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COUNCIL BILL NO. 2016- 260

GENERAL ORDINANCE NO. _____

AN ORDINANCE

1 AMENDING Chapter 106 of the Springfield, Missouri, City Code, titled 'Traffic and
2 Vehicles,' Article VI, 'Stopping, Standing and Parking,' Division 8, 'Off-
3 Street Parking Lots,' Subdivision I, 'Generally,' for the purpose of revising
4 and simplifying public parking regulations on certain City-owned parking
5 lots.
6
7

8 WHEREAS, the demand for public parking in downtown Springfield has changed
9 due to the continued revitalization of the downtown area; and
10

11 WHEREAS, the City owns and regulates certain parking facilities in the
12 downtown area; and
13

14 WHEREAS, the City wishes to update the regulations of said parking lots to allow
15 for a more efficient use of City owned parking facilities and to provide a legal basis for
16 parking enforcement.
17

18 NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
19 SPRINGFIELD, MISSOURI, as follows, that:
20

21 Section 1 – Chapter 106 of the Springfield, Missouri, City Code, 'Traffic and
22 Vehicles,' Article VI, 'Stopping, Standing and Parking,' Division 8, 'Off-Street Parking
23 Lots,' Subdivision I, 'Generally,' is hereby amended as follows (Note: Underlined
24 language is to be added. ~~Stricken~~ language is to be removed):
25

26 Sec. 106-401. - Public Parking Lots declared; designation of same.
27

28 (a) The following City-owned parking lots are hereby declared to be Public Parking
29 Lots and are designated as provided below:
30

31 (1) The City-owned lots located at the northwest and southwest corners of
32 Boonville Avenue and Brower Street and available parking areas on that
33 City property situated east of Boonville Avenue, south of Central Street,

34 west of Jefferson Avenue and north of Chestnut Expressway is hereby
35 designated as Public Parking Lot Number 1,

36
37 (2) The City owned lot located on the northwest corner of Boonville Avenue
38 and Olive Street is hereby designated as Public Parking Lot Number 2,

39
40 (3) The City owned lot located on the northeast corner of Boonville Avenue
41 and Olive Street is hereby designated as Public Parking Lot Number 3,

42
43 (4) The City owned lot located on the northeast corner of College Street and
44 Campbell Avenue is hereby designated as Public Parking Lot Number 4,

45
46 (5) The City owned lot located at the northeast corner of Campbell Avenue
47 and Pacific Street is hereby designated as Public Parking Lot Number 5,

48
49 (6) The City owned lot located in the southwest corner of Robberson Avenue
50 and Pacific Street is hereby designated as Public Parking Lot Number 6,

51
52 (7) The City owned lot located at the southwest corner of Jefferson Avenue
53 and Blaine Street is hereby designated as Public Parking Lot Number 7.

54
55 (b) A map showing the general location of the above designated parking lots is
56 attached to this Ordinance as "Exhibit A." This map is not set out herein but is on
57 file in the office of the City Clerk.

58
59 Sec. 106-402. - Maximum size of vehicles permitted on Public Parking Lots; Sale of
60 goods prohibited on same; City Manager authorized to provide otherwise.

61
62 (a) No person shall park on any Public Parking Lot, as designated in section 106-
63 401, any vehicle greater than eight feet in width or greater than 23 feet long,
64 including any projection thereof.

65
66 (b) No person shall park on any Public Parking Lot any vehicle for the purpose of
67 selling, displaying or offering for sale any goods, wares, or merchandise.

68
69 (c) Notwithstanding sections (a) and (b) of this section, the City Manager is
70 authorized to waive the requirements contained in section (a) and (b) of this
71 section.

72
73 Sec. 106-403. – Regulation of designated Public Parking Lots.

74
75 (a) Authority of city manager to regulate use of Public Parking Lot Number 1.

76
77 (1) In order to provide for public access to City government facilities and to
78 provide for the parking of city employees and officials, the City Manager is
79 hereby authorized to:

80 a. Adopt rules and regulations pertaining to the public's use of Public
81 Parking Lot Number 1, as may be necessary to provide adequate public
82 parking for the patrons of City government facilities.

83
84 b. Adopt rules and regulations pertaining to the use of Public Parking Lot
85 Number 1 in order to provide adequate parking for city officials and
86 employees. Such rules and regulations may prohibit those other than
87 city officials and city employees from parking in designated areas at
88 designated times and may provide for the issuance of stickers or other
89 identifying emblems to city officials and employees in order to identify
90 their vehicles.

91
92 (2) If the City Manager finds that portions of Public Parking Lot Number 1 are
93 not needed to provide for adequate public parking for the patrons of City
94 government facilities and that they are not needed for city officials and
95 employees, the City Manager may then provide for the leasing of such
96 portions, upon such rules and regulations as the City Manager may adopt, to
97 private individuals.

98
99 (3) No rule or regulation adopted by the City Manager pursuant to this
100 subsection shall be in force or effect until said rule or regulation shall have
101 been filed in the office of the City Clerk for at least five days, and shall
102 continue to be on file thereafter until said rule is replaced or repealed, and
103 no rule or regulation prohibiting or restricting parking on Parking Lot Number
104 1 shall be effective unless adequate signs shall first have been erected
105 giving notice of such restrictions.

106
107 (4) Any person violating any of the rules and regulations adopted by the City
108 Manager under the provisions of this subsection shall be guilty of a
109 misdemeanor and shall be punished as provided under section 1-7

110
111 (b) Two-hour parking in Public Parking Lot Numbers 2, 3, and 4.

112
113 (1) Parking on Public Parking Lot Numbers 2, 3, & 4 shall be limited to two-hour
114 parking, upon appropriate signs being placed on the lots indicating that
115 parking within said lots is limited to two-hour and stating the hours and days
116 during which such limitations are applicable.

117
118 (2) When such signs are placed on Lot Number 2, 3 or 4, the following
119 regulations shall apply:

120
121 a. No person shall park any motor vehicle for more than two hours
122 between the hours of 8:00 a.m. to 5:00 p.m.
123

124 b. Any person parking a motor vehicle in said Public Parking Lot shall be
125 entitled to leave such vehicle parked for no more than two one-hour
126 periods during the period restricted in subpart (a) on any calendar day.

127
128 c. For purposes of this subsection, the two one-hour periods may be
129 accumulated by parking in one or more locations within said Public
130 Parking Lot at different times during the period restricted in subpart (a)
131 on any calendar day. It shall not be deemed necessary to accumulate
132 the hours consecutively.

133
134 d. For purposes of determining if a motor vehicle is parked for a one-hour
135 period, it shall be sufficient that the motor vehicle is parked within Public
136 Parking Lot Numbers 2, 3, or 4 for any portion of a given hourly period,
137 as defined as follows:

- 138
139 i. 8:00 a.m. to 8:59 a.m.
140 ii. 9:00 a.m. to 9:59 a.m.
141 iii. 10:00 a.m. to 10:59 a.m.
142 iv. 11:00 a.m. to 11:59 a.m.
143 v. 12:00 p.m. to 12:59 p.m.
144 vi. 1:00 p.m. to 1:59 p.m.
145 vii. 2:00 p.m. to 2:59 p.m.
146 viii. 3:00 p.m. to 3:59 p.m.
147 ix. 4:00 p.m. to 4:59 p.m.

148
149 (c) *Three-hour parking in Public Parking Lot Numbers 5 and 6.*

150
151 (1) Twenty-four (24) of the parking spaces on Public Parking Lot Number 5, and
152 fourteen (14) of the parking spaces on Public Parking Lot Number 6 shall be
153 designated as three-hour parking spaces, upon appropriate signs being
154 placed on the lots or portion thereof indicating those designated parking
155 spaces as three-hour parking spaces and stating the hours and days during
156 which such limitations are applicable.

157
158 (2) When such signs are placed on Lot Numbers 5 or 6, the following
159 regulations shall apply to those areas signed:

160
161 a. No person shall park any motor vehicle in an area designated on either
162 one of the parking lots for more than three hours from 8:00 a.m. to 5:00
163 p.m., Monday through Saturday.

164
165 b. Any person parking a motor vehicle in a space designated as a three-
166 hour parking space on either Lot Number 5 or 6 shall be entitled to
167 leave such vehicle parked for no more than three one-hour periods
168 during the period restricted in subpart (a) or any calendar day.

169

170 c. For purposes of this subsection, the three one-hour periods may be
171 accumulated by parking in one or more locations within Public Parking
172 Lot Numbers 5 or 6 at different times during the period restricted in
173 subpart (a) on any calendar day. It shall not be deemed necessary to
174 accumulate the hours consecutively.

175
176 d. For purposes of determining if a motor vehicle is parked for a one-hour
177 period, it shall be sufficient that the motor vehicle is parked in any
178 location designated as a three-hour parking space within Parking Lot
179 Numbers 5 or 6 for any portion of a given hourly period, as defined as
180 follows:

- 181
- 182 i. 8:00 a.m. to 8:59 a.m.
- 183 ii. 9:00 a.m. to 9:59 a.m.
- 184 iii. 10:00 a.m. to 10:59 a.m.
- 185 iv. 11:00 a.m. to 11:59 a.m.
- 186 v. 12:00 p.m. to 12:59 p.m.
- 187 vi. 1:00 p.m. to 1:59 p.m.
- 188 vii. 2:00 p.m. to 2:59 p.m.
- 189 viii. 3:00 p.m. to 3:59 p.m.
- 190 ix. 4:00 p.m. to 4:59 p.m.

191
192 (d) Employee parking prohibited.

193
194 (1) No person who is an employer, employee, owner or proprietor of a business,
195 office or governmental agency located within that area bounded by Jefferson
196 Avenue, Mill Street, Walnut Street, and Market Avenue (“Employee
197 Restricted Area”) shall park any motor vehicle in which that person has an
198 ownership interest, as evidenced by the motor vehicle's registration
199 certificate, on any Public Parking Lot within the Employee Restricted Area
200 during any hours in which that person is employed, including the lunch hour.

201
202 (2) There is hereby established a rebuttable presumption that an employee,
203 employer, owner or proprietor of a business located within the Employee
204 Restricted Area is parked in violation of this section if a motor vehicle is
205 parked in a Public Parking Lot found within the Employee Restricted Area,
206 which motor vehicle's registration shows that the person has some
207 ownership interest in that vehicle. This presumption can be overcome by
208 showing, by clear and convincing evidence, that the vehicle was not used to
209 transport the employee, employer, owner, or proprietor to the place of
210 business of such person.

211
212 (e) Permit for overnight parking in Public Parking Lot Numbers 5, 6, and 7.

213
214 (1) Issuance. Any person owning real property, any merchant, any employee or
215 any person residing within the Commercial Street Historic District, may be

216 issued a permit by the Director of Finance that allows parking on Public
217 Parking Lot Numbers 5, 6, and 7. Permits shall be issued only to real
218 property owners, merchants, employees and residents of the district. The
219 application for a permit shall contain the name of the owner or operator of
220 the motor vehicle, the residential address, the vehicle's make, model and
221 registration number, and the applicant's driver's license number. The motor
222 vehicle of a resident of the Commercial Street Historic District must be
223 registered to the applicant's address within the district. If the residential
224 applicant's vehicle is not so registered or if the applicant does not reside
225 within the district, the applicant must provide proof that he or she owns real
226 property, is a merchant with a place of business within the district, is an
227 employee of a business within the district or resides within the district, by
228 providing a copy of a notarized lease, a utility bill bearing the applicant's
229 name and address, certified records of ownership from the county registrar's
230 office, written verification of employment from an employer, or a similar
231 document.

232
233 (2) *Term; renewal.* Parking permits shall be issued for a period of twelve (12)
234 months and must be renewed annually. A tenant residing in the district
235 under a short-term lease will be issued a permit for the term of the lease,
236 which shall be indicated on the application for permit. The permit shall
237 automatically become void when the tenant no longer legally resides at that
238 location.

239
240 (3) *Display.* Permits shall be displayed in the rear window of all vehicles or in
241 the rearmost window on the left side of the vehicle.

242
243 (4) *New property owners, merchants, employees or residents.* Real property
244 owners, merchants, employees or residents to the district must obtain a
245 permit within two weeks of becoming an owner, merchant, employee or
246 resident.

247
248 (5) *New vehicles.* Should a real property owner, merchant, employee or
249 resident transfer ownership of a vehicle registered under this section, the old
250 permit shall be presented prior to issuance of a new permit.

251
252 (f) *Overnight parking restricted in Public Parking Lot Numbers 5, 6, and 7. No*
253 person shall:

254
255 (1) *Park any motor vehicle in Public Parking Lot Numbers 5, 6, or 7 between the*
256 *hours of 1:00 a.m. and 6:00 a.m. of any day without a valid permit properly*
257 *displayed.*

258
259 (2) *Falsely represent themselves as eligible for a parking permit, or furnish false*
260 *information in an application for a permit.*

261

- 262 (3) Use or display or allow the use or display of a valid permit on a motor
263 vehicle other than that for which the permit was issued.
264
265 (4) Use or display a facsimile or counterfeit permit.
266
267 (5) Sell or otherwise dispose of a vehicle displaying a permit without destroying
268 said permit.
269
270 (6) Use a permit issued to a previous owner.
271
272 (7) Allow a nonresident to use or display a permit.
273
274 (8) Knowingly permit any act prohibited under this subsection, or aid or abet
275 another to do so.
276

277 Sec. 106-404. - Handicapped parking spaces.
278

- 279 (a) All parking lots covered by section 106-403 shall have one or more spaces, as
280 determined by the city traffic engineer, each designated as a handicapped parking
281 space. A sign designating facilities which have been specifically designed and
282 reserved for use by the physically handicapped shall contain the international
283 handicap symbol of access. Any person whose vehicle prominently displays a
284 handicap permit or license plate described in section 106-361 on or in the motor
285 vehicle shall be presumed to be utilizing such space in accordance with the terms of
286 section 106-363. Any person whose vehicle does not display the permit or license
287 plate shall be presumed to be in violation of the provisions of section 106-363.
288
289 (b) Notwithstanding any other provisions of this Code to the contrary, the minimum fine
290 for violating provisions of this section shall be \$50.00; provided that, if the fine is not
291 paid within five days after the violation, there shall be an additional \$10.00 fine.
292

293 Sec. 106-401. - Public parking lots designated.
294

- 295 ~~(a) The city lot located at the northeast corner of Campbell Avenue and Pacific Street is~~
296 ~~hereby declared to be Public Parking Lot No. 1.~~
297
298 ~~(b) The city lot located in the southwest corner of Robberson Avenue and Pacific Street~~
299 ~~is hereby declared to be Public Parking Lot No. 2.~~
300
301
302 ~~(c) The city lot located at the southwest corner of Jefferson Avenue and Blaine Street~~
303 ~~is hereby declared to be Public Parking Lot No. 3~~
304
305 ~~(d) The city lots located at the northeast and southwest corners of Boonville Avenue~~
306 ~~and Brower Street and all of that city property laying east of Boonville Avenue,~~

307 ~~south of Central Street, west of Jefferson Avenue and north of Chestnut~~
308 ~~Expressway is hereby declared to be Public Parking Lot No. 7.~~

309
310
311 ~~(e) The city lot located on the northwest corner of Boonville Avenue and Olive Street is~~
312 ~~hereby declared to be Public Parking Lot No. 9.~~

313
314 ~~(f) The city lot located on the northeast corner of Boonville Avenue and Olive Street is~~
315 ~~hereby declared to be Public Parking Lot No. 10.~~

316
317 ~~(g) Reserved.~~

318
319 ~~(h) A lot located approximately 65 feet west of the northwest corner of Patton Avenue~~
320 ~~and McDaniel Street and 80 feet east of the northeast corner of Campbell Avenue~~
321 ~~and McDaniel Street, which lot is bounded on the east by the city utilities bus~~
322 ~~terminal, on the north by College Street, and on the south by McDaniel Street, is~~
323 ~~hereby declared to be Parking Lot No. 12.~~

324
325 ~~(i) The city lot located on the northeast corner of College Street and Campbell Avenue~~
326 ~~is hereby declared to be Public Parking Lot No. 13.~~

327
328 ~~(j) A lot located at the southwest corner of McDaniel Street and Campbell Avenue is~~
329 ~~hereby declared to be Parking Lot No. 14.~~

330
331 ~~Sec. 106-402. - Maximum size of vehicles; parking for purpose of selling goods; manner~~
332 ~~of parking.~~

333
334 ~~No person shall park on any public parking lot any vehicle over eight feet in width~~
335 ~~or over 23 feet long overall, including any projection thereof, nor shall any person park~~
336 ~~on any public parking lot any vehicle for the purpose of selling, displaying or offering for~~
337 ~~sale any goods, wares or merchandise. No person shall park on any public parking lot~~
338 ~~other than with the front of such vehicle directed to the front or curb of such angle or~~
339 ~~diagonal parking space.~~

340
341 ~~Sec. 106-403. - Time limits and hours of parking.~~

342
343 ~~(a) *Three-hour parking in Parking Lot Nos. 1, 2, 13 and 14.* Twenty-four of the parking~~
344 ~~spaces on Parking Lot No. 1, and 14 of the parking spaces on Parking Lot No. 2,~~
345 ~~and all parking spaces in Parking Lot Nos. 13 and 14 shall be designated as three-~~
346 ~~hour parking spaces, upon appropriate signs being placed on the lots or portion~~
347 ~~thereof indicating those parking spaces designated as three-hour parking spaces~~
348 ~~and stating the hours and days during which such limitations are applicable. When~~
349 ~~such signs are placed on the lots, the following parking laws shall apply to those~~
350 ~~areas signed. No person shall park any motor vehicle in an area designated on~~
351 ~~either one of the parking lots for more than three hours from 8:00 a.m. to 5:00 p.m.,~~
352 ~~Monday through Saturday. Any person parking a motor vehicle in a space~~
353 ~~designated as a three-hour parking space on either of the parking lots shall be~~

354 entitled to leave such vehicle parked for no more than three one-hour periods in any
355 one day. For purposes of this subsection, the three one-hour periods may be
356 accumulated by parking in one or more locations within Parking Lot Nos. 1 and 2 at
357 different times on any one given day. It shall not be deemed necessary to
358 accumulate the hours consecutively. For purposes of determining if a motor vehicle
359 is parked for a one-hour period, it shall be sufficient that the motor vehicle is parked
360 in any location designated as a three-hour parking space within Parking Lot Nos. 1,
361 2, 13 and 14 for any portion of a given hourly period, as defined as follows:

- 362 8:00 a.m. to 8:59 a.m.
- 363 9:00 a.m. to 9:59 a.m.
- 364 10:00 a.m. to 10:59 a.m.
- 365 11:00 a.m. to 11:59 a.m.
- 366 12:00 p.m. to 12:59 p.m.
- 367 1:00 p.m. to 1:59 p.m.
- 368 2:00 p.m. to 2:59 p.m.
- 369 3:00 p.m. to 3:59 p.m.
- 370 4:00 p.m. to 4:59 p.m.

371
372
373 (b) ~~Permit for overnight parking in Parking Lot Nos. 1, 2, 3 and 11.~~

374
375 (1) ~~Issuance.~~ Any person owning real property, any merchant, any employee or
376 any person residing within the area described on exhibit A, part 1, of the
377 ordinance codified in this subsection may be issued a permit by the director of
378 finance that allows parking on the city parking lots described on exhibit A, part
379 2. Permits will be issued only to real property owners, merchants, employees
380 and residents of the area. The application for a permit shall contain the name
381 of the owner or operator of the motor vehicle, the residential address, the
382 vehicle's make, model and registration number, and the applicant's driver's
383 license number. The motor vehicle of a resident of the area must be registered
384 to the applicant's address within the area. If the residential applicant's vehicle
385 is not so registered or if the applicant does not reside within the area, the
386 applicant must provide proof that he owns real property, is a merchant, is an
387 employee or resides within the district, by copy of a notarized lease, a utility bill
388 bearing the applicant's name and address, certified records of ownership from
389 the county registrar's office, written verification of employment from an
390 employer, or a similar document.

391
392 (2) ~~Term; renewal.~~ Parking permits shall be issued for a period of 12 months and
393 must be renewed annually. A tenant residing in the area under a shortterm
394 lease will be issued a permit for the term of the lease, which shall be indicated
395 on the application for the permit. The permit shall automatically become void
396 when the tenant vacates that location.

397
398 (3) ~~Display.~~ Permits shall be displayed in the rear window of all vehicles or in the
399 rearmost window on the left side of the vehicle.

401 ~~(4) New property owners, merchants, employees or residents. New real property~~
402 ~~owners, merchants, employees or residents to the area must obtain a permit~~
403 ~~within two weeks of becoming an owner, merchant, employee or resident.~~

404
405 ~~(5) New vehicles. Should a real property owner, merchant, employee or resident~~
406 ~~transfer ownership of a vehicle registered under this section, the old permit~~
407 ~~must be presented prior to issuance of a new permit.~~

408
409 ~~(c) Overnight parking restricted in Parking Lot Nos. 1, 2, 3 and 11. No person shall:~~

410
411 ~~(1) Park any motor vehicle in Parking Lot Nos. 1, 2, 3 or 11 between the hours of~~
412 ~~1:00 a.m. and 6:00 a.m. of any day without a valid permit properly displayed.~~

413
414 ~~(2) Falsely represent himself as eligible for a parking permit, or furnish false~~
415 ~~information in an application for a permit.~~

416
417 ~~(3) Use or display or allow the use or display of a valid permit on a motor vehicle~~
418 ~~other than that for which the permit was issued.~~

419
420 ~~(4) Use or display a facsimile or counterfeit permit.~~

421
422 ~~(5) Sell or otherwise dispose of a vehicle displaying a permit without destroying~~
423 ~~that permit, and no subsequent owner of the vehicle shall use a permit issued~~
424 ~~to a previous owner.~~

425
426 ~~(6) Allow a nonresident to use or display a permit.~~

427
428 ~~(7) Knowingly permit any act prohibited under this subsection, or aid or abet~~
429 ~~another to do so.~~

430
431 ~~(d) Authority of city manager to regulate use of Parking Lot No. 7.~~

432
433 ~~(1) In order to provide for the needs of the public and to provide for the parking of~~
434 ~~city employees and officials in a harmonious and desirable fashion, as those~~
435 ~~needs may from time to time appear, the city manager is hereby authorized to:~~

436
437 ~~a. Adopt from time to time such rules and regulations governing the public~~
438 ~~use of Parking Lot No. 7 as he may determine to be necessary to provide~~
439 ~~for adequate public parking for the patrons of city hall. Such rules and~~
440 ~~regulations may establish parking time limitations upon Lot No. 7, may~~
441 ~~prohibit public parking on portions of the lot, and may provide for the~~
442 ~~installation and operation of parking meters on portions of the lot;~~
443 ~~provided, however, that if any parking meter shall be erected under the~~
444 ~~authority granted by this subsection, no charge to operate the meters~~
445 ~~shall be made in excess of \$0.05 for every two hours of parking time~~
446 ~~allowed.~~

447
448 b. ~~Adopt from time to time rules and regulations pertaining to the use of~~
449 ~~Parking Lot No. 7 in order to provide adequate city official and employee~~
450 ~~parking. Such rules and regulations may prohibit others than city officials~~
451 ~~and city employees from parking in designated areas at designated times~~
452 ~~and may provide for the issuance of stickers or other identifying emblems~~
453 ~~to city officials and employees in order to identify their vehicles.~~

454
455 (2) ~~If the city manager finds that portions of Parking Lot No. 7 are not needed to~~
456 ~~provide for adequate public parking for the patrons of city hall and that they~~
457 ~~are not needed for city officials and employees, he may then provide for the~~
458 ~~leasing of such portions, upon such rules and regulations as he may adopt, to~~
459 ~~private individuals; provided, however, no lease shall require a payment of~~
460 ~~more than \$3.50 per month per vehicle space.~~

461
462 (3) ~~No rule or regulation adopted by the city manager pursuant to this subsection~~
463 ~~shall be in force or effect until the rule or regulation shall have been filed in~~
464 ~~the office of the city clerk for at least five days, and no rule or regulation~~
465 ~~prohibiting or restricting parking on Parking Lot No. 7 shall be effective unless~~
466 ~~adequate signs shall first have been erected giving notice of such restrictions.~~

467
468 (4) ~~Any person violating any of the rules and regulations adopted by the city~~
469 ~~manager under the provisions of this subsection shall be guilty of a~~
470 ~~misdemeanor and shall be punished as provided under section 1-7.~~

471
472 ~~Sec. 106-404. - Parking lot meter zones.~~

473
474 ~~All parking lots covered by section 106-403 which have metered zones and hours~~
475 ~~of operation and those lots covered by section 106-403 which do not have specific~~
476 ~~hours of operation shall now be operated as follows: The hours of operation for such~~
477 ~~zones and lots shall be from 8:00 a.m. to 5:00 p.m., Monday through Saturday, except~~
478 ~~Sundays and public holidays, and such lots shall be otherwise controlled by the~~
479 ~~provisions of section 106-403. Provisions of this section shall control such zones and~~
480 ~~lots insofar as the hours of operation are concerned until such time that this section is~~
481 ~~amended or repealed.~~

482
483 ~~Sec. 106-405. - Parking restrictions in special business district.~~

484
485 (a) ~~*Purpose and intent.* The intent of this section is to encourage the economic growth~~
486 ~~and stability of the Downtown Park Central Mall area of the city through the provision~~
487 ~~of adequate and convenient parking spaces for citizens who desire to use and~~
488 ~~patronize the Downtown Park Central Mall area establishments. The availability of~~
489 ~~adequate and convenient parking will reduce automobile pollution and prevent decay~~
490 ~~and deterioration of businesses, and is hereby determined to be consistent with the~~
491 ~~overall plan for the redevelopment of an urban renewal area. In determining the~~
492 ~~need for these parking regulations, the city council finds that adequate and~~

493 convenient parking in close proximity to commercial districts fosters and encourages
494 customers and clients to patronize businesses located within those districts. The city
495 council also finds that lack of adequate and convenient customer parking tends to
496 have a negative effect upon the economic growth and stability of commercial
497 districts and their environment. The city council hereby finds that there is a high rate
498 of vacant buildings in the area and that the availability of customer parking is needed
499 to encourage redevelopment of the area. This lack of adequate parking is
500 attributable in substantial part to the utilization of prime spaces for longterm parking
501 by individuals working in the business district who park in the most convenient
502 spaces and occupy those spaces for most of the business day. In this regard, this
503 section is drafted to ensure that adequate parking is available in close proximity to
504 the Downtown Park Central Mall area by requiring sufficient turnover of motor
505 vehicles in the parking lots through limiting the length of time any motor vehicle can
506 be parked in the lots located within the special business district and also by
507 prohibiting employees, employers, owners and proprietors of establishments located
508 within the special business district and other nearby areas from parking their motor
509 vehicles on the lots located within the special business district.

511 (b) *Three-hour parking areas.* Parking lots as defined in section 106-401 which are
512 designated as parking lots 9, 10 and 12, parking spaces designated on parking lot 5-
513 A as 37 through 40 and on parking lot 5-B as 30 through 39, and parking spaces
514 designated on parking lot 5-C are hereby designated as three-hour parking lots upon
515 appropriate signs being placed on the lots indicating such restrictions and stating the
516 hours and days during which such limitations are applicable. When such signs are
517 placed on the lots, the following parking laws shall apply. No person shall park any
518 motor vehicle in any one or more three-hour parking lots located in the special
519 business district for more than three one-hour periods, as defined in this subsection,
520 on any day. An hourly period shall start at the beginning of the hour and continue
521 until the end of that hour. The hourly periods shall be limited to the following hours:

- 522 8:00 a.m. to 8:59 a.m.
- 523 9:00 a.m. to 9:59 a.m.
- 524 10:00 a.m. to 10:59 a.m.
- 525 11:00 a.m. to 11:59 a.m.
- 526 12:00 p.m. to 12:59 p.m.
- 527 1:00 p.m. to 1:59 p.m.
- 528 2:00 p.m. to 2:59 p.m.
- 529 3:00 p.m. to 3:59 p.m.
- 530 4:00 p.m. to 4:59 p.m.
- 531 5:00 p.m. to 5:59 p.m.
- 532 6:00 p.m. to 6:59 p.m.
- 533 7:00 p.m. to 7:59 p.m.

534
535
536 For purposes of this section, the three one-hour periods may be accumulated by
537 parking on one or more lots within the special district on a given day. It shall not be
538 deemed necessary to accumulate the hours consecutively. For purposes of

539 determining if a motor vehicle is parked on a lot during any one-hour period, it shall
540 be sufficient that the motor vehicle is parked upon a lot within the district for any
541 portion of a given hourly period as defined in this subsection.
542

543 ~~(c) *Employee parking.* No person who is an employer, employee, owner or proprietor of~~
544 ~~a business, office or governmental agency located within the special business~~
545 ~~district or within that area near the district as described in this subsection shall park~~
546 ~~any motor vehicle in which that person has an ownership interest, as evidenced by~~
547 ~~the motor vehicle's registration certificate, on any lot maintained by the special~~
548 ~~business district during any hours in which that person is employed, including the~~
549 ~~lunch hour, within the special business district. There is hereby created a rebuttable~~
550 ~~presumption that an employee, employer, owner or proprietor of a business located~~
551 ~~within the special business district or near the district is parked in violation of this~~
552 ~~section if a motor vehicle is found parked in a designated lot in the special business~~
553 ~~district, which motor vehicle's registration shows that the person has some~~
554 ~~ownership interest in that vehicle. This presumption can be overcome by showing by~~
555 ~~clear and convincing evidence that the vehicle was not used to transport the~~
556 ~~employee, employer, owner or proprietor to the place of work of such person.~~
557 ~~Employees, employers, owners and proprietors of a business, office or~~
558 ~~governmental agency within the area described in exhibit A of the ordinance codified~~
559 ~~in this subsection are hereby determined to be near the district and shall be subject~~
560 ~~to the parking restriction set forth in this subsection.~~

561
562 ~~(d) *Other parking restrictions.* No vehicle other than a motor vehicle shall be parked on~~
563 ~~the lots in the district. No person shall park on any public parking lot within the~~
564 ~~district any vehicle over eight feet in width or over 23 feet long overall, including any~~
565 ~~projection thereof, nor shall any person park on any such lot any vehicle for the~~
566 ~~purpose of selling, displaying or offering for sale any goods, wares or merchandise.~~
567 ~~No person shall park on any such lot other than with the front of such vehicle~~
568 ~~directed to the front or curb of such angle or diagonal parking space.~~

569
570 ~~Sec. 106-406. - Handicapped parking spaces.~~

571
572 ~~(a) All parking lots covered by section 106-403 shall have one or more spaces, as~~
573 ~~determined necessary by the city traffic engineer, each designated as a~~
574 ~~handicapped parking space. A sign designating facilities which have been~~
575 ~~specifically designed and reserved for use by the physically handicapped shall~~
576 ~~contain the international handicap symbol of access. Any person whose vehicle~~
577 ~~prominently displays a handicap permit or license plate described in section 106-361~~
578 ~~on or in the motor vehicle shall be presumed to be utilizing such space in~~
579 ~~accordance with the terms of section 106-363. Any person whose vehicle does not~~
580 ~~display the permit or license plate shall be presumed to be in violation of the~~
581 ~~provisions of section 106-363.~~

582
583 ~~(b) Notwithstanding any other provisions of this Code to the contrary, the minimum fine~~
584 ~~for violating provisions of this section shall be \$50.00; provided that, if the fine is not~~
585 ~~paid within five days after the violation, there shall be an additional \$10.00 fine.~~

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Section 2 – This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Amanda R. Callaway, Assistant City Attorney

Approved for Council action: Greg Burt, City Manager

EXPLANATION TO COUNCIL BILL NO: 2016- 260

FILED: 11-8-16

ORIGINATING DEPARTMENT: Public Works

PURPOSE: Amending Chapter 106, 'Traffic and Vehicles,' Article VI, 'Stopping, Standing and Parking,' Division 8, 'Off-Street Parking Lots,' Sections 106-401, -402, 403, and -404, and repealing Section 106-405, for the purpose of revising and simplifying public parking regulations on certain City-owned parking lots.

BACKGROUND: As the demand for public parking changes with continued revitalization of the downtown area, the management of city-owned public lots requires updates and simplification in order to allow for the efficient use of parking facilities and to provide the legal basis for parking enforcement.

This amendment redefines the off-street parking time limits downtown, which will assist the Springfield Police Department and Downtown Springfield Community Improvement District in controlling parking in Downtown, the Commercial Street Historic District, and at City Hall. The following remarks refer to the renumbered Public Parking Lot numbers referenced above and shown on Exhibit A.

Section 106-401 removes two parking lots from the public parking system and renumbers the remaining public parking lots. "Public Parking Lot No. 12" referred to the parking lot located behind buildings facing South Campbell Avenue, between Park Central West and West McDaniel Street. This parking lot was previously leased by the Downtown Springfield CID from McDaniel Parking LLC, and was operated as a public lot. "Public Parking Lot No. 14" referred to a parking lot located on the southwest corner of Campbell Avenue and McDaniel Street. Twenty-one spaces in this lot were previously leased by the City of Springfield from the Sertoma Club of Springfield for public parking. Both leases have terminated, necessitating the need to remove these lots from the list of public parking lots in Section 106-401.

Section 106-402 establishes the maximum size of vehicles, the selling of goods, and the manner of parking on public parking lots. This amendment allows the City Manager to approve the sale of goods, wares, or merchandise on public parking lots as needed.

Section 106-403 establishes time limits and hours of parking for Public Parking Lots listed in this section. This amendment moves Public Parking Lot No. 2, 3 and 4 into the same code section and establishes the same two-hour time restrictions for those three lots. This will allow for better operation of the parking spaces available to downtown patrons by creating more turnover of spaces for downtown customers and simplifies City Code by placing the time restrictions on the downtown lots within the same section. This amendment also repeals regulations related to Lot No. 1, which is next to City Hall, and established parking times, place and established the rate for parking meters, and allowed and established a rate to lease unneeded portions of the lot. The parking areas

around City Hall are needed for citizens and staff and parking lot meter and lease fees will need to be readdressed at a future time if that would ever become a feasible option.

Section 106-404 should be repealed. This amendment removes the hours of operation and metering from Government Plaza parking lots. Section 106-405 should also be repealed. To simplify the City Code the subsections on two-hour parking and employee parking on Public Parking Lot Nos. 2 and 3 will now be contained in Section 106-403.

This Ordinance supports the following Field Guide 2030 goal(s): Chapter 3, Economic Development; Major Goal 3, Plan for and develop infrastructure need for sustainable quality growth; Objective 3a, Prioritize key infrastructure improvements needed to facilitate private investment. Chapter 12, Transportation; Major Goal 2, Operations and Maintenance; The City of Springfield should continue to maintain streets, sidewalks, trails, and the airport, using the most effective strategies to maximize the efficient operation of the existing systems, keeping in mind safety, accessibility, sustainability, and collaboration; Objective 2g, Opportunities should be sought to accommodate all users when planning maintenance projects.

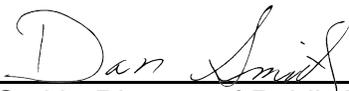
REMARKS: The changes discussed above have been reviewed by the Downtown Springfield Community Improvement District and have its support. Therefore, the Public Works Department and Planning Department recommends the foregoing revisions to the applicable sections of City Code.

Submitted by:



Martin Gugel, Assistant Director of Public Works

Recommended by:



Dan Smith, Director of Public Works

Approved by:



Greg Burris, City Manager



Mary Lilly Smith, Director of Planning

Exhibit A

106-401 - Public parking lots designated

