



Folsom City Council Staff Report

MEETING DATE:	8/23/2022
AGENDA SECTION:	New Business
SUBJECT:	Ordinance No. 1331 – An Ordinance of the City of Folsom Adding Sections 10.20.290, 10.20.295, and 10.20.300 to the Folsom Municipal Code to Establish a Residential Permit Parking Program in Designated Areas of the Historic District (Introduction and First Reading)
FROM:	Public Works Department

RECOMMENDATION / CITY COUNCIL ACTION

The Public Works Department recommends that the City Council introduce and conduct the first reading of Ordinance No. 1331 - An Ordinance of the City of Folsom Adding Sections 10.20.290, 10.20.295, and 10.20.300 to the Folsom Municipal Code to Establish a Residential Permit Parking Program in Designated Areas of the Historic District.

BACKGROUND / ISSUE

In 2019 the City Council directed the formation of the Historic District Ad Hoc Parking Solutions Committee, which was a committee comprised of residents, business owners, and other community stakeholders to develop recommendations to address the parking issues facing the Historic District. The committee completed their work in Spring 2020 and reported their findings and recommendations back to City Council, which the City Council then in turn directed staff to implement over time. One of the committee's high-priority recommendations was to establish a Residential Permit Parking Program to limit the intrusion of non-resident parking into designated residential areas within the Historic District.

In June 2022 the City completed a six-month permit parking pilot and determined that a permit parking program could be a viable element of the overall parking management strategy in the Historic District. At the July 23, 2022 meeting, the Council directed staff to prepare an ordinance for their consideration that would enact a permanent program that would allow

interested parties to request that the City designate and post permit parking restrictions in their residential area of the Historic District and to obtain permits that would allow them to park within those designated areas.

In directing staff to prepare an ordinance, the Council requested that the draft ordinance give the Council the ability to determine the number of permits which could be issued to each address, the cost of each permit, and whether guest permits should be issued. Staff also felt it important that the Council decide whether there should be a minimum approval threshold to determine if a majority of residents within a proposed permit zone support the plan.

DISCUSSION

Staff has prepared a draft ordinance in accordance with Council's direction and has assessed existing permit parking programs throughout the State of California to evaluate the range of costs, numbers of permits issued, status of guest permits, and approval thresholds for Council's consideration. Staff will present the results of their permit program assessment and will incorporate Council's desired outcomes into the final ordinance.

If the first reading is approved, staff will prepare a companion resolution for Council approval at the September 27, 2022 meeting to enact a Residential Permit Parking zone in the Historic District.

FINANCIAL IMPACT

The implementation of a permit parking program will result in an as-yet determined number of staff hours for program administration and potentially parking enforcement. The program would also require City resources in the form of signs, window decals, and placards. It is staff's recommendation that the costs associated with this program be borne by permit holders only, with no cost to the general public. However, given that the costs of the program divided by the number of permits issued is an unknown value, it is recommended that the cost per permit be set initially at an annual amount of \$25 per permit. Any costs associated with the program above and beyond this per permit cost will be a General Fund liability.

ENVIRONMENTAL REVIEW

This action is exempt from environmental review under the California Environmental Quality Act (CEQA).

ATTACHMENTS

Ordinance No. 1331 - Ordinance of the City of Folsom Adding Sections 10.20.290, 10.20.295, and 10.20.300 to the Folsom Municipal Code to Establish a Residential Permit Parking Program in Designated Areas of the Historic District (Introduction and First Reading)

Submitted,

Mark Rackovan, PUBLIC WORKS DIRECTOR

ORDINANCE NO. 1331

AN ORDINANCE OF THE CITY OF FOLSOM ADDING SECTIONS 10.20.290, 10.20.295, AND 10.20.300 TO THE FOLSOM MUNICIPAL CODE TO ESTABLISH A RESIDENTIAL PERMIT PARKING PROGRAM IN DESIGNATED AREAS OF THE HISTORIC DISTRICT

The City Council of the City of Folsom does hereby ordain as follows:

SECTION 1 PURPOSE

The purpose of this Ordinance is to establish a Residential Permit Parking Program in areas designated by the City Council in the Historic District by adding Sections 10.20.290, 10.20.295, and 10.20.300 to the Folsom Municipal Code.

SECTION 2 ADDITION TO CODE

Section 10.20.290 is hereby added to the Folsom Municipal Code to read as follows:

10.20.290 Residential permit parking program.

A. A residential permit parking program in the Historic District is established in areas designated by Resolution of the City Council, which may be amended from time to time, to provide preferential parking to residents of those specified areas by exempting them from limitations or prohibitions established for parking of vehicles in such areas.

B. Unless displaying a valid permit issued under this Section or otherwise exempt under Section 10.20.300, no person shall stop, stand, or park a vehicle in areas designated for residential permit parking [during the times set by Resolution of the City Council].

C. For purpose of the residential permit parking program, vehicles include any device designed for transportation such as, for example, motor vehicles, motorcycles, bicycles, as well as carts and trailers whether or not attached to a vehicle.

SECTION 3 ADDITION TO CODE

Section 10.20.295 is hereby added to the Folsom Municipal Code to read as follows:

10.20.295 Permits to be issued.

Upon payment of a fee to be set and amended from time to time by Resolution of the City Council, the City shall issue residential parking permits, in a quantity to be specified by Resolution of the City Council, to residents residing in the designated areas. When such permit is appropriately displayed, that permitted vehicle shall be exempt from any parking limitation or prohibition in effect at that location. Permits shall not exempt residents from all other provisions of the California

Vehicle Code or Folsom Municipal Code in force and effect within such area notwithstanding the permit program.

SECTION 4 ADDITION TO CODE

Section 10.20.300 is hereby added to the Folsom Municipal Code to read as follows:

10.20.300 Exemption for official duties.

The following vehicles shall be exempt from the permit parking requirements while used in the performance of their official duties:

- A. City, county, state, federal government vehicles.
- B. Emergency vehicles.
- C. Public/private ambulances.
- D. Utility company vehicles (e.g., natural gas, electrical, telephone, internet, etc.)
- E. Federal and private mail and package delivery vehicles.
- F. Any private commercial business vehicle performing a service (e.g., landscaping, construction, pest control, housekeeping, pool cleaning, etc.)

SECTION 5 SCOPE

Except as set forth in this Ordinance, all other provisions of the Folsom Municipal Code shall remain in full force and effect.

SECTION 6 NO MANDATORY DUTY OF CARE

This Ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 7 SEVERABILITY

If any section, subsection, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council declares that it would have passed each section irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional, invalid, or ineffective.

SECTION 8 EFFECTIVE DATE

This ordinance shall become effective thirty (30) days from and after its passage and adoption, provided it is published in full or in summary within twenty (20) days after its adoption in a newspaper of general circulation in the City.

This ordinance was introduced and the title thereof read at the regular meeting of the City Council on August 23, 2022 and the second reading occurred at the regular meeting of the City Council on September 13, 2022.

On a motion by Council Member _____ seconded by Council Member _____, the foregoing Ordinance was passed and adopted by the City Council of the City of Folsom, State of California, this ____ day of _____ 2022, by the following roll-call vote:

AYES: Councilmember(s):
NOES: Council Member(s):
ABSENT: Council Member(s):
ABSTAIN: Council Member(s):

Kerri M. Howell, MAYOR

ATTEST:

Christa Freemantle, CITY CLERK