



12030 Clubhouse Square, Youngtown, AZ 85363

MINUTES OF TOWN OF YOUNGTOWN CITIZEN REVIEW

Tuesday, November 23, 2010 Town Clubhouse, 12033 Clubhouse Square, Youngtown

Call to Order- Town Manager Lloyce Robinson called the Citizen Review Meeting to order at 10:05 a.m.

Staff present: Deputy Town Clerk Diane Cordova, Code Coordinator Lora Isaacs, Code Enforcer Officer Frank Mazzacua, Chief of Police Terry McDonald

Citizen Review on Case # 10-05: An ordinance amending current code Title 17 Zoning, Section 17.60 Parking and Loading, by amending Section 17.60.010 Parking in Rural District, Section 17.60.020 Parking in R-3 District, Section 17.60.030 Parking in R-2 District, and Section 17.60.040 Parking in R-1 District all related to prohibiting parking of vehicles having a gross vehicle weight rating in excess of ten thousand pounds or exceeding a one-ton chassis rating, and truck tractors, semi-trailers, trailers, pole trailers and buses on private property in residential zoning districts.

A. Staff Report

Code Coordinator Lora Isaacs

- Many residential streets in Youngtown are not built to withstand the weight of large commercial vehicles. These vehicles when parked in private driveways can block a portion of the sidewalk because the driveway is not long enough to accommodate the entire commercial vehicle making that sidewalk unusable by residents, persons confined to wheelchairs and children playing. When a commercial vehicle with a gross vehicle weight rating (GVWR) of more than 10,000 pounds is parked in a residential area and subsequently moved, the danger to adults, children, pets, other motor vehicles and property in the immediate area is heightened as a result of the driver's sometimes-limited view because of the height at which he sits and his reliance on side mirrors.
- Youngtown prohibits front driveway parking of recreational vehicles, trailers, boats and utility trailers for the same reasons as given above. It is inconsistent for the Town to prohibit recreational vehicles, yet currently allow the parking of large commercial vehicles in a residential driveway or at the side of a residence.
- In researching commercial vehicle codes in nearby cities such as Peoria, Glendale and Tempe, they use similar language as we are proposing. There has been discussion that enforcing commercial vehicle parking by weight standards would be difficult, in fact enforcement is made easier by using GVWR confirmed by other cities code enforcements. The GVWR for commercial vehicles can be found stamped on the outside or interior of a vehicle door. The title and registration reveals that information as well.
- Past discussions included semi-tractor trailers only. There are many other commercial vehicles with GVWR less than semi-tractor trailers that still propose a safety hazard in residential areas.
- I want to emphasize that is about commercial vehicles, this does not affect recreational vehicles.

Citizen Comments.

David Bowman

- I am an eight year resident of Youngtown and I am also a commercial truck driver. I do park my vehicle by my home. That's the only transportation I have besides a two-wheel bicycle. My work is 22 miles from my home. It is very difficult to carry personal belongings on a two-wheel bicycle. I took the time off from work to be here today.
- One of the things I am upset about is the GVW of 10,000 lbs. My vehicle weighs more. All commercial streets are built to withstand 10,000 lbs. of pressure. Most recreational vehicles (RV's) weigh more than 10,000 lbs. RV's have dual air brakes; my commercial vehicle has all air brakes. I sit up high and I see more than most people do in their cars. I have more mirrors on my vehicle to eliminate blind spots. As for endangering other people around me, that is wrong, I can see people, dogs, cats, I look for that. I watch for that. I see people walking. Most truck

drivers are safer drivers. We are trained to observe everything around us. We look for hazards. We drive slowly in residential areas less than 10 mph. Many cars driving in residential areas drive over the speed limit. If a child darts out in front of me I can stop my vehicle.

I park my truck in a safe area. I do not block the view. One can see the stop sign. I do not do repairs nor oil changes at home where I park my truck. There are places for that. I am out driving three to four months straight and at home two to three days. I have a value of \$30,000 of equipment in my truck. I don't want it sitting miles away. RV's are in the same boat, they have valuable personal equipment. If ordinance is passed, it will affect my job. How will I support my family? There are no buses that travel out to Laveen or Buckeye. A taxi costs money. As a truck driver, I live paycheck to paycheck. The GVW shouldn't have an effect. These streets can withstand that. What about the cities' trucks, they weigh that much.

Jim Trolen

- Mr. Bowman are you the only one here representing your profession? Did you notify others about this hearing? They're not here because they are working and it's a weekday.
- Why is there no consideration for backyard parking to the effective parties? I see that the council or the staff did not offer up any place to provide for parking and why not? Why is backyard parking not included in the ordinance? What about parking on town property? What about the bus parked by the Lake? Its GVW is 34,000 lbs.
- The GVW for my RV is 14,000 lbs. We are supposedly exempt, right?
- This ordinance is about health and public safety. This man is correct in saying they have better visibility than a car has.
- The picture here shows a Denny's T.V. & Appliance vehicle and that is in Sun City. There are no pictures here of vehicles that effect the town.
- Does this affect landscapers?

Loyce Robinson

- This is a citizen review hearing and we are here to accept comments from the public.
- There is a separate RV ordinance. This hearing is strictly about commercial vehicle parking.
- These pictures are not violations, they are examples of GVWR.

Lora Isaacs

- Landscapers are not parking overnight. They are coming in and providing a service.

Judy Johnson

- What do other Towns do for parking? There are truck drivers that live in other cities, where do they park their vehicles? Do municipalities offer parking for their residents?

Lora Isaacs

- All towns and cities have commercial vehicle regulations. The previous code for Youngtown addressed vehicles of over 20,000 lbs. We are trying to make it more specific because some of the problems with vehicles like the big box trucks obscures views and creates a safety issue.
 - My husband has been a truck driver for @ 40 years. We have faced parking issues where we have lived. At one time police officer came and told us to move our vehicle or it would be towed. This was over thirty years ago. This is nothing new. Youngtown is a little behind on tightening up its regulations. This ordinance is model after Peoria. Glendale is also going to this type of code.
- Other municipalities do not offer residents a place to park. We did however research parking for our residents. The storage facility, Another Garage, down on Peoria will accept parking for a fee.

Mike LeVault

- Most communities that are governed by an HOA and CCR's also restrict and prohibit commercial parking. This has worked well for Agua Fria Ranch. When I was president of the AFR HOA, we negotiated with Another Garage to create parking due to anticipating individuals needing a place to park their vehicles.
- There is parking outside of the storage facility, Another Garage, with no fee. Talk with the owner.
- Every community is dealing with this issue.

David Bowman

- Most HOA's have an ordinance stating no commercial vehicles for this weight. We don't have one here. I lived in Peoria, and worked for Wal-Mart which authorized me to park my rig in their parking lot. The City of Peoria came in and towed all semi-rigs. I had to pay to get my rig out. That is nit picking by the City of Peoria. That is why I moved.
- The food bank is parking their rig on private property overnight. It affects them, and they are providing a community service.

- The town council is trying to bring in an HOA.

Loyce Robinson

- We are here to talk about commercial vehicles parking in residential areas, not commercial vehicles parking in commercial areas.

Orvill Druehl

- The ordinance does not have the word commercial in it? People are upset because you guys slip things in.

Loyce Robinson

- We are discussing GVW in residential area.
- We need a definition for the word commercial in the ordinance.

Lora Isaacs

- The draft ordinance did have the word commercial. We need to revise the ordinance to include the word commercial.

Mike Fehlig

- Rigs above 10,000 lbs. are to be registered as commercial vehicles. Is council trying to provide a better environment? There is a difference in residential and commercial. There are pickups out there, the 350 and 450 that are used for RV 5th wheels. Are they registered as commercial or as RV's? Will they be allowed to keep their vehicle? I never understood the town's position.

Citizen Review on Case # 10-08: An ordinance amending current code Title 17 Zoning, by amending Chapter 17.20 R Rural District to amend Section 17.20.080 Sign Regulations, Chapter 22. R-43 Rural Residential Dwelling District to amend Section 17.24.090 Sign Regulations, Chapter 17.24 R-3 Single-Family Dwelling District to amend Section 17.24.090 Sign Regulations, Chapter 17.28 R-2 Two-Family Dwelling District to amend Section 17.28.090 Sign Regulations, Chapter 17.32 R-1 Multiple-Family Dwelling District to amend Section 17.32.090 Sign Regulations, Chapter 17.36 C-1 Commercial District to amend Section 17.40.090 Sign Regulations, and Chapter 17.50 Open Space Districts to amend Section 17.50-050 Sign Regulations, all relating to signage to conform to "2010 Town of Youngtown Sign Ordinance".

A. Staff Report

Loyce Robinson

- This ordinance is a housekeeping rule. The word "SECTION" is being replaced with the word "CHAPTER" throughout the ordinance.

B. Citizen Comments

No citizen comments

Adjournment of Citizen Review by Town Manager Loyce Robinson

Meeting adjourned at 11:05 a.m.

Loyce Robinson, Town Manager

Attest:

Diane Cordova, Deputy Town Clerk