

ORDINANCE NO. 2009- 71

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AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA, AMENDING CITY OF TAMPA CODE CHAPTER 15 PARKING, ARTICLE II, DIVISION I, GENERAL PARKING REGULATIONS, SECTION 15-41; SAID AMENDMENT BEING NECESSARY TO PROVIDE FOR ADDITIONAL REGULATIONS AND PROHIBITIONS FOR PARKING VEHICLES AT SINGLE PARKING SPACES AND AT PAY STATIONS IN CITY LOTS, GARAGES, PUBLIC STREETS AND OTHER PROPERTY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, duly noticed public hearings as required by law were held by the City Council of the City of Tampa, Florida; and

WHEREAS, all parties in interest and citizens were afforded notice and an opportunity to be heard at said hearings; and

WHEREAS, the City of Tampa desires to utilize electronic pay stations or any other electronic device or mechanical equipment on its city owned or operated parking lots, garages, public streets or other properties as a convenient method for the public to pay for parking; and

WHEREAS, it is in the best interest of the City of Tampa to amend Section 15 of the City of Tampa Code of Ordinances to incorporate the term 'pay station', 'other electronic device or mechanical equipment' and 'public streets'; and

WHEREAS, it is necessary for the City to amend Chapter 15 of its Code of Ordinances by requiring any vehicle stopped, standing or parked in a single parking space on any public street shall park within the lines marked for such single parking space; and

WHEREAS, it is necessary for the City to amend Chapter 15 of its Code of Ordinances by making it unlawful to stop, stand or park any vehicle across any such line or mark or to park such vehicle in any such way that the same shall not be within the area so designated by such lines or markings for that single parking space; and

WHEREAS, it is necessary for the City to amend Chapter 15 of its Code of Ordinances making it unlawful to remove a vehicle from a City public street or other property without first depositing the proper amount of money in a pay station or any other electronic device or mechanical equipment; and

WHEREAS, it is necessary for the City to amend Chapter 15 of its Code of Ordinances making it unlawful to alter, duplicate, damage, destroy, throw away or copy any receipt used for parking control issued by the parking division or to make any attempt thereof to defraud the City; and

E2009-8 CH15

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2 WHEREAS, it is necessary for the City of Tampa to amend Chapter 15 of its
3 Code of Ordinances making it unlawful for a person to park on city owned or operated
4 parking lot, garage, public street or other property without depositing the proper
5 amount of money in a pay station, or other electronic device or mechanical equipment;
6 and
7

8 WHEREAS, it is necessary for the City of Tampa to amend Chapter 15 of its
9 Code of Ordinances making it unlawful to deposit or cause to be deposited in any pay
10 station or other electronic device or mechanical equipment any slug, device, metallic or
11 other substitute for a coin in a pay station or any other electronic or mechanical
12 equipment; and
13

14 WHEREAS, it is necessary for the City of Tampa to amend Chapter 15 of its
15 Code of Ordinances making it unlawful for any person to deface, injure, tamper, open,
16 willfully break, destroy or impair the usefulness of any city installed equipment on any
17 city public street; and
18

19 WHEREAS, it is in the best interest of the City of Tampa to amend Section 15
20 of the City of Tampa Code of Ordinances by making it unlawful for the operator of a
21 vehicle to stop, park or leave standing a vehicle on a city public street using a pay
22 station or other electronic device or mechanical equipment for a period longer than
23 twenty-four (24) hours without first making arrangements in advance with the parking
24 division.
25

26 NOW, THEREFORE

27 BE IT ORDAINED BY THE CITY COUNCIL
28 OF THE CITY OF TAMPA, FLORIDA:
29

30 Section 1. That the recitals set forth above are hereby incorporated as if fully set forth
31 herein.
32

33 Section 2. That the City of Tampa Code of Ordinances Chapter 15, Article II, Division
34 1, Section 41 is hereby amended by adding the following underlined language and
35 deleting the language that is struck through:
36
37

38 "Sec. 15-41. **Parking in city lots, garages, public streets and other property.**
39

40 (a) Any vehicle stopped, standing or parked in a single parking space on any
41 city owned or operated parking lot, garage, public street or other property shall
42 be parked within the lines marked for such single parking space. It is unlawful
43 to stop, stand or park any vehicle across any such line or mark or to park such
44 vehicle in any such way that the same shall not be within the area so designated
45 by such lines or markings for that single parking space.
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2 (b) It is unlawful for any person to remove a vehicle from any city owned or
3 operated parking lot, garage, public street or other property after the person shall
4 have parked thereon without first paying the attendant or depositing the proper
5 amount of money in meters, ~~or~~ coin receptacles, pay stations, or other electronic
6 device or mechanical equipment used in the operation of exit gates and gate
7 arms or for any person to make any attempt thereof to defraud the city.
8

9 (c) It is unlawful to fraudulently alter, duplicate, damage, destroy, throw away
10 or copy any control card, spitter ticket, permit, tag, ~~or~~ decal or receipt used for
11 parking control issued by the parking division or to make any attempt thereof to
12 defraud the city.
13

14 (d) It is unlawful to deposit or cause to be deposited in any meter, pay station,
15 other electronic device, mechanical equipment or change maker or coin
16 receptacle on any city owned or operated parking lot, garage, public street, or
17 other property any slug, device, metallic or other substitute for a coin of the
18 United States of America or to make any attempt thereof to defraud the city.
19

20 (e) It is unlawful and an offense for any person to deface, injure, tamper with,
21 open, willfully break, destroy or impair the usefulness of any equipment
22 installed on any city owned or operated parking lot, garage, public street or
23 other property or to make any attempt thereof.
24

25 (f) It is unlawful for the operator of a vehicle to stop, park or leave standing a
26 vehicle on a city owned or operated parking lot, garage, public street or other
27 property, using pay stations, other electronic devices, mechanical equipment,
28 meters or gates for revenue control, for a period longer than twenty-four (24)
29 hours without first making arrangements in advance with the parking division.
30

31 (g) No vehicle shall enter into a parking garage which exceeds the height
32 restriction posted on the clearance bar at the entrance of each garage.
33

34 (h) It is unlawful for an operator of a vehicle to stop, stand or park such vehicle
35 in a space not designated or designed for its size. Standard cars are considered
36 to be vehicles Class 9 or larger, as defined in accordance with the current
37 domestic and imported passenger car size classification.
38

39 (i) It is unlawful to stop, stand or park in city owned or operated parking lots,
40 garages or other properties that are reserved for monthly parking without
41 properly displaying appropriate documentation of payment for parking
42 privileges for the current period (hangtag, decal, etc.).”
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44 Section 3. Should a court of competent jurisdiction declare any part of this
45 Ordinance invalid the remaining parts hereof shall not, in any way, be affected by such
46 determination as to the invalid part.

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Section 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any conflict.

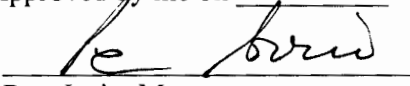
Section 5. This ordinance shall take effect immediately upon becoming law.

PASSED and ORDAINED by the City Council of the City of Tampa, Florida, on MAY 07 2009.


Chairman, City Council

Attest:


Shirley Fox-Knowles, City Clerk

Approved by me on MAY 08 2009

Pam Iorio, Mayor

Prepared by:

Justin R. Vaske
Assistant City Attorney