

ORDINANCE NO. NS-2533

AN ORDINANCE OF THE CITY COUNCIL AMENDING THE EFFECTIVE DATE OF THE AMENDMENTS TO BEND MUNICIPAL CODE CHAPTER 6.05, GENERAL PROVISIONS, AND 6.10, ADMINISTRATION, AND REPEALING AND REPLACING BEND MUNICIPAL CODE CHAPTER 6.20, PARKING REGULATIONS, 6.25, PARKING CITATION AND OWNER RESPONSIBILITY, AND 6.30 ENFORCEMENT

Findings

A. On December 18, 2024, the Bend City Council adopted Ordinance No. NS-2518 amending Bend Municipal Code ("BMC") Chapters 6.05 (General Provisions), 6.10 (Administration), 6.20 (Parking Regulations), 6.25 (Parking Citation and Owner Responsibility), and 6.30 (Enforcement), together the "Parking Code."

B. The Parking Code amendments presented to Council on the second reading of Ordinance No. NS-2518 did not include changes to the code made by motion during the first reading of the Ordinance. That motion extended the time a vehicle could continuously park on a street from twenty-four hours to seventy-two hours.

C. The Parking Code was scheduled to go into effect on July 1, 2025, to give staff time to implement the code and to educate the public on the new parking requirements.

D. Due to the complexities of integrating the parking and court processes and systems and ensure effective implementation, the City Council wishes to extend the effective date of all portions of the Ordinance except Section 6.20.020 (Parking Districts), which does not have an implementation component, to December 31, 2025. The Parking District section of the Parking Code will go into effect on July 1, 2025, as planned.

E. The Bend City Council also wishes to amend the Parking Code to effectuate Council's intent by extending the time a vehicle can continuously park on a street from twenty-four hours to seventy-two hours. This change will go into effect on December 31, 2025, with the other amendments.

Based on these findings, THE CITY OF BEND ORDAINS AS FOLLOWS:

Section 1. The provisions of Bend Municipal Code Chapter 6.20 amended as shown on the attached Exhibit A.

Section 2. Bend Municipal Code Sections 6.20.025–6.20.035 are repealed and replaced with Parking Code Section 6.20.020, attached as Exhibit B. The remainder of Ordinance No. NS-2518 will go into effect on December 31, 2025.

Section 3. If any provision, section, phrase, or word of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid

provision or application.

Section 4. All other provisions of the Bend Municipal Code remain unchanged by this ordinance and remain in effect.

Section 5. The City Council finds that this ordinance is necessary for the health, safety and welfare of the public, and finds that an emergency exists. This ordinance will therefore become effective on June 30, 2025.

First Reading Date: June 4, 2025

Second Reading and adopted by roll call vote on June 18, 2025

YES: Kebler, Franzosa, Méndez, Norris, Perkins, Platt, Riley
NO:



Melanie Kebler, Mayor

ATTEST:



Ashley Bonje, City Recorder's Office

APPROVED AS TO FORM:



Ian Leitheiser, City Attorney

EXHIBIT A – AMENDMENT TO PARKING CODE CHAPTER 6.20 (PARKING)

6.20.040. Prohibited Parking.

It shall be unlawful for any person to park:

- A Any vehicle at any place prohibited by ORS 811.550;
- B Any vehicle at any place adjacent to a curb which has been painted yellow or red by the City;
- C Any vehicle on or within the landscape strip;
- D Any vehicle contrary to any parking control device;
- E Any vehicle in or blocking any public alley, except for the purpose of loading or unloading passengers or cargo, and then only for a period of time not to exceed 15 minutes;
- F Any vehicle in any parking space when the vehicle is parked for the principal purpose of:
 - 1 Displaying the vehicle for sale;
 - 2 Selling, taking orders for, or attempting to sell or take orders for the present or future delivery of goods or services of any nature, if such sales or orders are made, taken, or attempted from the vehicle, unless otherwise authorized by local law, policy, rule, regulation, or permit;
 - 3 Displaying advertising from the vehicle; or
 - 4 Repairing, constructing, reconstructing, or servicing the vehicle;
- G Any commercial vehicle with a gross vehicle weight exceeding 26,000 pounds:
 - 1 On a street within any district zoned residential between the hours of 9:00 p.m. and 7:00 a.m.; or
 - 2 On any street which is less than 24 feet in overall width.
- H Any vehicle or structure, including but not limited to, trailers, recreational vehicles, campers, motor homes, or snowmobiles, that is not designed for or capable of self-propulsion, or is not connected to a vehicle designed for or capable of self-propulsion, and is parked on a street or off-street parking facility continuously for more than twenty-four/seventy-two (7224) hours;
- I Any vehicle in the same location on a street or in an off-street parking facility for a continuous period of time of more than three business days;

- J. Any vehicle within any area which is designated as a fire lane;
- K. Any vehicle in violation of the administrative rules governing a Parking District relating to on-street and off-street parking issued pursuant to BMC 6.20.020.
- L. Any motor vehicle that has expired registration as described in ORS 803.455(1) and which is in a parking space, alley, landscape strip, on a street or in an off-street parking facility;
- M. Any vehicle in any space that is marked or signed as reserved for alternative fuel vehicle refueling and the vehicle is not actively engaged in the refueling process.
- N. Any vehicle with protrusions, whether or not attached to the vehicle, blocking the sidewalk, travel lane, or otherwise extends outside a parking space.

Exhibit B

6.20.020. Parking Districts

A. Establishment

1. Parking Districts and Parking Management Plans may be established by the City only as set forth in this Section 6.20.020. A Parking Management Plan is required for all Parking Districts.

2. An area is eligible for consideration by the City for designation as a Parking District based on the following criteria: a geographic area comprised of at least one continuous block face; evidence of parking congestion within the proposed area; evidence that lack of parking regulations in the area is or may result in harm to public safety; history of public complaints; frequency of vehicle citations; recurring events; other criteria as determined by the City Manager or designee. The City will take equity into consideration when determining eligibility for a Parking District.

3. Either City staff or the City Council may propose the designation of an area meeting the above criteria as a Parking District, after which the City Council shall hold a work session to direct staff whether to draft a Parking Management Plan.

4. If the City Council directs staff to draft a Parking Management Plan for a proposed Parking District, staff shall have no less than sixty (60) days to draft the proposed Parking Management Plan. The Parking Management Plan must be drafted according to the City Manager or their designee's reasonable determination of safety, convenience, and necessity to the public.

5. The Parking Management Plan will be subject to a 60-day public comment period open to all members of the public.

6. Within sixty (60) days following closure of the public comment period, City staff shall review the plan based on public feedback and present the proposed Parking District and related draft Parking Management Plan for Council approval or remand.

7. Approval or remand shall be done by resolution.

B. Parking Management Plans

1. A Parking Management Plan must include the following information:

a. A map of the Parking District;

i. The parking tools or strategies to be used in the Parking District including both on-street and off-street parking spaces;

Exhibit B

- ii. A visual depiction and/or written summary of the location of the parking tools or strategies to be used in the Parking District;
- iii. The days of the weeks, times of the day, and duration for time-limited, metered, permit, or other proposed parking strategies in the area;
- iv. Other Parking District-specific rules or regulations authorized by this Chapter.

2. The parking rules set forth in this Title apply in all Parking Districts unless otherwise set forth in an approved Parking Management Plan.

3. After approval by Council, minor amendments to the Parking Management Plan may be completed without further Council approval. Major amendments are subject to further Council approval by resolution but do not need to follow the establishment procedure described above in subsection A.

4. Approved Parking Management Plans shall be conspicuously posted in the City's website. In addition, the City Manager or their designee shall cause each parking space in a street or within an off-street parking area to be clearly marked consistent with the Parking Management Plan.

C. Appeal

The decision to establish a Parking District and the adoption of a Parking Management Plan by Council shall be final and not subject to appeal.