

**July 6, 2011, Minden Town Board Meeting
Administrative Agenda, Item Number 3**

DATE: June 27, 2011

Prepared by: Roger Van Alyne
Town Manager

SUBJECT: For possible action. Discussion to approve, approve with conditions, continue, or deny a request for resident only parking designation at 1596 Mono Avenue. Appearance by Town Manager.

PREVIOUS ACTION:

- None for this action.

BACKGROUND: Douglas County Code (DCC) 10.12.050 allows for the designation of resident only parking within the unincorporated Town limits subject to defined conditions and action by the Board (see attachment 1). In summary, the designation of resident only parking may be granted if: 1) the home is located within one hundred feet (100') of a commercial establishment, office or public gathering place, or is adversely affected by the operation of such a place or establishment; 2) the resident does not have space for two vehicles in off-street parking; 3) the resident can show compelling reason for reservation of this additional space; or, 4) the area otherwise meets the criteria of Nevada Revised Statutes or Douglas County Code for resident only parking.

The owners of a residence located at 1596 Mono Avenue have requested resident only parking at this address (see attachment 2).

In accordance with DCC, Town staff conducted a preliminary study to determine if the owners meet the established criteria. Staff has determined that the property meets the criteria for a resident only parking designation. The property is located within one hundred feet (100') of a commercial establishment and the property does not have space for two vehicles in off-street parking (see attachment 3). Staff recommends, therefore, that a designation of resident only parking for 1596 Mono Avenue be granted.

If the request is granted, the applicant will pay the Town Seventy-Five Dollars (\$75) for signage. The applicant pays actual cost of any replacement signage needed.

FISCAL IMPACT: The fee paid by the applicant is established by Douglas County Code, but does not cover costs associated with procurement and installation of the sign.

RECOMMENDATION: Staff recommends approval of a request for resident only parking designation at 1596 Mono Avenue.

POSSIBLE MOTION: Should the Board agree with staff's recommendation, a possible motion would be: Move to approve a request for resident only parking designation at 1596 Mono Avenue.

ACTION TAKEN: Approved Continued Denied
Approved with Conditions: _____

10.12.050 Regulations for parking within the Town of Minden

A. As authorized by state law, the County of Douglas in behalf of the Town of Minden, adopts this ordinance concerning stopping, standing or parking on public roads. This ordinance adopts and makes a part hereof by this reference the provisions of NRS sections 484.395 to 484.443, and directs that the same be enforced within the Town of Minden. This ordinance also adopts the provisions of section 10.12.030, and directs that the same be enforced within the Town of Minden.

B. In the interests of safety and the free flow of traffic, the following streets are designated as no-parking zones:

1. All areas already marked by red painted curbing or no-parking signs as of the effective date of this ordinance. Those areas consist of Tenth Street between Esmeralda Street and Highway 395.

2. Such other areas as the town board may designate after a hearing held upon the request of any interested person. Such requests must be submitted to the town board at least (10) ten days before any regular meeting of the board.

C. Upon the written request of any town resident and subsequent approval by the town board, one parking space per residence may be reserved on a street for resident-only parking. Such request must be submitted to the town board at least ten (10) days before any regular meeting of the board.

1. The town staff will conduct a preliminary study of the request to determine whether the owners of the property have met the following criteria:

a. That the residence is within one hundred (100) feet of a commercial establishment, office or public gathering place, or situated so as to be adversely affected by the operation of such a place or establishment; and

b. That the resident does not have space for at least two vehicles in off-street parking, or that the resident can show another compelling reason for the reservation of this additional space;

c. That the area otherwise meets the criteria for resident-only parking as provided in NRS or the Douglas County Code; or

d. That the area otherwise qualifies for such designation after a hearing held by the town board and after findings of fact have been made by the town board upon which the board has reasonably concluded that the area qualifies for such designation.

2. A report by the staff or its findings will be given at the town board meeting next following the day upon which the request was filed.

3. At the regular meeting following the regular meeting at which it first considers the report, the town board will hold a public hearing to receive testimony about the proposed reservation. The town board will then vote on the request and announce its decision immediately.

a. An affirmative vote of a majority of the members present at the hearing will reserve one resident-only parking space per address.

b. A request once denied may be resubmitted forthwith if compelling reasons exist which the town board did not consider. Otherwise, a request once denied may not be considered again for at least one (1) year.

4. Disabled residents may receive special consideration by the town board to meet their unique needs. Such residents may be given permission to have a blue curb, handicap only, parking space by making written application to the town board which contains a description of their disability with sufficient detail for the town board to make an independent determination of the disability.

5. Costs of marking disabled or resident only parking space will be borne by the applicant. First emplacement fee shall be \$75.00. Replacement fees shall be the actual cost of replacement.

6. The town board may revoke a designation of handicapped or resident only parking if circumstances have changed such that the residence no longer qualifies for the designation, or that the designation conflicts with safety and the free flow of traffic. A designation will be revoked only after notice and an opportunity is provided for all affected residents to be heard at a regular meeting of the Minden Town Board.

D. A list of the addresses designated from time to time for the reservation of one resident-only parking space per residence, those areas consist of 1626 Esmeralda, Minden.

E. Penalties for Violation.

1. Vehicles that violate this regulation may be towed. The owner or any other person responsible for the custody and control of the vehicle is responsible for the towing expenses incurred in any such removal.

2. Any owner or any other person responsible for the care, custody and control of a vehicle convicted of violating the provisions of this regulation is guilty of an infraction and shall be punished by a fine not to exceed one hundred fifty-five dollars.

F. This ordinance may be amended in the manner provided by law to amend ordinances of Douglas County. (Ord. 645 §29, 1994; Ord. 554, 1992)

June 24, 2011

Roger Van Alyne
Minden Town Manger
1604 Esmeralda Ave., Ste. 101
Minden, NV 89423

(via facsimile)

July 6, 2011, MINDEN
TOWN BOARD MEETING
ADMIN AGENDA, ITEM 3,
ATTACHMENT 2

Dear Mr. Van Alyne:

Please accept this letter as a request for resident-only parking. We live at 1596 Mono Ave., Minden. We are requesting resident-only parking for the following reasons:

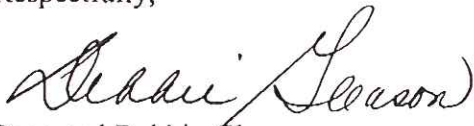
Our house is located within 100 ft. of a commercial establishments (The Karen Winter Law Firm; Building Concepts; Douglas County parking/offices; a financial planning agency), and we do not have space for at least two vehicles in off-street parking.

Whenever there is an event nearby, we lose any parking in front of our house, which is our only place to park because we do not have a garage and the parking in the back is inadequate. On one occasion, during a craft fair in and around the COD garage, we placed orange cones in the street near the curb in front of our house before we left to do some shopping so that we'd have a place to park when we returned. When we returned, the cones were in the middle of the street and there was a car parked in front of our house where the cones were. During these events, we have to park further down the street and walk home. It is particularly bad during the summer/fall months when there are several events nearby.

Although we love our neighborhood and the community events that it offers, whenever these events are over we always find cigarette butts and trash in our front yard and in the street. We hope with the residential-only parking it will assure us parking in front of our house and minimize the unintended consequences of these events.

Thank you for your consideration in this matter. We look forward to hearing from you.

Respectfully,



Dean and Debbie Gleason
782-6595 (H)
684-7162 (W) Debbie

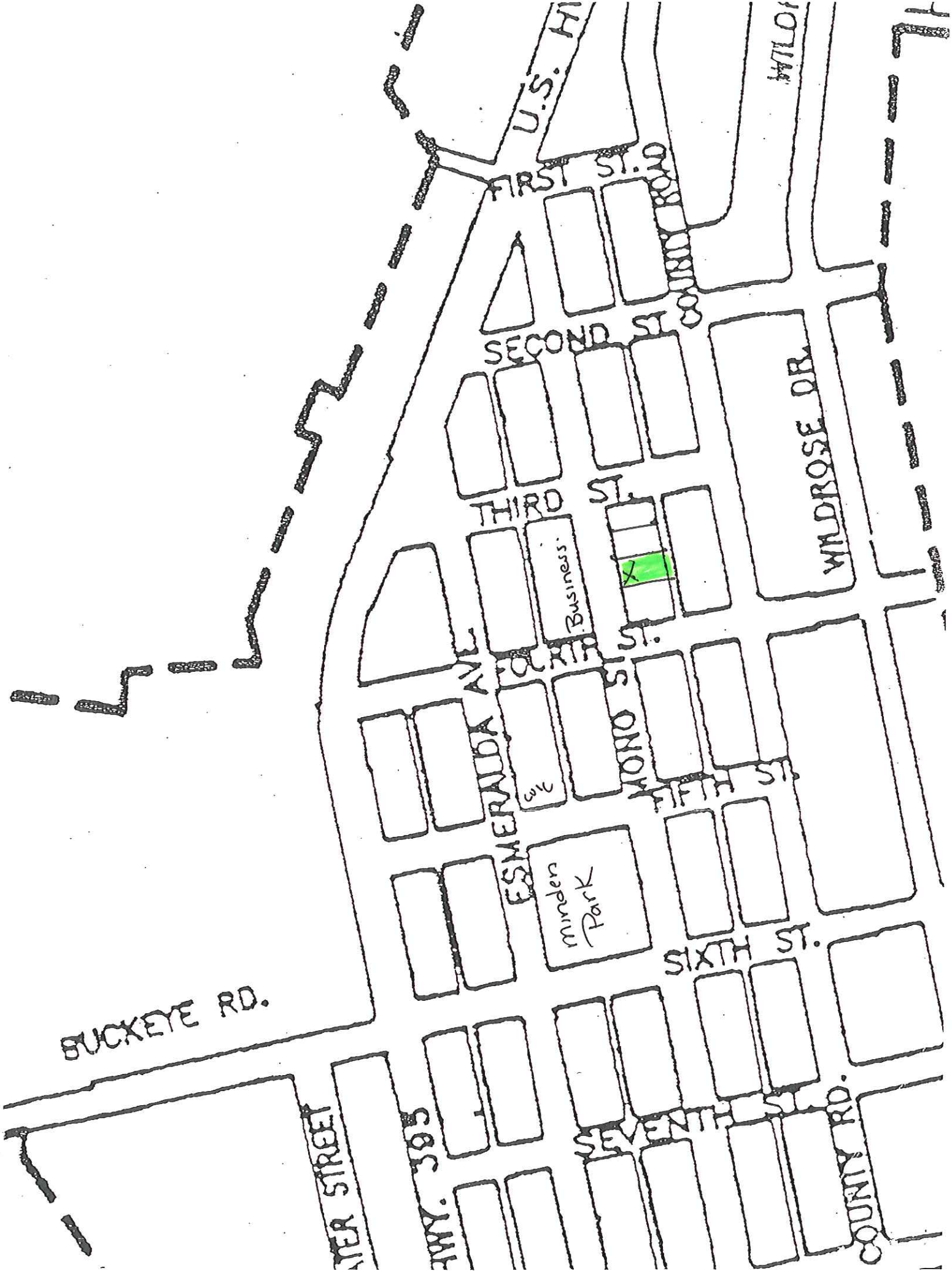
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Rear of 1596 Mono Avenue



Front of 1596 Mono Avenue



BUCKEYE RD.

WATER STREET

HWY. 395

ESMERALIDA AVE

Minden Park

Business

U.S. HWY

FIRST ST.

SECOND ST.

THIRD ST.

MONO ST.

FIFTH ST.

SIXTH ST.

SEVENTH ST.

COUNTY RD.

COUNTY ROAD

WILCOX

W. DROESE DR.

