

City of Blaine
Request for Council Action
Meeting Date: August 23, 2021

Subject: Ordinance 21-2963, amending Title 10.12 of the Blaine Municipal Code, updating provisions related to parking within the City of Blaine.

Department: Police Department

Prepared By: Chief Tanksley
(Digital Signature)

Agenda Location: Consent Agenda Council Action Unfinished Business

Attachments:

1. Ordinance 21-2963
 2. Proposed amendments to Title 10.12 of the Blaine Municipal Code
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Background/Summary:

Title 10.12 Parking of the Blaine Municipal Code (BMC) has not been updated since 2012. After review, it was determined that updates needed to be made in order to facilitate parking and traffic flow and to promote pedestrian and vehicle safety for the City of Blaine. Edits were made to clarify language and to ensure coordination, consultation and concurrence between the Director of Public Works and the Chief of Police; the City Manager is the approving authority.

Additional sections were created to address oversights in the current code.

Budget Implications: Current Budget New Budget Request Non-Budgetary

Ordinance 21-2967 does not have any budget impact.

Recommendation: Waive the second reading

The Chief of Police recommends that the City Council waive the second reading and approve Ordinance 21-2963, amending Title 10.12 of the Blaine Municipal Code.

Reviewed By:

City Manager _____ Finance Director _____ City Clerk _____
(Digital Signature) (Digital Signature) (Digital Signature)

ORDINANCE NO. 21-2963

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLAINE, WASHINGTON,
AMENDING TITLE 10.12 OF THE BLAINE MUNICIPAL CODE, UPDATING PROVISIONS
RELATED TO PARKING WITHIN THE CITY OF BLAINE**

WHEREAS, Title 10.12 of the Blaine Municipal Code has not been reviewed and updated since 2012; and,

WHEREAS, Title 10.12 contains provisions that require an update to in order to facilitate parking and traffic flow and to promote pedestrian and vehicle safety for the City of Blaine; and,

WHEREAS, the amendments below also clarify language and to ensure coordination, consultation and concurrence between the Director of Public Works and the Chief of Police; the City Manager is the approving authority.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLAINE,
WASHINGTON DOES ORDAIN AS FOLLOWS:**

SECTION 1: Title 10.12 of the Blaine Municipal Code is revised to read as follows:

10.12.070 Commercial and recreational vehicle parking.

A. It is unlawful to park a commercial motor truck, truck tractor, truck trailer or semi trailer on public property or streets within residentially zoned areas in the city. A recreational vehicle may be parked within a residentially zoned area for no longer than 24 hours.

B. It is unlawful to park a commercial vehicle, motor truck, truck tractor, truck trailer, semi-trailer, or recreational vehicle on city streets in any zone for longer than 24 hours.

C. No person shall move any type of vehicle, motor truck, truck tractor, semi trailer, trailer or recreational vehicle from one parking space back to the same parking space or to another parking space within the same block on the same street for the purpose of evading the time limitation on parking therein.

D. No person shall erase or obliterate, for the purpose of interfering with checking for overtime parking, a chalk mark or other identifying mark placed on the tire or tires of a parked vehicle by a police officer or other authorized person.

E. The Director of Public Works or Chief of Police is authorized to limit the hours of truck parking on certain streets, to prohibit truck parking entirely on some streets, such as H Street, but not limited thereto, and to designate certain areas of public property and roadways for truck parking. This may be done a permanent, temporary or seasonal basis. Such actions may be taken by either the Director of Public Works or the Chief of Police after consultation with each other and with the concurrence of the City Manager. Such parking restrictions shall be enforceable after proper signs and markings are installed. The second and additional violations of such posted limitations are a warrantable misdemeanor with a forfeitable bail amount of \$250.00.

F. The provisions of this section shall not abrogate the general law enforcement and community caretaking powers of police officers engaged in the mitigation of an immediate public safety problem.

G. For purposes of this title, "residentially zoned areas" are those rights of way within, or which create a boundary for, a land use district that includes single-family residential dwellings as a permitted use.

10.12.080 Time limitations.

- A. The Director of Public Works or Chief of Police is authorized to determine and post signs pertaining to parking date, hour or length of time limits for automobiles and trucks on the city streets. This may be done on a permanent, temporary or seasonal basis. Such actions may be taken by either the Director of Public Works or the Chief of Police after consultation with each other and with the concurrence of the City Manager. When signs are posted establishing such limits, it is a violation to exceed such parking limitations.
- B. Notwithstanding the above, no automobile, truck, vehicle or trailer shall be stored on city streets for more than 72 consecutive hours at a time unless otherwise posted, or specified in this chapter.

10.12.090 Temporary Traffic Determinations.

- A. The Director of Public Works or Chief of Police shall have the authority to exercise regulatory authority under BNC 10.12.070, and 10.12.080 without meeting any consultation or concurrence requirements when either determines that such regulation requires immediate implementation in the interest of public safety and general welfare. Such regulations shall only be effective for seven (7) days.

SECTION 2: Should any section, clause, or provision of this Ordinance be declared by the courts to be invalid or unconstitutional, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part of the Ordinance declared to be invalid.

SECTION 3: This Ordinance shall take effect on September 1, 2021.

PASSED BY THE CITY COUNCIL OF THE CITY OF BLAINE, WASHINGTON on the 23rd day of August, 2021, and approved by the Mayor on the same day.

CITY OF BLAINE, WASHINGTON

BONNIE ONYON, Mayor

ATTEST:

SAMUEL CRAWFORD, City Clerk

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