorder

	<u>AYE</u>	<u>NAY</u>
Clark	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Langer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Butterfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Folsom	<i>Absent</i>	<input type="checkbox"/>
Grant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Middleton	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Exhibit 1

10.08.070 - Parking prohibited on certain streets.

C. The City may establish Residential Parking Districts (Districts) to protect specified residential areas from the effects of spillover parking arising as a result of adjacent commercial, employment or mixed-use or other uses that generate a high demand for parking. Parking by those without a permit may be prohibited, within the following guidelines:

1. A request for creation of a District shall be initially directed to the City Manager, who shall make and then forward a written recommendation to the City Council for its review.
2. When evaluating a District's possible designation or any attribute thereof, the City Manager may, in assessing whether the general welfare of the City is enhanced or promoting thereby, consider the following factors:
 - a. The residential nature within the District;
 - b. The volume of traffic and available parking;
 - c. The surface width of streets within the proposed District;
 - d. The relationship between the need for parking space by residents of the proposed District and the need and use of parking space by the public at large; and
 - e. The hours of day or night when use of parking within the proposed District is necessary or most convenient.
3. Any District established by Council after review of the City Manager's written recommendation shall be done by resolution, clearly defining the boundaries thereof and the hours within which non-permitted parking is to be prohibited.
4. The City Manager shall cause city approved signs to be installed and thereafter maintained in the District identifying any parking restrictions for non-residents and the exception thereto applicable for the District's permit holders.
5. The City Manager shall establish and enforce procedures and standards concerning the terms, issuance, denial and revocation of both permanent and temporary permits for use within Districts created within the City. Residents of a District may apply for permit(s) from the City Manager.