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RESOLUTION NO. 2022-01

**A RESOLUTION OF THE CITY OF LINCOLN CITY AUTHORIZING THE CITY MANAGER TO
DESIGNATE A LIMITED NUMBER OF METERED OVERNIGHT PARKING SPACES IN SOME
CITY AND URBAN RENEWAL PARKING LOTS**

RECITALS

Pursuant to LCMC 10.08.010, the City Council may exercise Traffic Control and Parking Control authority by Resolution of the Council; and

The establishment of parking limitations is expressly listed as within the authority of the City Council; and

In December 2020 Council passed a series of motions concerning traffic control studies and actions; one of those motions concerned metered overnight parking; and

For purposes of parking and camping, the term "overnight" is defined as between 2:30 a.m. and 5:00 a.m. Currently overnight parking is permitted in legal parking spaces of sufficient length and width located in the City street right-of-way, subject only to posted time limits and the 24 hour (Prohibited Storage) limit in LCMC 10.12.040; and

In December 2021, Council amended LCMC 10.12.040 to permit the 24 hour prohibited storage limitation to be exceeded with a valid parking permit; and

Overnight parking is prohibited in all city parks and city and urban renewal owned parking lots, and on any ocean shore; beach access lots have additional time limitations. LCMC 10.12.020. D. and 10.12.020.E. provide:

D. No person shall park a vehicle on a city beach access between the hours of 10:00 p.m. and 6:00 a.m.

E. No person shall park a vehicle overnight on a public park, public parking lot, or any ocean shore area under the jurisdiction of the Oregon Parks and Recreation Division.

The development of the city has not always required on-site parking such that there are some areas of the city where residents or their guests do not have available overnight off-street parking.

In such areas, residents must resort to searching for free on-street parking; a limited number of first come, first serve "metered" parking spaces, located in City and URA parking lots can relieve on-street parking congestion and provide an alternative to illegal parking; and

1 The City Council finds and determines that there is a public benefit to establishment of
2 parking controls (metered overnight parking) to alleviate street parking congestion in certain
3 public parking locations owned or controlled by the City and Urban Renewal Agency.
4

5 **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINCOLN**
6 **CITY, AS FOLLOWS:**

7 **SECTION 1. RECITALS.** The above recitals are true and correct and are incorporated
8 herein by this reference.
9

10 **SECTION 2 . IMPOSING TRAFFIC AND PARKING CONTROL – OVERNIGHT**
11 **PARKING.**
12

13 A. Effective upon posting of required signage, described below, "Overnight Parking with
14 a Permit" spaces are hereby authorized and approved in the city and URA owned or
15 controlled lots listed on Attachment 1. The Manager, after consultation with the City
16 Engineer, shall be solely responsible for designation of spaces, not to exceed two
17 spaces per lot.
18

- 19 1. The lot shall be signed:
20

21 **No Overnight Parking**
22 **Except in authorized spaces**
23 **with a valid 48 hour permit.**
24 **Class C Violation.**
25

26 **Any parking use of this lot**
27 **for more than 24 hours, without a**
28 **permit, is Prohibited Storage.**
29 **Class B Violation.**
30

- 31 2. The Overnight Space shall be signed or marked:
32

33 **This space designated**
34 **for Overnight Parking.**
35 **Vehicle must be unoccupied.**
36 **A valid 48 hour permit**
37 **must be displayed.**
38
39

- 40 3. Overnight Permits may be obtained through an authorized City vending
41 machine or from the City Hall Finance Department upon payment of the
42 appropriate permit fee [Initially the fee for a permit issued by the Finance
43 Department for one 48 hour period shall be \$50.00]. Possession of a permit

1 does not assign or reserve an overnight space – all designated overnight
2 spaces are available to permit holders on a first- come first- serve basis.
3 Permits must be clearly displayed.
4

- 5 4. Overnight Parking is a Class C violation, not an overtime parking violation. Overnight
6 Parking in a designated overnight space without a permit, is a Class B violation.
7 Exceeding the permit time (over 48 hours) is Prohibited Storage, a Class B violation.
8 Moving to another public parking space in the City does not avoid the storage
9 violation. Overnight Parking is at the vehicle owner's own risk; the City does not
10 provide security for vehicles parked overnight in city or urban renewal lots.
11
- 12 5. The City Manager is hereby directed to cause appropriate signage for the designated
13 metered spaces to be installed and further to install meters or permit issuance
14 machines or alternatively implement an annual permit process. The Manager may
15 use alternate wording on the signage.
16

17 **SECTION 3. THIS RESOLUTION DOES NOT AUTHORIZE OVERNIGHT PARKING OR**
18 **CAMPING IN BEACH ACCESS LOTS OR ON THE OCEAN SHORE.**

19 **SECTION 4. EFFECTIVE DATE.** This Resolution is effective as of the date of its
20 adoption.
21

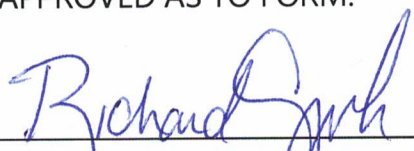
22 **PASSED AND APPROVED** by the City Council of the City of Lincoln City, Oregon, this
23 10th day of January 2022.

24 
25 _____
26 SUSAN WAHLKE, MAYOR
27

28 ATTEST:
29

30
31 
32 _____
33 JAMIE YOUNG, CITY RECORDER
34

35 APPROVED AS TO FORM:
36

37 
38 _____
39 RICHARD APPICELLO, CITY ATTORNEY