

13-9184

Payne, Nancy

From: Rooney, John
Sent: Monday, July 22, 2013 1:34 PM
To: Loop, Nicole
Cc: John Heckenlively ; Mozol, Robert; French, Charlie; Wohlgemuth, David; Yehlen, Mark; Weidner, Sandy; Schulz, Mark; Payne, Nancy
Subject: RE: 94-145 confusion

Well he certainly cannot park in the area posted NP 6-8AM anytime he wants. This should be rigorously enforced. I'll add the item to the August Traffic Commission meeting agenda.

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From: Loop, Nicole
Sent: Monday, July 22, 2013 11:07 AM
To: Rooney, John
Cc: John Heckenlively ; Mozol, Robert; French, Charlie; Wohlgemuth, David; Yehlen, Mark; Weidner, Sandy; Schulz, Mark
Subject: RE: 94-145 confusion

I think we should revisit it. At best, it's confusing. At worst, it's going to affect street maintenance because at least in this particular instance, the gentleman cited indicated his intent to park in the 6-8 zone any time he wants.

Per the PD,

It is true officers typically would not cite vehicles if the other side of the street was a 6-8am tow away zone. However, they would cite vehicles in those blocks if the car was parked in the 6-8am tow away zone and should have been parked on the other side of the street. This is the situation that came up last week. He was parked in the tow away zone and should have been parked on the opposite side of the street. I think the wording could be changed to make it clear that you are only exempt in those blocks when you would be required to park in the 6-8 tow away zone. Not on the other days when you should be parked on the opposite side from the tow away zone.

Perhaps some limiting language exempting "those portions of the block where parking is restricted from 6-8 a.m." or some such language.

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From: Rooney, John
Sent: Monday, July 22, 2013 10:32 AM
To: Loop, Nicole
Cc: John Heckenlively ; Mozol, Robert; French, Charlie; Wohlgemuth, David; Yehlen, Mark; Weidner, Sandy
Subject: RE: 94-145 confusion

Nicole,

It appears that RPD never cited alternate side parking where vehicles were required to be off the street for the 6-8AM peak hour parking restriction (see attached minutes from 1995). Perhaps it was done with the expectation that motorists wouldn't park overnight because they would have to get up and move a vehicle before 6:00AM anyway. In any event, RPD requested this exception to the prohibitions in 94-145.

What say me??? In my opinion time of day restrictions for peak hour traffic is mutually exclusive of the street storage issue, which frees up the curb lane for necessary & routine street maintenance activities. Perhaps the Traffic Commission would want to reconsider this?

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From: Loop, Nicole
Sent: Friday, July 19, 2013 2:05 PM
To: Rooney, John
Subject: 94-145 confusion

I know it probably doesn't happen often, but the PD called me to interpret this ordinance and it is a bit confusing. PD ticketed a guy who was parked in a "no parking tow away zone between 6-8 a.m." zone on the 2500 block of Main St. Only a portion of one side of this block has this restriction. He was ticketed for street storage (he was parked on the wrong side at 4:00 a.m.). He believes that he is exempt from the alternate side parking requirements due to the exception found in (6). Based on the wording, I think he has an argument, however, I said that since the restriction doesn't affect the entire block, and he has other parking options, he's out of luck. What say you?

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Sec. 94-145. - Parking prohibited between 2:00 a.m. and 6:00 a.m.; exceptions.

The operator or owner of any vehicle shall not park such vehicle between the hours of 2:00 a.m. and 6:00 a.m. on any street in the city, except that this prohibition shall not apply to the following:

(1)

Any Saturday or Sunday morning excepting from December 1 to April 1 of each year;

(2)

Any holiday as designated in section 94-20

(3)

Those blocks where parking is prohibited along one entire side;

(4)

The even-numbered side of any street on the morning of any even-numbered day;

(5)

The odd-numbered side of any street on the morning of any odd-numbered day;

(6)

Those blocks where parking is prohibited from 6:00 a.m. to 8:00 a.m.;

(7)

Those blocks designated as cul-de-sacs; and

(8)

Those blocks within two blocks of a construction zone.

(Code 1973, § 27.20.010; Ord. No. 4-92, pt. 1, 3-17-92; Ord. No. 13-94, pt. 1, 7-5-94; Ord. No. 34-95, pt. 2, 2-7-96; Ord. No. 18-09, pt. 1, 9-1-09)