(Passed 7-0)

ORDINANCE 00-46

TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "VEHICLES AND TRAFFIC"
(Creating New Categories of Parking Leases and Adjusting Rates for Parking Permits and Leases; Creating Meter-Only Parking Spaces and a New Class of Violation for Parking Illegally in Leased Spaces; Redesignating the Names of Some Parking Facilities; and, Other Changes)

WHEREAS, Title 15 of the Bloomington Municipal Code sets forth the City of Bloomington municipal parking lots; and

WHEREAS, Title 15 of the Bloomington Municipal Code sets forth the restrictions for parking in municipal parking lots; and

WHEREAS, the Board of Public Works has voted to change lease rates and permit rates charged for parking privileges in the municipal parking lots and to increase the fine for parking in a leased stall without a permit;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 15.40.010 Locations. shall be amended by adding or changing the names of the parking lots designated in parts (2) and (9) so that those parts shall read as follows:

(2) Lot 2: Walnut Center Parking Garage: located at the northeast corner of Seventh and Walnut Streets.

(9) Lot 9: Fourth and Walnut Street Parking Garage: located at the southwest corner of Walnut and Fourth Streets, on lots 34, 35, 36, and the north one-half of lot 33 in the original plat of the city.

SECTION II. Section 15.40.020 Applicable times and charges. shall be deleted in its entirety and replaced with the following text:

15.40.020 Applicable times and charges.

(a) The charge for the use of all municipal lots shall be as set forth below in Schedule V. The charges shall be collected by parking meters at all municipal lots. The time charges stated on Schedule V shall be in effect for all municipal lots between the hours of eight a.m. and five p.m. every day except Saturdays, Sundays and city holidays.

(b) The charge for the use of each on-street metered parking space shall be five cents per twelve minutes, ten cents per twenty-four minutes and twenty-five cents per sixty minutes between the hours of eight a.m. and five p.m. every day except Saturdays, Sundays and city holidays.

(c) The board of public works is authorized to alter or modify the hourly charge or method of payment for parking in all municipal parking lots, garages and on-street metered parking spaces in conjunction with special events and promotional activities.

SECTION III. Schedule V of Section 15.40.020 Applicable times and charges. shall be amended to read as follows:

SCHEDULE V

Municipal Lot	Time Charges	Specific Lot Rental Permit Rate	Lease Permit Rate 13/5 & 24/7
1	25 cents per 30 minute period or part thereof 50 cents per 60 minute period	Not applicable	Not applicable

SCHEDULE V

Municipal Lot	Time Charges	Specific Lot Rental Permit Rate	Lease Permit Rate 13/5 & 24/7
2 (Walnut Center Parking Garage)	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	13/5: $440.00 per year 24/7: $540.00 per year payable in advance
3	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	Not applicable
4	Not applicable	Not applicable	Not applicable
5	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	13/5: $440.00 per year 24/7: $540.00 per year payable in advance
6	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	Not applicable
7 (Regester Center Parking Garage)	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	13/5: $440.00 per year 24/7: $540.00 per year payable in advance
8	5 cents per 12 minute period 10 cents per 24 minute period 25 cents per 60 minute period	$320.00 per year payable in advance $90.00 per 3 month quarter	Not applicable

SCHEDULE V

Municipal Lot	Time Charges	Specific Lot Rental Permit Rate	Lease Permit Rate 13/5 & 24/7
9 (Fourth & Walnut Street Parking Garage)	Not applicable	$320.00 per year payable in advance $90.00 per 3 month quarter	13/5: $440.00 per year 24/7: $540.00 per year payable in advance
10	Not applicable	Not applicable	Not applicable
11	Not applicable	Not applicable	Not applicable
12	Not applicable	Not applicable	Not applicable
13	Not applicable	Not applicable	Not applicable
14	Not applicable	Not applicable	Not applicable
15	Not applicable	Not applicable	Not applicable
16	Not applicable	Not applicable	Not applicable
17	Not applicable	Not applicable	Not applicable
18	Not applicable	Not applicable	Not applicable
19	Not applicable	Not applicable	Not applicable

SECTION IV. The first paragraph of part (a) of Section 15.40.030 Parking permits, shall be amended by adding the phrase ", except in Lot 2 and Lot 7" to the end of the third sentence and by adding new fourth and fifth sentences that establish two types of annual leases, *so that the affected paragraph* shall read as follows:

> (a) The city may issue a limited number of annual parking leases. The annual lease grants parking privileges for a particular parking space in one specific municipal lot. The number of spaces set aside for annual leases shall not exceed twenty-five percent (25%) of the available spaces in each lot, except in Lot 2 and Lot 7. There shall be two rates for the leases. One rate shall be for leases in effect Monday through Friday between the hours of six a.m. and seven p.m. (13/5) and the other rate shall be for leases in effect Sunday through Saturday, twenty-four hours per day (24/7). The charges for such annual parking leases shall be as designated in Schedule V.

SECTION V. Part (b) of Section 15.40.030 Parking permits, shall be amended by adding the phrase "or meter only spaces" at the end of the second sentence, so that part (b) shall read as follows:

> (b) The city may issue a limited number of lot parking permits. The lot permit grants parking privileges in one specific municipal lot or garage, excluding spaces as designated as leased spaces or meter only spaces. These parking privileges allow a vehicle with a valid and properly displayed permit to park in an available space without further charge but do not ensure that a parking space will be available. The charge for such lot permit shall be as designated in Schedule V.

SECTION VI. Part (c) of Section 15.40.030 Parking permits, shall be amended by deleting the last sentence regarding permit rates and replacing that sentence with one that shall read as follows:

The charge for such annual parking permit shall be four hundred twenty dollars ($420) payable in advance or one hundred fifteen dollars ($115) per a three (3) month quarter.

SECTION VII. Part (b) of Section 15.40.060 Violation and Penalty. shall be amended by replacing the words "Class F Traffic Violation" with the words "Class H Traffic Violation" and by replacing the words "Section 15.64.010(g)" with the words "Section 15.64.010 (i)" so that the provisions shall now read as follows:

(b) Any violation of Section 15.40.050(b) is a Class H Traffic Violation and subject to the penalty listed in Section 15.64.010(i).

SECTION VIII. Part (g) of 15.64.010 Violations and penalties. shall be amended by deleting the line reading "Section 15.40.050(b) Parking in leased stalls without a permit." from the list of sections covered by this provision.

SECTION IX. 15.64.010 Violations and penalties. shall be amended by adding part (i), which creates a Class H traffic violations, and shall read as follows:

(i) Class H Traffic Violations

Fine: $50.00

Covers: 15.40.050(b) Parking in leased stall without a permit.

SECTION X. Severability. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid section, sentence, provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION XI. This ordinance shall be in full force and effect on and after its passage by the Common Council of the City of Bloomington and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of December, 2000.

Michael Diekhoff

TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

Regina Moore

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of December, 2000.

Regina Moore

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 22nd day of December, 2000.

JR Fernandez

JOHN FERNANDEZ, Mayor
City of Bloomington

SYNOPSIS

This ordinance adjusts rates for permits and leases for all municipal lots and garages, and creates two kinds of leases: one for twenty-four hours a day, seven days a week, and another for 12 hours a day, five days a week. It raises the fines for someone parking in a leased space without the proper permit. It also creates "meter-only" zones in municipal garages. And, lastly it codifies the new garage at 7th and Walnut and reflects other changes in municipal parking configurations.

Note: On December 20, 2000 the Council adopted Am 03, by a vote of 6 – 1, which amended Sections 3 and 4 by converting the 12/5 lease to a 13/5 lease (authorizing exclusive parking from six a.m. to seven a.m. on weekdays) and lowering the price for the 24/7 lease from $730 to $540.

BAC
Parking Enf.
Legal(5)
Controller(4)
public works
police