

ADMINISTRATIVE ORDER NO. 58-23-06
of the
Traffic Engineer of Public Works Maintenance's Traffic Operations Team
of the City of Eugene

CONCERNING ON-STREET PARKING ON WEST 1ST AVENUE

The Traffic Engineer of Public Works Maintenance's Traffic Operations Team of the City of Eugene finds that:

A. Under the provisions of Chapter IV, Section 16 of the Eugene Charter of 2002, the City Manager is designated as the administrative head of the City and is specifically authorized to enforce all ordinances of the City. In addition, EC 5.040 authorizes the City Manager or the Manager's designee to "establish, maintain, remove, or alter . . . parking areas and time limitations, including the form of permissible parking" and to "impose conditions upon which the streets and other public property may be used for parking." EC 5.055 sets forth the criteria the City Manager or the City Manager's designee should consider when taking administrative action authorized by EC 5.040.

B. On August 5, 2020, the City Manager issued Administrative Order No. 58-20-17 granting the Executive Director of the Public Works Department the authority to exercise all of the duties and responsibilities specifically defined as those of the City Manager in Sections 5.040, 5.045 and 5.050 of the Eugene Code, 1971. That Order also granted the Executive Director of the Public Works Department the authority to further delegate those duties and responsibilities to such person or persons qualified to perform the delegated duties.

C. On August 6, 2020, the Executive Director of the Public Works Department issued Administrative Order No. 58-20-18 granting the City Engineer the authority to perform the duties and responsibilities specifically defined as those of the City Manager in Sections 5.040, 5.045 and 5.050 of the Eugene Code, 1971. That Order also granted the City Engineer the authority to further delegate those duties and responsibilities to such person or persons qualified to perform the delegated duties.

D. On August 11, 2020, the City Engineer issued Administrative Order No. 58-20-19 granting the Traffic Engineer of Public Works Maintenance's Traffic Operations Team the authority to perform the duties and responsibilities specifically defined as those of the City Manager in Sections 5.040, 5.045 and 5.050 of the Eugene Code, 1971.

E. For purposes of public health, safety, and welfare, it is necessary to remove and modify parking on a portion of W 1st Avenue.

F. In making the decision, I have considered all the applicable criteria set forth in EC 5.055. The following findings support my decision to limit parking in this area to commercial vehicles only between the hours of 7:00 p.m. and 6:00 a.m.

(a) Traffic engineering principles and traffic investigations.

- i. Classification - W 1st Avenue between Cap Court and Seneca Road as shown in Exhibit A is classified as a minor arterial street with a speed limit of 40 miles per hour. The street segment is approximately 48 feet wide with 7 feet wide parking and 5 feet wide bike lanes on both sides of the street, allowing approximately 24 feet of roadway for two-way travel in a commercial business area. There are turn lanes for eastbound traffic approaching Seneca Road (left-through and right). There are sidewalks on the south side of the street segment beginning at the intersection with Cap Court and continuing approximately 225 feet east of the same intersection. Sidewalks are present on the north side of the street segment: from the intersection with Seneca Road heading west approximately 729 feet, resuming at approximately 1,212 feet west of the same intersection and continuing for approximately 743 feet, resuming once again approximately 608 feet later and continuing beyond the end of the street segment at Cap Court.
- ii. Vehicle Crashes - There were seven motor vehicle crashes reported between 2007 and 2020 on the portion of W 1st Avenue between Cap Court and Seneca Road (one with suspected serious injury, two with possible injury, and four with property damage only).

(b) Standards, limitations, and rules promulgated by the Oregon Transportation Commission or the Oregon Public Utility Commission or their successors.

There are no such standards, limitations or rules that apply.

(c) Other recognized traffic control standards.

The City will apply the Manual on Uniform Traffic Control Devices for size, type and location for sign installation.

(d) The city's adopted transportation-related plans and policies.

The City's 2035 Transportation System Plan does not include any policies that specifically relate to the provision or removal of on-street parking in industrial areas. Roadway and Parking Policy No. 1 a "Complete Streets Policy," is to "Design, construct, maintain, and operate all streets to provide comprehensive and integrated transportation networks that serve people of all ages and abilities, promote commerce, and support the comprehensive land use plan's vision for growth and development in a responsible and efficient manner. A "complete street" allows safe travel for automobiles and emergency responders, bicycles, walking, transit, and freight. In addition to fulfilling a street's basic transportation functions and providing access to properties, streets and sidewalks should be designed to be attractive, safe, accessible, sustainable, and healthy components of the City's environment." Limiting parking to only the parking needed to ensure a transportation network that allows safe travel for automobiles and emergency responders, bicycles, walking, transit, and—importantly for this commercial / industrial area—freight is consistent with this policy.

(e) Existing state and local laws regulating use of public ways.

The use of the City's public ways for parking is regulated at the local level. EC 5.040(1)(h)(5) and EC 5.040(1)(p) establish authority to manage parking.

(f) The efficient use of the public way by the public.

Removal and modification of parking allowances on W 1st Avenue is needed for more efficient use of the roadway by ensuring adequate clearance for truck and traffic access to and from adjacent industrial uses.

(g) The use of abutting property.

The abutting land use is industrial.

(h) The intensity of use of the street by vehicles and pedestrians.

- i. By Ordinance No. 20181, the City Council adopted the Street Classification Map that designated W 1st Avenue as a minor arterial street. By Resolution 4608, the City Council adopted the Design Standards and Guidelines for Eugene Streets, Sidewalks, Bikeways and Access Ways. Parking is an optional feature on streets.
- ii. There are sidewalks on portions of the north and south sides of the street segment. This order will not impact, and may improve, accessibility of use by pedestrians.

(i) The physical condition and characteristics of the street and abutting property.

- i. W 1st Avenue between Cap Court and Seneca Road as shown in Exhibit A is classified as a minor arterial street with a speed limit of 40 miles per hour. The street segment is approximately 48 feet wide with 7 feet wide parking and 5 feet wide bike lanes on both sides of the street, allowing approximately 24 feet of roadway for two-way travel in a commercial business area. There are turn lanes for eastbound traffic approaching Seneca Road (left-through and right). There are sidewalks on the south side of the street segment beginning at the intersection with Cap Court and continuing approximately 225 feet east of the same intersection. Sidewalks are present on the north side of the street segment: from the intersection with Seneca Road heading west approximately 729 feet, resuming at approximately 1,212 feet west of the same intersection and continuing for approximately 743 feet, resuming once again approximately 608 feet later and continuing beyond the end of the street segment at Cap Court.
- ii. The abutting properties on both sides of the street segment include one- and two-story industrial buildings with asphalt surface parking lots.

(j) Emergencies.

- i. Emergency service vehicles are accommodated through bi-directional travel on W 1st Avenue. Removal and modification of parking will provide additional room for travel and deployment of emergency vehicles.
- ii. W 1st Avenue is designated as a 3rd Priority emergency ice and snow removal route. This order will provide additional room for travel and deployment of ice and snow-removal vehicles.

(k) The public health, safety and welfare.

Extended on-street parking taking place in this area has resulted in unsafe vehicle passage and turning clearance areas for the industrial uses.

(l) Special events of community interest including parades and public gatherings.

There are no special events of community interest that occur on the portion of W 1st Avenue as shown in Exhibit A.

(m) Construction within or adjacent to the street.

No construction is currently taking place on the portion of W 1st Avenue as shown in Exhibit A. The order will not impede, and may improve, access for the purpose of construction.

(n) When establishing conditions upon the use of parking in the public way and city-owned parking facilities:

(1) Applicable and appropriate time limits;

EC 5.135(1) prohibits the storage of a motor vehicle or personal property on the street for more than 72 hours. There are no additional time limits proposed for this area where parking is to be allowed (except as described at the end of this order and noted in Exhibit A).

EC 5.040 authorizes the City Manager or the Manager's designee to take administrative action establishing parking area time limitations, including the form of permissible parking, and imposing conditions upon which the streets and other public property may be used for parking. Notwithstanding any other administrative action to the contrary, the portions of the streets described below and depicted on the map attached as Exhibit A to this Order shall allow commercial vehicle parking only between the hours of 7:00 p.m. and 6:00 a.m.

(2) The vehicle type and purpose;

Parking for commercial vehicles supports the intended land use.

(3) *The relative, seasonal and special event demands for parking spaces within the areas of the requested parking;*

This Order is not a response to a request for new / additional parking spaces.

(4) *The other public uses for the property;*

The area is industrially zoned and the public parking areas are intended to serve that use.

(5) *The location and physical characteristics of the parking area or facility;*

Existing parking includes fifteen (15) surface lots belonging to adjacent businesses and on-street parking on both sides of the street.

(6) *The demand for operating revenues, the costs of operations and enforcement;*

- i. Removal and modification of parking is not anticipated to significantly impact operating revenues.
- ii. Parking Fund financial instability means that there are limited staff resources available to enforce parking time limits. The Parking Fund is currently receiving one-time funds to support enforcement in this area. If resources are not available for enforcement, then the parking restrictions may be revisited.

(7) *The use of parking regulations to promote city adopted goals and policies;*

Removal and modification of parking is consistent with City-adopted goals and policies.

(8) *Abuse by applicants of any parking-related permits;*

Not applicable.

(9) *The impact on nearby commercial uses;*

Removal and modification of parking supports adjacent industrial uses by ensuring the parking and adjacent travel lanes are available, as needed, to support the industrial use.

(10) *The ease of enforcing the provisions of this chapter; and*

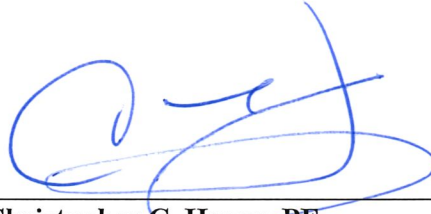
- i. City staff prefer to establish parking time limits rather than prohibit parking entirely. However, Parking Fund financial instability means that there are limited staff resources available to enforce parking time limits. The Parking Fund is currently receiving one-time funds to support enforcement in this area. If resources are not available for enforcement, then the parking restrictions may be revisited.
- ii. Prohibiting parking on portions of the street and establishing commercial parking only on portions of the street would be necessary until funding and resources are available at an undetermined time in the future to enforce parking with time limits. If resources are not available for enforcement, then the parking restrictions may be revisited.

(11) *The availability of other parking spaces.*

- i. Parking is available on adjacent private property.
- ii. Commercial vehicle parking will remain available on the street.

On the basis of these findings, I order that: Parking on W 1st Avenue between Cap Court and Seneca Road shown in Exhibit A to this Order shall be restricted to commercial parking related to a commercial use on the adjacent property, and only in the red areas of W 1st Avenue shown in Exhibit A to this Order, between the hours of 7:00 p.m. and 6:00 a.m. No parking of any kind shall be permitted on W 1st Avenue between Cap Court and Seneca Road between the hours of 7:00 p.m. and 6:00 a.m. not addressed in this Order.

Dated and effective this 17th **day of April, 2023.**



Christopher C. Henry, PE
Traffic Engineer of Public Works Maintenance's
Traffic Operations Team

**W 1st Ave from Cap Ct to Seneca Rd
South side
CMV 7pm-6am**



MUTCD R7-76 (L,R,D)

CMV Parking Zone

Yellow Curb

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 207ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->

No Parking -->
On the S/S of W 1st Ave 645ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 1045ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->

No Parking -->
On the S/S of W 1st Ave 1304ft
W/O Seneca Rd.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 857ft
W/O Seneca Rd.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 65ft
E/O Cap Ct.

CMV 7pm-6am Tow Away -->

No Parking <-->
On the S/S of W 1st Ave 1278ft
E/O Cap Ct.

CMV 7pm-6am Tow Away -->

No Parking <-->
On the S/S of W 1st Ave 425ft
W/O Seneca Rd.

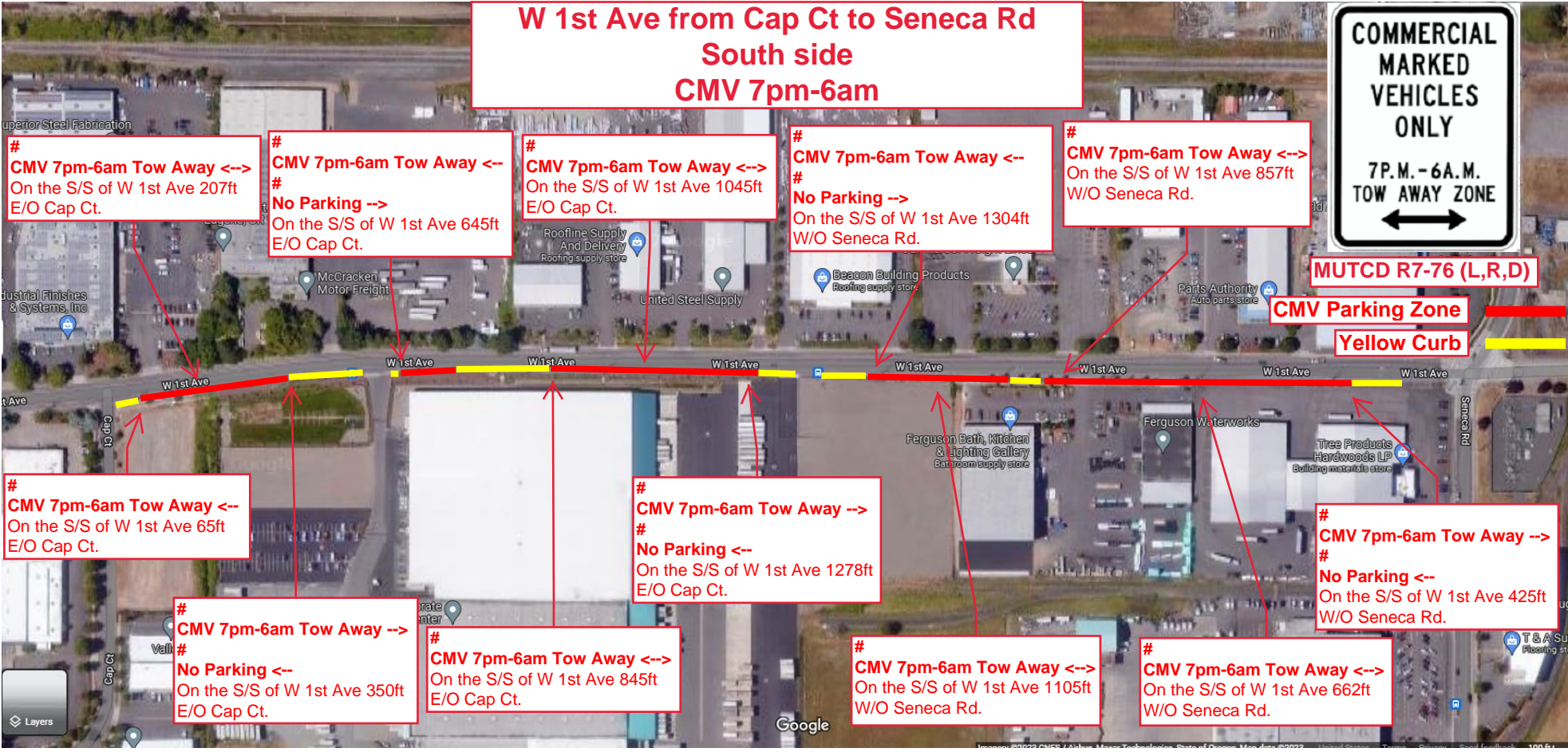
CMV 7pm-6am Tow Away -->

No Parking <-->
On the S/S of W 1st Ave 350ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 845ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 1105ft
W/O Seneca Rd.

CMV 7pm-6am Tow Away <-->
On the S/S of W 1st Ave 662ft
W/O Seneca Rd.



**W 1st Ave from Cap Ct to Seneca Rd
Northside
CMV 7pm-6am**

No Parking Tow Away <--

CMV 7pm-6am Tow Away -->
On the N/S of W 1st Ave 168ft
W/O Cap Ct. (Core Drill)

No Parking Tow Away-->

CMV 7pm-6am Tow Away <--
On the N/S of W 1st Ave 85ft
W/O Cap Ct.(Core Drill)

CMV 7pm-6am Tow Away <-->
On the N/S of W1st Ave 940ft
E/O Cap Ct.(Core Drill)

CMV 7pm-6am Tow Away <-->
On the N/S of W1st Ave 1285ft
E/O Cap Ct. (Core Drill)

CMV 7pm-6am Tow Away <-->
On the N/S of W 1st Ave 1116ft
W/O Seneca Rd.



MUTCD R7-76 (L,R,D)

CMV Parking Zone

Yellow Curb



CMV 7pm-6am Tow Away <-->
On the N/S of W1st Ave 536ft E/O
Cap Ct.

CMV 7pm-6am Tow Away <-->
On the N/S of W1st Ave 1130ft
E/O Cap Ct.(Core Drill)

CMV 7pm-6am Tow Away <-->
On the N/S of W 1st Ave 916ft
W/O Seneca Rd.

CMV 7pm-6am Tow Away <--
No Parking Tow Away -->
On the N/S of W 1st Ave 435ft
W/O Seneca Rd.(Core Drill)

No Parking Tow Away <--

CMV 7pm-6am Tow Away -->
On the N/S of W1st Ave 236ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->
On the N/S of W 1st Ave 739ft
E/O Cap Ct.

CMV 7pm-6am Tow Away <-->
On the N/S of W 1st Ave 1316ft
W/O Seneca Rd.(Core Drill)

CMV 7pm-6am Tow Away <-->
On the N/S of W 1st Ave 714ft
W/O Seneca Rd.(Core Drill)