

Agenda Item No. _____
Copy Mailed to Alderpersons _____

City of Madison, Wisconsin

AN ORDINANCE _____
amending Section 12.915(8)(a) of the Madison
General Ordinances to allow taxis in State Street Mall
area in late evening as a public service.

Presented July 16, 1996
Referred Trans Comm, Park Comm, *Mall*
Rereferred _____

Reported Back AUG 27 1996

Drafted by: Sally Probasco
Assistant City Attorney

Adopted POF _____
Rules Susp. _____ Tabled _____
Public Hrg. _____

Date: July 9, 1996

Mayor Signed 8-22-96
Published 9-4-96

Fiscal Note: No expenditure necessary.

APPROVAL OF FISCAL NOTE BY THE
COMPTROLLER'S OFFICE IS NEEDED

SPONSOR(S): Ald. Verveer
Ald. Sieling

Approved by:

Comptroller's Office

ORDINANCE NO. 11,668
ID NO. 19879

The Common Council of the City of Madison do ordain as follows:

Subdivision (a) of Subsection (8) entitled "Public Passenger Vehicle Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is hereby amended to read as follows:

"(a) Taxicabs and other public passenger vehicles shall enter the area for the sole purpose of receiving or discharging passengers specifically requesting service to properties directly adjacent to State Street. Between the hours of 11:00 p.m. and 3:00 a.m. these vehicles may drive onto State Street to wait in designated loading zones for prospective fares and during the hours specified these vehicles are subject to the limitation regarding idling as provided in subsection (7)(e)."

APPROVED AS TO FORM:

Eunice Gibson
Eunice Gibson, City Attorney

Agenda Item No. _____
Copy Mailed to Alderpersons _____

City of Madison, Wisconsin

A SUBSTITUTE ORDINANCE _____
amending Section 12.915(8)(a) of the Madison General
Ordinances to modify the time limits during which
public passenger vehicles may drive onto State Street.

Presented November 21, 2000
Referred T/PC, PBMVC, DCC
Rereferred _____

Drafted by: Lara M. Mainella
Assistant City Attorney

Reported Back MAR 20 2001
Adopted _____ POF _____
Rules Susp. _____ Tabled _____
Public Hrg. _____

Date: March 2, 2001

Fiscal Note: No fiscal impact.

Mayor Signed MAR 23 2001
Published APR 9 2001

SPONSOR(S): Alds. Verveer and Staude

APPROVAL OF FISCAL NOTE BY THE
COMPTROLLER'S OFFICE IS NEEDED

Approved by:



Comptroller's Office

SUBSTITUTE ORDINANCE NO. 12792

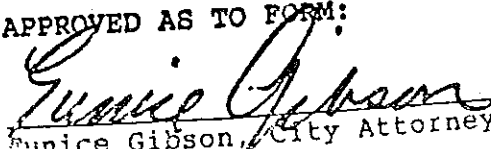
ID NO. 28548

The Common Council of the City of Madison do ordain as follows:

Subdivision (a) of Subsection (8) entitled "Public Passenger Vehicle Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows

- "(a) Taxicabs and other public passenger vehicles shall enter the area for the sole purpose of receiving or discharging passengers specifically requesting service to properties directly adjacent to State Street. Between the hours of ~~11:00~~ 7:00 p.m. and ~~3:00~~ 5:00 a.m. during Central Standard Time, and between the hours of 9:00 p.m. and 5:00 a.m. during Daylight Savings Time, these vehicles may drive onto State Street to wait in designated loading zones for prospective fares and during the hours specified these vehicles are subject to the limitation regarding idling as provided in subsection (7)(e)."

APPROVED AS TO FORM:


Eunice Gibson, City Attorney

Agenda Item No. _____
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City of Madison, Wisconsin

A 2nd SUBSTITUTE ORDINANCE _____
amending Sections 12.915(1), (3), (5), (6), (7), (8), (9),
(10)(b), and (10)(c) of the Madison General Ordinances
to modify regulations for traffic on State Street,
amending Section 12.92 of the Madison General
Ordinances to increase penalties for violations of Section
12.915, and amending Section 1.08(3)(a) of the
Madison General Ordinances to establish bail deposit
amounts for violations of Section 12.915.

Presented November 21, 2000
Referred T/PC, PBMVC, DCC
Rereferred _____
Reported Back FEB 20 2001
Adopted POF _____
Rules Susp. _____ Tabled _____
Public Hrg. _____

Drafted by: Lara M. Mainella
Assistant City Attorney

Date: January 31, 2001

Fiscal Note: Minimal increase in General
Fund revenues.

SPONSOR(S): Mayor Bauman,
Alds. Verveer and Staude

Mayor Signed Maria 2001
Published Feb 26 2001

APPROVAL OF FISCAL NOTE BY THE
COMPTROLLER'S OFFICE IS NEEDED

Approved by: _____

Comptroller's Office

SUBSTITUTE ORDINANCE NO. 12777

ID NO. 28549

The Common Council of the City of Madison do ordain as follows:

1. Subsection (1) entitled "Purpose" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(1) Purpose. There is congestion on State Street. In addition to authorized emergency vehicles, public utility vehicles and motor buses, there are too many automobiles, motor trucks, and large motor trucks moving in and out of the area. Many vehicles park in the area but are not actively delivering goods or services. One effect is to threaten the safety of pedestrians. A second effect is to limit accessibility to State Street for authorized emergency vehicles, especially fire vehicles. A final effect is to severely erode the purpose of State Street, which is to serve as a mall for the citizens and guests of Madison.

The purpose of this section is to reduce traffic in the area and thus protect the health and safety of the citizenry and guests of the City and maintain the pedestrian-friendliness and esthetic qualities of the mall; to maintain adequate delivery of services and goods to area merchants, and to allow access for authorized emergency vehicles, public utility vehicles and motor buses."

APPROVED AS TO FORM:

Eunice Gibson
Eunice Gibson, City Attorney

1. Subsection (2) entitled "Definitions" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(2) Definitions. Words and phrases in this section have the meanings designated in Sec. 12.01, Madison General Ordinances, unless the context clearly indicates a different meaning; with the following additions definitions for use in this section only:

Active or actively loading and unloading means the loading and unloading of goods, freight, materials, passengers, tools, or any other items with no more than 10 minutes of inactivity at any one time.

Automobile means a motor vehicle with a shipping weight of more than one thousand (1,000) pounds, registered as an automobile pursuant to Sec. 341.25(1), Wis. Stats., designed and used for carrying persons or property, which may include public passenger vehicles, but which does not come within the definition of motor truck, motor bus, motorcycle, moped or motor bicycle.

Food delivery vehicles means an automobile or motor truck as designated in this subsection, which is clearly marked with a name or logo of the establishment utilizing it, when the vehicle is used to deliver prepared food from an establishment located on State Street to a customer located elsewhere.

Large motor truck means every motor vehicle designed, used or maintained primarily for the transportation of property, which is registered as a double bottom, road tractor, semitrailer, truck tractor, tractor-semitractor combination pursuant to Sec 341.25(2), Wis. Stats., and which has six or more wheels.

Mass transit way means that portion of the highway designated for the primary use of mass transit vehicles.

Motor truck means every automobile or motor truck designed, used and maintained for the transportation of persons or property, which may include public passenger vehicles, which is registered as a motor truck pursuant to Sec. 341.25, Wis. Stats., which has a maximum of four wheels.

Public passenger vehicle means a motor vehicle which is used for the transportation of passengers for hire except: those operated on fixed routes pursuant to authority granted by the city, state or federal government; rent-a-cars; vehicles operated solely as funeral cars; and carpool vans.

Public utility vehicle means vehicles of a public utility as defined in Sec. 196.01, Wis. Stats.

3. Subsection (3) entitled "Description of Area" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(3) Description of Area. This section applies to the 100 through 600 blocks of State Street running between West Mifflin Street and North Lake Street. When used in this section, the phrases "State Street" or "the area" shall include only the 100 through 600 blocks of State Street as described within this subsection."

4. Subsection (5) entitled "Automobile Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(5) Automobile Regulations.

(a) Automobiles shall be driven operated on State Street only for the following purposes, and shall not park, stop or stand upon State Street for any purposes other than: ef:

1. Furnishing transportation for persons with a disability that limits or impairs the ability to walk; or
 2. Furnishing delivery or maintenance service functions.
 3. Picking up or returning merchandise so large, bulky or heavy that vehicular access immediately adjacent to the establishment is necessary.
- (b) It shall be unlawful for automobiles to enter or exit State Street other than via the cross street nearest to their destination or by a route specified by the Department of Public Works and Transportation.
- (c) It shall be unlawful for automobiles to be parked on State Street without the visible display of an auto-use permit.
1. The permit shall be placed on the driver's side dashboard and clearly and entirely visible to a person outside the automobile.
 2. Permits are available from the Department of Public Works and Transportation with use restricted to the purposes delineated in Subsection (5)(a) of this section.
 3. A maximum of one permit shall be allowed to each establishment on State Street upon application to the Department of Public Works and Transportation.
 4. Permits shall be distributed by establishments only for the purposes expressed in Subsection (5)(a) of this ordinance and may only be used by the owner, operator, employees, vendors, service providers or patrons of the establishment.
 5. Appeals for the denial of an auto-use permit may be made to the Transportation Pedestrian/Bicycle/Motor Vehicle Commission and shall be made within thirty (30) days of notice having been sent by first class mail to the applicant's address as indicated on the auto-use application.
- (d) Automobiles shall park parallel to the curb as follows:
1. In the 100-200 blocks, there shall be a minimum of two wheels on the curb;
 2. In the 300-600 blocks, all four wheels must be on the curb between the glitter pole line and the street if space permits. If space does not allow all four wheels on the curb, there shall be two wheels on the curb.
- (e) It shall be unlawful for automobiles to park in loading zones except on Sundays and holidays.
- (f) It shall be unlawful for automobiles to park on State Street for more than thirty (30) minutes. While parked, automobiles shall be actively loading and unloading.

5. Subsection (6) entitled "Motor Truck Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(6) Motor Truck Regulations.

- (a) It shall be unlawful to stop, stand or park any motor truck, as defined in paragraph (2), on State Street between the hours of 11:30 a.m. and 1:30 p.m..
- (a)(b) Motor trucks shall enter the area and be operated upon State Street for the sole purpose of receiving or delivering merchandise or services to immediately adjacent properties specifically requesting such merchandise or services and; before 11:30 a.m. and after 1:30 p.m., shall not park, stop, or stand upon State Street for any other purposes except as authorized in this ordinance.
- (b)(c) It shall be unlawful for motor trucks to enter or exit State Street other than via the cross street nearest to their destination or by a route specified by the Department of Public Works and Transportation.
- (e)(d) It shall be unlawful for any motor trucks to be parked in this area during the times allowed unless they are actively loading and unloading is taking place from the motor truck.

- (d)(e) Motor trucks shall, during the times allowed, park parallel to the curb as follows:
1. In the 100-200 blocks, motor trucks shall have at least two wheels on the curb.
 2. In the 300-600 blocks, motor trucks must park in a loading zone. If the loading zones are full, motor trucks must have all four wheels on the curb between the glitter pole line and the street, if space permits. If space does not allow all four wheels on the curb, there shall be two wheels on the curb."

6. Subsection (7) entitled "Large Motor Truck Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(7) Large Motor Truck Regulations.

- (a) It shall be unlawful to stop, stand or park any large motor truck, as defined in paragraph (2), on State Street between the hours of 11:30 a.m. and 1:30 p.m.
- (a)(b) Large motor trucks shall enter the area and be operated on State Street for the sole purpose of receiving or delivering merchandise or services to immediately adjacent properties specifically requesting such merchandise or service, and; before 11:30 a.m. and after 1:30 p.m., shall not stop, stand, or park on State Street for any other purposes except as authorized in this ordinance.
- (b)(c) It shall be unlawful for large motor trucks to enter or exit State Street other than via the cross street nearest to their destination or by a route specified by the Department of Transportation.
- (e)(d) It shall be unlawful for any large motor trucks to be parked in this area during the times allowed unless they are actively loading and unloading is taking place from the large motor truck.
- (d)(e) Large motor trucks shall, during the times allowed, park parallel to the curb as follows:
1. Large motor trucks must park in the loading zone of the block being serviced if the zone is available and will accommodate the size of the vehicle. If not, the vehicle shall have all wheels on one side of the vehicle on the curb not to extend beyond the glitter pole line into the sidewalk area.
 2. It is unlawful for large motor trucks to park opposite one another.
- (e)(f) No operator of any large motor truck shall permit such vehicle to remain stationary with the main power train motor running for more than fifteen (15) minutes when the outside air temperature is between 40°F and 80°F. This subsection shall not apply to maintenance, construction or public utility vehicles."

7. Subsection (8) entitled "Public Passenger Vehicle Regulations" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(8) Public Passenger Vehicle Regulations.

- (a) Taxicabs and other public passenger vehicles shall enter the area for the sole purpose of receiving or discharging passengers specifically requesting service to properties directly adjacent to State Street. Between the hours of 11:00 p.m. and 3:00 a.m. these vehicles may drive onto State Street to wait in designated loading zones for prospective fares and during the hours specified these vehicles are subject to the limitation regarding idling as provided in subsection (7)(e).
- (b) It shall be unlawful for taxicabs and other public passenger vehicles to enter and exit State Street other than via the cross street nearest to their immediate destination or by a route specified by the Department of Public Works and Transportation.

- (c) Public passenger vehicles regulated in this subsection shall otherwise be subject to the regulations found elsewhere in this section according to whether the vehicle is registered as an automobile or motor truck, pursuant to Sec. 341.25, Wis. Stats., and thus falls within the definition of automobile or motor truck as designated in subsection (2), except that public passenger vehicles registered as motor trucks may remain standing, as that term is defined in sec. 340.01(59m), Wis. Stats., between the hours of 11:30 a.m. and 1:30 p.m. and are not subject to the restrictions prohibiting standing in subsection (6)(a), herein.

8. Subsection (9) entitled "Food Delivery Vehicles" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(9) Food Delivery Vehicles Regulations and Exceptions.

- (a) An establishment in the area as described in Subsection (3) may have one food delivery vehicle, as defined in Subsection (2), parked directly in front of the establishment without active loading and unloading from the time the establishment opens until 5:00 p.m., may have up to two food delivery vehicles parked directly in front of the establishment without active loading and unloading between the hours of 5:00 p.m. and 9:00 p.m., and may have one food delivery vehicle parked directly in front of the establishment without active loading and unloading from 9:00 p.m. until the establishment closes if:

1. The establishment has no rear access for vehicles; and
2. There is a demonstrated need for such unlimited parking; and
3. The establishment was in business as of January 1, 1995.

Food service vehicles regulated in this subsection shall otherwise be subject to the regulations found elsewhere in this section according to whether the vehicle falls within the definition of automobile or truck as designated in subsection (2).

- (b) Food delivery vehicles which do not meet the criteria described in subsection (9)(a) shall be subject to the regulations found elsewhere in this section according to whether the vehicle falls within the definition of automobile or motor truck designated in Subsection (2).
- (c) Food delivery vehicles which meet the criteria described in Subsection (9)(a) are exempt from the restrictions contained in Subsection (6)(a) herein.

9. Paragraph (b) of Subsection (10) entitled "Exceptions" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

- "(b) The prohibitions found in subsections (5)(f) and (6)(e) ~~(d)~~ do not apply to automobiles or motor trucks which must be immediately adjacent to the establishment for use during emergency repairs, and motor trucks which display a clearly visible street occupancy permit issued by the Building Inspection Unit of the Department of Planning and Development and approved by the Traffic Engineering Division of the Department of Transportation."

10. Paragraph (c) of Subsection (10) entitled "Exceptions" of Section 12.915 entitled "Traffic on State Street Restricted" of the Madison General Ordinances is amended to read as follows:

"(c) Pursuant to Sec. 349.13(1)(a), Wis. Stats., the exceptions to stopping and parking restrictions found in Sec. 346.50, Wis. Stats., ~~in particular~~ including but not limited to the exceptions for public utility vehicles in circumstances enumerated in the statute, are hereby incorporated by reference including all subsequent amendments, additions, and recodifications thereto."

2. Section 12.92 entitled "Penalty for Violating Sections 12.89 through 12.915" of the Madison General Ordinances is amended to read as follows:

"12.92 PENALTY FOR VIOLATING SECTIONS 12.89 THROUGH 12.915.

Any person violating any provision of Sections 12.89 through 12.91 (including Sections 12.89, 12.895, 12.896, 12.90, 12.905 and 12.91) may ~~be fined~~ be required to forfeit not less than ten dollars (\$10) nor more than two hundred dollars (\$200). Any person violating any provision of Section 12.915 may be required to forfeit no less than ~~ten~~ twenty-five dollars (~~\$10~~ \$25) nor more than ~~one~~ two hundred dollars (~~\$100~~ \$200) plus any costs, including towing, for the first offense committed within twelve (12) months and no less than ~~twenty-five~~ fifty dollars (~~\$25~~ \$50) nor more than two hundred dollars (\$200) plus any costs, including towing, for the second and subsequent offenses within twelve (12) months."

3. Subdivision (a) of Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by adding or deleting therein the following:

<u>"Offense</u>	<u>Ord. No.</u>	<u>Deposit</u>
Violation of State Street Mall restrictions.	12.915(5) (10)	\$25
<u>State St. Automobile Parking for purposes not allowed</u>	<u>12.915(5)(a)</u>	<u>\$25</u>
<u>State St. Automobile Permit Violations</u>	<u>12.915(5)(c)</u>	<u>\$25</u>
<u>State St. Automobiles - Manner of Parking</u>	<u>12.915(5)(d)</u>	<u>\$25</u>
<u>State St. Automobile - Loading Zone violation</u>	<u>12.915(5)(e)</u>	<u>\$25</u>
<u>State St. Automobile parking more than 30 minutes</u>	<u>12.915(5)(f)</u>	<u>\$25</u>
<u>No Stopping, Standing, Parking of "Motor Trucks" on State St. during restricted hours</u>	<u>12.915(6)(a)</u>	<u>\$40</u>

<u>Offense</u>	<u>Ord. No.</u>	<u>Deposit</u>
<u>State St. "Motor Truck" Parking for purposes not allowed</u>	<u>12.915(6)(b)</u>	<u>\$25</u>
<u>State St. "Motor Truck" Loading Violation</u>	<u>12.915(6)(d)</u>	<u>\$25</u>
<u>State St. "Motor Truck" - Manner of Parking</u>	<u>12.915(6)(e)</u>	<u>\$25</u>
<u>No Stopping, Standing, Parking of "Large Motor Trucks" on State St. during restricted hours</u>	<u>12.915(7)(a)</u>	<u>\$40</u>
<u>State St. "Large Motor Truck" Parking for purposes not allowed</u>	<u>12.915(7)(b)</u>	<u>\$25</u>
<u>State St. "Large Motor Truck" Loading Violation</u>	<u>12.915(7)(d)</u>	<u>\$25</u>
<u>State St. "Large Motor Truck" Manner of Parking</u>	<u>12.915(7)(e)</u>	<u>\$25</u>
<u>State St. "Large Motor Truck" idling</u>	<u>12.915(7)(f)</u>	<u>\$25</u>
<u>State St. Taxicab hours</u>	<u>12.915(8)(a)</u>	<u>\$25</u>
<u>State St. Food Delivery Vehicles Regulations</u>	<u>12.915(9)(a)</u>	<u>\$25"</u>

EDITOR'S NOTE: A separate ordinance (ID #28548), amending Section 12.915(8)(a) to modify the hours during which public passenger vehicles may drive onto State Street, is currently also before Council. If that ordinance is adopted, the changes will be incorporated into this ordinance. The Municipal Court has approved the additions and amendments to these bail deposits.



City of Madison

City of Madison
Madison, WI 53703
www.cityofmadison.com

Master

File Number: 19799

File ID: 19799	File Type: Ordinance	Status: Passed
Version: 1	Reference:	Controlling Body: PUBLIC SAFETY REVIEW COMMITTEE
File Name: East Campus Mall		File Created Date : 08/31/2010
		Final Action: 01/18/2011

Title: Amending Secs. 12.167(1)(b), repealing Secs. 12.167(2)(c), (d) and (e)., amending Secs. 12.915(5)(b), (c), (6)(c), (7)(c) and (8)(b) of the Madison General Ordinances to update a street name, eliminate references to the Mall Activities Coordinator, and to correct the name of the Traffic Engineering Division.

Notes: 4750eastcampusmall
MAYORAL APPROVAL DATE: 01/18/11

Sponsors: Michael E. Verveer

Effective Date: 01/27/2011

Attachments:

Enactment Number: ORD-11-00014

Author: Maureen O'Brien

Hearing Date:

Entered by: dalhaus@cityofmadison.com

Published Date: 01/27/2011

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Attorney's Office/Approval Group	08/31/2010	Referred for Introduction				
	Action Text:		This Ordinance was Referred for Introduction				
	Notes:		Public Safety Review Committee				
1	COMMON COUNCIL	09/07/2010	Referred	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION			
	Action Text:		This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE				
	Notes:						
1	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	09/28/2010					
1	PUBLIC SAFETY REVIEW COMMITTEE	11/11/2010	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER				
	Action Text:		This Ordinance was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER				
	Notes:						

(e) Appeal from any of the decisions of the Mall Coordinator under this section shall be made first to the Parks Commission and then to the Common Council. Failure of the Parks Commission to act thereon within forty-five (45) days shall be deemed a denial of any such appeal."