



CITY OF KIRKLAND
Police Department
11750 NE 118th Street, Kirkland, WA 98034-7114 425.587.3400
www.kirklandwa.gov

MEMORANDUM

To: Kurt Triplett, City Manager
From: Bill Hamilton, Interim Chief of Police
Date: December 3, 2015
Subject: Ordinance to Add Parking Regulations

RECOMMENDATION:

Council approve the attached ordinance adding new sections to Kirkland Municipal Code Chapter (KMC) 12.45 "Parking" to provide new tools for parking enforcement.

BACKGROUND:

The current Kirkland Police Department Parking Enforcement Officer's (PEO's) have a great deal of knowledge and experience. Often in the course of their duties, they identify potential issues, obstacles or positive opportunities which they believe will be of benefit to our parking program.

The Police Department developed several recommended changes to the KMC for adoption in the fall of 2015. However, the ordinance proposing the change was delayed while the Kirkland Alliance of Neighborhoods (KAN) was conducting its own review of parking issues in the neighborhoods. The intent of the delay was to see whether some additional recommendations from the KAN review should be incorporated into the ordinance. The KAN report continues to be a subject of discussion at KAN, so the primary recommendation from KAN that is incorporated into the proposed ordinance relates to blocking of mail boxes. Any additional recommendations that the City chooses to adopt can be included in future updates.

The current parking regulations provide the PEO's with many tools, but two areas of concern are presently adversely impacting local businesses and parking enforcement;

- Vehicles parked on City streets with improper or invalid license plates displayed, which include expired Washington registration tabs. (This is problematic when ticketing a vehicle without current and accurate information to put onto the citation).
- Vehicles parked straddling or otherwise occupying more than one marked parking space or in areas used for safely maneuvering into and out of designated parking spaces.
- Vehicles parked, blocking the approach to a mailbox often results in the US Postal Service being unable to deliver the mail during the day. This concern was also identified in a recent parking survey conducted by the Kirkland Alliance of Neighborhoods (KAN). Some other jurisdictions require seven feet, six inches of clearance on either side of a mailbox (fifteen feet total) so that a typical fifteen foot long Postal vehicle can access the mailbox during Postal delivery business hours.

In addition, the City Council passed Resolution R-5148 regarding Electric Vehicle Charging Stations on September 15th, 2015;

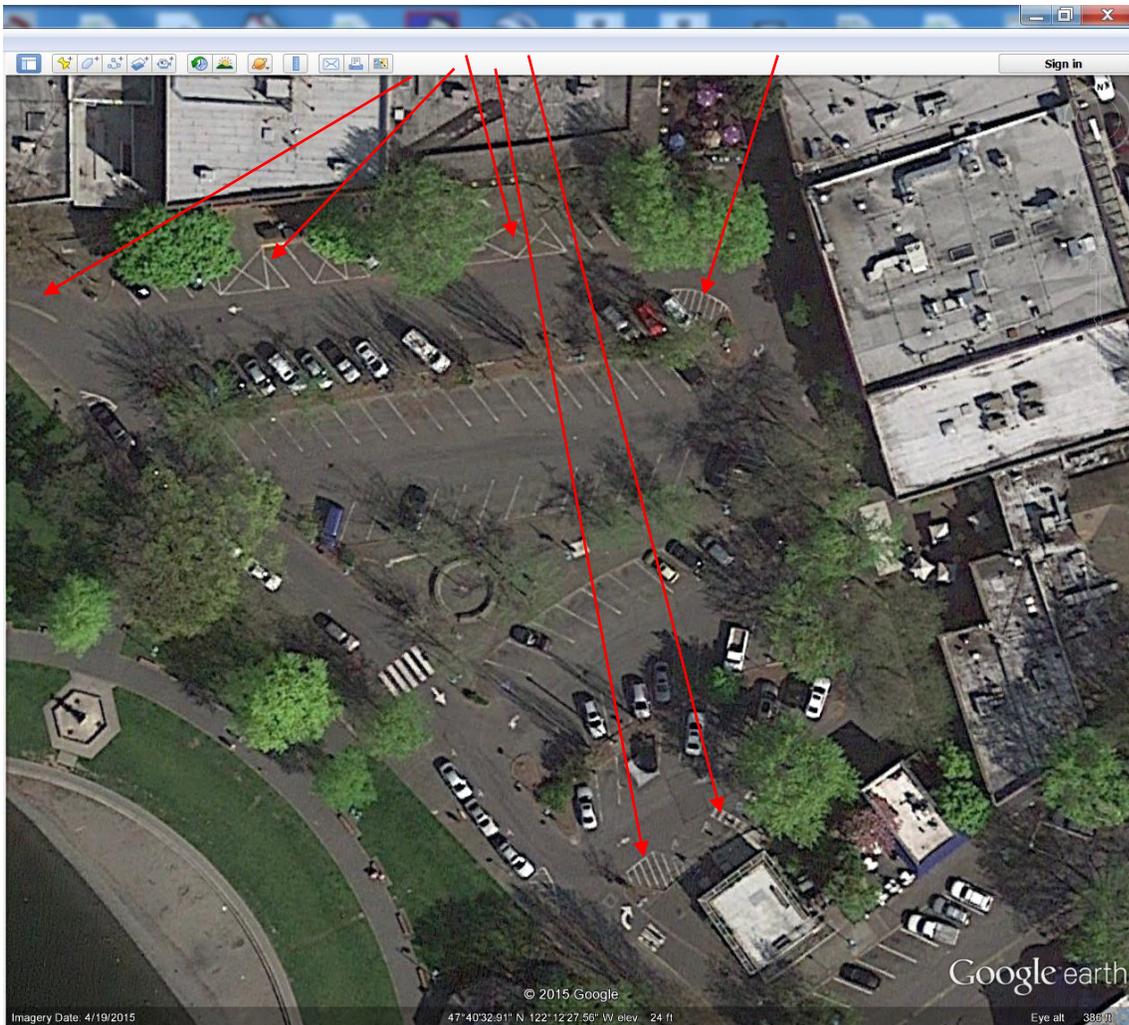
- Vehicles parked in electric vehicle parking stations must be connected to the charging station and actively being charged.
- Vehicles must pay the required fee for parking if the electric vehicle parking station is surrounded by parking stalls that also require a fee.

There are currently no applicable enforcement tools contained within the Revised Code of Washington (RCW) or the Kirkland Municipal Code (KMC) to address these concerns and the new Electric Vehicle Charging station policy. Provisions in neighboring jurisdictions have been identified that if included in the KMC, would provide the needed enforcement tools.

If approved by Council, the attached ordinance would amend KMC Chapter 12.45 "Parking" to make the parking of vehicles in the manner described above civil infractions with a fine amount consistent with current penalties.

Public information and Outreach: The City Manager's Office will coordinate ongoing public information and awareness about these new parking regulations through the various community electronic outreaches; (www.kirklandwa.gov/parking) and email (list serv) updates, media relations, and City communications tools, City and Police Department Twitter accounts. The Police Department will issue warnings for a two week period for any such violations.

Attachment A – Overview Map of areas used for safely maneuvering into and out of designated parking spaces.



ORDINANCE O-4510

AN ORDINANCE OF THE CITY OF KIRKLAND ADDING NEW SECTIONS TO CHAPTER 12.45 OF THE KIRKLAND MUNICIPAL CODE TO REGULATE PARKING.

The City Council of the City of Kirkland do ordain as follows:

1 Section 1. A new section, Section 12.45.170, is added to the
2 Kirkland Municipal Code to read as follows:

3
4 **12.45.170 Expired or Improper License Plates**

5 It is a civil infraction for any person to stop, stand or park any vehicle
6 on any street or alley, or in any garage, parking area or other property
7 operated by the City unless a valid license plate or plates are attached
8 and displayed as required by RCW 46.16A.200.

9
10 Section 2. A new section, Section 12.45.180, is added to the
11 Kirkland Municipal Code to read as follows:

12
13 **12.45.180 Electric Vehicle Charging**

14 It is a civil infraction for any person to stop, stand or park any vehicle in
15 a City-owned electric vehicle charging station unless the vehicle is
16 connected to the charging station and actively being charged.

17
18 Section 3. A new section, Section 12.45.190, is added to the
19 Kirkland Municipal Code to read as follows:

20
21 **12.45.190 Electric Vehicle Charging in Pay Stall or Space**

22 It is a civil infraction for any person to stop, stand or park any vehicle in
23 a City-owned electric vehicle charging station surrounded by parking
24 stalls which require a fee for parking, without paying the fee in the
25 amount applicable to the surrounding parking stalls.

26
27 Section 4. A new section, Section 12.45.270, is added to the
28 Kirkland Municipal Code to read as follows:

29
30 **12.45.270 Parking Stalls or Spaces**

31 Where parking stalls or spaces are marked or painted upon curb and/or
32 pavement of the street or alley, it is a civil infraction for any person to
33 park any vehicle so that any part of the vehicle occupies more than one
34 space, protrudes beyond the markings designating the space, or is in
35 the adjacent area used for safely maneuvering into and out of a
36 designated parking space.

37 Section 5. A new section, Section 12.45.280, is added to the
38 Kirkland Municipal Code to read as follows:

39
40 **12.45.280 Parking Near Mailboxes**

41 Except when necessary to avoid conflict with other traffic, or in
42 compliance with law or the directions of a police officer or official traffic
43 control device, or momentarily to pick up or discharge a passenger or
44 passengers, no person shall park a vehicle, whether occupied or not,
45 within seven feet and six inches on either side of a public or private
46 curbside mailbox between the hours of eight a.m. and five p.m.

47
48 Section 6. Severability. If any section, subsection, sentence,
49 clause, phrase, part or portion of this ordinance is for any reason held
50 to be invalid or unconstitutional by any court of competent jurisdiction,
51 such decision shall not affect the validity of the remaining portions of
52 this ordinance.

53
54 Section 7. This ordinance shall be in force and effect five days
55 from and after its passage by the Kirkland City Council and publication,
56 as required by law.

57
58 Passed by majority vote of the Kirkland City Council in open
59 meeting this ____ day of _____, 2016.

60
61 Signed in authentication thereof this ____ day of
62 _____, 2016.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney