PHOENIX, OREGON

ORDINANCE NO. 1007

AN ORDINANCE AMENDING SECTION 10.20.030 OF THE PHOENIX MUNICIPAL CODE, BY ADDING A NEW SUB-SECTION C AND RENUMBERING THE CURRENT PARAGRAPHS; IN ACCORD WITH THE CURRENT LAND DEVELOPMENT CODE

Annotated to show ~~deletions~~ and additions to the code sections being modified. Deletions are **bold ~~lined through~~** and additions are **bold underlined**.

WHEREAS, Phoenix City Council adopted Section 10.20.030 of the Phoenix Municipal Code in 1982; and

WHEREAS, Phoenix City Council amended Sub-Sections (E) and (F) of Section 10.20.030 of the Phoenix Municipal Code in 2006; and

WHEREAS, Phoenix City Council adding Sub-Sections (H) of Section 10.20.030 of the Phoenix Municipal Code in 2015; and

WHEREAS, the provisions of Section 10.20.030 do not have information included in the Land Development Code;

THE CITY COUNCIL OF THE CITY OF PHOENIX ORDAINS AS FOLLOWS:
Section 1: Phoenix Municipal Code Section 10.20.030 is hereby amended as follows:

"10.20.030 Parking restrictions designated.

A. It is unlawful for any vehicle or combination of vehicles in excess of twenty-five feet in length to be parked in excess of six hours on any street in the city, except for the state highways that travel through the city.

B. It is unlawful for any vehicle to be parked within eleven feet of the centerline of the pavement of any street in the city.

C. **It is unlawful for any vehicle to be parked in front of and 10 feet on either side of a vehicle delivery mailbox between 8 a.m. and 6 p.m., except for Sundays and official postal holidays.**

D. It is unlawful for any vehicle to be parked within twenty-five feet of the corner of any intersection within the city.

E. It is unlawful for any vehicle that does not display a current and valid registration and license plate to be parked on a city street or right-of-way.

F. It is presumed that the registered owner of any vehicle parked in violation of these regulations was parked by such registered owner unless facts present at the time reveal otherwise.

G. Any vehicle parked in violation of these regulations for a period in excess of seventy-two hours are subject to being towed and stored, after authorization has been given from police authorities, pursuant to the provisions of Chapter 483 ORS. Tow-away and storage charges are to be charged to the person owning, or maintaining control of the vehicle in question.

H. Any person who parks a vehicle in violation of this section shall be guilty of an infraction.

I. Vehicle and/or trailer parking is only allowed on approved parking shoulders and/or approved parking surfaces (streets, rock, pavement, asphalt), within garages or carports (no temporary or tarp carports are allowed), or on driveways or parking lots that have been developed in conformance with the Land Development Code. Specific locations for parking are indicated in Chapter 2 for some land uses (e.g., the requirement that parking be located to side or rear of buildings, with access from alleys, for some uses.)"

Section 2. Severability: In the event any section, subsection, paragraph, sentence or phrase of this ordinance or any administrative policy adopted pursuant hereto is determined by a court of competent jurisdiction to be invalid or unenforceable, the validity of the remainder to the ordinance shall continue to be effective.

Section 3. Codification: Provisions of this Ordinance shall be incorporated in the City Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions (i.e. Sections 2-4) need not be codified and the City Recorder is authorized to correct any cross-references and any typographical errors.

Section 4. Emergency Clause: The Council declares an emergency exists due to the inability of the police department to effectively enforce the parking issues, under the current code, already arising from the new high school construction and the updated ordinance needs to be in place prior to the start of the new school year.

THEREFORE, this ordinance is in full force and effect from and after this passage by this Council on September 3, 2019.

PASSED AND ADOPTED by the City Council with 2/3 or more approval of Council and is signed by me in authentication of thereof on this 3rd day of September, 2019.

Chris Luz, Mayor

ATTEST:

Kimberlyn Collins, City Recorder

Approved as to form:

Douglas McGeary, City Attorney