

City of Fayetteville Staff Review Form

2019-0401

Legistar File ID

7/16/2019

City Council Meeting Date - Agenda Item Only
N/A for Non-Agenda Item

Justin Clay

6/20/2019

PARKING MANAGEMENT (430)

Submitted By

Submitted Date

Division / Department

Action Recommendation:

An ordinance amending portions of Chapter 72 of the City Code concerning residential parking designations in the Entertainment District

Budget Impact:

Account Number		Fund	
Project Number		Project Title	
Budgeted Item?	NA	Current Budget	\$ -
		Funds Obligated	\$ -
		Current Balance	\$ -
Does item have a cost?	No	Item Cost	
Budget Adjustment Attached?	NA	Budget Adjustment	
		Remaining Budget	\$ -

V20180321

Purchase Order Number: _____

Previous Ordinance or Resolution # _____

Change Order Number: _____

Approval Date: _____

Original Contract Number: _____

Comments:



JULY 16, 2019

TO: Mayor and City Council

THRU: Don Marr, Chief of Staff
Peter Nierengarten, Environmental Director

FROM: Justin Clay, Parking Manager

DATE: June 20, 2019

SUBJECT: Amending portions of Chapter 72 of the City Code concerning residential parking designations in the Entertainment District

RECOMMENDATION:

Staff recommends amending Chapter 72 of the City Code to convert a portion of the restricted residential-only parking areas and a portion of the paid-only on-street parking areas to mixed-use parking areas whereby parking will be available to both the public for paid parking and to residents of the appropriate *Entertainment District Parking Zone* for properly permitted vehicles free of charge.

BACKGROUND:

Currently 208 on-street parking spaces function as residential-only parking spaces within the Entertainment District. The residential parking program began in 2010 and allows residents of the Entertainment District to park free of charge in certain designated spaces throughout the district. Upon providing proof of residency, a resident of the Entertainment District is eligible to obtain one (1) parking permit and two (2) guest passes not to exceed a total of four (4) permits and two (2) guest passes per residence. The residential parking area is divided into a North and South Zone within the Entertainment District, with Dickson Street serving as the dividing line. It should be noted that residential permits allow access to any of the zone's parking spaces that are designated as "residential parking" but do not allow for reserved parking in any one space.

The 79 on-street spaces on Spring Street between West Avenue and Block Avenue and on School Avenue between Spring Street and Center Street operate in a "mixed-use" environment whereby parking is available to both the public for paid parking and to residents of the *South Entertainment District Parking Zone* for properly permitted vehicles free of charge.

DISCUSSION:

While several residential streets see high utilization for residential parking, others do not. Two residential-only street segments see particularly low utilization: Locust Avenue between Spring Street and Center Street, and Lafayette Street between Campbell Avenue to Forest Avenue.

Recent counts show that the 22 spaces on Locust Avenue between Spring Street and Center Street average 21% utilization. These two blocks of Locust Avenue contain eight (8) residences, three (3) of which face different streets where residential parking is also available (Meadow St. and Spring St.). There are also three (3) businesses on this portion of Locust Avenue that would likely benefit from these spaces being available to non-residents.

Recent counts of Lafayette Street's 57 residential spaces between Campbell Avenue and Forest Avenue show an average utilization of 35%. Many of the approximately 25 properties along Lafayette Street have off-street parking which likely leads to the low on-street utilization. Similarly to Locust Avenue, some properties near and along Lafayette Street now function as a business whose customers would benefit from the ability to park on-street in front of the business.

Converting these spaces to mixed-use is also consistent with the Parking Master Plan's goals of increasing the available public parking supply. The recommendation from the Parking Master Plan calls for some of these spaces to be converted to free parking based on the low level of utilization at the time the counts were conducted for the study. However, staff feels that a mixed-use environment is more appropriate based on current utilization levels and feels that pricing these spaces is important to prevent long-term parking by non-residents.

Staff also recommends converting the following paid-only street segments to mixed-use:

Vandeventer Avenue between Lafayette Street and Maple Street
Lafayette Street between West Avenue and Campbell Avenue
Church Avenue between Dickson Street and Meadow Street

Converting these paid parking spaces to mixed-use would result in an additional 59 spaces where residential permits are valid.

BUDGET/STAFF IMPACT:

Staff does not anticipate a budget impact. By converting residential-only spaces to mixed-use this proposal will result in the addition of 79 revenue-generating spaces. Because the residential permit program is free for residents, this increase is necessary to off-set the conversion of 59 paid-only spaces to mixed-use whereby a (free) residential permit would be valid.

Staff can also manage these spaces with existing personnel and equipment.

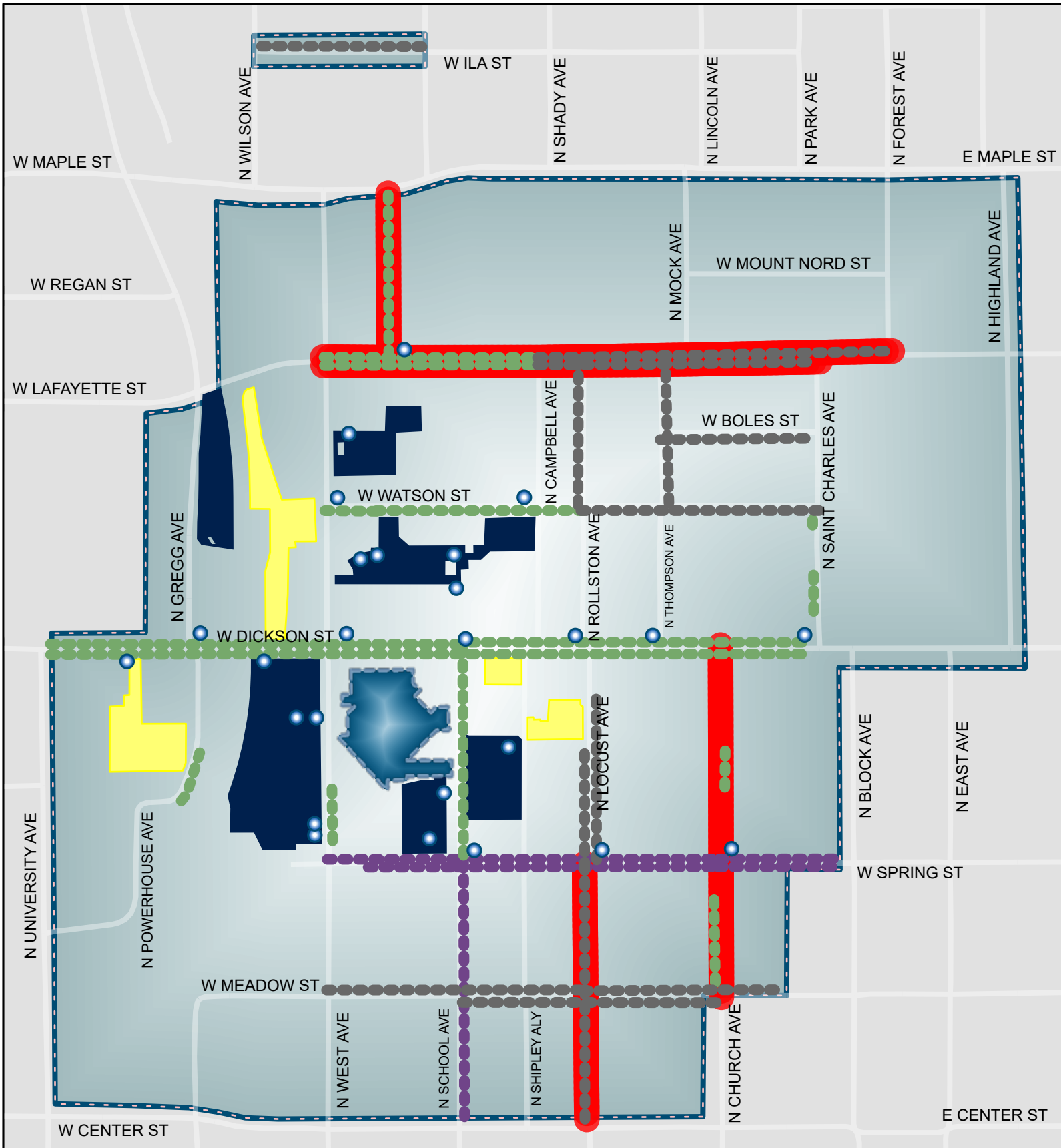
Attachments:

Exhibit A Map of Proposed Changes

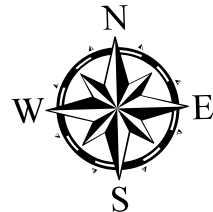
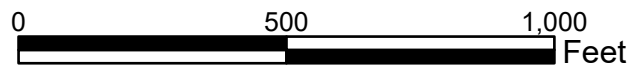
Entertainment District Parking Zone

On Street Mixed Use Parking

EXHIBIT A



- PAY STATION
- WALTON ART CENTER
- PAY BY SPACE PUBLIC
- PRIVATE - PAY PARKING, TOWING/BOOTING ENFORCED
- MIXED USE PARKING
- PAY PARKING
- RESIDENTIAL PARKING
- MIXED USE PARKING-PROPOSED



72.18 - Residential Parking Permit Program For The Entertainment District Parking Zone

(A) *Applicability:* This Residential Parking Permit Program shall be applicable within the Entertainment District Parking Zone as shown and described on Exhibit A attached to the enacting ordinance. This parking zone will be further divided by Dickson Street into the North Zone for included residents living north of Dickson Street and the South Zone for included residents living south of Dickson Street. The block of Ila Street between Wilson Avenue and Vandeventer Avenue is added to and is hereby made a part of the North Zone of the Entertainment District Parking Zone.

(B) *Definitions:*

Resident means a natural person residing within a dwelling that the resident owns, leases or rents within the Entertainment District Parking Zone.

Registered vehicle means a motorized, validly state licensed and insured vehicle kept at the residence owned or leased by the resident within the Entertainment District Parking Zone. The Arkansas Vehicle Registration Certificate for the vehicle should list the residence within the Entertainment District. The Parking Division may accept other reliable documentation of ownership or occupancy of a residence within the Zone to justify issuance of a residential parking permit for a resident's vehicle.

Residential parking permit means the currently valid permit issued by Parking Division which allows the resident to park the permitted resident's vehicle in an authorized on-street parking zone pursuant to the terms of this section.

Guest pass means the pass or authorization to park within the appropriate on-street parking zone pursuant to this section.

Fuel efficient scooter or bicycle means bicycles, gas powered scooters not exceeding 70 cubic centimeters and electric powered bicycles and scooters.

(C) *Restricted Parking Periods:* From 2:00 p.m. on Sundays and 10:00 a.m. Monday through Saturday until 2:00 a.m. every day, designated on-street parking spaces within the Entertainment District Parking Zone North and South shall be restricted to properly permitted vehicles. The owner of any vehicle improperly parked during this period shall be subject to the penalties set forth in §72.99.

(D) *On-street Parking Restrictions for Most Vehicles in the Entertainment District Parking Zone:* Where designated by signs and as shown on the exhibits, only residents of the Entertainment District Parking Zone North shall be permitted to park their properly permitted vehicles in the designated on-street parking areas of the Residential Parking Zone North of Dickson Street during the restricted parking period. Where designated by signs and as shown on the exhibits, only residents of the Entertainment District Parking Zone South shall be permitted to park their properly permitted vehicles in the designated on-street parking areas of the Residential Parking Zone South of Dickson Street during the restricted parking period.

(E) *Special Regulations for Oversized Vehicles, Motorcycles, Motor Scooters and Bicycles:* No vehicle that cannot fit within a standard on-street parking space may be parked on-street in the Entertainment District Parking Zone unless its owner or operator has obtained a special limited time and location permit pursuant to (1).

(1) An operator or owner of a moving van or other oversized vehicle that needs to park on-street in a designated area for a limited time to serve a residence, business or office within the Entertainment District Parking Zone may be issued a special, limited time and location parking permit by the Parking Division.

(2) A resident of the Entertainment District Parking Zone who owns a motorcycle or motor scooter with over 70 cubic centimeters displacement may be issued a residential permit which shall allow free parking only in specially designed motorcycle/motor scooter on-street parking spaces and is prohibited from parking in standard on-street parking spaces reserved for residents' cars.

Operators of motorcycles and motor scooters may park in paid parking spaces at the standard parking rate. No motorcycle nor any motor scooters may be parked on a sidewalk.

- (3) Operators of fuel efficient scooters and bicycles may park for free in specially designated parking spaces, but must pay the standard parking rate if parked in a normal paid parking space. No bicycle may be parked on a sidewalk unless it is utilizing a permanently installed and permitted bicycle rack.
- (F) *Mixed Use On-street Parking* ~~on Spring Street and School Avenue~~. On street parking spaces on Spring Street from Block Avenue to West Avenue, ~~and on School Avenue from Center Street to Spring Street,~~ on Locust Avenue from Spring Street to Center Street, on Church Avenue from Dickson Street to Meadow Street, on Lafayette Street from West Avenue to Forest Avenue, and on Vandeventer Avenue from Lafayette Street to Maple Street shall be available to the public for paid parking and to residents of the Entertainment District Parking Zone South for properly permitted vehicles free of charge.
- (G) *Free Public Use of Paid On-street Parking*. From 2:00 a.m. until 2:00 p.m. every day, all on-street paid parking spaces within the Entertainment District Parking Zone shall be free of charge and available to the public.
- (H) *Temporary Guest Passes*: An Entertainment District Parking Zone resident may request the city to issue temporary guest passes for visitors to their residence. The Mayor or designee shall administer a guest pass program with the goal of accommodating the needs of both residents and businesses within the Entertainment District Parking Zone. Use of a guest pass in a manner not authorized by the guest pass program shall be a violation of this section for the vehicle's owner.
- (I) *Residential Parking Permits May Not Be Loaned, Transferred, Sold or Used Except on the Designated Registered Vehicle*: Any resident who attempts to or does loan, transfer, sell or give a residential parking permit to another person or entity, or who facilitates the use of the permit obtained for his registered vehicle on a nonregistered vehicle shall, in addition to the general penalty provisions in this chapter, immediately forfeit all permits issued to the resident and the right to apply for any future permits for three (3) years.
- (J) *Penalty*: The owner of any vehicle parked in violation of any term or requirement of this section shall be guilty of a violation and shall be subject to the penalties set forth in §72.99.

(Ord. No. 5323, 6-1-10; Ord. No. 5368, 12-7-10; Ord. No. 5558, 01-03-13; Ord. No. 5598, 7-2-13)