

HAILEY ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING ARTICLE 9 OF HAILEY'S ZONING ORDINANCE, ORDINANCE NO. 532, BY AMENDING SECTION 9.3, TO CHANGE OFF-STREET TO ON-SITE AND TO ESTABLISH DIMENSIONS FOR ON-SITE PARKING SPACES; AMENDING SECTION 9.4, TO ALLOW FOR A LIMITED NUMBER OF OFF-STREET COMPACT PARKING SPACES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Hailey City Council has found that the following amendment to the Hailey Zoning Ordinance will generally conform to the Hailey Comprehensive Plan;

WHEREAS, the amendments will not create excessive additional requirements at public cost for public facilities and services; and

WHEREAS, the amendment will be in accordance with the safety and welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAILEY, IDAHO, AS FOLLOWS:

Section 1. Section 9.3, Off-street Parking Dimensions, of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and the addition of the underlined language as follows:

9.3 ~~Off-street~~On-Site Parking Dimension.

9.3.1 For the purposes of this Ordinance, the dimensions of all parking areas within the City right-of-way shall be in accordance with the City Standards. The dimensions of all on-site parking areas shall be according to the following table:

<u>On-Site Parking Dimensions (shown in feet):</u>			
<u>Parking Angle</u>	<u>Stall Width (S)</u>	<u>Stall Depth (D)</u>	<u>Aisle Width (A)</u>
<u>90</u>	<u>9</u>	<u>18</u>	<u>24</u>
<u>30</u>	<u>9</u>	<u>20</u>	<u>11</u>
<u>45</u>	<u>9</u>	<u>20</u>	<u>13</u>
<u>60</u>	<u>9</u>	<u>21</u>	<u>18</u>
<u>Parallel</u>	<u>8</u>	<u>22</u>	<u>N/A</u>
<u>ADA</u>	<u>11 (+ 5 for ADA aisle)</u>	<u>Same as above</u>	<u>Same as above</u>
<u>*Compact</u>	<u>8</u>	<u>16</u>	<u>Same as above</u>

*Refer to Section 9.4, e. for details

Section 2. Section 9.4, Parking Space Requirements, of the Hailey Zoning Ordinance No. 532, is hereby amended by the addition of the underlined language as follows:

9.4 On-Site Parking Space Requirements.

- a. For the purpose of this Ordinance, the following on-site parking space requirements shall apply as the minimum number of parking spaces which shall be provided on-site by the given use. Where the calculation of parking spaces results in a fraction, the required parking shall be rounded up to the nearest whole number when the calculation equals less than 10 (*e.g.*, if the requirement is “one space per 1000 square feet”, an area of 9010 square feet calculates to 9.01 but will require ten parking spaces.); and shall be rounded down to the nearest whole number where total calculation exceeds 10 (*e.g.*, 10,900 square feet calculates to 10.9 but will require 10 parking spaces).
- b. For the purposes of this Section, "gross area" is defined as the total square foot area of a given use, as designated for each use. Storage areas in basements are not included in gross area. "Net area" is defined as the area consistently used by customers, patrons, and employees of the use. Net area does not typically include areas such as hallway and elevator areas, bulk storage and freezer areas, employee break areas, restrooms and machinery rooms.
- c. Where a specific use is not listed, and no similar use is listed, the required minimum number of on-site parking spaces shall be one per 1000 gross square feet.
- d. All uses shall provide handicap accessible parking spaces as required by the IBC, and designed to comply with the standards set forth in ANSI A117.1. Such spaces may be included in the total number of required on-site parking spaces.
- e. Up to 25% of the required on-site parking spaces may be provided with compact parking spaces, but in no case shall more than five (5) spaces be reserved as compact. Compact spaces must be signed as such and shall be spaces closest to the building's entrance, with the exception of ADA spaces.

Section 3. Severability Clause. Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 4. Repealer Clause. All City of Hailey ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

Section 5. Effective Date. This ordinance shall be in full force and effect from and after the required three (3) readings, approval, and publication according to law.

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR THIS ____ DAY OF _____, 2009.

Richard L. Davis, Mayor, City of Hailey

Attest:

Mary Cone, City Clerk, City of Hailey