

ORDINANCE NO. NS- 2347

AN ORDINANCE ADDING BEND CODE SECTION 6.20.030 TO ALLOW THE CITY MANAGER TO CREATE TEMPORARY PARKING RESTRICTION AREAS ALONG CERTAIN PORTIONS OF THE DESCHUTES RIVER AND NON-RESIDENTIAL ZONING DISTRICTS AND DECLARING AN EMERGENCY

Findings:

- A. The City of Bend continues to experience economic growth and associated increases in traffic, vehicles, and demand for parking in the public right of way, particularly in areas surrounding the Deschutes River.
- B. The Bend City Council is the road authority for the City of Bend and has delegated the authority to provide appropriate signs and marking relating to parking in the right of way, on a permanent or temporary basis, to the City Manager.
- C. The City Council has received an increasing number of comments from numerous residents concerned about the lack of parking turnover and other issues they associate with the City's parking regulations and increased use of the Deschutes River as a recreation facility.
- D. In recent years, the demand for access to the Deschutes River has increased, with the promotion of floating the river and the development of the Whitewater Park at McKay Park by Bend Parks and Recreation District, and the increase in river-related tourism and recreation in Bend. Council would like to provide the City Manager tools to address parking conflicts and manage parking in the right of way through temporary parking restriction areas, along the Deschutes River through the center of the City and in other non-residential zoning districts within the City.
- E. The Council concludes that allowing the City Manager to establish temporary parking restriction areas and implementing time restrictions or other parking restrictions will allow the City to respond to identified conflicts over the use of the right of way, on a temporary basis.
- F. The City will look for opportunities to partner with other public agencies to accomplish the goals of this code, including funding partnerships.
- G. This ordinance does not establish any residential or business parking permit programs or districts and does not guarantee any temporary parking restriction areas will be established. This ordinance gives the City Manager the authority to create such areas if the criteria for creation are met and financial resources for enforcement and signage are available.


Based on these findings, the City of Bend ordains as follows:

- Section 1. Section 6.20.030 of the Bend Code as shown on Exhibit A, attached, is adopted.
- Section 2. All other provisions of the Bend Code remain unchanged and in full effect.
- Section 3. Existing City Manager policies regarding temporary parking restrictions along the Deschutes River, consistent with these code provisions, are ratified.
- Section 4. Invalidity of a section or part of a section of this ordinance or the code it adopts shall not affect the validity of the remaining sections or parts of sections.
- Section 5. Declaration of Emergency. The City Council finds that this ordinance is necessary for the health, safety, and welfare of the public, and finds that an emergency exists. The ordinance therefore becomes effective on its passage.

First Reading: June 19, 2019

Second Reading and Adoption by Roll Call Vote: July 17, 2019

YES: Bruce Abernethy NO: none
Barb Campbell
Bill Moseley
Justin Livingston
Gena Goodman-Campbell
Chris Piper



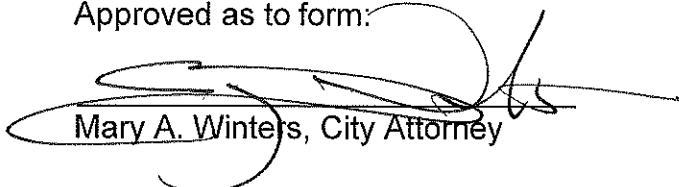
Bruce Abernethy, Mayor Pro Tem

ATTEST:



Robyn Christie, City Recorder

Approved as to form:



Mary A. Winters, City Attorney

Chapter 6.20 PARKING REGULATIONS Revised 1/19

Sections:

[6.20.000 Method of Parking.](#)

[6.20.005 Prohibited Parking, Stopping or Standing on Public Right-of-Way.](#)

[6.20.010 Unlawful Parking of Vehicle for Sale at Private Parking Facility.](#)

[6.20.015 Use of Loading Zone.](#)

[6.20.020 Unattended Vehicles.](#)

[6.20.025 Downtown District.](#) Revised 1/19

[6.20.030 Temporary Parking Restriction Areas](#)

[6.20.030 Temporary Parking Restriction Areas](#)

[A. The City Manager or designee may identify areas within the City as temporary parking restriction areas and may establish durational limits or other restrictions for parking vehicles based on a reasonable determination of the safety, convenience, and necessity of the public and based on one or more of the following criteria:](#)

- [1. History of citizen complaints or citations of vehicles parking against City parking regulations, Bend Code section 6.20.005, or other parking violations.](#)
- [2. Evidence of a lack of adequate parking for businesses and other uses in the district, due to identified parking violations.](#)
- [3. Availability of a public agency partner to share in enforcement costs.](#)
- [4. Other criteria as determined by the City Manager or designee.](#)

[C. The City Manager must adopt an administrative policy setting forth the temporary parking area, the restrictions that will be implemented, the reasons for establishing the area, the intended means of enforcement \(whether by the City's parking enforcement contractor or other means\), and the anticipated duration the restrictions will be in effect. Signage or other markings must be installed to inform the public of the parking restrictions. City Council must approve the extension of a temporary parking restriction area for longer than two years, or may adopt the temporary parking restriction area into the Code as a parking district.](#)

[B. Temporary parking restrictions implemented under this section may not last longer than two years without City Council approval.](#)

[C. Temporary parking restriction areas under this section may only be established on streets or other rights of way within or adjacent to lands with the following zoning designations, as defined in the Bend Development Code:](#)

1. Central Business
2. Convenience Commercial
3. Limited Commercial
4. General Commercial
5. Industrial General
6. Industrial Light

D. Temporary parking restriction areas may also be established to address items of safety, convenience, and need as described in subsection A that occur within 500 feet of the Deschutes River, between the Bill Healy Bridge on Reed Market Road and the NW Mount Washington Drive bridge, regardless of zoning designation.

E. Paid parking permits may be available within temporary parking restriction areas, as set forth in the City Council adopted fee resolution.