Agenda Item Form

Agenda Date: 8/18/04

Districts Affected: 1
Dept. Head/Contact Information: Engineering, Traffic Div: Ted Marquez

Type of Agenda Item:

- ☐ Resolution
- ☐ Tax Installment Agreements
- ☐ RFP/ BID/ Best Value Procurement
- ☐ Application for Facility Use
- ☐ Interlocal Agreements
- ☐ Other _____
- ☐ Staffing Table Changes
- ☐ Tax Refunds
- ☐ Budget Transfer
- ☐ Bldg. Permits/Inspection
- ☐ Contract/Lease Agreement
- ☐ Board Appointments
- ☐ Donations
- ☐ Item Placed by Citizen
- ☒ Introduction of Ordinance
- ☐ Grant Application

Funding Source:

- ☒ General Fund
- ☐ Grant (duration of funds: _____ Months)
- ☐ Other Source: _____

Legal:

☐ Legal Review Required Attorney Assigned (please scroll down): None ☐ Approved ☐ Denied

Timeline Priority: ☐ High ☒ Medium ☐ Low # of days:_____

Why is this item necessary:
Installation of No Paking 7:00 A.M to 4:00 P.M. School Days Only on Elon Lane, Mark Wallace Lane, McVeigh Way, Sam Horrell Way.

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:
Installation of 16 Signs, labor and cost of materials. Signs $584.00, Labor $270.00 & Admin Cost $42.00 Total Cost $896.00

Statutory or Citizen Concerns:
Attached are copies of letters, e-mails, phone call request and signatures of residents of the neighborhood requesting the removal of parking in the area.

Departmental Concerns:

_____

ENGINEERING DEPARTMENT

Memorandum

TO: **Mayor Joe Wardy,**
and City Representatives

FROM: **Irene Ramirez, P.E.** IR
Interim City Engineer

DATE: **August 19, 2004**

SUBJECT: **City Council Agenda**

COUNCIL AGENDA DATE: September 14, 2004

AGENDA ITEM NO: _____

(page #_____

The following item has been reviewed, and we recommend approval.

ORDINANCE: **DISTRICT #1 -Representative Susan Austin**

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.040 (SCHEDULE IV - PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS.) PARAGRAPH 12.88.040 (J) (NO PARKING, 7:00 A.M. TO 4:00 P.M.) TO INCLUDE NEW LOCATIONS ON ELON LANE, MARK WALLACE LANE, MCVEIGH WAY, AND SAM HORRELL WAY. THE PENALTY AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO MUNICIPAL CODE.

EXPLANATION:

To restrict Franklin High School Students from obstructing residential driveways and to encourage them to utilize parking spaces provided by the school district.

If you have any questions on this item please call Ted Marquez at 541-4035.

Cc: Laura Uribarri, Executive Assistant
Adrian Ocequeda, Executive Assistant
Jim Martinez, Interim C.A.O.
Liz Elizondo, City Attorney
Theresa Cullen-Garney, Deputy City Attorney
Said Larbi-Cherif, P.E., Municipal Svcs. Asst. Dir. Facility Mgmt.
Patricia Aduato, Deputy C.A.O. Building and Planning Services
Daryl Cole, Street Dept. Deputy Director
Engineering Div. Chiefs

ENGINEERING DEPARTMENT

Memorandum

TO: Theresa Cullen-Garney
Deputy City Attorney

THRU: Irene D. Ramirez, P.E. IR
Interim City Engineer

FROM: Ted Marquez, P.E., T. M.
Traffic Engineering Division Manager

DATE: August 16, 2004

SUBJECT: **No Parking Ordinance**

It is requested that an amendment to 12.88.040 Schedule IV -- Parking prohibited during certain hours on certain streets of the El Paso City Code, be drafted to include new locations under paragraph J.

J. No Parking 7:00 am to 4:00 pm

Elon Lane
Mark Wallace Lane
Mc Veigh Way
Sam Horrell Way

I will be available at the convenience of the City Attorney to provide additional information if needed at ext. 4035.

KB/kb FIR #04-2839
C: Engineering Department, Traffic Division, Location File

8-19-04 Ckd t/c
complete cul d'sac
The entire length of
entire curb length
P.A.)

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.040 (SCHEDULE IV - PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS.) PARAGRAPH 12.88.040 (J) (NO PARKING, 7:00 A.M. TO 4:00 P.M.) TO INCLUDE NEW LOCATIONS ON ELON LANE, MARK WALLACE LANE, MCVEIGH WAY, AND SAM HORRELL WAY. THE PENALTY AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO MUNICIPAL CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040 (Schedule IV - Parking prohibited during certain hours on certain streets.), Paragraph 12.88.040 (J) (No Parking, 7:00 a.m. to 4:00 p.m.) of the El Paso Municipal Code shall be and hereby is amended to include the following new locations:

- **Elon Lane, the entire length of the cul-d-sac**
- **Mark Wallace Lane, the entire length of the cul-d-sac**
- **McVeigh Way, the entire length of the cul-d-sac**
- **Sam Horrell Way, the entire length of the cul-d-sac**

2. Except as expressly herein amended, all other provisions of Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040 (Schedule IV - Parking prohibited on certain hours on certain streets), Paragraph 12.88.040 (J) (No Parking, 7:00 a.m. to 4:00 p.m.) of the El Paso Municipal Code, shall remain in full force and effect.

PASSED AND APPROVED THIS _____ DAY OF SEPTEMBER, 2004.

CITY OF EL PASO

_____
Joe Wardy, Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Theresa Cullen-Garney
Deputy City Attorney

APPROVED AS TO CONTENT:

Irene D. Ramirez, P.E.
Interim City Engineer

3420/TCUL/6/ENG-TRAFFIC ORDINANCE

ORDINANCE NO. _____

JOE WARDY
MAYOR

THE CITY OF EL PASO TEXAS

CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING Jr.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY COBOS
DISTRICT NO. 8

SAMPLE LETTER

July 28, 2004

~~Ms. Teresa T. Lara~~
~~905 Mark Wallace Lane~~
~~El Paso, Texas 79912~~

Dear Ms. Lara,

The Engineering Department, Traffic Division has received a request to prohibit parking on Redd Road. The request states that students attending Franklin High School are parking in the area, creating visibility and congestion problems for drivers on Redd Road.

Based on this request, the Traffic Division is currently pursuing the removal of parking on both sides of Redd Road from Resler Drive to Marble Canyon. The removal of parking in the area may encourage students to park in the cul de sacs. We are contacting residents to solicit input on parking options within the cul de sacs. The options are as follows:

1. Allow parking, leave as is.
2. Install "No Parking anytime" signs.
3. Install "No Parking between the hours of 7 A.M. to 4:00 P.M., Monday through Friday, school days only", signs.
4. Creation of a "Residential Parking District" in the cul de sacs. Resedential parking districts require a petition with signatures of all homeowners with the understanding that parking on the street will be prohibited without a permit. The homeowners will then have to purchase a permit for 6.00 per year to be renewed every year. (See attached municipal code)

Your input into the process is crucial and very valuable to us. Please contact us via e-mail, mail, or by phone as soon as possible in order to meet City Council deadlines

Engineering Department
Traffic Division
2 Civic Center Plaza – 6th Floor
marqueztx@elpasotexas.gov
(915) 541-4050

Sincerely,

Ted Marquez, P. E.
Traffic Engineering Division Manager

Title 12 VEHICLES AND TRAFFIC

Chapter 12.44 STOPPING, STANDING AND PARKING GENERALLY

12.44.280 Restrictions on parking in residential districts in which commercial and industrial uses are not permitted.

A. Policy. It is the policy of the city to reduce hazardous traffic conditions resulting from the use of streets within areas zoned for residential uses for the parking of vehicles by persons using commercial, industrial and education districts to protect designated residential districts from polluted air, excessive noise, and trash and refuse caused by the entry of such vehicles; to protect the residents of designated residential districts from unreasonable burdens in gaining access to their residences; to preserve the character of designated residential districts as residential districts; to promote efficiency in the maintenance of those streets in a clean and safe condition; to preserve the value of the property in those districts; and to preserve the safety of motorists, children and other pedestrians, and the peace, order, comfort, convenience and welfare of the inhabitants of the city.

B. Restriction of Parking. Whenever the city shall determine that the streets of a particular district or portion of a district in which residential uses are permitted and commercial, industrial or educational uses are not permitted, are being used for parking by vehicle operators whose destinations are in commercial, industrial or educational use districts, and the average number of vehicles parked in such a manner is in excess of twenty-five percent of the total number of parking spaces on such streets and the total number of spaces actually occupied by any vehicles exceeds seventy-five percent of the total number of parking spaces on such streets on the weekdays of any month, as disclosed by a traffic study, parking shall be prohibited during the hours when such use has been found on those streets of those districts or portions of districts found by the survey to have been so affected. Zones restricted to residential parking are established within the district or upon the streets or parts of streets described in Section 12.88.200, in which zones the parking of vehicles upon the streets or parts of streets is unlawful between the hours specified in such schedule, except by the holders of valid parking permits.

1. Residents. Upon payment of a six-dollar fee, per car, permits shall be issued to persons who are residents of any particular area in which parking is so restricted, for every vehicle owned by those persons and registered in El Paso County. Resident permits will be given upon a showing to the director of the city license office, or his authorized representative, of satisfactory evidence that he fulfills all the conditions for such a permit. Whenever the conditions no longer exist, the person holding such a permit shall surrender it to the traffic engineer or his authorized representative. It is unlawful for any person to represent that he is entitled to such a permit when he is not so entitled, or to park a vehicle displaying such a permit at any time when the holder of

such permit is not entitled to hold it, or to falsify or duplicate such permit. No permit issued hereunder shall be valid for more than one year, but it may be renewed upon expiration, provided the conditions for issuance exist.

2. Visitors. Upon request, each residence in a district in which parking is so restricted, may be issued two visitor permits, to be limited to that particular area, and to be valid for a stated period, but not longer than one year, and to be used by bona fide guests and visitors of persons entitled to a resident permit as described in subsection (B)(1) of this section. No fee for these permits shall be charged. It is unlawful for any person to represent that he is entitled to such a permit when he is not so entitled, or to park a vehicle displaying such a permit at any time when he is not entitled to display one, or for any person to falsify or duplicate such permit. The parking prohibitions of this section shall not apply to service or delivery vehicles or to vehicles of persons doing business with a resident in such a district, which are being used to provide services or make deliveries to dwellings.

3. Large Functions. On the application of any resident of the district, the chief of police or his authorized designee may issue permits to be valid for only one day and for no more than four hours on that day by showing by the resident that during the hours for which the permits are to be issued, his residence will be used in a way consistent with its residential character, and that without the temporary permits, visitors to his residence would not be able to park without violating the law. If the chief of police shall find the foregoing facts and further finds that the issuance of the permits will not unduly impair traffic and safety during the time of their validity, he shall issue permits and may limit the streets or portions of streets on which they shall be valid. The number of such permits shall not at any time exceed fifty percent of the number of spaces in which they are valid. These shall be issued at no cost.

C. Signs. In those areas where parking is restricted to residents, the city shall cause appropriate signs; giving notice of the prohibition, to be posted on those streets restricting all parking except parking by the holders of permits which are to be granted only under the conditions specified in subsection B of this section. The signs placed in these areas shall be of such character as to readily inform an ordinarily observant person of the existence of the rules and regulations imposing the foregoing restrictions. It is unlawful for any person to violate such rules and regulations.

D. Meters. Wherever metered parking is in effect in any portion of a district that becomes subject to the restrictions of this section, the parking spaces controlled by meters may be excepted from the provisions of this section so long as the control by meters continues. (Ord. 15736 § 1, 2004: Ord. 13062 § 7, 1997; Ord. 10694 § 1, 1991)

RESIDENT
RESPONSE
"NO PARKING"
7:00 A.M. to
4:00 P.M.
School DAYS
ONLY

SIGNATURES / RESPONSES

SAM HORRELL WAY

1 900 SAM HORRELL #3
MR RAY TYSON
2 901 SAM HORRELL #3
GINA GONZALEZ
3 904 SAM HORRELL

4 905 SAM HORRELL #3
MR. WILLIAM A. BIGGS
5 908 SAM HORRELL

6 909 SAM HORRELL

7 912 SAM HORRELL

8 916 SAM HORRELL

9. 913 SAM HORRELL

RESPONSES

MC VEIGH WAY

1 900 Mc VEigh WAY
BENITA K. SMITH #3

2 901 Mc VEigh WAy
BAILEY #3

3 904 McVEigh WAy
MANUEL O. MARQUEZ #3

4 905 Mc VEigh WAy

5 908 Mc VEigh WAy

6 909 McVeigh WAy

7 912 Mc VEigh WAy
MR. RAUBACH #3

8 913 Mc VEigh WAy
MRS. PADILLA #3

9 916 Mc VEigh WAy.

RESPONSES

MARK WALLACE LANE

1 900 MARK WALLACE
ALEJOS #3

2 901 MARK WALLACE
THELMA CONNER #3

3 904 MARK WALLACE
Signature #3

4 905 MARK WALLACE
BECKY ARMENDARIZ #3

5 908 MARK WALLACE
Leal #3

6 909 MARK WALLACE
Mr. Les Harris #3

7 912 MARK WALLACE
Signature #3

8 916 MARK WALLACE
Parilla #3

9 913 MARK WALLACE
Valenzuela #3

RESPONSES
ELON LANE

1 900 ELON LANE

2 901 ELON LANE

3 904 ELON LANE

4 905 ELON LANE

5 908 ELON LANE

6 909 ELON LANE
PATRICIA MILLER #3

7 912 ELON LANE
RESIDENT #3

8 913 ELON LANE
DR. PEARL GARDNER #3

9 916 ELON LANE