

ORDINANCE #67757
Board Bill No. 313

An ordinance to repeal Section 17.76.020 and in lieu thereof a new Section 17.76.020 is hereby substituted and add Section 17.76.110 to the Revised Code of the City of St. Louis related to Residential Disabled Parking.

BE IT ORDAINED BY THE CITY OF ST. LOUIS, AS FOLLOWS:

SECTION ONE: Section 17.76.020 is hereby repealed and, in lieu thereof, a new Section 17.76.020 is hereby enacted to be read as follows:

17.76.020 Residential disabled parking space permit – Application.

A. Any individual, parent of a child with an eligible disability, or a family member residing full time with an eligible person, owning a vehicle registered to the address at which the permit sign is to be erected and possessing a current permanent state disabled placard, disabled license plate or disabled veterans license plate, as described in Section 17.76.010, may apply for a residential disabled parking space permit. A residential disabled parking space permit may only be granted for use by a vehicle, registered in the City of St. Louis, and which shall be parked at said disabled parking space at least five (5) days or nights of the week. Application for a residential disabled parking space permit shall be made to the Office on the Disabled. Said office shall approve a permit if the application is for the benefit of an individual with at one of the following disabilities:

1. Non-ambulatory disabilities requiring the use of one or more of the following adaptive devices:
 - a. Wheelchair
 - b. Leg Braces
 - c. Crutches
 - d. Canes
 - e. Walker
 - f. Cerebral Palsy;
 - g. Multiple Sclerosis;
 - h. Muscular dystrophy;
 - i. Spinal bifida;
 - j. Severe rheumatoid arthritis;
 - k. Degenerative arthritis;
 - l. Amputation of legs;
 - m. Pulmonary Class Three or greater;
 - n. Cardiac;
 - o. Cardiovascular impairments of Class Three or greater;
 - p. Therapeutic Class CDE;
 - q. Alzheimer’s disease;
 - r. Osteoarthritis;

- s. Stroke;
- t. Amyotrophic lateral sclerosis (ALS)
- u. Blindness.
- v. Physical disability recognized by the American with Disabilities Act as a qualified disability. This would be determined by the Commission on the Disabled.

B. If the Office on the Disabled approves an application for a residential disabled parking space permit, a numbered permit shall be issued to the applicant and shall be posted on the windshield of said vehicle. The permit must be used at all times with the permit holder's permanent disabled placard or license plate. The Commissioner of Traffic or his/her designee, with the consent of the property owner, shall install signs indicating such restricted parking space on any public right-of-way for a period of time not to exceed two (2) year subject to bi-annual renewal. Said signs shall be numbered the same as the permit issued to the applicant and shall indicate that the disabled parking space is reserved at all times for permit parking only. The Commissioner of Traffic or his/he designee upon recommendation of the Office on the Disabled may, where special conditions exit, install signs indicating a residential disabled parking space notwithstanding the availability of driveway or off-street parking. Permit holders full-time members of the household with two (2) or more vehicles and with access to off-street parking, may use that off-street parking for any vehicle the permit holder's vehicle. An individual applying for a residential disabled parking space at the their personal residence shall not be charged for installation or maintenance of said signs. A list of all approved residential disabled parking space permits shall be kept in the Office of the Register and the Office on the Disabled.

C. A decision denying an application for a residential disable parking space permit may be appealed in writing to the Office on the Disabled. The Office on the Disabled shall forward all appeals to a special panel of the Advisory Council on the Disabled created by Ordinance Number 57432 within ten days of the receipt of said appeal. If this panel of the Special Council on the Disabled grants the appeal, the Commissioner of Traffic or his/her designee is instructed to erect a designated residential disabled parking space immediately. If the Special Council of Disabled denies the appeal, a residential disable parking space will not be granted. (Ord 66591 § 1, 2004: prior Ord. 65142 § 1, 2001: Ord. 64296 § 2, 1998: Ord. 63590 § 2 (part), 1995: Ord. 62049 § 2, 1990: Ord. 61550 § 2 (part), 1990: Ord. 60124 § 1 (part), 1986: Ord 59069 §1, 1984: Ord 58881 § 1, 1983: Ord 5850 § 2, 1982.)

D. No applicant with off-street parking shall be approved for a residential disable parking permit/space unless he/she presents to the Office on the Disabled a statement from his/her primary physician that, because of the applicant's disability, the applicant cannot use his/her off-street parking. This statement in conjunction with all other requirements contained in this ordinance will be used to consider approval. A garage as part of a residence with dimensions of less then a total length of fifteen feet and a garage door opening width of less then 9 feet is not considered off-street parking for the purposes of this ordinance.

SECTION TWO: Section 17.76.100 related to the removal of any residential disabled parking space and cancellation of a residential disabled parking permit is here by enacted to be read as follows:

17.76.110 Removal of any residential disabled parking space and cancellation of permit.

A. Any residential disabled parking permit and space shall be removed by the Street Department directed by the Office on the Disabled for any of the following reasons:

- 1. Permitted vehicle is not parking in the space at least five (5) days and nights each week.
- 2. Space holder is using off-street parking.
- 3. Non-permitted vehicle owned by the permitted space holder is parking in the space.
- 4. Space holder has died, moved or no longer has an eligible disability.
- 5. Space holder erects, builds or has suitable off-street parking available.
- 6. Space holder's residence is declared a nuisance property.

B. The Office on the Disabled shall document the reasons for any removal and inform the permitted space holder

by certified mail of any decision to remove the space and cancellation of permit. Once space is removed and permit is cancelled, otherwise eligible resident will be eligible to reapply for permit and space no sooner than SIX (6) MONTHS after removal/cancellation.

Approved: November 5, 2007