

**AN ORDINANCE AMENDING BELLINGHAM MUNICIPAL CODE SECTION 11.38.035 RELATING TO RESIDENTIAL PARKING ZONE PERMITS.**

**WHEREAS**, the City has established Residential Parking Zones in order to facilitate on-street parking by residents in areas near their homes where demand for on-street parking is significantly greater than the supply of on-street parking; and

**WHEREAS**, a minor modification of the permit provisions is warranted to allow non-residents to park in areas of the zone where additional permits would not be unduly detrimental to the other residents in the area; and

**WHEREAS**, the triplex at 500 N. State Street is located adjacent to a bus stop in the front and the residential parking zone on the side which limit the availability of on-street parking for residents of the building; and

**WHEREAS**, the residents of the triplex located at 500 N. State Street desire reasonable parking facilities near their homes.

**NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:**

**Section 1.** Bellingham Municipal Code Section 11.38.035 is amended to read as follows:


**11.38.035 - Eligibility Of Non-Dwelling Unit Residents And Non-Residents For Residential Parking Permits**

Permits may be issued to the owner or manager of occupancies within the residential parking zones other than dwelling units, including, but not limited to, boarding and rooming houses, churches, conditional uses, day care and day treatment centers, schools and nonconforming uses other than dwelling units; provided that no more than two residential parking permits and two annual visitor's permits per each dwelling unit equivalent shall be issued for use of each occupancy; and provided further that the Finance Director shall have the authority and unfettered discretion to allow substitution of additional residential permits in lieu of visitor's permits upon a demonstration by the applicant that an additional residential permit is needed by the occupancy for a vehicle belonging to a legal resident of the occupancy who has not already been assigned to a residential permit, that the vehicle cannot reasonably be accommodated on site and that substitution of the residential permit for a visitor's permit will not be unduly detrimental to the parking needs of the surrounding neighborhood. The owner or manager may distribute the permits to residents of the occupancy. Permits shall not be used except by residents and the owner and manager of the property, and, in the case of visitor's permits, by visitors of the occupancy. Both the permit applicant and the resident using a permit are responsible for its use. "Dwelling unit equivalent" for purposes of this section shall mean the number of dwelling units which would be permitted on the property under the zoning in effect at the time the permits are issued. Together with a permit

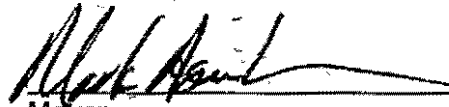
City of Bellingham  
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application, the permit applicant shall present to the Finance Director a form signed by the Planning Director, or designee, which indicates, solely for the purposes of this ordinance, the number of dwelling unit equivalents for the occupancy for which permits are requested. The property located at 501-505 N. Garden Street, which is not located within the residential parking zone but is adjacent to it, shall be allowed up to a total of five residential parking permits for zone 1, to be issued to the owner or manager of the property. The entire condominium complex located at 415 N. State Street and 414 Boulevard shall be considered to be within the zone for purposes of obtaining residential and visitor parking permits. The triplex located at 500 N. State Street, which is not located within the residential parking zone but is adjacent to it, shall be allowed up to three residential parking permits and three visitor parking permits for zone 1, to be issued to the owner or manager of the property.

**PASSED** by the Council this 18th day of October, 2004.


  
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Council President

**APPROVED** by me this 21<sup>st</sup> day of October, 2004.

  
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Mayor

**ATTEST:**   
\_\_\_\_\_  
Finance Director

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Office of the City Attorney

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