Agenda Memorandum

Town Manager's Office	**Bud Bentley**
Department	Assistant Town Manager

<div style="border:1px solid">

COMMISSION MEETING DATE: April 28, 2015

</div>

☐	Presentation	☐	Reports	☐	Consent	☒	**Ordinance**
☐	Resolution	☐	Quasi-Judicial	☐	Old Business	☐	New Business

SUBJECT TITLE: Ordinance 2015-05 Amending Section 19-26.(a) Resident Permits.

EXPLANATION: Attached for the Commission's consideration is Ordinance 2015-05 (**Exhibit 1**), which amends Section 19-26.(a) Resident Parking Permits of the Town Code.

The Commission had discussed amending the resident permit section several times in 2014 and at its May 27, 2014 meeting asked that Desman Associates evaluate the proposed changes.

The Parking Strategic Plan prepared by Desman Associates was accepted by the Commission at the April 14, 2015 meeting and at that meeting the Commission also received Desman's report on Hardship Permits and Resident Parking Permits (**Exhibit 2**) and accepted those recommendations.

The proposed amendment reprinted below incorporates the policy direction given by the Commission at earlier meetings and edits by the Town Attorney's Office:

(a) Resident permits. A resident parking permit may be purchased for qualified vehicles of qualified owners or renters of residential property in the Town, as provided herein.

    (1)   *Definitions*. For purposes of this section, the following terms shall have the meaning given below.

        (a) **A qualified owner or renter** means a person who is eligible to apply for a resident parking permit because that person meets one of the following criteria:

            1.   a person who owns and occupies a residential property located within the Town;

            2.   a person who has resided, for at least a year prior to the date of applying for a resident parking permit, with the owner of a residential property located within the Town;

3. a person who rents residential property under an annual lease and resides at that property in the Town; or

4. a person who rents residential property with less than an annual lease who provides documentation that he or she has resided in the Town at the same address for at least a year prior to the date of applying for a resident parking permit.

5. A "snowbird" person who owns or rents property in the Town and occupies that property for part of the year, who provides documentation that he or she has resided in the Town for part of the year in the year prior to the date of applying for a resident parking permit.

(b) **A qualified vehicle** means a vehicle that is eligible for display of a resident parking permit because it meets one of the following criteria:

1. a vehicle that is owned or leased by a qualified owner or renter and is registered at the address used to qualify for a residential parking permit;

2. a company vehicle that is provided for the full-time use of the qualified owner or renter; or

3. a "snowbird" vehicle that is not registered at the address but is owned by a qualified owner or renter of residential property who occupies his or her residence for part of the year.

(2) *Number available*. A qualified owner or renter may purchase a permit for each of his or her qualified vehicles.

(3) *Display*. A resident parking permit shall be affixed to and displayed at the bottom left of the front window (driver's side) of the qualified vehicle.

(4) *Use*.

(a) *Paid Metered Parking*. If the driver of a vehicle displaying a resident parking permit pays the regular meter charge for a metered parking space, such parking shall not be restricted in any way by the resident parking permit program.

(b) *Unpaid Metered Parking*. A resident parking permit may be used to park for free at any available meter according to the rules and procedures of that parking area, but free parking with a resident parking permit:

1. shall not exceed three (3) hours within a parking area, and

2. is not allowed within 600 feet of a person's place of business or residence.

RECOMMENDATION: We recommend the Commission pass Ordinance 2015-05 on first reading.

Exhibits: 1. Ordinance 2015-05 Amending Sec. 19-26.(a) Resident Permits
2. Hardship and Residential Parking Permit Rates Report

Reviewed by Town Attorney

☒ Yes ☐ No

File: T:\0 Agenda\4-28-15 Commission\Parking\Resident Permits\4-28-15 AM Resident Parking Permits Amendment.docx