

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2012

COUNCIL BILL NO. _____
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5
6 **A BILL**

7 **For an ordinance relating to Section 54-492 of the Denver Revised Municipal**
8 **Code, to change language pertaining to on street parking permits.**
9

10 **WHEREAS**, the city council has determined on the basis of evidence and testimony presented at
11 the public hearing that the amendment set forth herein is justified by changed or changing
12 conditions, and is reasonably necessary to the promotion of the public health, safety and general
13 welfare.

14 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**
15 **DENVER:**

16 **Section 1.** Section 54-492 (Residential on-street parking permits and fees), of Chapter
17 54 (Traffic Regulations), shall be amended by adding the language underlined below and deleting
18 the stricken language below to read and be read as follows:

19 **Sec. 54-492. Residential On street parking permits and fees.**

20 (a) The city traffic engineer, or the traffic engineer's designee, may upon the basis of traffic
21 engineering or other investigations and studies, issue permits for ~~determine that the parking of~~
22 ~~motor vehicles in residential designated areas for the purpose of accessing destinations in nearby~~
23 ~~commercial, industrial or institutional areas could;~~ if such permit would:

24 (1) Better manage the use of the public right-of-way, or

25 (2) Restrict the parking of motor vehicles in residential areas for the purpose of accessing
26 destinations in nearby commercial, industrial or institutional areas when such parking
27 could:

28 ~~(1)~~a. Cause hazardous traffic conditions in the residential areas;

29 ~~(2)~~b. Produce unacceptable levels of auto emissions, noise, ~~and~~ trash and refuse;

30 ~~(3)~~c. Unreasonably burden residents of the area in gaining access to their
31 residences; or

32 ~~(4)~~d. Damage the character of those areas as residential districts and diminish the
33 value of property in those areas.

34 Or,

35 (3) Meet the goals of an approved parking or traffic management plan.

1 Upon such determination the city traffic engineer may post signs pursuant to this chapter to limit
2 the duration of parking; and upon application, the city traffic engineer or designee shall issue
3 permits in accordance with rules and regulations promulgated by the manager of public works. ~~to~~
4 ~~residents of such areas who own and/or operate a motor vehicle allowing the vehicle to be parked~~
5 ~~in the block on which the owner of the vehicle resides as if there were no time limitation~~
6 ~~restrictions on such parking. The permit shall be affixed to the lower left hand corner of the rear~~
7 ~~window of the vehicle, or in a location on the vehicle approved by the city traffic engineer or a~~
8 ~~designee. This provision~~ Permits issued pursuant to this provision shall not apply to metered
9 parking spaces, nor supersede any other section 54-465, parking in excess of seventy-two (72)
10 hours of this chapter 54 unless so noted on the permit.

11 (b) ~~An annual fee of one dollar (\$1.00) shall be charged for each permit issued for a vehicle when~~
12 ~~proof of residence in the appropriate block is based on a current state motor vehicle registration~~
13 ~~for the vehicle. An annual fee of two dollars (\$2.00) shall be charged for each permit issued for a~~
14 ~~vehicle when proof of residence in the appropriate block must be determined by other means. The~~
15 manager of public works may develop rules and regulations as necessary for the application of
16 this section. It shall be unlawful to violate the provisions of this section or any rules and
17 regulations promulgated hereunder. The rules and regulations may establish eligibility criteria,
18 fees, limits on the number of permits issued and other requirements as deemed necessary.

19
20 COMMITTEE APPROVAL DATE: _____, 2012.

21 MAYOR-COUNCIL DATE: _____, 2012.

22 PASSED BY THE COUNCIL: _____, 2012

23 _____ - PRESIDENT

24 APPROVED: _____ - MAYOR _____, 2012

25 ATTEST: _____ - CLERK AND RECORDER,
26 EX-OFFICIO CLERK OF THE
27 CITY AND COUNTY OF DENVER

28 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2012; _____, 2012

29 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: _____, 2012

30 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
31 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
32 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
33 3.2.6 of the Charter.

34 Douglas J. Friednash, City Attorney

35 BY: _____, Assistant City Attorney DATE: _____, 2012