

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20068

A RESOLUTION OF INTENTION TO ESTABLISH A CONSOLIDATED LISTING OF ALL CURRENT RESIDENTIAL PARKING DISTRICTS, TO ESTABLISH THE CRITERIA AND FEES FOR THE CREATION AND DESIGNATION OF ANY NEW RESIDENTIAL PARKING DISTRICTS, AND TO SET THE FEE AMOUNT FOR RESIDENTIAL PARKING PERMITS

WHEREAS, Section 8-14-7 of the Helena City Code authorizes the creation and designation of Residential Parking Districts where on-street parking adjacent to property located within such districts is subject to certain restrictions; and

WHEREAS, pursuant to the aforementioned ordinance, the Helena City Commission has previously created and designated numerous Residential Parking Districts as either Type A Residential Parking Districts which limit parking in said zones to 2-hour periods for vehicles without a valid permit, or Type B Residential Parking Districts which limit parking in said zones solely to vehicles displaying a valid permit; and

WHEREAS, it appears to be in the best interest of the City of Helena, Montana, and the inhabitants thereof that the various Residential Parking Districts previously created and designated by the Helena City Commission be consolidated into one combined listing in order to better facilitate a process for periodic review of the effectiveness and relevance of the Districts; and

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WHEREAS, limiting public right-of-way for restricted use by only certain residents must be valued reasonably and enforced, and the costs attendant to the creation and designation of a Residential Parking District should be borne primarily by those residents requesting the restricted use of public right-of-way; and

WHEREAS, it appears to be in the best interest of the City of Helena, Montana, and the inhabitants thereof that the Helena City Commission establish specific criteria and fees for a uniform process for reviewing and processing petitions for the creation and designation of any new Residential Parking Districts; and

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that the Helena City Commission hold a public hearing on the establishment of the above-referenced fees and the fees for Residential Parking District permits.

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NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:

Section 1. It is the intention of the Helena City Commission to establish a consolidated listing of all previously created and designated Residential Parking Districts, showing their respective locations, type, and designation resolutions as attached hereto.

Section 2. It is the intention of the Helena City Commission to establish the following criteria to be used in reviewing and processing any petitions for the creation of residential parking districts:

- A. The requested residential parking district be entirely within a residential zone, being R-1, R-2, or R-3.
- B. The requested residential parking district must have a new community impact activity such as proximity to a new or expanded building or a change in zoning of an adjacent property.
- C. The requested residential parking district must have a minimum of five properties affected by the new impact and more than 50% of the residents within the proposed

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residential parking district must sign the petition for consideration by the Commission.

- D. The requested residential parking district must have limited or no accessible off-street parking available to residents.
- E. The petitioners must request a Type A or Type B residential parking district based on the intended use of the district by residents and the public.

Such criteria will be viewed as minimum requirements and the City Commission will at all times retain its discretion under Section 8-14-7 of the Helena City Code to authorize or not authorize the creation and designation of any Residential Parking District.

Section 3. It is the intention of the Helena City Commission to establish the following fees to process petitioning for and securing the creation and designation of any Residential Parking Districts as follows:

- A. A non-refundable processing fee of \$100.00, payable upon submission of a petition requesting the creation and designation of certain residential streets as a Residential

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Parking District, and submission of a map that clearly identifies each residence and all property affected by the proposed district.

- B. A sign installation fee of \$2.25 per lineal foot of affected street within the proposed Residential Parking District. A deposit in the amount of the estimated fee must be made upon submission of the petition. If the Commission approves the Residential Parking District, the deposited amount will be applied against the fee. Deposits in excess of the actual fee will be refunded. Any shortage between the deposit and the fee must be paid prior to installation of signs in the district. If the Residential Parking District is not approved, the sign installation deposit will be refunded.
- C. A petition for designation of streets as a Residential Parking District will not be processed for public hearing or City Commission action until the \$100.00 non-refundable fee and the deposit for the sign installation fee have been paid in full.

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Section 4. It is the intention of the Helena City Commission to adopt an annual fee of \$20.00 for purchase of permits for Residential Parking Districts located outside the Helena Parking Commission (HPC) district and \$5.00 for guest permits, which are the same fees currently established by the HPC for the purchase of permits for Residential Parking Districts inside the HPC district. The Helena Parking Commission will continue to process payments for residential and guest permits in all Residential Parking Districts, and will collect and maintain data related to the distribution of those permits.

Section 5: It is the intention of the Helena City Commission that all Residential Parking Districts will be reviewed annually by City staff to ascertain the level of permit purchase activity, and that any Residential Parking District where less than fifty percent (50%) of the affected properties have each purchased at least one permit be brought before the City Commission to consider the withdrawal of the designation and the termination of the District.

Section 6. A public hearing on this matter will be held at

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6:00 P.M. on the 24th day of February, 2014, in the City Commission Chambers at 316 North Park Avenue, Helena, Montana, so that all interested parties may appear and express their opinions of approval or disapproval.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 10th DAY OF FEBRUARY, 2014.

/S/ James E. Smith

MAYOR

ATTEST:

/S/ Debbie Havens

CLERK OF THE COMMISSION

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<u>Original Resolution Number</u>	<u>Year</u>	<u>Description</u>	<u>Type</u>
9487	1983	South side of Broadway from Cooke Street on the west to 400 feet east of Sanders, the east and west sides of Roberts from Broadway to Highland, the east side of Sanders from Broadway to the paved alley north of Broadway and the east and west sides of Sanders from Broadway to Highland	B
9533	1983	South side of 200 block of Seventh Ave	A
9664	1984	West side of West Ewing Street from Breckenridge to Fifth Avenue, the north side of Breckenridge Street between West Ewing and Warrant Street and the south side of Breckenridge Street from Warren Street to the driveway inbound to the criminal justice facility	A
9815	1986	300 and 400 blocks of Old South Park Avenue	B
9816	1986	300 block of West Lawrence Street	A
		400 blocks of Dearborn Avenue and N. Benton Avenue	
9926	1987	North side of the 200 block of Broadway between Warren Street and West Ewing Street	A
9927	1987	Both sides of South Cooke Street between Broadway and Highland	B
10465	1992	North side of the 300 block of Broadway between Rodney Street and East Ewing Street	B
10612	1993	Highland Street east of the 2200 block, between California Street and the St. Peter's Community Hospital property	B
10653	1993	1100 block of Billings Avenue between Montana Avenue and Dakota Street	B
10803	1994	1300 block of 8th Avenue	B
10811	1994	1100 block of Livingston Avenue	B
10812	1994	1100 block of 12th Avenue	B

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11468	1999	South side of the 200 block of Brady Street adjacent to lots 1, 2, 3, & 4 of block 2, and the east and west sides of Sunhaven Lane between Anderson Drive and Brady Street adjacent to lots 4, 5 and 13 in Block 2, lot 1 in block 4, and lots 2, 3, 8 and 9 in block 1, all in the sixth subdivision of the Sunhaven Addition	B
11210	1997	1200 block of Garfield Street south of Euclid Avenue, half block of Garfield Street between lot 17 in block 51 and lot 32 in block 38 in the Cannon Addition	B
11440	1999	Wedgewood Lane from Valley Drive to Short Street, all of Terry Court, and on Elmwood Lane from Wedgewood Lane up to and including 125 & 130 Elmwood Lane in the Sunhaven addition	B
11592	2000	1301 to 1335 on the south side of Boulder Avenue and for 1330 and 1336 on the north side of Boulder Avenue in the Grand Avenue addition	B
11641	2001	North side of the 100 block of Stuart Street between Park Avenue and Getchell Street, both sides of the 100 block of Hauser Blvd between Park Avenue and Kessler Street, both sides of the 200 block of Hauser Boulevard between Benton Avenue and Park Avenue except for the portion of the north side of Hauser between Benton Avenue and the north-south alley in front of the Child Care Partnership office	A
		Both sides of the 800 block of Park Avenue between Stuart Street and Hauser Boulevard, both sides of the 900 block of Park Avenue from Hauser Boulevard to the east-west alley in said block, the west side of the 800 block of Getchell Street between Stuart Street and Hauser Boulevard, and the west side of the 900 block of Kessler Street between Hauser Boulevard and approximately	B

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		50 feet south of the east-west alley in said block	
11785	2002	Clarke Street on the south side from the east right-of-way of Hamilton Street to the west property line of 303 Clarke Street, said point being west 65.4 feet more or less from the west right-of-way of Benton Avenue. Olive Street on the east side from the south right-of-way line of Clarke Street to the north right-of-way line of Edwards Street. Benton Avenue on the west side from the south property line of 303 Clarke Street, said point being 76.5 feet more or less from the south right-of-way of Clarke Street, to the north right-of-way of Edwards Street. Benton Avenue on the east side from the south line of the east-west alley south of Parcel 64 in block 12 of the Helena Townsite to the intersection of the southerly projection of the south right-of-way of Edwards Street and the east right-of-way of Benton Avenue. Edwards Street on the north side from the west right-of-way of Benton Avenue to the east right-of-way of Olive Street	B
12015	2003	Poplar Street between N Cooke & N Sanders St, north side only, N Cooke between Chestnut & Poplar, west side, half block	B
12016	2003	Briarwood Lane from 172 Briarwood Lane to the end of the cul-de-sac near Capital High School	B

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19143	2004	Both sides of the 400 block of Leslie Avenue between Benton Avenue and Madison Avenue, just west of Carroll College	B
19303	2005	West side of North Park Avenue adjacent to the property at 1004 and 1108 North Park Avenue, just west of Carroll College	B
	1988	400 Block of Harrison Avenue between Holter Street and Lawrence Street	B
	1992	Holter St, north side between Madison Ave & Benton Ave	B
	1992	Dearborn between Holter & Lawrence	B
	1992	Floweree between Benton & Dearborn	B
	1992	Gilbert between Benton & Madison	B
	1992	Power between Benton & Madison	B
	1992	Holter between Benton & Madison	B
	1992	Benton between Floweree & Lawrence	A
	1992	Warren between Broadway & 9th	A
	1992	Placer between Benton & Park	A
	1992	Jackson between 11th & 13th	A
	1992	Logan between 11th & Lawrence	A
	1992	6th between Warren & Ewing	A
	1992	8th between Warren & Ewing	A
	1992	9th between Warren & Ewing	A