DocuSign Envelope ID: 539D338C-DBA5-4F43-A893-E31AE5A64E11

OGUNQUIT
Beautiful Place by the Sea

TOWN OF OGUNQUIT
NOTICE OF PUBLIC HEARING

This meeting is being held at the Dunaway Community Center. Members of the public may attend in person or remotely via Zoom using the link below.

The Municipal Officers of the Town of Ogunquit will hold a Public Hearing at **9:00 am** on **Tuesday, February 20, 2024**, in the Dunaway Community Center, Lower Level – Recreation Room, 23 School Street, Ogunquit, Maine, to consider proposed amendments to the **Chapter 210 – Vehicles and Traffic §210-12.4 Parking Permits** of the Ogunquit Municipal Code. Additions are underlined and bold; deletions are struck out. Changes are attached due to the length of the documents. Per MRSA 30-A §3009 the Select Board has the authority to change Chapter 210 – Vehicles and Traffic Ordinance.

Christine L. Murphy
Christine L. Murphy, Town Clerk

John Lizanecz
John Lizanecz, Police Chief

Posted: *February 13, 2024*
Dunaway Community Center, Ogunquit Post Office
Ogunquit Transfer Station, WOGT

Connecting by computer or mobile device: Register in advance or at the time of the meeting:
https://ogunquitpd-org.zoom.us/webinar/register/WN_ KeqPns1IQkuTDU5fmy5auQ
After registering, you will receive a confirmation e-mail with information to join the meeting.
Connecting by landline/telephone:
If you want to call into the meeting, dial:1-312-626-6799 or 1-929-436-2866 Webinar ID: 816 0835 9304
Password: 641577

This meeting is being held at the Dunaway Community Center - Lower Level - Recreation Room. Members of the public may attend in person, watch on https://ogunquitme.portal.civicclerk.com, or participate remotely via Zoom.

Chapter 210
Vehicles and Traffic

[HISTORY: Adopted by the Town of Ogunquit 6-3-1980 (Title V of the 1980 Code), as amended through 9-6-2016. Amendments noted where applicable. Amendments adopted by the Select Board unless otherwise indicated.]

§ 210-12.4 **Parking permits.**

A. Annual sales. The Town shall sell parking permits to thereafter allow permittees free access to the parking facilities listed herein. Permits shall be valid only for a specific vehicle within the calendar year they are sold. The Town Manager shall prescribe a schedule and the manner for parking permit sales at such times as may be necessary for the convenience of the public upon the availability of budgeted funds and staffing.

B. Application process.

(1) All applicants must ~~complete~~ **submit** **an online or in person** ~~written~~ application and ~~submit proof/documentation of the following to be considered eligible~~ **meet eligibility requirements**: (Also, refer to § **210-12.4D** for specific eligibility requirements.)

(a) Property ownership. The applicant's name must appear on a deed or **current** tax bill **or on the Town of Ogunquit Assessor records.** ~~to prove ownership~~ **If a property is in a Trust/LLC and the applicant's name is not on the deed or tax bill, the applicant must show proof of property ownership via a Trust/LLC document.**

(b) Residential status. The applicant's vehicle must be registered in Ogunquit ~~as documented by excise tax payment, and the applicant must have~~ and **shows a valid** Ogunquit **street** address **in the Legal Residence section of a State of Maine Registration** ~~which must appear on the vehicle registration and/or driver's license.~~ (Note: A PO Box is not deemed proof of residency without accompanying utility bills or a lease agreement.)

(c) Family member status. Applicants may apply for a parking permit for a member of their immediate family as otherwise allowed under these regulations [see also § **210-12.4D(1)**~~], with documentation of marital status, adoption, birth certificate, address, etc., as may be applicable in addition to the other documentation required, provided the family member is able to prove residency in the same dwelling as the eligible property owner~~.

(d) Nonresidential business ownership status. Applicants must **have a current Ogunquit Business Registration for their** ~~provide proof of ownership of an Ogunquit~~ commercial property or **commercial** mooring lease to be eligible to apply for parking permits for themselves and their employees, whereby said parking (if approved) shall be limited as otherwise set forth herein.

(e) Village residential renters. Applicants must provide a copy of a lease agreement as a residential tenant for a village apartment that has no other parking available to qualify for a permit under § **210-12.4D(6)**.

(f) ~~Director, Wells/Ogunquit Center at Moody. Applicant shall be the Director of the Wells-Ogunquit Center at Moody. This permit will be attached to the Director's vehicle and will allow the Director access to the North Beach Parking Lot for the purpose of transporting senior members of the Wells/Ogunquit Center at Moody to the beach. No more than one such permit shall be issued annually. **[Amended 6-21-2005]**~~

(2) An application will be deemed approved when the applicant**'s information has been verified as correct and the applicant has paid for their permit. The Parking Pass office will notify an applicant if their application has been denied and the reason.** ~~has been provided with a parking permit decal. Otherwise, an applicant shall be notified, in writing, of a denial and the reason(s) as soon as may be practical.~~

(3) Any person aggrieved by a decision of the parking permit sales agent may appeal that decision, in writing, to the ~~Chief of Police~~ **Town Manager**. The decision of the ~~Police Chief~~ **Town Manager** shall be final.

C. Permit limits.

(1) The Town shall limit sales of parking permits to two ~~decals~~ per map/lot for single-family residences, and, in the case of a multifamily buildings, there shall be a limit of two parking permits ~~decals~~ per apartment of record as shown on the Town of Ogunquit Tax Assessor records. Once two permit**s** ~~decals~~ for a particular residential map/lot or apartment have been issued, no additional permit**s** ~~decals~~ will be issued for that property. In addition, no person or family unit shall be issued more than two parking permit**s** ~~decals~~ per calendar year regardless of all other eligibility factors, except as otherwise noted below.

(2) Notwithstanding eligibility requirements as otherwise set forth herein, there shall be no limits on the purchase of nonresidential business or commercial parking permits for access to Obeds Lot, or the Village Lower Parking Lot**.** ~~or hotel/motel overnight parking permits for access to the Main Beach Lot.~~ **[Amended 3-1-2016]**

(3) For those hotels/motels located East of the Ogunquit River, they will be allowed to purchase permits for rooms without onsite parking (one permit per room) for access to overnight parking at Main Beach.

D. Eligibility categories. Parking permits will be made available for sale as otherwise set forth herein to be used in a manner consistent with these regulations at all times, based upon the following criteria:

(1) Residents. Parking permits will be valid at all lots except Perkins Cove Fisherman Alley for persons who are able to document they are residents of the Town, to include deeded residential property owners with a corresponding Ogunquit mailing address, members of a residential property owner's immediate family ~~who live in the same dwelling~~ and persons whose names appear on a written lease of at least one continuous year, subject to the limits in § **210-12.4C**.

(2) Nonresident property owners (residential property). Parking permits will be valid at all lots except Perkins Cove Fisherman Alley for persons who are able to document ownership in a residential property and part-time residency status; to include ~~spouses~~ **immediate family members**, subject to the limits in § **210-12.4C**. (Does not include seasonal renters, time-share owners, ~~other family members,~~ undeveloped-land owners or business property ~~land~~owners.)

(3) Nonresident business owners (commercial property). Parking permits will be valid at the Obeds Lot or the Village Lower Parking Lot for persons who ~~are able to document ownership in a commercial property~~ **have a current Town of Ogunquit Business Registration. These permits are** for use by the business owner and their employees. **[Amended 3-1-2016]**

(4) Commercial fishing mooring owners. Parking permits will be valid at the Perkins Cove Bait Wharf until 4:00 p.m. Commercial parking permits will be valid in Fisherman's Alley, between the Harbormaster's Shack and the Footbridge, with no time limits. Parking is also allowed for these sticker holders in the Boatyard, if space is available. The Town shall provide no more than one parking space per commercial mooring in Fisherman Alley; all others permittees may park in the Perkins Cove Annex if space is available; otherwise, they may park at the Obeds Lot. **[Amended 8-8-2006]**

(5) Hotel/motel overnight guests. Parking permits will be valid at the Main Beach Parking Lot for overnight guests of ~~the Blue Water Inn,~~ the Neptune and the Norseman establishments, during the hours of 11:00 a.m. on the date of issue until 11:00 a.m. the next day. **Permits must be clearly visible from the vehicle's windshield at all times while in the parking lot.**

(6) Village resident renters. Parking permits will be valid in nondesignated spaces on a year-round basis in the Obeds Parking Lot and from October 15 to May 15 in the Village Upper Lot and from May 15 to October 15 in the Village Lower Lot for the vehicle of a residential tenant (apartments as defined under Chapter **225**, Zoning, with a minimum one-year lease) when no other parking is available for that address. These permits shall provide for twenty-four hour use of the specified lots. **[Amended 12-21-2004]**

(7) Eligible applicants who have leased or company provided vehicles must provide proof that said vehicle is either leased or company provided to the applicant. Applicants with personally leased vehicles must show a valid lease agreement in which their name appears. Applicants with company leased vehicles or company provided vehicles must show a valid lease agreement and a letter from the company on company letterhead, stating that the vehicle is provided to the applicant and for the applicant's sole use.

E. Parking pass limitations.

(1) No person will be eligible to purchase a parking permit if he/she owes the Town for unpaid parking tickets or overdue taxes.

(2) Parking permit**s** ~~decals~~ may not be transferred to any vehicle other than the vehicle to which the ~~decal~~ **permit** was originally assigned **unless that person obtains a new vehicle**. ~~(The Town shall use destructible decals that are designed to tear into small pieces when removed.)~~

~~(3) No person shall affix a parking permit decal to any vehicle without Town authorization.~~

~~F. Parking permit display.~~

~~(1) Parking permit decals will only be issued for specific vehicles registered to eligible persons that have complied with and satisfied all of the requirements of these regulations. The Town Manager shall prescribe the manner in which Town employees shall disburse and apply the parking permit decals on all vehicles; provided, however, that all decals must be permanently affixed to a glass surface on the driver's side of the eligible vehicle.~~

~~(2) In the event a vehicle does not have a glass surface or in the case of a state-certified antique vehicle whereby the owner objects to the placement of a decal on such a vehicle or for motorcycles, scooters, etc., the decal may be affixed to a single sheet of official Town letterhead under an original signature of the Police Chief in which the name of the parking permit holder, address, and vehicle registration information is set forth for inspection by parking lot attendants. (See also § **210-12.6F**.)~~

~~(3) Eligible applicants who have leased or company provided vehicles must provide proof that said vehicle is either leased or company provided to the applicant. Applicants with personally leased vehicles must show a valid lease agreement in which their name appears. Applicants with company leased vehicles or company provided vehicles must show a valid lease agreement and a letter from the company on company letterhead, stating that the vehicle is provided to the applicant and for the applicant's sole use.~~

~~(4) No person shall display a parking permit decal that has been altered, forged or is otherwise intended to be used in a manner that is not consistent with these regulations.~~

~~(5) Parking permits for specific hotel/motel guests as allowed under § **210-12.4D(5)** shall be valid at the Main Beach Parking Lot as of the date of issue until 11:00 a.m. the next day, to include overnight parking authorization. Permits must be validated by a hotel/motel business representative and must be~~