



## ORDINANCE

### ESTABLISHING AN OVERNIGHT ON-STREET PARKING PILOT PROGRAM IN A DESIGNATED DOWNTOWN AREA

#### *CITY OF NASHUA*

*In the Year Two Thousand and Thirteen*

*The City of Nashua ordains* that Part II “General Legislation”, Chapter 320 “Vehicles and Traffic”, Article XIII “Night Parking” of the Nashua Revised Ordinances, as amended, be and hereby is further amended by adding the following new underlined section:

**“320-78. Parking time limits.**

- A. Except as hereinafter provided, it shall be unlawful for an operator of any vehicle to park the vehicle for a period longer than two hours between 12:00 midnight and 6:00 a.m., daily, on any public way in the City.
- B. Anyone violating this provision shall be fined a minimum of \$25. If such fine is not paid within seven days, the fine shall increase by \$10, to \$35.

**320-78.1. Overnight on-street parking pilot program in designated downtown area.**

As an exception to the previous section, there shall be a one-year pilot program for on-street overnight parking as described below.

- A. This pilot program shall expire one year after the authorizing legislation goes into effect, unless reauthorized.
- B. On-street overnight parking shall be allowed between the hours of 12:00 a.m. and 6:00 a.m. on designated streets only to vehicles with a permit.
  - 1. Residents of the streets where overnight parking is permitted will be allowed to purchase a permit, with a maximum number of 300 permits to be issued.
  - 2. The cost of a permit shall be \$100 per year, which can be paid in one \$100 payment, or in four quarterly \$25 payments.

3. It is the intent of the Board of Aldermen that the revenue received from the issuance of permits will first cover the cost of administering the program, and any remaining revenue in excess of the administrative costs will be used for neighborhood improvements in the neighborhood in which permits are allowed.

C. There shall be no overnight parking in areas where parking is not permitted during the daytime.

D. There shall be no overnight parking during a declared snow emergency.

E. The streets where overnight parking is permitted are as follows:

<u>Name of Street</u>	<u>Location</u>
<u>Ash Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Badger Street</u>	<u>East side</u>
<u>Beech Street</u>	<u>Entire length</u>
<u>Buck Street</u>	<u>South side</u>
<u>Cedar Street</u>	<u>Entire length</u>
<u>Central Sreet</u>	<u>From Chestnut Street to Pine Street</u>
<u>Chestnut Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Elm Street</u>	<u>From West Pearl Street to Kinsley Street</u>
<u>Hanover Street</u>	<u>From West Hollis Street to Kinsley Street</u>
<u>Kinsley Street</u>	<u>From Elm Street to Badger Street</u>
<u>Mulberry Street</u>	<u>Entire length</u>
<u>Palm Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Pierce Street</u>	<u>West side</u>
<u>Pine Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Pleasant Street</u>	<u>North side</u>
<u>Vine Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Walnut Street</u>	<u>From Central Street to Kinsley Street</u>
<u>West Hollis Street</u>	<u>From Elm Street to Badger Street</u>
<u>West Pearl Street</u>	<u>From Elm Street to Walnut Street</u>
<u>Wilder Street</u>	<u>From West Hollis Street to Kinsley Street</u>

Permitted parking spaces on these streets shall be defined in paint.”

All ordinances or parts of ordinances inconsistent herewith are hereby superceded only to the extent necessary to effectuate this pilot program.

This ordinance shall become effective when the necessary permitting system and signage is in place.

**LEGISLATIVE YEAR 2013**

**ORDINANCE:** O-13-041

**PURPOSE:** Establishing an overnight on-street parking pilot program in a designated downtown area

**ENDORSERS:** Alderman-at-Large James Donchess  
Alderman-at-Large Brian S. McCarthy  
Alderman-at-Large Lori Wilshire  
Alderman Michael Tabacsko  
Alderman-at-Large Barbara Pressly  
Alderman Arthur T. Craffey, Jr.  
Alderman Mary Ann Melizzi-Golja

**COMMITTEE  
ASSIGNMENT:**

**FISCAL NOTE:** Anticipated revenue expected to cover administrative costs.  
Cost for initial signage. Potential additional enforcement cost.  
Some loss of revenue from overnight parking tickets.

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**ANALYSIS**

This legislation establishes an overnight on-street parking pilot program in one specifically designated downtown area. There is a one-year trial period for this pilot program. The program involves a limited number of permits, which can be used to park overnight in certain locations on certain streets. Overnight parking will still be prohibited during snow emergencies.

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**Approved as to form:** Office of Corporation Counsel

By: Dawley Clarke

Date: May 9, 2013



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**320-78.1. Overnight on-street parking pilot program in designated downtown area.**

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- A. This pilot program shall expire one year after the authorizing legislation goes into effect, unless reauthorized.
- B. On-street overnight parking shall be allowed between the hours of 12:00 a.m. and 6:00 a.m. on designated streets only to vehicles with a permit.
  - 1. Residents of the streets where overnight parking is permitted will be allowed to purchase a permit, with a maximum number of 300 permits to be issued.
  - 2. The cost of a permit shall be \$100 per year, which can be paid in one \$100 payment, or in four quarterly \$25 payments.

3. It is the intent of the Board of Aldermen that the revenue received from the issuance of permits will first cover the cost of administering the program, and any remaining revenue in excess of the administrative costs will be used for neighborhood improvements in the neighborhood in which permits are allowed.

C. There shall be no overnight parking in areas where parking is not permitted during the daytime.

D. There shall be no overnight parking during a declared snow emergency.

E. The streets where overnight parking is permitted are as follows:

<u>Name of Street</u>	<u>Location</u>
<u>Ash Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Badger Street</u>	<u>East side</u>
<u>Beech Street</u>	<u>From West Hollis Street to Pleasant Street</u>
<u>Cedar Street</u>	<u>Entire length</u>
<u>Central Street</u>	<u>From Chestnut Street to Pine Street</u>
<u>Chestnut Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Elm Street</u>	<u>From West Pearl Street to Kinsley Street</u>
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<u>Palm Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Pierce Street</u>	<u>West side</u>
<u>Pine Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Pleasant Street</u>	<u>North side</u>
<u>Vine Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Walnut Street</u>	<u>From Central Street to Kinsley Street</u>
<u>West Hollis Street</u>	<u>From Elm Street to Badger Street</u>
<u>West Pearl Street</u>	<u>From Elm Street to Walnut Street</u>
<u>Wilder Street</u>	<u>From West Hollis Street to Kinsley Street</u>

Permitted parking spaces on these streets shall be defined in paint.”

All ordinances or parts of ordinances inconsistent herewith are hereby superceded only to the extent necessary to effectuate this pilot program.

This ordinance shall become effective when the necessary permitting system and signage is in place.



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- B. Anyone violating this provision shall be fined a minimum of \$25. If such fine is not paid within seven days, the fine shall increase by \$10, to \$35.
- C. Residences within the City of Nashua who have overnight guests occasionally may call the Police Department and ask for temporary relief from the overnight ban when their guests must park on city streets.

**320-78.1. Overnight on-street parking pilot program in designated downtown area.**

As an exception to the previous section, there shall be a one-year pilot program for on-street overnight parking as described below.

- A. This pilot program shall expire one year after the authorizing legislation goes into effect, unless reauthorized. The judgment regarding the success of the pilot program shall include, but not be limited to, the following factors:
  - 1. the number of residents who obtain permits;
  - 2. a favorable recommendation from the Police Department;
  - 3. a favorable recommendation from the Fire Department; and
  - 4. a favorable recommendation from the Public Works Division.

B. On-street overnight parking shall be allowed between the hours of 12:00 a.m. and 6:00 a.m. on designated streets only to vehicles with a permit.

1. Residents of the streets where overnight parking is permitted will be allowed to purchase a permit, with a maximum number of 400 permits to be issued. Applicants for a permit must show current proof of residence, to be demonstrated by a current automobile registration and a utility bill that is no more than one month old.

a. Residents of 13 Main Street are also allowed to purchase a permit.

2. Permits are not permitted for commercial vehicles, recreational vehicles, or boats.

3. Permit stickers shall be displayed in the rear passenger side window.

4. The cost of a permit shall be \$10 per year.

5. Permits shall be issued by the City Clerk's Office, who shall maintain an electronic record of the number of permits per address.

6. It is the intent of the Board of Aldermen that the revenue received from the issuance of permits will first cover the cost of administering the program, and any remaining revenue in excess of the administrative costs will be used for neighborhood improvements in the neighborhood in which permits are allowed.

C. There shall be no overnight parking in areas where parking is not permitted during the daytime.

D. There shall be no overnight parking during a declared snow emergency.

E. There shall be no parking in the same location for more than forty-eight (48) consecutive hours.

F. The streets where overnight parking is permitted are as follows:

**Name of Street**

**Location**

Ash Street

East side, from Central Street to Kinsley Street

Beech Street

From West Hollis Street to Pleasant Street

Cedar Street

South side

Central Street

From Chestnut Street to Pine Street

Chestnut Street

From Central Street to Kinsley Street

Elm Street

From West Pearl Street to Kinsley Street

Fletcher Street

North side

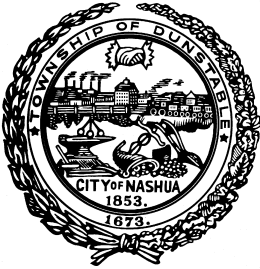
<u>Green Street</u>	<u>West side</u>
<u>Hanover Street</u>	<u>From West Hollis Street to Kinsley Street</u>
<u>Kinsley Street</u>	<u>From Elm Street to Badger Street</u>
<u>Oak Street</u>	<u>Entire length</u>
<u>Palm Street</u>	<u>From Central Street to Kinsley Street</u>
<u>Pierce Street</u>	<u>West side</u>
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- C. Residences within the City of Nashua who have overnight guests occasionally may call the Police Department and ask for temporary relief from the overnight ban when their guests must park on city streets.

**320-78.1. Overnight on-street parking pilot program in designated downtown area.**

As an exception to the previous section, there shall be a pilot program for on-street overnight parking as described below.

- A. This pilot program shall expire December 31, 2014, which shall also conclude the first licensing period, unless reauthorized. The judgment regarding the success of the pilot program shall include, but not be limited to, the following factors:
  - 1. the number of residents who obtain permits;
  - 2. a favorable recommendation from the Police Department;
  - 3. a favorable recommendation from the Fire Department; and
  - 4. a favorable recommendation from the Public Works Division.

B. On-street overnight parking shall be allowed between the hours of 12:00 a.m. and 6:00 a.m. on designated streets only to vehicles with a permit.

1. Residents of the streets where overnight parking is permitted will be allowed to purchase an annual permit, with a maximum number of 400 permits to be issued.

a. Residents of 13 Main Street are also allowed to purchase a permit.

2. Applicants for a permit must show current proof of residence, to be demonstrated by a current New Hampshire vehicle registration certificate and one of the following additional documents:

a. Valid certificate of title;

b. Title application prepared by the Tax Collector that is not marked “non-resident”;

c. Lease or rental agreement;

d. Notarized letter from a landlord at the address provided;

e. Mortgage statement at the address provided;

f. Any current utility bill with service at the address provided;

g. Property tax bill at the address provided; or

h. Government check, payroll check, payroll document or employment contract.

3. Permits are not permitted for commercial vehicles, recreational vehicles, or boats.

4. Permit stickers shall be displayed in the rear passenger side window.

5. Regardless of when the permit is obtained, the parking permit shall be effective to December 31, 2014, and the fee for every permit for a year or a portion of a year shall be \$10.00.

6. Permits shall be issued by the City Clerk’s Office, who shall maintain an electronic record of the number of permits per address.

7. It is the intent of the Board of Aldermen that the revenue received from the issuance of permits will first cover the cost of administering the program, and any remaining revenue in excess of the administrative costs will be used for neighborhood improvements in the neighborhood in which permits are allowed.

C. There shall be no overnight parking in areas where parking is not permitted during the daytime.

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