

**COUNCIL ACTION FORM**

**SUBJECT: REVISIONS TO OFFICIAL PARKING METER MAP PERTAINING TO STALLS LOCATED ON STANTON AVENUE**

**BACKGROUND:**

On October 24, 2017, the City Council adopted Resolution No. 17-636 approving revisions to the Official Parking Meter Map to change three parking stalls to two 15-minute parking stalls and one Loading Zone stall in front of 119 Stanton Avenue. This change had been requested by the Post Master Todd Oxley since there is no designated customer parking at the new location of the Post Office. After adoption of the Resolution, Public Works staff installed appropriate signage, and the Police Department began receiving requests to enforce the new regulations. The Legal Department has recently been informed of the difficulties being encountered by the Police Department in the issuance of illegal parking fines for the three stalls in question since there is not a specific *Municipal Code* Section that can be cited.

*Municipal Code* Section 18.4 states that the Official Parking Meter Map may be changed by Resolution or Ordinance. However, it appears that that Section pertains to stalls where parking meters have been installed. In researching the mechanism used in adopting past revisions to the Official Parking Meter Map, it appears that Resolutions have been adopted when the change has related specifically to parking meters. In this case, there are no parking meters; the revision pertains to the designation of parking stalls. **Therefore, Legal staff is now requesting that Resolution No. 17-636 be rescinded and an ordinance be adopted to allow for specificity in citing for an illegal parking violation. In addition, due to the need to enforce the changes immediately, the City Council is being asked to suspend the rules regarding adoption of an ordinance and pass on all three readings and adopt the Ordinance at this meeting.** Again, the signage has been in place since late October, thus the public has been well informed of the regulations.

**ALTERNATIVES:**

1. a. Rescind Resolution No. 17-636.  
b. Pass on first reading an Ordinance changing three parking stalls in front of 119 Stanton Avenue to two 15-minute parking stalls and one Loading Zone stall.  
c. Suspend the rules regarding adoption of an ordinance.  
d. Pass on second and third readings and adopt the Ordinance.
2. Do not adopt an ordinance making revisions to the Official Parking Meter Map pertaining to three stalls located in front of 119 Stanton. This would result in continued enforcement difficulty for the Police.

**MANAGER'S RECOMMENDED ACTION:**

The previous action was to have City Council approve the revisions described above to the Official Parking Meter Map by resolution. Even though City Council approved the changes, the Police are having difficulty enforcing these regulations. Thus, an ordinance is needed to officially establish two 15-minute parking stalls and one Loading Zone stall which will aid in the enforcement of the parking regulations.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, as described above.

**ORDINANCE NO.**

**AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF AMES, IOWA, BY ENACTING NEW SECTIONS 18.30(1)(a)(vi)(d) AND 18.31(252)(e) AND AMENDING SECTION 18.30(1)(d) THEREOF, RELATING TO PARKING REGULATIONS ON STANTON AVENUE; REPEALING ANY AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT TO THE EXTENT OF SUCH CONFLICT; 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 new Sections 18.30(1)(a)(vi) and 18.31(252)(e) and amending Section 18.30(1)(d) as follows:

**“Sec. 18.30. TRUCK LOADING ZONES.**

(1) In the area bounded by the north curb of Lincoln Way on the north, the south curb of Hunt on the south, the east curb of Stanton on the east, and the west curb of Hayward on the west, vehicles shall not stop, stand or park while taking on or discharging their loads, except as follows:

(a) At the following locations freight only may be discharged from 6:00 a.m. to 6:00 p.m. Monday through Saturday.

...

(vi) Stanton Avenue – west side, northern most stall in front of 119 Stanton Avenue.

...

(d) No motorcycles, cars, pick up trucks, vans or other vehicles 20' or less in length shall be permitted to stop, stand or park in these zones for any reason, including deliveries, during the hours the zones are restricted for freight deliveries. Notwithstanding the foregoing limitation on vehicle length, the Stanton Avenue location shall be limited by the length of the parking stall.

**(252) STANTON AVENUE.**

...

(e) Parking is prohibited for more than fifteen minutes in the southern most 2 parking stalls located on the west side of Stanton Avenue in front of 119 Stanton Avenue. ”

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

Section Three. 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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John A. Haila, Mayor