

Summary

Board Bill Number 51

Primary Sponsor: Alderman Jeffrey Boyd

June 5, 2020

The proposed Board Bill would amend Section 1 of Ordinance 62101, codified in Chapter 17.62.010 of the Revised Code of Ordinances of the City of St. Louis to: designate the Parking Commissioner as chairperson of the Parking Commission; designate the Parking Commission as the City's authority responsible for overseeing public parking; establish the duties and responsibilities of the parking commission; and to establish the duties and responsibilities of the Treasurer as the supervisor of parking meters.

BOARD BILL NUMBER 51 INTRODUCED BY: ALDERMAN JEFFREY BOYD

1 An ordinance amending Section 1 of Ordinance 62101, codified in Chapter 17.62.010 of the
2 Revised Code of Ordinances of the City of St. Louis: to designate the Parking Commissioner
3 as chairperson of the Parking Commission; and to designate the Parking Commission as the
4 City’s authority responsible for overseeing public parking, including planning and coordinating
5 public parking policies, programs and operations for any parking facility or area that is owned,
6 leased, or otherwise managed or controlled by the parking division whether in whole or part;
7 and to establish the duties and responsibilities of the parking commission; and to establish the
8 duties and responsibilities of the Treasurer as the supervisor of parking meters.

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

10 **SECTION ONE.** Section 1 of Ordinance 62101, codified in Chapter 17.62.010 of the Revised
11 Code of Ordinances of the City of St. Louis, is hereby amended to be and read as follows:

12 17.62.010 - Parking Commission established, duties – City Treasurer to serve as parking
13 commissioner.

14 A. There is hereby created a Parking Commission composed of a chairman and two members.
15 Such commission shall consist of the Chairman of the Streets, Traffic and Refuse Committee
16 of the Board of Aldermen, the Director of Streets, and the Treasurer who, as Parking
17 Commissioner, shall act as chairperson.

18 B. The parking commission shall be the City’s authority responsible for overseeing public
19 parking, including planning and coordinating public parking policies, programs and operations

1 for any parking facility or area that is owned, leased, or otherwise managed or controlled by the
2 parking division whether in whole or part.

3 C. On behalf of the city, the parking commission shall approve:

4 1. Guidelines governing the administrative adjudication, disposition and collection of
5 any parking violations or complaints issued by the city; and

6 2. Budget modification for the parking fund, also known as the “parking meter fund”;
7 and

8 3. The acquisition, development, regulation and operation of any parking facility or
9 area that is owned, leased, or otherwise managed or controlled by the parking
10 division whether in whole or part.

11 D. The Treasurer shall be the parking supervisor, also known as the “supervisor of parking
12 meters”, for any parking facility or area that is owned, leased, or otherwise managed or
13 controlled by the parking division whether in whole or part, and by virtue of the Treasurer’s
14 office and subject to the oversight and authorized funding in whole or in part by the parking
15 commission, the Treasurer shall:

16 1. Establish joint public-private parking ventures; and

17 2. Supervise the acquisition, development and operation of parking division properties or
18 facilities owned by title or funded in whole or in part, leased or managed by the parking
19 division; and

20 3. Make and pay contracts and other obligations; and

21 4. Supervise any other on-street and off-street parking programs and assets; and

- 1 5. Provide the comptroller with monthly reports of all parking revenues collected by the
- 2 city; and
- 3 6. Make biannual installment payments of the annual general fund transfer subject to the
- 4 parking commission's approval and provide the comptroller and treasurer with monthly
- 5 reports of all parking revenues collected by the city.

ORDINANCE #62101
Board Bill No. 156
Committee Substitute

An ordinance to repeal Sections 17.62.010, 17.62.050, 17.62.070, 17.62.080, 17.62.090, 17.62.100, 17.62.110, 17.62.150, 17.62.160, 17.62.180, 17.62.190, 17.62.250, 17.62.260, 17.62.270, 17.62.320, and 17.62.340 of the Revised Code of the City of St. Louis, pertaining to parking management and enforcement, enact in lieu thereof new Sections 17.62.010, 17.62.050, 17.62.070, 17.62.080, 17.62.100, 17.62.150, 17.62.160, 17.62.180, 17.62.240, 17.62.250, 17.62.270 and 17.62.320 relating to the same subject matter, and amend Section 17.62.140 of the Revised Code of the City of St. Louis; and containing an emergency clause.

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

Section One. Sections 17.62.010, 17.62.050, 17.62.070, 17.62.080, 17.62.090, 17.62.100, 17.62.110, 17.62.150, 17.62.160, 17.62.180, 17.62.190, 17.62.240, 17.62.250, 17.62.260, 17.62.270, 17.62.320, and 17.62.340 of the Revised Code of the City of St. Louis are hereby repealed, and there are hereby enacted in lieu thereof new sections to be numbered Sections 17.62.010, 17.62.050, 17.62.070, 17.62.080, 17.62.100, 17.62.150, 17.62.160, 17.62.180, 17.62.240, 17.62.250, 17.62.270 and 17.62.320 of the Revised Code to be and read as follows:

17.62.010 Parking Commission Established.

There is hereby created a Parking Commission composed of a chairman and two members. Such commission shall consist of the Chairman of the Streets, Traffic and Refuse Committee of the Board of Aldermen, the Director of Streets, and the Treasurer who, as Parking Supervisor, shall act as chairman.

17.62.050 Powers and Duties.

The Parking Commission shall have authority to install parking meters, institute parking permit programs and special parking zones along the streets and in other public areas where the parking of motor vehicles is not prohibited, including mixed use, special business, and special use districts, and residential areas as necessary to effectively

control public parking. Parking permit programs shall also be subject to the approval of any alderman in whose ward the program is instituted.

The Parking Supervisor is directed to conduct periodic studies and surveys to determine any specific actions required to effectively control public parking, including the number and location of parking meters, the scope and boundaries of parking permit programs and special parking zones, the hours of parking meter operation, the structure of parking violations fines and penalties, and other parking related fees. In making this determination, the Parking Supervisor shall consider the following criteria:

- a. the physical dimensions of the area where public parking is desired;
- b. the availability of public parking spaces in the affected area;
- c. the current and projected estimates of public parking demands in the affected area;
- d. the parking needs of business and commercial establishments in the affected area;
- e. the extent of traffic congestion, illegal parking and related health and safety hazards in the affected area;
- f. the proximity of public transportation to the affected area;
- g. the desire and need of occupants and/or residents of the affected area for permit parking and their willingness to bear any associated administrative cost;
- h. the parking rate, fine and penalty structures employed by comparable jurisdictions; and
- i. the efficiency and effectiveness of parking management and enforcement programs.

Upon making such studies and determinations consistent with generally accepted parking management principles, the Parking

Supervisor shall submit any recommended actions to the Parking Commission for review and approval. The Board of Aldermen shall approve or disapprove any such action approved by the Parking Commission no later than the end of the fiscal year in which the action is approved by the Parking Commission. If the Board of Aldermen fails to take action on said measure by the end of the fiscal year, said measure shall become law.

The Treasurer, as Parking Supervisor, shall supervise the installation, maintenance and removal of all parking meters, now and hereinafter installed, and shall equip such meters with timing devices and otherwise modify such meters as deemed necessary to comply with meter classification systems and other parking control systems established by the Parking Supervisor.

17.62.070 Contracts for Parking.

The Treasurer, as Parking Supervisor, is hereby authorized to enter into and make disbursements on contracts for the purchase, installation and maintenance of parking meters, parking permit devices and other parking control systems in designated parking meter zones, parking permit zones and other parking areas, and any other purposes deemed necessary by the Parking Supervisor to effectively control public parking. The payment of the cost of purchase and installation, as agreed upon by contract, may be allocated over a period of years not to exceed ten (10) years. The contract shall set forth all terms and conditions and shall guarantee that the meters shall be in good operating condition at the time of acceptance by the City. The contract shall further specify that the meters shall become the property of the City.

17.62.080 Permanent Meter Removal.

The Treasurer, as Parking Supervisor, may order the permanent removal of a parking meter. Whenever a parking meter is removed at the direct or indirect request of any person, partnership, corporation or other organization, the Parking Supervisor may charge said person, partnership, corporation or other organization a one-time meter removal fee set by the Parking Commission. The person, partnership, corporation or other organization shall remit payment in accordance with

procedures approved by the Parking Commission.

Application for other than temporary meter removal must be made in writing, accompanied by a nonrefundable application fee set by the Parking Commission, and approved by the Supervisor of Parking. The Supervisor of Parking shall assess the above fee plus a penalty set by the Parking Commission for any failure to comply with this section. Any person, partnership, corporation or other organization may appeal said penalties to the Parking Commission. All fees and penalties paid in accordance with this section shall be deposited into the Parking Fund by the Treasurer.

17.62.100 Temporary Meter Removal.

The Treasurer, as Supervisor of Parking, may order that certain parking meters be temporarily removed, inactivated or taken out of service and said parking spaces posted or barricaded. No parking meter shall be removed, inactivated or taken out of service without the prior written approval of the Parking Supervisor. Whenever a parking meter is temporarily removed, inactivated or taken out of service at the direct or indirect request of any person, partnership, corporation or other organization, the Parking Supervisor shall charge said person, partnership, corporation or other organization a meter suspension fee based on a schedule of fees established by the Parking Supervisor and approved by the Parking Commission. The person, partnership, corporation or other organization shall remit payment in accordance with procedures approved by the Parking Commission.

Application for temporary meter removal must be made in writing, accompanied by a nonrefundable application fee set by the Parking Commission, and approved by the Supervisor of Parking. When any type of construction or demolition renders the metered parking space inoperative, the Supervisor of Parking shall assess the above fee plus a penalty set by the Parking Commission for the failure to comply with this section. Any person, partnership, corporation or other organization may appeal said penalties to the Parking Commission. All fees and penalties paid in accordance with this section shall be deposited into the Parking Fund by the Treasurer.

17.62.150 Parking for City Hall.

The City Hall parking area lying directly south of City Hall and abutting on Clark Avenue, except that part described in Section 17.62.160, shall be set aside for the exclusive use by members of the public who are visiting or doing business at City Hall between the hours of eight (8) a.m. and five (5) p.m. of each day, except Saturdays, Sundays and Holidays. The Parking Commission is directed to establish, and the Parking Supervisor is directed to administer, a parking management program, including parking control devices, parking control signs, a schedule of fees, operating hours, the reservation of parking meter spaces on the public streets immediately adjacent to City Hall, and other policies and procedures as necessary to ensure adequate parking for visitors to City Hall.

17.62.160 Parking Permits for Aldermen and City Employees.

The Parking Commission is directed to establish and the Treasurer (Parking Supervisor) is directed to administer a parking permit program for Aldermen, aldermanic employees and other designated City employees. Said permittees shall be permitted to park free of charge within the area known as Washington Park. All such permits shall expire on the date established by Parking Commission next following the date of issuance and shall be removed or dishonored should any Alderman, aldermanic employee or other designated City employee terminate membership or employment with the Board of Aldermen or City.

17.62.180 Hours of Operation-Generally.

The hours during which all parking meters shall be operative, unless otherwise provided by law or the Parking Commission as needed to effectively control public parking, shall be between the hours of six (6) a.m. and ten (10) p.m., except Sundays, New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas and any Monday celebrating a holiday dated on the Sunday immediately preceding. The Parking Commission shall specify hours of operation within said maximum hours.

17.62.240 Violation Tags--Contents.

Whenever any vehicle shall be found illegally parked in violation of posted signs

or meters, the Police or Parking Violation Inspectors, or other Treasurer Office employees, shall notify the driver of such vehicle of such violation by handing to him or her or affixing on the vehicle a parking meter violation tag. The design, format and contents of such tag shall be approved by the Parking Commission and the tags shall be obtained, issued and controlled solely by the Parking Supervisor. Such tag shall contain instructions requiring the owner of the vehicle or driver to remit the sum as provided in this chapter to the Traffic Violation Bureau or another entity, site or address approved by the Parking Commission in accordance with a schedule of fees, penalties and deadlines established by the Parking Commission, administered by the Parking Supervisor and filed at the Register's Office.

The instructions shall state that the payment of the fine shall be received in lieu of the penalty provided in this part and in full satisfaction of such violation. Upon failure to pay such fine within the days designated in the schedule established by the Parking Commission, the owner of the vehicle found parked in violation of this chapter shall be deemed guilty of a misdemeanor, and upon conviction shall be punished as provided by law.

17.62.250 Violation Tags--Parking Enforcement Program.

A. The Treasurer (Parking Supervisor) or his employees are hereby authorized to issue parking meter violation tags throughout the City, and to issue parking tags for violation of parking signs or regulations throughout the City and in Washington Square and City Hall parking lots not requiring the presence of a police officer.

B. Parking violation tags shall be issued when any vehicle shall be illegally parked in, located in a parking meter zone when the time signal shows a violation, parked longer than the authorized time limit or when the parker has failed to operate the meter in accordance with the instructions provided on the meter.

C. Parking violation tags shall be issued when any vehicle shall be illegally parked or located in a no-parking zone, parked longer than the authorized time limit or otherwise deemed in violation of any parking regulation of the City.

D. The Treasurer (Parking Supervisor) or his employees shall notify the driver of the illegally parked vehicle by handing him or affixing on the vehicle a violation tag. Such tag shall contain instructions requiring the owner of the vehicle or driver to remit payment, in accordance with procedures established by the Parking Commission, of the sum of not less than five dollars (\$5.00) for a parking meter violation or the sum of not less than fifteen dollars (\$15.00) for a parking violation within seven (7) days to the Traffic Violation Bureau, except for violations within the downtown district. Within the downtown district the owner of the vehicle shall pay the sum of not less than seven (\$7.00) dollars for a parking meter violation or the sum of not less than twenty dollars (\$20.00) for a parking violation within seven (7) days to the Traffic Violation Bureau.

“Downtown district” shall be defined for purposes of this chapter as that area within the following boundaries: starting at the point of intersection of the Mississippi River and Highway 40, west along Highway 40 to the alley west of 20th Street, north along the alley west of 20th Street to the alley north of Delmar, east along the alley north of Delmar to the alley west of Tucker Boulevard, north along the alley west of Tucker Boulevard to the alley north of Cole Street, east along the alley north of Cole Street to the Mississippi River, south along the Mississippi River to the Starting point.

E. Upon failure to pay such fine within the time period designated in said instructions, the owner of the vehicle, if found guilty of such parking violation, shall, upon conviction, be subject to a fine assessment, vehicle impoundment or other remedial action based upon procedures established by the Parking Commission, administered by the Parking Supervisor and filed at the Register's Office. Said owner shall be fined not less than five dollars (\$5.00) and not more than twelve dollars (\$12.00) for each such meter violation and not less than fifteen dollars (\$15.00) and not more than one hundred dollars (\$100.00) for each such other parking violation: except within the downtown district. Within the downtown district the owner shall be fined not less than seven dollars (\$7.00) and not more than twelve dollars (\$12.00) for each such meter violation and not less than twenty dollars (\$20.00) and not more than one

hundred dollars \$100.00) for each such other parking violation.

F. The Parking Commission is directed to conduct a study of current parking violation fines and penalties and to make recommendations to the Board of Aldermen concerning the parking violation fine and penalty structure by December 31, 1990.

17.62.270 Regulations Generally.

A. No person shall park, cause, allow or permit to be parked any vehicle owned or operated by such person in any metered parking space without depositing the required coin designated herein at the slot provided on parking meters, and immediately thereafter actuating fully the meter starting mechanism, in accordance with the provisions of this part.

B. No person shall cause, allow, permit or suffer any motor vehicle registered in his name or under his control to be parked in a metered parking space beyond the lawful period of time prescribed for such space as provided herein.

C. No person shall deposit or cause to be deposited in said parking meter any coin for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time, as herein provided.

D. No person shall cause, allow, permit or suffer any motor vehicle owned or operated by such person to be parked across or outside of any line designating a metered parking zone space, or parked in a designated parking zone or area without a proper and duly authorized permit, or otherwise parked in violation of any parking regulations established by the Parking Commission. Any vehicle parked in contravention with these provisions shall be deemed to be illegally parked under the provisions of this part.

17.62.320 Commercial and Other Vehicle Parking Permits.

The Parking Commission shall establish and the Parking Supervisor shall administer a comprehensive parking permit program, including vehicle classes, permit fees and permit control devices, for commercial and other vehicles as necessary to effectively control public parking subject to the provisions of Section 17.62.050. Commercial vehicles with approved permits issued by the Parking Supervisor may occupy any parking

space duly designated by the Parking Supervisor without payment of any additional meter fee for the purpose of loading or unloading merchandise, but shall not remain longer than the maximum time period allowed pursuant to the approved parking permit program.

Whenever parking permit programs are established under any authorization of this section, the permit fees required to be paid shall be approved by the Parking Commission, collected by the Parking Supervisor and deposited into the parking fund by the Treasurer. The Supervisor of Parking shall establish and maintain a parking permit system as necessary to effectively control parking in designated areas. Such permit system shall include a schedule of operating hours, time limits and monetary rates for designated areas and vehicles and shall be approved by the Parking Commission.

Section Two. Section 17.62.140 of the Revised Code of the City of St. Louis is hereby amended to read as follows:

17.62.140 Parking Fees Generally.

Wherever parking meters exist or are installed under any authorization of this chapter, the fee required to be paid shall be no less than five cents (\$0.05) for each fifteen (15) minutes of use of the space controlled by any such parking meter. Parking meters shall be equipped to discharge time in increments of three (3) minutes. The Supervisor of Parking (the City Treasurer) shall establish and maintain a parking meter classification system as necessary to effectively control parking and to advise parkers of the maximum time allowed for parking and the monetary rate required to be paid by parkers for each designated time increment of meter use. Such classification system shall include a schedule of time limits and monetary rates for all parking meters and shall be approved by the Parking Commission subject to the provisions of Section 17.620.050.

Section Three. This being an ordinance for the preservation of public peace, health and safety, it is hereby declared to be an emergency measure within the meaning of Article IV,

Sections 19 and 20 of the Charter and shall become effective immediately upon its passage and approval by the Mayor.

Approved: November 14, 1990

17.62.010 - Parking Commission established.

There is hereby created a Parking Commission composed of a chairman and two members. Such commission shall consist of the Chairman of the Streets, Traffic and Refuse Committee of the Board of Aldermen, the Director of Streets, and the Treasurer who, as Parking Supervisor, shall act as chairman.

(Ord. 62101 § 1 (part), 1990: prior: Ord. 49997 § 1, 1960: 1960 C. § 885.010.)