



CITY OF CONCORD

New Hampshire's Main Street™

City Manager's Office

City Hall • 41 Green Street • Concord, NH 03301 • (603) 225-8570

citymanager@concordnh.gov

Thomas J. Aspell, Jr.
City Manager

MEMORANDUM

TO: David Florence Parking Supervisor; Paul Gendron, City Surveyor; File
FROM: Matthew R. Walsh, Director of Redevelopment, Downtown Services, & Special Projects
DATE: August 16, 2018
SUBJECT: Nivelle Street Parking Issues (Daniels #39 & Ruiz #40)

The Parking Committee held a meeting on August 16, 2018, at 6:00 PM, to discuss a request filed by Derek and Kristy Ruiz, owners of 40 Nivelle Street, dated January 24, 2018, to eliminate on-street parking between #10 and #40 Nivelle Street (both sides of the roadway). The meeting was held at the location on Nivelle Street. Minutes of the meeting are attached.

After receiving public testimony, the Parking Committee decided to take no action on the Ruiz's request. Instead, the Parking Committee directed City staff to mediate the parking dispute between the Ruiz (40 Nivelle Street) and Daniels (39 Nivelle Street).

Staff met with the parties on August 16th at approximately 6:45PM, immediately following adjournment of the Parking Committee meeting. Those attending for the City were: Paul Gendron, City Surveyor; David Florence, Parking Supervisor; Matt Walsh, Director of Redevelopment, Downtown Services and Special Projects; and Keith Nyhan, Ward 7 City Councilor.

Outcomes:

- The parties agreed to specific locations where on-street parking will occur relative to the Ruiz's driveway and other property, as shown on the attached graphic. The locations were marked on site by Cathy Cooper using blue spray paint.
- The Daniels recognized parking their vehicles on the Ruiz's lawn is not courteous. The Daniels family shall endeavor to park on the paved surface of the roadway. The parties further agreed the acceptable parking encroachment on the Ruiz's lawn shall be limited to only the wheels of the parked vehicle which are closest to the lawn.
- The Ruiz's provided an email from the US Postal Service requesting that their mailbox be relocated to a section of right-of-way located in front of the Daniel's home. A copy of this memo is attached. After discussion, Cathy Cooper, resident of 175 South Street, who had been "representing" the Daniels family regarding this matter, volunteered to

communicate with the US Postal Service about the location of mailboxes for residences at 39 and 40 Nivelles Street.

- Matt Walsh reiterated basic parking ordinance requirements regarding on-street parking to the Daniels and Ruiz families. These included the following:
 - 5' parking setback from all driveways (including their own);
 - Parking is permitted on both sides of Nivelles Street; however, a minimum 12' wide travel way must be preserved at all times (including during the winter) whenever vehicles are parked on the street;
 - When parked on-street, vehicles must be parallel to the edge of the pavement and facing in the same direction as traffic.
 - The maximum time limit a vehicle may be parked in the same on-street location is 48 hours.
 - It is illegal to park trailers (utility, recreational, boat, etc.) on-street or in City rights-of-ways.
- Matt Walsh reminded the parties that, in the event they cannot resolve their parking issues amongst themselves, or if on-street parking inhibits traffic movement or public services (road maintenance, public safety, rubbish removal, utility maintenance, mail service, etc.), then the City would likely proceed with the staff recommendation to eliminate all on-street parking in the dead-end portion of the roadway near #39 and #40 Nivelles Street.

The meeting ended at approximately 7:10PM.

