

ORDINANCE NO. 3344

AN ORDINANCE AMENDING 11.60.050 AND 11.62.100 TO DESIGNATE LEASED LAND AS A PUBLIC PARKING LOT DURING THE DOWNTOWN STREETSCAPE CONSTRUCTION AND DECLARING AN EMERGENCY

WHEREAS, downtown streetscape improvements will temporarily eliminate on-street parking in the 1200 block of Commerce Avenue; and

WHEREAS, the owner of property in the downtown area has offered to allow his private lot located on the west side of block 79 to be used for public parking during the downtown streetscape construction period which should begin in early April and last approximately 3 months; and

WHEREAS, the City Council finds that the need to designate public parking, in light of the timing of the consideration of this ordinance, it is necessary to declare an emergency so that this ordinance can take immediate effect.

NOW THEREFORE, The City Council of the City of Longview do ordain as follows:

Section 1. That Section 11.60.050 of the Longview Municipal Code shall be, and is hereby, amended to read as follows; provided manifest and numbering errors shall be corrected prior to publication:

11.60.050 Areas outside comprehensive parking plan.

(1) Off-street parking lots with regulated parking shall be established upon the following described real property, outside the area covered by the comprehensive off-street parking plan, which is owned or leased by the city to provide off-street parking space and facilities for motor vehicles within the city; the real property upon which said parking lots are to be constructed is located within the city of Longview, Cowlitz County, Washington, and is more particularly described as follows:

(a) Properties owned:

(i) Lots 7 and 8, Block 111, Longview No. 1, according to the plat thereof on file in the office of the county auditor,

(ii) Lot 8 and the southeasterly one-half of Lot 9, Block 112, Longview No. 11, according to the plat thereof on the file in the office of the county auditor,

(iii) South 45 feet of Lot 2, and Lots 3 through 12, inclusive, Block 78, Longview No. 10, according to the plat thereof on file in the office of the county auditor;

(b) Properties leased:

(i) Lots 1, 2, and 3, Block 98, Longview No. 2, according to the plat thereof on file in the office of the county auditor,

(ii) Lot 14, and the southerly 30 feet of Lot 15, Block 79, Longview No. 2, according to the plat thereof on file in the office of the county auditor.

(iii) Parking lot fronting on Commerce Avenue, between Hudson and Hemlock, situated in Block 79, Plat of Longview No. 2.

(2) The off-street parking facilities herein created and established shall be operated by the city and the management and operation thereof shall be conducted under the direction of the city manager.

(3) The method of operation of the off-street parking facilities herein created and established shall be as follows:

(a) Spaces within the off-street parking facilities herein created shall be rented on a monthly basis taking into consideration the availability of other nearby parking facilities and the demand for permanent parking. The monthly rental amount shall be determined by resolution of the city council. To facilitate this provision, the city manager is authorized to provide for the issuance and execution of rental agreements with renters of parking spaces;

(b) For a parking space within the herein created off-street parking facilities, not available for rent on a monthly basis, there shall be installed a parking meter, or such other parking control device, as may be approved. Parking charge shall be made as approved by resolution of the city council. (Ord. 2050 § 1, 1981; Ord. 1579 §§ 1 – 3, 1972).

Section 2. That Section 11.62.100 of the Longview Municipal Code shall be, and is hereby, amended to read as follows; provided manifest and numbering errors shall be corrected prior to publication:

11.62.100 Off-street parking facilities designated.

Off-street parking facilities owned and/or operated by the city are hereby designated by class, as follows:

(1) Class A:

(a) Parking lot fronting on 14th Avenue, between Hudson and Hemlock; Plat of Longview No. 2;

(b) Parking lot fronting on 14th Avenue, between Maple and Broadway; situated in Block 85, Plat of Longview No. 2;

(c) Parking lot fronting on 14th Avenue, between Broadway and Hudson; situated in Block 86, Plat of Longview No. 2.

(2) Class B:

(a) Parking lot fronting on Broadway and 15th Avenue; situated on Lots 7 and 8, Block 111, Plat of Longview No. 11;

(b) Parking lot fronting on Olympia Way and on Hudson Street; situated on Lot 8, Block 112, Plat of Longview No. 11.

(3) Class A/B:

(a) Parking lot fronting on 12th Avenue, between Maple and Broadway; situated in Block 81, Plat of Longview No. 2;

(b) Parking lot fronting on 12th Avenue, between Hudson and Hemlock; situated in Block 79, Plat of Longview No. 2;

(c) Parking lot fronting on Commerce Avenue, between Hudson and Hemlock, situated in Block 79, Plat of Longview No. 2.

(ed) Parking lot fronting on 12th Avenue, between Broadway and Hudson; situated in Block 80, Plat of Longview No. 2;

(de) Parking lot fronting on 12th Avenue, between Hemlock Street and Florida Street; situated on Lots 9, 10, 11 and 12, Block 78, Plat of Longview No. 10;

(e-f) Twenty designated spaces, between the hours of 8:00 a.m. and 6:00 p.m., unless special signs are displayed for a special event at the Senior Center, in the parking lot located on the easterly side of Commerce Avenue between Hemlock Street and Florida Street; situated in Block 78, Plat of Longview No. 10;

(f-g) Parking lot fronting on 12th Avenue, between Hemlock Street and Florida Street; situated on Lots 2, 3, 4 and 5, Block 78, Plat of Longview No. 10.

(4) Class C and Class C (Administrative):

(a) Parking lots adjacent to and easterly, northerly and westerly of the Longview Public Library; situated in Blocks 127 and 136, Plat of Longview No. 12;

(b) Parking lot adjacent to the Longview Senior Center located on Commerce Avenue between Hemlock Street and Florida Street; situated in Block 88, Plat of Longview No. 2.

(5) Class D:

(a) Parking lots situated on the site of public parks in the city of Longview;

(b) Parking lots adjacent to and providing parking for recreational and/or cultural buildings of the city of Longview, including but not limited to the McClelland Arts Center and the Columbia Theater Performing Arts Center.

(6) Class E:

(a) Parking lots situated northerly and southerly of the Longview City Hall, between Broadway and Hudson; situated in Block 112, Plat of Longview No. 11. (Ord. 3249 § 3, 2013; Ord. 3181 § 1, 2011; Ord. 3144 § 1, 2010; Ord. 2991 § 1, 2007; Ord. 2819 §§ 11, 13, 2001; Ord. 2720 § 2, 1999; Ord. 2508 § 16, 1993).

Section 3. Sunset Clause. The newly added provisions of this ordinance, that is:

11.60.050 (1)(b) (iii) and 11.62.100 (3) (c), shall expire December 31, 2017, unless the City Council, by ordinance, extends such time period.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 6. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 7. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 8. The City Council finds that this Ordinance is necessary for the immediate preservation of public health, safety and peace therefore shall be a public emergency ordinance in full force and effect upon adoption.

Passed by the City Council this ____ day of _____, 2017.

Approved by the Mayor this ____ day of _____, 2017.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

Published: _____