

EXHIBIT NO. 1

City of Alexandria, Virginia

~~19~~
~~6-12-10~~


~~20~~
~~6-8-10~~

35
6-22-10

MEMORANDUM

DATE: MAY 26, 2010

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: JAMES K. HARTMANN, CITY MANAGER 

SUBJECT: CONSIDERATION OF AN ORDINANCE TO INCREASE THE PARKING PERMIT FEES CHARGED TO RESIDENTS OF RESIDENTIAL PARKING PERMIT AREAS

ISSUE: Consideration of an ordinance to increase the residential parking permit fee charged to residents of residential permit parking districts who park their vehicles on the public streets.

RECOMMENDATION: That City Council approve the proposed ordinance on first reading and schedule it for public hearing, second reading, and final passage on Saturday, June 12, 2010.

DISCUSSION: Code of Virginia § 46.2-1230 authorizes jurisdictions to issue parking permits for motor vehicles parking on public streets, to set rates for the permits and to set their term of validity. In 1979, City Council designated certain areas in the City as residential permit parking districts. The residential permit parking ordinance prohibits on-street parking for more than two or three hours during varying time periods in these districts. The City's Transportation Division posts signs in each block of the parking districts describing the time limits and hours of enforcement. Vehicles displaying the appropriate parking permits are exempt from these restrictions. Only persons who maintain their residence within the boundaries of a permit parking district are eligible to obtain parking permits. Under Alexandria City Code § 5-8-74, residents living in residential parking permit districts pay \$15 for the first vehicle, \$20 for the second vehicle, and \$50 for the third and any subsequent vehicles.

Under this ordinance, the fee would increase to \$30 for the first vehicle, \$40 for the second vehicle, and \$100 for the third and any subsequent vehicles.

FISCAL IMPACT: Staff estimates that increasing the parking permit fee would generate \$0.2 million in additional revenue, and this amount has been included in the FY 2011 budget.

ATTACHMENT: Proposed Ordinance

STAFF:

Bruce Johnson, Chief Financial Officer

Laura B. Triggs, Director of Finance

Christina Zechman Brown, Assistant City Attorney

1 Introduction and first reading: 6/8/10
2 Public hearing: 6/12/10
3 Second reading and enactment: 6/12/10
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6 INFORMATION ON PROPOSED ORDINANCE
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8 Title
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10 AN ORDINANCE to amend and reordain Article F (PERMIT PARKING DISTRICTS), Chapter 8
11 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND
12 ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as
13 amended.
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15 Summary
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17 The proposed ordinance implements the fee increase for residential parking permits to persons
18 parking on public streets within residential permit parking districts at the rate previously
19 approved by City Council in the 2011 budget.
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21 Sponsor
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23 N/A
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25 Staff
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27 Bruce Johnson, Chief Financial Officer
28 Laura Triggs, Director of Finance
29 Christopher P. Spera, Deputy City Attorney
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31 Authority
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33 §2.02(a)(6), Alexandria City Charter
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35 Estimated Costs of Implementation
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37 None
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39 Attachments in Addition to Proposed Ordinance and its Attachments (if any)
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41 None
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ORDINANCE NO. _____

AN ORDINANCE to amend and reordain Article F (PERMIT PARKING DISTRICTS), Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article F, Chapter 8 of Title 5 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the amendment of Section 5-8-74 to read as follows:

(New language is underscored; deleted material is ~~stricken~~)

Sec. 5-8-74 Parking permits; issuance.

Except as provided in subsection (6), the city manager shall, upon payment of the fee provided for by this article, issue permits to natural, but not corporate, persons who reside in a dwelling located within the boundaries of a permit parking district authorizing the parking of motor vehicles in such district for more than the consecutive hour limitation in effect in the district, as follows:

(1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or the manager's designee:

(a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321 et seq. of this code. Such permits shall be valid from July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and

(b) one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing health care services at the residence or other than during such times as they are providing health care services at the residence (or are in the immediate process of coming or going from the

1 residence in connection with providing health care services at the residence) is prohibited. Such
2 permits shall be valid for up to one year and will expire on October 5, annually. Applicants for
3 permits issued pursuant to this paragraph (b) shall provide proof of residence, a notarized
4 certification that a permanent resident is receiving health care services at the residence, and a
5 written statement from a licensed medical professional that a permanent resident is receiving
6 health care services at the residence. The provisions of this paragraph (b) shall expire on June
7 30, 2006, and no permit issued hereunder shall be valid after such date.

8
9 For permits issued to a person or renewed pursuant to paragraph (a) of this subsection,
10 there shall be imposed a fee of ~~\$15~~ \$30 for the first vehicle, ~~\$20~~ \$40 for the second vehicle, and
11 ~~\$50~~ \$100 for each additional vehicle. Any person who has been issued a permit for a vehicle
12 pursuant to paragraph (a) of this subsection may obtain a replacement permit for use on another
13 vehicle registered in such person's name, upon application on forms furnished by the city
14 manager and presentation of the registration card for the vehicle for which the replacement
15 permit is sought and pieces of the previously issued permit as proof that it was removed from the
16 vehicle for which the fee was previously paid, accompanied by a fee of \$1. For permits issued to
17 a person or renewed pursuant to paragraph (b) of this subsection, there shall be imposed a fee of
18 \$50 per permit.

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20 (2) to persons who are visitors at a residence within a permit parking district on the
21 application of the resident, one permit for any vehicle used by such person during the visit, which
22 permit shall be valid for a maximum of 30 days but shall not be renewed; provided, that permits
23 may be issued to no more than two visitors to the same residence at the same time. A \$5 fee shall
24 be charged for any permit issued pursuant to this subsection for a period of more than seven days.

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26 (3) to persons who are guests at a residence in a permit parking district on the
27 application of the resident, one permit for any vehicle used by such person while a guest at the
28 residence, which permit shall be valid for a date certain or portion thereof; provided that the
29 number of permits issued under this subsection shall not at any time exceed 50 percent of the
30 number of parking spaces in which they are valid; provided further, that no permit shall be issued
31 under this subsection except upon a showing by the resident making application therefor that
32 during the hours for which the permit is to be issued this residence will be used and occupied in a
33 manner which is both lawful and not inconsistent with the residential character of the permit
34 parking district in which it is located, and unless it shall be found that the issuance of the permit
35 or permits will not unduly impair traffic safety during the time of their validity; provided further,
36 that, notwithstanding any provision of this subsection to the contrary, up to 10 self-validating
37 guest permits shall be issued in any calendar month for the guests of any residence located in a
38 permit parking district upon the application of a person residing in the residence. Any permit
39 issued pursuant to this subsection may be limited to certain streets or portions thereof in the
40 permit parking district for which the permit is issued.

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42 (4) to persons doing business with a resident of a permit parking district on the
43 application of the resident, one permit for the vehicle used while doing business in the permit
44 parking district; provided, that such permits may be issued to no more than three persons doing
45 business at the same residence at the same time. No permit shall be issued pursuant to this
46 subsection for a period longer than the time estimated by the resident to be required for

1 completing the business transaction for which the permit is sought, and in no event shall any
2 permit be valid for more than 30 days.

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4 (5) whenever a holder of a permit issued under this section is no longer qualified to
5 possess the permit, the permit shall be invalid and shall be returned to the director of finance.

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7 (6) permits shall not be issued to persons who reside in a residential development
8 which is subject to a special use permit, to the extent the residents, visitors, guests or business-
9 invitees within such development are excluded by the special use permit from eligibility for one
10 or more of the permits described above in subsections (1), (2), (3) or (4).

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12 Section 2. That this ordinance shall become effective July 1, 2010.

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14
15 WILLIAM D. EUILLE
16 Mayor

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18 Introduction: 6/8/10
19 | First Reading: 6/8/10
20 Publication:
21 Public Hearing:
22 Second Reading:
23 Final Passage:

ORDINANCE NO. 4676

AN ORDINANCE to amend and reordain Article F (PERMIT PARKING DISTRICTS), Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article F, Chapter 8 of Title 5 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the amendment of Section 5-8-74 to read as follows:

Sec. 5-8-74 Parking permits; issuance.

Except as provided in subsection (6), the city manager shall, upon payment of the fee provided for by this article, issue permits to natural, but not corporate, persons who reside in a dwelling located within the boundaries of a permit parking district authorizing the parking of motor vehicles in such district for more than the consecutive hour limitation in effect in the district, as follows:

(1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or the manager's designee:

(a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321 et seq. of this code. Such permits shall be valid from July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and

(b) one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing health care services at the residence or other than during such times as they are providing health care services at the residence (or are in the immediate process of coming or going from the residence in connection with providing health care services at the residence) is prohibited. Such permits shall be valid for up to one year and will expire on October 5, annually. Applicants for permits issued pursuant to this paragraph (b) shall provide proof of residence, a notarized certification that a permanent resident is receiving health care services at the residence, and a

written statement from a licensed medical professional that a permanent resident is receiving health care services at the residence. The provisions of this paragraph (b) shall expire on June 30, 2006, and no permit issued hereunder shall be valid after such date.

For permits issued to a person or renewed pursuant to paragraph (a) of this subsection, there shall be imposed a fee of \$30 for the first vehicle, \$40 for the second vehicle, and \$100 for each additional vehicle. Any person who has been issued a permit for a vehicle pursuant to paragraph (a) of this subsection may obtain a replacement permit for use on another vehicle registered in such person's name, upon application on forms furnished by the city manager and presentation of the registration card for the vehicle for which the replacement permit is sought and pieces of the previously issued permit as proof that it was removed from the vehicle for which the fee was previously paid, accompanied by a fee of \$1. For permits issued to a person or renewed pursuant to paragraph (b) of this subsection, there shall be imposed a fee of \$50 per permit.

(2) to persons who are visitors at a residence within a permit parking district on the application of the resident, one permit for any vehicle used by such person during the visit, which permit shall be valid for a maximum of 30 days but shall not be renewed; provided, that permits may be issued to no more than two visitors to the same residence at the same time. A \$5 fee shall be charged for any permit issued pursuant to this subsection for a period of more than seven days.

(3) to persons who are guests at a residence in a permit parking district on the application of the resident, one permit for any vehicle used by such person while a guest at the residence, which permit shall be valid for a date certain or portion thereof; provided that the number of permits issued under this subsection shall not at any time exceed 50 percent of the number of parking spaces in which they are valid; provided further, that no permit shall be issued under this subsection except upon a showing by the resident making application therefor that during the hours for which the permit is to be issued this residence will be used and occupied in a manner which is both lawful and not inconsistent with the residential character of the permit parking district in which it is located, and unless it shall be found that the issuance of the permit or permits will not unduly impair traffic safety during the time of their validity; provided further, that, notwithstanding any provision of this subsection to the contrary, up to 10 self-validating guest permits shall be issued in any calendar month for the guests of any residence located in a permit parking district upon the application of a person residing in the residence. Any permit issued pursuant to this subsection may be limited to certain streets or portions thereof in the permit parking district for which the permit is issued.

(4) to persons doing business with a resident of a permit parking district on the application of the resident, one permit for the vehicle used while doing business in the permit parking district; provided, that such permits may be issued to no more than three persons doing business at the same residence at the same time. No permit shall be issued pursuant to this subsection for a period longer than the time estimated by the resident to be required for completing the business transaction for which the permit is sought, and in no event shall any permit be valid for more than 30 days.

(5) whenever a holder of a permit issued under this section is no longer qualified to possess the permit, the permit shall be invalid and shall be returned to the director of finance.

(6) permits shall not be issued to persons who reside in a residential development which is subject to a special use permit, to the extent the residents, visitors, guests or business-invitees within such development are excluded by the special use permit from eligibility for one or more of the permits described above in subsections (1), (2), (3) or (4).

Section 2. That this ordinance shall become effective July 1, 2010.

WILLIAM D. EUILLE
Mayor

Final Passage: June 22, 2010