Passed 9-0

ORDINANCE 09-06 (AMENDED BY SUBSTITUTION)

TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "VEHICLES AND TRAFFIC"
(Containing Most of the Provisions Proposed in Ordinance 09-06 When Tabled on April 15th and Which Affect One-Way Alleys, Various Parking Regulations, Crosswalks, and Penalties)

WHEREAS, the Traffic Commission has recommended certain changes be made in Title 15 of Bloomington Municipal Code entitled "Vehicles and Traffic"; and

WHEREAS, this ordinance was initially introduced on April 1, 2009 and then tabled on April 15, 2009; and

WHEREAS, since that time, the various provisions not ready for final action have been removed, and the remaining provisions are now presented in a substituted ordinance;

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

SECTION 1. Chapter 15.16 entitled "One-Way Streets and Alleys," Section 020 entitled "One-Way Alleys," Schedule F shall be amended to add the following:

ONE-WAY ALLEYS

Alley – Between	From	To	Direction of Travel
4th Street & Kirkwood Avenue	Washington Street	Lincoln Street	West

SECTION 2. Section 15.32.080 Schedule M shall be amended to delete the following:

NO PARKING ZONES

Street	From	To	Side of Street	Time of Restriction
Hawthorne Lane	University Avenue	Second Street	East/West	Any Time

SECTION 3. Section 15.32.080 Schedule M shall be amended to add the following:

NO PARKING ZONES

Street	From	To	Side of Street	Time of Restriction
Fifteenth Street	Woodlawn Avenue	Forrest Avenue	South	Any Time
Fifteenth Street	Forrest Avenue	Alley West of Forrest Avenue	North	Any Time
Hawthorne Drive	University Street	Second Street	East	Any Time
Lincoln Street	Fourteenth Street	Fifteenth Street	East	Any Time

SECTION 4. Section 15.32.090 Schedule N shall be amended to delete the following:

LIMITED PARKING ZONES

Street	From	To	Side of Street	Time of Restriction
Dunn Street	Third Street	Fourth Street	East	2 Hr. (2)
Grant Street	Third Street	Fourth Street	West	2 Hr. (2)

SECTION 5. Section 15.32.090 Schedule N shall be amended to add the following:

LIMITED PARKING ZONES

Street	From	To	Side of Street	Time of Restrict.
Dunn Street	Third Street	Fourth Street	East	2 Hr. (3)
Grant Street	Third Street	Fourth Street	West	2 Hr. (3)

SECTION 6. Chapter 15.40 entitled "Municipal Parking Lots, Garages and On-Street Metered Parking, Section 070 entitled "Violation and penalty," Subsection (b), shall be amended by deleting Section 15.40.025(b), 15.40.030(e) and 15.40.050 so that the provision now reads:

(b) Any violation of Sections 15.40.060(b) or 15.40.060(j) is a Class H traffic violation and subject to the penalty listed in Section 15.64.010(i).

SECTION 7. Chapter 15.40 entitled "Municipal Parking Lots, Garages and On-Street Metered Parking, Section 070 entitled "Violation and penalty," shall be amended by deleting Subsection (c).

SECTION 8. Chapter 15.60 entitled "Miscellaneous Traffic Rules," Section 050 entitled "Pedestrians" shall be amended to add the following:

1100 Block of East Tenth Street between North Walnut Grove and North Fee Lane

1300 Block of East Tenth Street between North Fee Lane and North Jordan Avenue

SECTION 9. Chapter 15.64 entitled "Traffic Violation Schedule," Section 010 entitled "Violations and penalties," Subsection (d) entitled "Class D Traffic Violations," shall be amended by replacing 15.40.050(a), (c), (d), (e), (f), (g), (h) with 15.40.060(a), (c), (d), (e), (f), (g), (h)

SECTION 10. Chapter 15.64 entitled "Traffic Violation Schedule," Section 010 entitled "Violations and penalties," Subsection (d) entitled "Class D Traffic Violations," shall be amended by:

(1) deleting the reference to 15.32.170 (and the accompanying description) from the list of violations; and

(2) deleting the reference to 15.38.020 (and the accompanying description) from the list of violations and replacing it with the following:

15.38.020	Unauthorized parking in City employee parking lots including during Farmers' Market

SECTION 11. Chapter 15.64 entitled "Traffic Violation Schedule," Section 010 entitled "Violations and penalties," Subsection (d) entitled "Class D Traffic Violations," shall be amended by replacing 15.32.180 with 15.32.170 in the list of violations so that the line will read as follows:

15.32.170	Parking facing traffic

SECTION 12. Chapter 15.64 entitled "Traffic Violation Schedule," Section 010 entitled "Violations and penalties," Subsections (d) entitled "Class D Traffic Violations" and (i) entitled "Class H Traffic Violations," shall be amended by moving the following violations from Subsection (i) to subsection (d):

15.40.025(b)	Overnight parking in city parks and recreation parking lots between eleven p.m. and five a.m.
15.40.050	Parking in space designated for city hall visitors when not in city hall or moving between vehicle and city hall

SECTION 13. Chapter 15.64 entitled "Traffic Violation Schedule," Section 010 entitled "Violations and penalties," Subsection (i) entitled "Class H Traffic Violations," shall be amended by replacing reference to Section 15.40.050(b) with Section 15.40.060(b) in the list of violations so that the revised line will read as follows:

15.40.060(b)	Parking in leased stall without a permit

SECTION 14. 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 provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 15. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and publication according to law.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 2nd day of DECEMBER, 2009.

ANDY RUFF, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 3rd day of DECEMBER, 2009.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 4TH day of DECEMBER, 2009.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

Ord 09-06 was introduced on April 1, 2009 and then tabled on April 15th. It amended various Title 15 of the Bloomington Municipal Code. This ordinance amends Ord 09-06 by substituting a new ordinance which makes all the changes proposed in that ordinance except those that are not ready for final action. As noted in the previous ordinance, the changes affect one-way alleys, no parking zones, limited parking zones, loading zones, accessible parking for persons with physical disabilities, the section entitled "pedestrians" and violations and penalties.

Note: This ordinance was revised after it was distributed in the 2 December 2009 Council Legislative Packet, but before it was introduced for adoption by the Council. The revisions removed former Sections 6 and 7, which duplicate Loading Zones and Accessible Parking provisions that were adopted by the Council with the passage of Ord 08-19. The revisions also remove a crosswalk on E. 17th Street between Fee Lane and Walnut Grove at the request of City Engineering which is working with I.U. on pedestrian safety and has concluded that it is too close to the intersection.

Signed Copies To:
PEO
Public Works
Parks & Recs
Controller
Legal (10)

CA/CA 2
Clerk (2)
Code (2)