MINUTES OF WORK SESSION OF THE COMMON COUNCIL OF YOUNGTOWN, AZ

THURSDAY, May 19, 2011, TOWN CLUBHOUSE, 12033 CLUBHOUSE SQUARE

1. **Call to Order** **Mayor LeVault called the meeting to order at 6:07 p.m.**

2. **Roll Call** **Council present: Mayor Michael LeVault, Councilmembers Margaret Chittenden, Dorena Mello, Shirley Oglesby, Susan MacKay, and Judy Johnson. Council absent: Vice Mayor Jacob Duran. Staff present: Town Manager Lloyce Robinson, Town Attorney Michelle Swann, Police Chief Terry McDonald, Public Works Manager Mark Hannah, Library Manager Nancy Lewis, and Town Clerk/treasurer Letty Goldberg.**

3. **Business**

A. **Discussion Re:** Restrictions on parking of commercial vehicles in residential-zoned areas, and potential amendments to Title 17 (Zoning) and Title 10 (Public Streets). (MCDONALD)

Chief McDonald

- I am the fourth staff person to tackle this issue. I have met with Council to clarify their concerns, researched commercial vehicle parking ordinances in Glendale and Surprise, and researched the process that Arizona Motor Vehicle Division uses to register commercial vehicles. Some ordinances identify commercial vehicles by height and length. I do not recommend this.
- Other ordinances use either the Gross Vehicle Weight (GVW) or the Chassis Rating (1 ton or greater) GVW is used when the vehicle is registered with MVD. The Chassis rating can be obtained online from the manufacturer.
-

Councilmember Johnson

- We drive a ½ ton pickup. I don't see that as a commercial vehicle. What is the difference between an RV and commercial parking?

Chief McDonald

- The Town already has a recreational vehicle parking ordinance in place. Today we are discussing large commercial vehicle parking in residential districts. I am recommending that we use a definition of large commercial vehicle: (1) Declared for commercial use when registered with AZ MVD, and (2) either Gross Vehicle Weight (GVW) of 10,000 pounds or greater, or (3) a Chassis Rating of 1 ton or greater. I have spoken with the Youngtown Prosecutor and he is good with this. This definition provides parameters for the Police Department and Code Enforcement for enforcement.

Town Attorney Swann

- Does Council want the ordinance prohibiting commercial vehicle parking to apply to both residential and commercial districts?

Mayor LeVault

- Residential districts.

Councilmember Johnson

- We've heard disparaging remarks about our Town. Other communities don't allow parking of commercial vehicles.

Councilmember Chittenden

- I thought we had an ordinance affecting parking on public streets. How much does a truck cab weigh? I think current commercial vehicles should be grandfathered in or Town should find them another place to park their vehicles. Town could open a rental lot.

Councilmember Johnson

- Where they will park is not their responsibility.

Mayor LeVault

- Ask the neighbor how he feels about having a big commercial truck parked next door. If it were me, I would do whatever I could to get that truck moved. Another Garage left space for these kinds of vehicles at their

storage facility. The Town required higher walls to screen them from the residential area. We are talking about quality of life. If we provide an alternative for residents affected by ordinances, where do we stop>

Councilmember Mello

- Another Garage even left spaces outside their yard for trucks to park. It has room for two big rigs out front.

Councilmember MacKay

- The ordinance needs to be enforceable and stand up in Court.

Councilmember Mello

- Chief, thank you for making it simple and enforceable.

Councilmember Oglesby

- Thanks, Chief. I'm happy to have a solution.

Chief McDonald

- It is ultimately Council's decision.

Mayor LeVault

- We have consensus. Staff, please start the zoning process to complete this ordinance.

Regular Council Meeting: Thursday, May 19, 2011 immediately following Work Session.

Adjournment.

Motion to adjourn – Councilmember Mello
Second – Councilmember Oglesby
Meeting adjourned at 6:38 p.m.

Michael LeVault, Mayor

Attest:

Letty Goldberg, Town Clerk

Minutes approved at the June 2, 2011 Regular Meeting.