

★ **Roll Call Number**

Agenda Item Number

AA

.....
Date.....
April 24, 2006

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,933 passed March 26, 2001, and Ordinance No. 13,997 passed September 24, 2001, and Ordinance No. 14,084 passed May 6, 2002, and Ordinance No. 14,204 passed January 27, 2003, and Ordinance No. 14,227 passed May 5, 2003, and Ordinance No. 14,244 passed June 23, 2003, and Ordinance No. 14,270 passed August 25, 2003 and Ordinance No. 14,533 passed January 9, 2006 by amending Sections 114-361.19, 114-361.21, 114-2789 and 114-3343 thereof, relating to traffic and vehicle regulations",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

K. Massier

Katharine Massier
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLASSIS				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED

APPROVED

.....Mayor

City Clerk

SUMMARY OF ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Chapter 114 Traffic & Vehicle Regulations as summarized below. The complete text of the ordinance is available in the City of Des Moines City Clerk's Office, 400 Robert D. Ray Drive, Des Moines, Iowa, or on the City of Des Moines' website at www.dmgov.org.

DES MOINES TRAFFIC REGULATION CHANGES

- A. Designating a Handicapped Parking Space—South Side of Ingersoll Avenue East of 23rd Street.
- B. Parking Restriction in Conjunction with the I-235 Widening Project—West Side of 19th Street from Day Street to a Point 200 feet North Thereof.
- C. Providing for Special Parking Permit for Certain Handicapped Parking at Parking Meters in the Central Business District.

FORM APPROVED:


Katharine Massier, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a summary of Ordinance No. _____ passed by the City Council of said City on _____, signed by the Mayor on _____, and published as provided by law in the Business Record on _____. Authorized by Publication Order No. _____.

Diane Rauh, City Clerk

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,933 passed March 26, 2001, and Ordinance No. 13,997 passed September 24, 2001, and Ordinance No. 14,084 passed May 6, 2002, and Ordinance No. 14,204 passed January 27, 2003, and Ordinance No. 14,227 passed May 5, 2003, and Ordinance No. 14,244 passed June 23, 2003, and Ordinance No. 14,270 passed August 25, 2003 and Ordinance No. 14,533 passed January 9, 2006 by amending Sections 114-361.19, 114-361.21, 114-2789 and 114-3343 thereof, relating to traffic and vehicle regulations.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,933 passed March 26, 2001, and Ordinance No. 13,997 passed September 24, 2001, and Ordinance No. 14,084 passed May 6, 2002, and Ordinance No. 14,204 passed January 27, 2003, and Ordinance No. 14,227 passed May 5, 2003, and Ordinance No. 14,244 passed June 23, 2003, and Ordinance No. 14,270 passed August 25, 2003 and Ordinance No. 14,533 passed January 9, 2006 is hereby amended by amending Sections 114-361.19, 114-361.21, 114-2789 and 114-3343 thereof, relating to traffic and vehicle regulations, as follows:

Sec. 114-361.19. Special parking permit issuance.

- (a) The city traffic engineer is authorized to issue a public service parking permit for a vehicle to park or stand on a public street where such parking or standing is otherwise prohibited or regulated by the provisions of this chapter. Application therefor may list one or more specific vehicles, shall be directed to the office of the city traffic engineer, and may contain such information, including vehicle

characteristics and license, as the city traffic engineer shall deem pertinent to the application. Such permit shall only be issued when said parking or standing is required in the performance of a public service or to satisfy a public need as heretofore set forth. Such permit shall grant permission for:

- (1) Vehicular parking or standing in a specific area which may be designated as "point or points of service"; or
 - (2) Vehicular parking or standing in any public way in the city which, by the nature of the service, becomes a point of service.
- (b) The effective period of the permit may be a set number of days, not to exceed one year, and the inclusive dates of the permit shall be clearly displayed thereon. The permit may also specify the time or times of day when such parking is authorized as well as the days of the week to which it is limited.
- (c) Except in situations of immediate emergency or in unique situations which have been identified to and approved by the city traffic engineer, such parking shall be prohibited on arterial and collector streets during the hours from 7:00 a.m. to 9:00 a.m. and from 4:00 p.m. to 6:00 p.m. where signs are currently in place prohibiting parking during these hours.
- (d) The permit so issued for the specific vehicle or a clearly legible copy thereof shall be placed conspicuously in the window of the vehicle for which issued in a manner which clearly displays the restrictions contained in the permit.
- (e) The phrases "point of service" and "point or points of service" shall not include parking of a vehicle while the owner or operator awaits call or service. Vehicles in such status or condition shall be subject to the remaining provisions of this chapter regulating the parking, standing, and stopping of vehicles.
- (f) The city traffic engineer may either collect a fee of \$25.00 per vehicle for a period of 30 days or less in advance or direct the applicant to consider the permit as an invoice with payment due immediately upon receipt by mail or facsimile. At such time as parking meter spaces are hooded or removed for special permit purposes the permittee shall also be responsible for a daily rate of the metered use. If parking meters are hooded specifically for a special event after 6:00 p.m. and until 8:00 a.m. the following day, or on meter holidays and weekends, the only charges shall be the \$25.00 permit fee and \$1.00 for each meter hooded. The charges for the fee and the hooding of parking meters for a non-recurring special event, after 6:00 p.m. and until 8:00 a.m. the following day, or on meter holidays and weekends, may be waived at the discretion of the city traffic engineer or his or her designated representative.

The daily meter rate charged for hooding parking meters

shall be calculated using the specific parking meter district location of the meter(s) to be hooded and the daily meter rates designated in section 114-643 of this code. In all instances the daily meter fee shall be calculated based upon a ten-hour day. The daily meter fee shall be an additional fee only during normal hours of parking meter operations.

Vehicles owned or operated by governmental agencies, shall be exempt from the permit fee requirements. Vehicles and equipment working directly under contract to the City of Des Moines shall also be exempt from these permit fee requirements. Subcontractors are not exempt.

For a permit issued for special handicap consideration under section 114-361.21(15), the fee for the permit shall be as provided above, but any daily meter fee shall be waived.

- (g) A person who parks a vehicle in violation of any provision of this section or of the terms of the special parking permit shall pay a fine of \$15.00.

Sec. 114-361.21. Standards for issuance of special parking permits.

For the purposes of section 114-361.19 of this article, the term "parking or standing required in the performance of a public service or to satisfy a public need" is defined by means of illustration to be such parking or standing of vehicles as shall generically include but not be limited to the following:

- (1) Funeral vehicles during performance of funeral service.
- (2) Moving vans at points of service.
- (3) Vehicles or equipment parked to facilitate special events, which shall be limited to the period immediately before, during and after such events.
- (4) Charter buses or school buses parked for special events, which shall be limited to the period immediately before, during and after such events.
- (5) Sidewalk replacement vehicles.
- (6) Construction vehicles while delivering materials or special equipment (e.g., concrete trucks).
- (7) Mobile construction equipment during times of actual use.
- (8) Armored vehicles in actual service.
- (9) Local ambulances in actual service.
- (10) Community blood bank vehicles in actual service.
- (11) Mobile library vehicles in actual service.
- (12) Vehicles involved in utility or city construction or maintenance work in streets.
- (13) Vehicles containing cable or public TV remote facilities in actual service.
- (14) Vehicles transporting governmental dignitaries visiting this city.
- (15) Persons who possess a permanent state of Iowa handicap placard or state of Iowa handicapped license plates, and a physician's certificate that substantiates a

significant degree of disability related to coin handling dexterity.

Sec. 114-2789. Nineteenth Street--Woodland Avenue to University Avenue.

Nineteenth Street, on the east side, from Woodland Avenue to Cottage Grove Avenue, no parking any time.

Nineteenth Street, on the west side, from Woodland Avenue to a point 75 feet north thereof, no parking any time.

Nineteenth Street, on the west side, from a point 75 feet south of Pleasant Street to a point 75 feet north of Pleasant Street, no parking any time.

Nineteenth Street, on the east side, from Pleasant Street to a point 60 feet south thereof, two-hour parking.

Nineteenth Street, on the west side, from a point 75 feet south of Center Street to a point 75 feet north of Center Street, no parking any time.

Nineteenth Street, on the west side, from a point 75 feet north of Center Street to Cottage Grove Avenue, no parking 4:00 p.m. to 6:00 p.m.

Nineteenth Street, on the east side, from Cottage Grove Avenue to University Avenue, no parking any time.

Nineteenth Street, on the west side, from Cottage Grove Avenue to Day Street, no parking any time.

Nineteenth Street, on the west side, from Day Street to a point 200 feet north thereof, no parking any time.

Sec. 114-3343. Ingersoll Avenue--Martin Luther King Jr Parkway to Twenty-eighth Street.

Ingersoll Avenue, on the north side, from Martin Luther King Jr Parkway to a point 540 feet west thereof, no parking any time.

Ingersoll Avenue, on the north side, from a point 540 feet west of Martin Luther King Jr Parkway to a point 540 feet west of Twenty-fourth Street, two-hour parking 9:00 a.m. to 4:00 p.m.

Ingersoll Avenue, on the south side, from Martin Luther King Jr Parkway to a point 510 feet west thereof, no parking any time.

Ingersoll Avenue, on the south side, from a point 510 feet west of Martin Luther King Jr Parkway to Twenty-eighth Street, two-hour parking 9:00 a.m. to 4:00 p.m.

Ingersoll Avenue, on the south side, from a point 145 feet east of Twenty-third Street to a point 30 feet east thereof, is designated a handicapped parking space and is subject to the same prohibition as is found in section 114-616(a) of this code.

Ingersoll Avenue, on the north side, from Twenty-third Street to a point 170 feet east thereof, no parking any time.

Ingersoll Avenue, on the north side, from a point 540 feet west of Twenty-fourth Street to a point 210 feet west thereof, no parking any time.

Ingersoll Avenue, on the north side, from Twenty-eighth Street east for a distance of 85 feet, no parking any time.

Ingersoll Avenue, on the south side, from Twenty-eighth Street east for a distance of 35 feet, no parking any time.

Ingersoll Avenue, on the south side, from a point 145 feet east of Twenty-eighth Street to a point 35 feet easterly thereof, no parking any time.

Ingersoll Avenue, on the south side, from a point 510 feet west of Martin Luther King Jr Parkway to a point 180 feet east of Twenty-eighth Street, no parking 6:00 a.m. to 8:30 a.m., Monday through Friday.

Ingersoll Avenue, on the north side, from a point 750 feet west of Twenty-fourth Street to a point 85 feet east of Twenty-eighth Street, two-hour parking 9:00 a.m. to 4:00 p.m.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

K. Massier

Katharine Massier
Assistant City Attorney