

ORDINANCE NO. _____

AN ORDINANCE TO AMEND § 72.18 RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE TO REMOVE THE 400 BLOCK OF ILA STREET FROM THE ENTERTAINMENT DISTRICT PARKING ZONE, AND TO ENACT §72.20, WILSON PARK SOUTH NEIGHBORHOOD PERMIT PARKING DISTRICT OF THE FAYETTEVILLE CITY CODE TO AUTHORIZE A COMBINATION OF RESIDENTIAL-ONLY AND MIXED-USE PARKING IN THE WILSON PARK SOUTH NEIGHBORHOOD

WHEREAS, the North Zone of the Entertainment District Parking Zone was extended to a single block of Ila Street between Wilson Avenue and Vandeventer Avenue a few years ago since this block adjoined two sorority houses with insufficient parking for their members; and

WHEREAS, these sorority houses have been substantially enlarged and grown to membership in the hundreds, most not able to reside there but using the houses for lunch, dinner, chapter meetings, etc.; and

WHEREAS, residents of nearby streets are now suffering substantial parking problems; and

WHEREAS, a new parking district for the Wilson Park South Neighborhood should be created to address the parking problems suffered by the residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby amends § 72.18(A) by repealing the last sentence which will remove the block of Ila Street between Wilson Avenue and Vandeventer Avenue from the Entertainment District Parking Zone.

Section 2: That the City Council of the City of Fayetteville, Arkansas hereby enacts § 72.20 **Wilson Park South Neighborhood Permit Parking District** as shown on Exhibit 1 attached hereto and made a part hereof.

PASSED and APPROVED this 19th day of November, 2019.

APPROVED:

ATTEST:

By: _____
LIONELD JORDAN, Mayor

By: _____
LISA BRANSON, Deputy City Clerk/Treasurer

Exhibit 1

72.20 - Wilson Park South Neighborhood Permit Parking District

(A) *Applicability:* This neighborhood permit parking district shall be applicable as shown and described on Exhibit C attached to the enacting ordinance. This neighborhood permit parking district shall apply only to the residential properties that are situated between Louise Street, Park Avenue, Maple Street, and Wilson Avenue.

(B) *Definitions:*

Residence means a legal residential address and shall exclude business addresses.

Resident means a natural person residing within a dwelling that the resident owns, leases or rents within the neighborhood permit parking district.

Registered vehicle means a motorized, validly state licensed and insured vehicle kept at the residence owned or leased by the resident within the neighborhood permit parking district. The Arkansas Vehicle Registration Certificate for the vehicle should list the residence within the neighborhood permit parking district. The Parking Division may accept other reliable documentation of ownership or occupancy of a residence within the neighborhood permit parking district to justify issuance of a residential parking permit for a resident's vehicle.

Residential parking permit means the currently valid permit issued by the Parking Division which allows the resident to park the permitted resident's vehicle in an authorized on-street parking space within the neighborhood permit parking district pursuant to the terms of this section.

Guest permit means the pass or authorization that allows a guest permit holder to park within the authorized on-street parking space within the neighborhood permit parking district pursuant to the terms of this section.

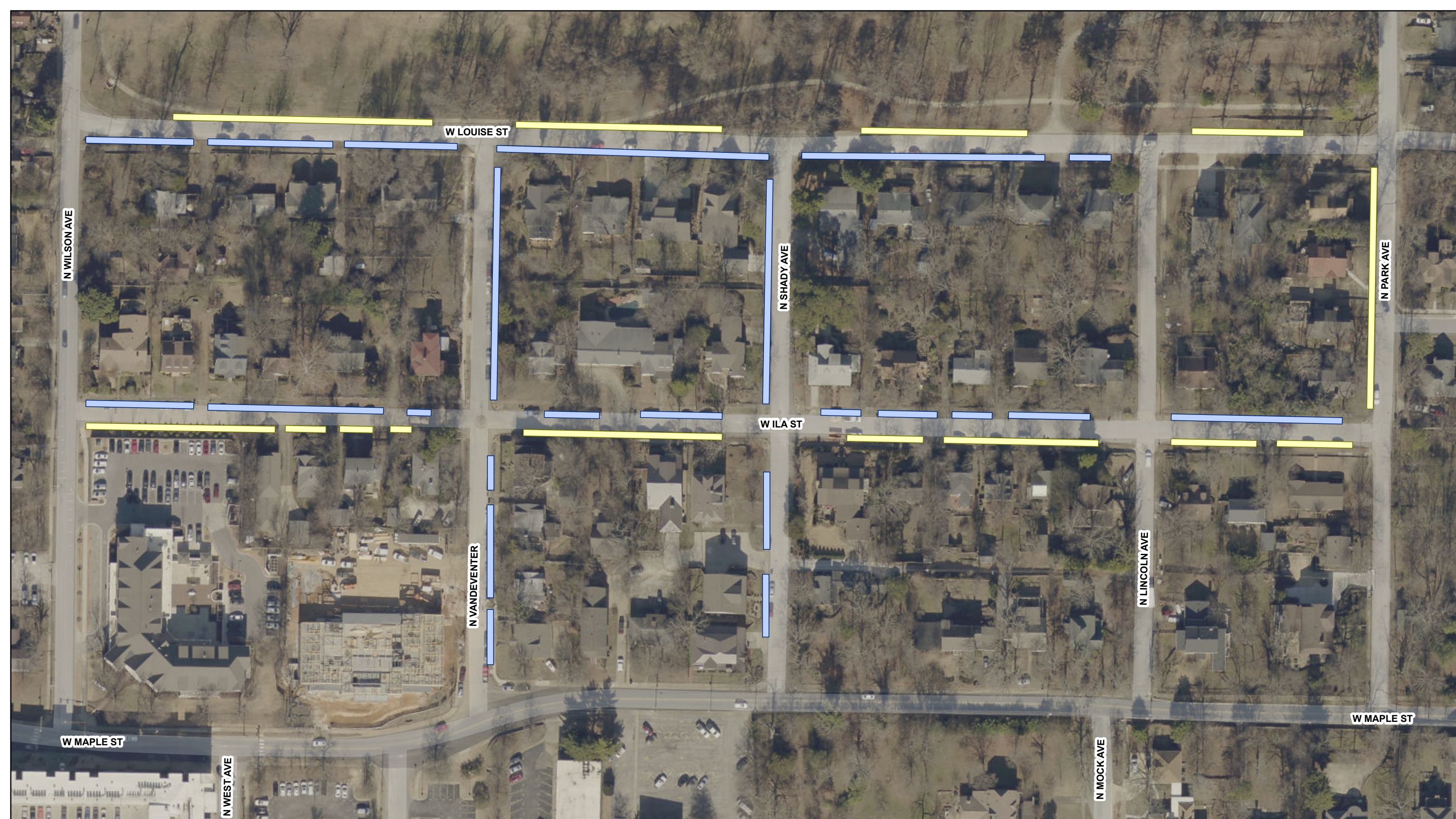
(C) *On-street Parking Restrictions for Most Vehicles in the Neighborhood Permit Parking District:* Where designated by signs and as shown on the exhibits, only residents of the neighborhood permit parking district shall be permitted to park their properly permitted vehicles in the designated on-street parking areas of the district.

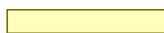

(D) *Special Regulations for Oversized Vehicles:* No vehicle that cannot fit within a standard on-street parking space may be parked on-street in the neighborhood permit parking district unless its owner or operator has obtained a special limited time and location permit. An operator or owner of a moving van or other oversized vehicle that needs to park on-street in a designated area for a limited time to serve a residence, business or office within the neighborhood permit parking district may be issued a special, limited time and location parking permit by the Parking Division.

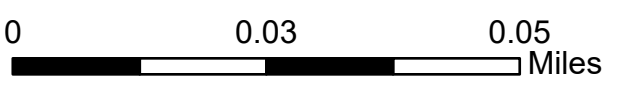
(E) *Mixed Use On-street Parking.* Where designated by signs and as shown on the exhibits, certain on-street parking spaces within the neighborhood permit parking district shall be available to the public for paid parking and to residents of the neighborhood permit parking district for properly permitted vehicles free of charge.

(F) *Public Use of Paid On-street Parking.* For parking in the neighborhood permit parking district, the parking rates shall be \$1.00 per hour from 8:00 a.m. until 2:00 a.m. Monday through Sunday.

- (G) Issuance of Permits: The Mayor or designee shall administer the neighborhood permit parking district program with a goal of accommodating the needs of residents within the neighborhood permit parking district. This program shall set forth procedures for the issuance, renewal, and allotments of residential parking permits and temporary guest permits. Use of a permit in a manner not authorized by the neighborhood permit parking district program shall be a violation of this section for the vehicle's owner.
- (1) Residential parking permits and guest permits shall be allocated based on single-family unit, multi-family unit, and fraternal unit designations.
 - (2) Properties designated as fraternal units located within the neighborhood permit parking district shall be eligible to participate in the Entertainment District Residential Parking Program pursuant to §72.18 and to receive permits as allowed by the neighborhood permit parking district program.
 - (3) The Parking Division may set fees for the purchase of additional residential parking permits or guest permits beyond any maximum allowed under the neighborhood permit parking district program. The request for additional permits shall be considered on a case by case basis. The annual fee for an additional residential parking permit or guest permit shall not exceed \$250.
 - (4) Businesses shall not be eligible to obtain a residential parking permit or guest permit within a neighborhood permit parking district.
- (H) *Residential Parking Permits May Not Be Loaned, Transferred, Sold or Used Except on the Designated Registered Vehicle:* Any resident who attempts to or does loan, transfer, sell or give a residential parking permit to another person or entity, or who facilitates the use of the permit obtained for his registered vehicle on a nonregistered vehicle shall, in addition to the general penalty provisions in this chapter, immediately forfeit all permits issued to the resident and the right to apply for any future permits for three (3) years.
- (I) *Penalty:* The owner of any vehicle parked in violation of any term or requirement of this section shall be guilty of a violation and shall be subject to the penalties set forth in §72.99.



 MIXED-USE
 RESIDENT-PERMIT ONLY



CITY OF FAYETTEVILLE

WILSON PARK SOUTH NEIGHBORHOOD

ON STREET PARKING PROPOSAL

