



Memo

Legal Department

TO: Mayor Campbell and Members of the City Council

FROM: Judy K. Parks, Assistant City Attorney *JKP*

DATE: October 24, 2008

SUBJECT: Front Yard Parking ordinance revision for Chapter 18-Parking

The Council Action form concerning the proposed zoning text amendment to define "front yard" for clarification of the existing front yard parking regulations in Chapter 29 explains the history underlying the need for this amendment.

That report also mentioned very briefly that the current Parking Regulations of the Ames Municipal Code, found in Chapter 18, contain a front yard parking prohibition which has used the same language as the front yard parking prohibition of Chapter 29. The amendment of the Chapter 18 provision is recommended so that the front yard parking provisions will be consistent in both locations of the City Code. Attached is a proposed ordinance to amend Section 18.15 of the Ames Municipal Code so that it will become consistent with Section 29.406.

We are asking for your favorable consideration of this proposed ordinance.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF AMES, IOWA, BY ENACTING A NEW SECTION 18.15, FOR THE PURPOSE OF DEFINING FRONT YARD AND PROHIBITING FRONT YARD PARKING; REPEALING ANY AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT TO THE EXTENT OF SUCH CONFLICT; PROVIDING A PENALTY; AND ESTABLISHING AN EFFECTIVE DATE.

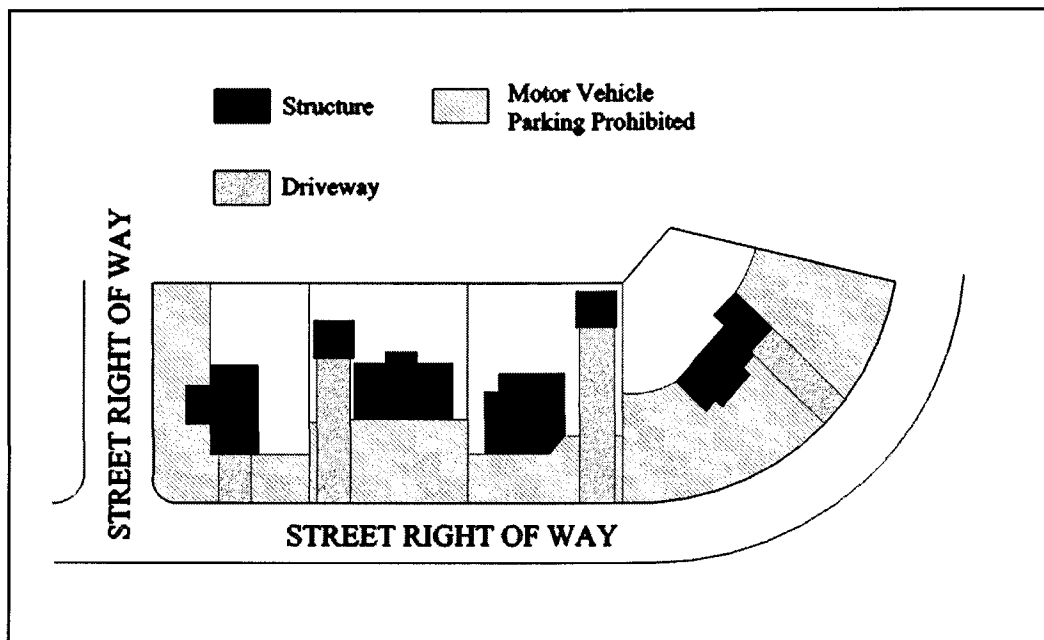
BE IT ENACTED, by the City Council for the City of Ames, Iowa, that:

Section One. The Municipal Code of the City of Ames, Iowa shall be and the same is hereby amended by enacting a new Section 18.15 as follows:

"Sec. 18.15. PARKING IN FRONT YARDS

The parking of motor vehicles in the front yards of residential structures is prohibited. Any person who parks a motor vehicle in the front yard of a residential structure shall be in violation of this section, provided, however, the aforesaid prohibition shall not apply to the parking of motor vehicles on driveways and parking areas established pursuant to a properly issued building/zoning permit of the City of Ames. As used in this section, front yard means the open space in that portion of a yard between the street and the face of the structure and a line extending from the left side of the lot to the right side of the lot. The line, as viewed from the street, shall extend parallel to the street to the nearest corner of the principal structure and then along the face of the principal structure to the right corner, and from that point on a line parallel to the street to a point on the right lot line. As used in this section, the face of a principal structure shall be any and all portions of the structure fronting on a street. The front yard shall not include any portion of the city right-of-way. A corner lot shall be deemed to have two front yards. (See Figure 18.15-1)."

(Ord. No. 2736, Sec. 1, 10-30-79; Ord. No. 2926, Sec. 1, 6-18-85)



Section Two. Violation of the provisions of this ordinance shall constitute a simple misdemeanor punishable as set out by law.

Section Three. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent of such conflict, if any.

Section Four. This ordinance shall be in full force and effect from and after its passage and publication as required by law.

Passed this _____ day of _____, ____.

Diane R. Voss, City Clerk
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Ann H. Campbell, Mayor