



# TOWN COUNCIL AGENDA

**CONTINUED MEETING**

**June 25, 2018 @ 5:00 p.m.**

CONTINUED FROM JUNE 19, 2018 MEETING

CALL TO ORDER – Mayor Bloszinsky

2. \*Revised proposed amendments to Chapter 10 (Traffic) Section 222(a) of the Code of Ordinances on parking as per Council’s direction to Attorney Eldridge June 19, 2018

**Option 1** *Doesn't include permit process*

Revisions by Attorney Eldridge per instructions by Council at June 19 meeting to address parking in public right of way. Requires amendments to Chapter 10, Sections 222(a) and 229 (l)

**Option 2** *Includes permit process*

Revisions by Attorney Eldridge per instructions received by the mayor via email to require a permit for unpaved right of way (ROW) parking that requires the residential owner/lessor to obtain a non-transferable windshield permit to park their registered vehicles on the unpaved portion of the ROW.

Required revisions include:

- A new subsection (b) in Sec. 10-222 providing for the permits and how they are obtained
- Re-lettering of the remaining sub-sections of Sec. 10-222
- Revision to Sec. 10-224(a) to expressly provide Council’s authority to erect signage for permit-only parking areas in accordance with Sec. 10-222(b)
- Revision to the heading for Sec. 10-225 by adding “conditional parking” thereto

**DISCUSSION AND CONSIDERATION**

Proposed amendments to Chapter 10 (Traffic) of the Code of Ordinances on parking, as presented at the June 19, 2018 meeting and revised at the June 25, 2018 meeting.

*If approving, a motion is required to adopt Resolution 18-02, as presented.*

CLOSED SESSION, as per Personnel as per N.C.G.S. 143-318-11(a6)

ADJOURNMENT

# Continued Council meeting

June 25, 2018

# OPTION 1

Doesn't include permit process

Revisions by Attorney Eldridge per instructions by Council at June 19 meeting to address parking in public right of way. Requires amendments to Chapter 10, Sections 222(a) and 229 (1)

## Revisions to Secs. 10-222(a) and 10-229(1)

Additional language, deletions in red

### **Sec. 10-222. Parking in general and manner of parking.**

(a) Passenger vehicles shall be parked only in designated parking spaces excepting property owners and lessors in the town's residential districts who shall be permitted to park their vehicles, **without time restrictions, on the unpaved portion of the public right-of-way abutting their front yard and** within the front yard setback of the property they own or lease in accordance with the applicable provisions of chapter 19 of the town code.

### **Sec. 10-229. Parking prohibited at certain places, subsection 1**

(1) On any part of a public right-of-way except by passenger vehicles in designated parking spaces **or as otherwise provided for herein.**~~as set forth in this article.~~

## OPTION 2

### Includes permit process

Revisions by Attorney Eldridge per instructions received by the mayor via email to require a permit for unpaved right of way (ROW) parking that requires the residential owner/lessor to obtain a non-transferable windshield permit to park their registered vehicles on the unpaved portion of the ROW.

Required revisions include:

- A new subsection (b) in Sec. 10-222 providing for the permits and how they are obtained
- Re-lettering of the remaining sub-sections of Sec. 10-222
- Revision to Sec. 10-224(a) to expressly provide Council's authority to erect signage for permit-only parking areas in accordance with Sec. 10-222(b)
- Revision to the heading for Sec. 10-225 by adding "conditional parking" thereto

**Sec. 10-222. Parking in general and manner of parking (new language, deletions in red)**

(a) Passenger vehicles shall be parked only in designated parking spaces excepting property owners and lessors in the town's residential districts who shall be permitted to park their vehicles, **without time restrictions, on the unpaved portion of the public right-of-way abutting their front yard and** within the front yard setback of the property they own or lease in accordance with the applicable provisions of chapter 19 of the town code.

**(b) Parking on the unpaved portion of a public right-of-way abutting the front yard of a lot in the town's residential districts shall only be by permit (hereinafter "Permit") in accordance with the following:**

**(1) Permits are renewable annually.**

**(2) The Town Clerk shall issue a Permit for an annual cost of \$\_\_\_\_\_.**

**(3) Permits are assigned to a specific vehicle and license plate, shall be displayed on that vehicle's windshield, and are not transferable.**

**(4) To obtain a permit, the property owner or lessor shall show the Town Clerk a current driver's license and valid vehicle registration papers.**

**Sec. 10-222. Parking in general and manner of parking (continued)**

(5) The owner of the residential property shall show the Town Clerk a recent utility bill or property tax statement to verify ownership. Lessors of the residential property shall show a copy of the lease agreement provided that permits shall only be issued to those persons listed on the lease agreement.

(6) Permits are not required to park on a driveway, in a garage, or within the front yard setback of lots within the Town's residential zoning districts.

(bc) Passenger vehicles when parked in designated spaces for parallel parking shall be so parked that the curbside wheels of the vehicle shall not be more than twelve (12) inches from the curb.

(ed) Passenger vehicles when parked in designated spaces for diagonal parking shall be so parked that the vehicle's front wheels are immediately adjacent to the curb or parking bumper.

(de) Passenger vehicles shall be parked in designated parking spaces such that the overall dimensions of the vehicle shall be entirely within the parking space as designated.

(ef) Violations of this section shall subject the offender to the imposition of a civil penalty as provided for in Sec. 10-203 herein.

(fg) The prohibitions in this article shall not apply to emergency and public service vehicles whose operators are performing services for which they are responsible not shall these prohibitions apply to vehicles belonging to or operated by employees of third-party vendors under contract with the town to provide a public service

**Sec. 10-224. Designation of parking spaces, areas, and zones.**

(a) The public works department shall, when authorized and directed to do so by town council, lay off and designate by appropriate signage and markings, parallel and diagonal parking spaces, limited parking spaces, reserved parking spaces, handicapped parking spaces, **permit-only parking areas in accordance with Sec. 10-222(b) herein**, loading zones, and no parking areas.

**Sec. 10-225. Parking in time-limited **or conditional** spaces.**

(1) On any part of a public right-of-way except by passenger vehicles in designated parking spaces **or as otherwise provided for herein.**~~as set forth in this article.~~





TOWN COUNCIL  
TOWN OF KURE BEACH, NC

**RESOLUTION R18-02**

**A RESOLUTION AMENDING CHAPTER 10 (Motor Vehicles and Traffic)  
DIVISIONS I–III, OF THE CODE OF ORDINANCES**

**WHEREAS**, the Kure Beach Planning and Zoning Commission (PZC), as directed by the Town Council and after much discussion and review of current ordinances in Chapter 10 (Motor Vehicles and Traffic), Articles VI (Stopping, Standing and Parking), Divisions I (Generally), II (Parking Rules) and III (Parking Spaces for Commercial Vehicles) directed its attorney to provide amendments to the Code of Ordinances to clarify and regulate more effectively parking within the town’s limits; and

**WHEREAS**, the PZC attorney presented said proposed amendments to the PZC at the April 4, 2018 meeting and the Commission voted at that same meeting to pass the amendments to the Town Council with no recommendation;

**WHEREAS**, the Town Council held a public hearing on proposed amendments on May 15, 2018 as advertised in the May 9, 2018 edition of Island Gazette; and

**WHEREAS**, the Town Council discussed amendments at the June 19, 2018 meeting and directed the PZC attorney to present revised language to Section 222(a) on parking on the unpaved right of way at a continued meeting on June 25, 2018;

**NOW, THEREFORE BE IT RESOLVED** by the Kure Beach Town Council that Chapter 10 (Motor Vehicles and Traffic), Divisions I (Generally), II (Parking Rules) and III (Parking of the Spaces for Commercial Vehicles) of the Code of Ordinances of the Town of Kure Beach, North Carolina is hereby amended in the following sections and subsections:

**Article VI Stopping, Standing and Parking**

Division I Generally

Sections 201 - 205

Existing language in above referenced sections replaced with new language

**Division II Parking Rules**

Sections 222, 223, 224, 225, 226, 228, 229, 230

Existing language in above referenced sections replaced with new language

Section 227 – existing language moved to new section 230

**Division III Parking spaces for commercial vehicles**

Section 247

Existing language in above referenced section replaced with new language

Adopted by the Kure Beach Town Council this 25th day of June, 2018.

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Attest: Nancy Avery, Town Clerk

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Craig Bloszinsky, Mayor