



Ordinance No. 2017-58

AN ORDINANCE AMENDING TITLE 9, PARKING CODE, OF THE MUNICIPAL CODE OF PARK CITY, UTAH;

WHEREAS, updates to Title 9 of the Municipal Code reflect the transition to newer parking technologies and eliminate mention of outdated process; and

WHEREAS, members of the City Council find it in the best interest of the public to clarify the Municipal Code as it pertains to carpool permits and parking time restrictions; and

WHEREAS, a public hearing was held on November 9, 2017, to receive public comments on the amendments; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, UTAH THAT:

Section I. Amendments. Title 9, Parking Code, of the Municipal Code of Park City, Utah is hereby amended to include the following:

9-3-3 Time-Limited Parking in Commercial Areas.

Public streets and public parking facilities within commercial areas may be designated with time limitations. It shall be unlawful to park a vehicle in any area so designated by posting signs or meter legends for longer than designated time limits. Vehicles parked longer than posted time limits are subject to fine(s) and/or impoundment.

A vehicle will be deemed to have been parked longer than the posted time limit, if it has not been moved at least "Out of the Block Face" after the expiration of the maximum time limitation indicated on posted signage or meter legends. A Block Face is defined as the block in which the vehicle is parked, bordered by an intersection at each end. A vehicle may not return to the same block sooner than two hours following the expiration of the initial time period.

9-5-3 Types Of Permits.

The following permit types are established and shall be issued by the City upon payment of the appropriate fee, if any, as designated in the Fee Resolution:

- A. **RESIDENT PERMIT.** One (1) resident permit shall be issued for each vehicle owned by a person residing within a Residential Permit Zone (RPZ). If more than two (2) permits are requested for one (1) residence, the owner(s) of the vehicles

of the residence must make a formal application to the City for additional permits. In no case shall the number of resident permits issued to one (1) residence exceed five (5). Permits will only be issued to the extent that the number of vehicles registered at the dwelling exceeds the off-street parking available at that dwelling to encourage the use of all available off-street parking. No more than two (2) permits shall be issued to any residence within an RPZ that requires parking on a public street subject to time limited parking, as set forth in 9-3-3 of the Municipal Code. An applicant for a permit shall present a current Utah Motor Vehicle registration, a current operator's license, and proof of residence with the application, and shall certify the application with his or her signature.

No permit shall be issued in the event that either the registration or license shows an address not within the RPZ unless the applicant demonstrates to the satisfaction of the City Manager or designee that the applicant is, in fact, a resident of the RPZ and that the vehicle is used primarily by the applicant.

The resident permits shall be valid until the expiration date shown on the permit, or until the resident, business, or qualified non-profit organization relocates outside of the RPZ, or until the permitted vehicle is sold, whichever occurs first.

Resident permits shall be valid only in the same residential permit parking zone in which the residence, business, or qualified institution is located.

- B. **RESIDENT GUEST PERMIT**. One (1) resident guest permit shall be provided to each residential, business or qualified non-profit institution address receiving at least one (1) resident permit within an RPZ, subject to the following conditions:
1. Resident guest permits shall be issued for the exclusive use of the resident permit holder's guests only during periods when the guests are actually visiting a resident permit holder's address. Resident guest permits shall display the host resident's resident permit number. Residents shall instruct their guests in the proper display and use of the guest permit.
 2. Resident guest permits issued to business or non-profit institution guests within an RPZ shall be valid only while the guest is actually engaged in business at a resident permit holder's business or institution address. Resident guest permits issued to businesses or institutions within an RPZ shall display the host business's or institution's resident permit number. Businesses or institutions shall instruct their guests in the proper display and use of the guest permit.
 3. Resident guest permits may also be issued directly to guests by the Transportation & Parking Department subject to reasonable conditions imposed by the City Manager or designee.

The resident guest permits shall be valid until the expiration date shown on the permit, or until the holder of the host permit relocates outside of the RPZ, whichever occurs first.

The resident guest permit shall be valid only in the same residential permit Parking zone in which the host residence, business, or qualified institution is located.

- C. **LODGING GUEST PERMIT**. Lodge guests permits shall be issued to, or approved for, lodges within a non-metered RPZ for the exclusive use of lodge guests during their period of stay at the lodge. Lodge owners shall fill out the lodge guest permit completely, using permanent ink, and instruct their employees and guests in the proper display and use of the lodge guest permit. Passes shall not be available for transient lodging units with available off-street parking for their guests and/or employees, or for lodging units located within a metered parking zone. Lodge guest permits may also be issued to individuals with unusual or special needs at the discretion of the City Manager or designee.

The lodge guest permit shall be valid either only during the guest's stay at the lodge, or for seven (7) days from the date of issue to the guest, whichever is less.

The lodge guest permit shall be valid only in the same residential permit Parking zone in which the host lodge is located.

- D. **EMPLOYEE PERMIT**. If the City Manager or designee deems necessary, employee permits may be made available upon payment of the prescribed fee, if any, to Main Street area businesses that have inadequate off-street parking for parking in designated public parking facilities.

- E. **BUSINESS PERMIT**. If the City Manager or designee deems necessary, business permits may be made available upon payment of the prescribed fee, if any, to Main Street area businesses for parking in designated public parking facilities.

- E. **F.SERVICE VEHICLE PERMIT**. Service vehicle permits shall be made available to allow building maintenance and cleaning functions for buildings in the resident permit zones. Applicants shall possess a valid Park City business license. Service vehicles shall be required to use short-term zones, or park in metered spaces and pay the hourly fee while conducting service calls in the metered Main Street core parking areas.

9-5-7 Valid Permit To Be **Displayed Registered**.

Permits will be valid through the **registered expiration date** ~~date shown on the face of the permit~~. It shall be unlawful to **use display** an expired permit while parking in a permit area. Resident permits will be in the form of stickers, which shall be affixed to the permittee's vehicle as designated on the sticker, **or permits will be associated with a registered license plate number**. ~~All other Ppermits will~~

be in the form of hangtags that shall be suspended from the rearview mirror so as to face toward the front of the vehicle.

9-7-3 In Car Meters in Metered Zones.

[REPEALED]

9-7-4 Parking Meter Spaces.

A. MULTIPLE SPACE PARKING METERS. In zones regulated by multiple space pay-by-plate parking meters, vehicles shall be parked either parallel or perpendicular to the curb, as may be indicated by official signs or space markings. Vehicles parked in a manner so that any portion of the vehicle is within the zone regulated by the multiple space meter shall be required to pay the amount indicated by the meter for parking in that zone.

9-7-5 Deposit of Coins and Currency, Tokens, or Cards.

No person shall park a vehicle in any multiple space parking meter zone, as indicated by official signs, during the restricted and regulated times applicable to the multiple space parking meter zone unless a coin or coins, coins or bills of United States currency or authorized tokens or cards of the appropriate denominations as shown on the meter legend indicated in the legend on the meter shall have been deposited therein, a receipt therefore received from the multiple space parking meter, and the receipt clearly displayed on the dashboard indicating an unexpired interval of time; or, such vehicle displays a validly issued and properly operated portable, in-vehicle meter; or, such vehicle displays a validly issued permit. No person shall display more than one (1) multiple space parking meter receipt on the dashboard of any vehicle at one time, except when complying with the provisions of Section 9-7-4(B) or has been previously deposited therein for an unexpired interval of time, and the meter has been placed in operation; or a valid payment has been made by mobile device has been accepted in accordance with Section 9-7-4; or such vehicle displays a validly issued permit. Payments or receipts are not transferable to other vehicles or persons. Payments shall not be refunded or reduced for partial use of the time period for which has been purchased.

9-7-6 Time Limits.

A. No person shall permit park a vehicle to be parked in any parking meter space or multiple space parking meter zone, for a consecutive period of time longer than that limited period of time for which parking is lawfully permitted in the parking meter space or zone, as indicated by official signs, during the restricted and regulated times applicable to the multiple space parking meter zone.

B. No person shall permit a vehicle within his control to be parked in any parking meter space or zone during the restricted and regulated time applicable to the parking meter space or zone, **as indicated by official signs**, while the parking meter for such space indicates by signal that the lawful parking time in such space is expired, or in multiple space parking meter zones, **unless a coin or coins of United States currency of the appropriate denominations as shown on the meter legend shall have been deposited therein, or a valid payment has been made by mobile device. without displaying a valid multiple space parking meter receipt. This provision shall not apply to the act of parking or the necessary time, which is required to deposit immediately thereafter coins, tokens or cards in such meter.**

9-7-7 Special Days.

A vehicle may be parked in a parking meter space or zone without operation of the meter on special days as designated by the City Manager, and during those hours of the day when the requirement to deposit **coins, tokens, or cards payment** does not apply, as determined from the parking meter sign or legend.

9-7-11 City Assumes No Liability.

Payments of **meter paid parking** fees are strictly for the purchase of time and space, and do not include or provide other services such as security of vehicles. The City does not guard, assume card or accept liability for any vehicle, its occupants or its contents, nor does it assume responsibility for damage while parked in any paid or non-paid parking areas.

9-7-13 Carpool Exemption.

In order to provide preferential parking for carpool vehicles, the City Manager or designee shall designate which public parking facilities are exempt to carpool vehicles, and shall identify carpool exempt areas on the Parking Area Map. Carpool permits shall be made available to individuals who register a carpool with the City and who maintain a carpool with **three (3) two (2)** or more vehicle occupants. No person shall display a carpool permit with less than **three (3) two (2)** vehicle occupants.

Section II. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

Section III. Conflict with Existing Ordinances, Resolutions, or Policies. To the extent that any ordinances, resolutions, or policies of Park City Municipal Corporation conflict

with the provisions of this ordinance, this ordinance shall prevail.

Section IV. Effective Date. This ordinance shall become effective upon publication.

PASSED AND ADOPTED BY THE PARK CITY COUNCIL this 9th day of November, 2017.

PARK CITY MUNICIPAL CORPORATION



Mayor Jack Thomas

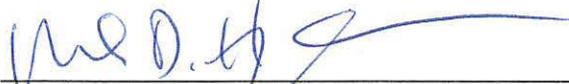


Attest:



Michelle Kellogg, City Recorder

Approve as to form:



Mark D. Harrington, City Attorney