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3 **RESOLUTION NO. 2022-02**

4 **A RESOLUTION OF THE CITY OF LINCOLN CITY AUTHORIZING THE CITY MANAGER TO**  
5 **DESIGNATE A LIMITED NUMBER OF OVERNIGHT CAMPING / RESTING SPACES IN**  
6 **SOME CITY AND URBAN RENEWAL PARKING LOTS**

7 **RECITALS**

8  
9 Pursuant to LCMC 10.08.010, the City Council may exercise Traffic Control and Parking  
10 Control authority by Resolution of the Council; and

11  
12 The establishment of parking limitations is expressly listed as within the authority of the City  
13 Council; and

14  
15 In December 2020 Council passed a series of motions concerning traffic control studies and  
16 actions; one of those motions concerned overnight camping; and

17  
18 For purposes of parking and camping, the term "overnight" is defined as between 2:30 a.m.  
19 and 5:00 a.m. Overnight (2:30 am – 5:00 am) camping or resting in your vehicle is prohibited  
20 in City and URA parking lots, parks and in city street right-of-way; and

21  
22 To provide additional legal places for persons to rest, Council recently amended the  
23 overnight camping ordinance to expand the permitted camping exception to include in-  
24 vehicle camping / resting on lots owned by not-for profit entities under certain specified  
25 conditions (expanding the previous allowance under state law which was restricted to  
26 religious institutions). (See LCMC 9.08.055)

27  
28 As an additional option, Council would like to designate certain public parking spaces for  
29 emergency in-vehicle overnight (2:30 am – 5:00 am) resting, subject to conditions, including  
30 but not limited to time limitations and a permit requirement; and

31  
32 The City Council finds and determines that there is a public benefit to establishment of  
33 limited overnight camping / resting allowances, by permit, in certain public parking locations  
34 owned or controlled by the City and Urban Renewal Agency.

35  
36 **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINCOLN**  
37 **CITY, AS FOLLOWS:**

38 **SECTION 1. RECITALS.** The above recitals are true and correct and are incorporated  
39 herein by this reference.

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41 **SECTION 2. IMPOSING TRAFFIC AND PARKING CONTROL – OVERNIGHT**  
42 **RESTING / IN-VEHICLE CAMPING.**

1 A. Effective upon posting of required signage, described below, "Overnight  
2 Camping / Resting with Permit" spaces are hereby authorized and approved in  
3 the City and URA owned or controlled lots listed on Attachment 1. The Manager,  
4 after consultation with the City Engineer, shall be solely responsible for designation  
5 of spaces, not to exceed one space per lot.

6  
7 1. The Lot shall be signed:

8  
9 **No Overnight Camping**  
10 **Emergency Overnight resting in-vehicle**  
11 **in authorized space with a valid permit .**  
12 **Contact Police Department**  
13 **541-994-3636**

14  
15  
16 **Any use of this lot**  
17 **for more than 24 hours**  
18 **is Prohibited Storage.**  
19 **Class B Violation.**

20  
21 2. The overnight Space shall be signed or marked:

22  
23  
24 **THIS SPACE ONLY Designated for**  
25 **Emergency Overnight [2:30 am -5:00 am]**  
26 **Resting In-Vehicle with a**  
27 **Permit from the Police Department.**  
28 **Vacate space by 9:00 A.M.**

29  
30 **Any use of this lot**  
31 **for more than 24 hours**  
32 **is Prohibited Storage.**  
33 **Class B Violation.**

34  
35 **Contact Police Department**  
36 **for Permit 541-994-3636.**

37  
38 3. LCMC 9.08.055.A.3 expressly authorizes overnight camping in-vehicle  
39 resting if set forth in an approved traffic & parking control resolution.  
40 Overnight Camping / Resting in a designated overnight space without a  
41 permit, is a Class C violation. Failure to vacate an Overnight Camping /  
42 Resting space by 9:00 a.m. after permitted overnight use is a Class B  
43 violation.

1 4. The City Manager is hereby directed to cause appropriate signage for the  
2 designated spaces to be installed and further to implement a permit  
3 process at the appropriate city department. The Manager may use  
4 alternate wording on the signage.

5


6 **SECTION 4. THIS RESOLUTION DOES NOT AUTHORIZE OVERNIGHT PARKING OR**  
7 **CAMPING IN BEACH ACCESS LOTS OR ON THE OCEAN SHORE.**

8 **SECTION 5. EFFECTIVE DATE.** This Resolution is effective as of the date of its  
9 adoption.

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11 **PASSED AND APPROVED** by the City Council of the City of Lincoln City, Oregon, this  
12 10<sup>th</sup> day of January 2022.

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15 SUSAN WAHLKE, MAYOR

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17 ATTEST:

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20   
21 JAMIE YOUNG, CITY RECORDER

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23 APPROVED AS TO FORM:

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25   
26 RICHARD APPICELLO, CITY ATTORNEY

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