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1 **(3) Parking on any portion of a front yard setback area, other than**
2 **the improved parking and maneuvering areas, is prohibited.+]**”

3 SECTION 3. Section 14-16-2-9(F) R.O.A. 1994, R-T RESIDENTIAL ZONE is
4 amended to read:

5 “(F) Off-Street Parking.

6 **[+(1)+] Off-street parking spaces shall be as provided in § 14-16-3-1**
7 **of this Zoning Code.**

8 **[+(2) Maximum front yard setback area that an be paved and/or**
9 **used for off-street parking: 85%, but no more than 22 feet in width,**
10 **perpendicular to the curb.**

11 **(3) Parking on any portion of a front yard setback area, other than**
12 **the improved parking and maneuvering areas, is prohibited.+]**”

13 SECTION 4. Section 14-16-3-1(A)(24) R.O.A. 1994, OFF-STREET PARKING
14 REGULATIONS is amended to read:

15 “(24) Residential use, except community residential program and
16 emergency shelter, which have separate parking listings under
17 this division (A):

18 (a) For each dwelling not covered by another item of this
19 division (24): one space per bath but not less than two
20 spaces.

21 (b) For each dwelling with net leasable area of less than
22 1,000 square feet and which is not covered by either
23 divisions (c) or (b) of this division (24): one space per bath
24 but not less than one and one-half spaces.

25 **[+(c) Vehicle parking areas in the front yard setback area shall**
26 **be a either a dust free surface consisting of concrete,**
27 **cement, brick, or sealed aggregate pavement; or three**
28 **inches of crushed rock or crusher fines over a four inch**
29 **compacted subgrade.+]**

30 **[-(e)-][+(d)+] For each house or townhouse on a lot designated**
31 with the suffix "p1" on the subdivision plat (on streets
32 classified for Intermittent Parking as provided in the

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1 Subdivision Regulations set forth in Chapter 14, Article 14 of
2 this code):

- 3 1. Three spaces if the dwelling has up to two
- 4 bedrooms; or
- 5 2. Four spaces if the dwelling has three or four
- 6 bedrooms; or
- 7 3. Five spaces if the dwelling has five or more
- 8 bedrooms.

9 ~~[-(d)-]~~[+(e)+] For each house or townhouse, on lots designated
10 with the suffix "p2" on the subdivision plat (on streets
11 classified for Infrequent Parking as provided in the
12 Subdivision Regulations set forth in Chapter 14, Article 14 of
13 this code):

- 14 1. Four spaces if the dwelling has up to two
- 15 bedrooms; or
- 16 2. Five spaces if the dwelling has three or four
- 17 bedrooms; or
- 18 3. Six spaces if the dwelling has five or more
- 19 bedrooms.

20 [+(f) Parking on any portion of a front yard setback area, other
21 than the improved parking and maneuvering areas, is
22 prohibited.+]”

23 SECTION 5. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
24 clause, word or phrase of this ordinance is for any reason held to be invalid or
25 unenforceable by any court of competent jurisdiction, such decision shall not
26 affect the validity of the remaining provisions of this ordinance. The Council
27 hereby declares that it would have passed this ordinance and each section,
28 paragraph, sentence, clause, word or phrase thereof irrespective of any
29 provision being declared unconstitutional or otherwise invalid.

30 SECTION 6. COMPILATION. This ordinance shall be incorporated in and
31 made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

32 SECTION 7. EFFECTIVE DATE. This ordinance shall take effect five days
33 after publication by title and general summary.

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