

DRAFTER'S ANALYSIS: This ordinance would allow the Parking Division Manager, with approval from and under the authority of the Transportation Commission, to run test programs for new technology and systems around paid parking. This amendment also updates language around parking meters to reflect current and foreseeable trends in technology. Section 12.147 on the misuse of parking meters has been expanded to include software and electronic tampering, as well as to include kiosks and similar or related equipment within that section. It also amends Section 12.148 to allow fees from paid parking to go to the general parking division fund rather than funds being restricted to uses related to installation, operation, inspection, and regulation of parking meters and spaces.

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

1. Section 12.143 entitled "Installation of Parking Meters" of the Madison General Ordinances is repealed and recreated as follows:

"12.143 INSTALLATION OF PARKING METERS.

The Parking Division Manager shall install, regulate, control, and maintain in good working condition parking meters and/or payment equipment along highways, for parking lots, and for garages, as established by ordinance or other authority.

Parking meters controlling an individual space shall be installed adjacent to the curb, and lines or marks shall be placed upon or adjacent to the roadway so as to designate individual vehicle parking spaces, not inconsistent with other provisions of this chapter. Generally, individual space parking meters shall be so set as to show or display by appropriate signal whether the parking space adjacent to such meter is legally in use.

Parking may be managed using multi-space pay stations, kiosks, mobile payment systems, or other emerging technologies approved by the Transportation Commission. Such systems shall be installed and maintained so as to clearly indicate, through signage or electronic verification, whether a vehicle has paid and is legally parked. Where appropriate, parking zones may be marked with signage and do not need to have individual lines or marks designating parking spaces.

(1) Test Area Programs.

The Parking Division is further authorized to establish test area programs that may utilize alternative payment methods, time limits, hours of operation, rates, signage, markings, or zone configurations in order to evaluate new technologies, policies, or practices. Test areas shall be clearly signed and regulated, and any such use or changes to such use shall be reported to the Transportation Commission as part of program evaluation as stated below. Alternative payment methods may include but are not limited to mobile payment, pay-by-plate, pay-by-space, or multi-space meters. Special zones or pricing structures may be used, including but not limited to demand-based or graduated rates.

(2) Duration.

Test programs may be authorized for up to two (2) years. Extensions or modifications beyond this period require additional approval by the Transportation Commission.

(3) Public Notice.

The Parking Division shall provide public notice of any test area by:

(a) First receiving approval through the Transportation Commission

1. Posting signage in the affected area; and

2. Publishing notice on the City's website not less than seven (7) days before implementation.

(4) Evaluation and Reporting.

The Parking Division Manager shall prepare and submit to the Transportation Commission an annual report on test areas, summarizing usage, compliance, revenues, customer feedback, operational issues, and recommendations for permanent adoption or modification."

2. Section 12.144 entitled "Operation of Parking Meters" of the Madison General Ordinances is amended as follows:

"12.144 OPERATION OF PARKING METERS.

- (1) ~~Upon the deposit, payment by the operator of a vehicle, of the coin or coins or other form of payment required by this chapter,~~ each parking meter that controls a single stall shall continuously indicate the length of time during which such vehicle may be allowed to remain parked in the parking space adjacent to such meter under the provisions of this chapter, and upon the expiration of the time limit applicable to such vehicle shall, by appropriate signal, indicate the expiration of the time limit.
- (2) ~~Upon the deposit, by the operator of a vehicle, of the payment required by this chapter,~~ each multi-space meter Paid zones not controlled by a single stall shall have some means of indicating the amount of time during which such vehicle may be allowed to remain parked, ~~whether by a receipt displaying the expiration time or an indication on the meter such as a physical or electronic receipt, an indication on the meter, a software application, or other means.~~
- (3) ~~There shall be attached to each parking meter that controls a single stall a sign indicating the length of time vehicles may be parked in the parking space adjacent to the meter under the provisions of this chapter, the days and times during which such time limit is applicable and the amount and method of payment required to be deposited in the meter. Where paid parking is in effect, signage and/or display method(s) shall be used provide the days and times during which payment is required, any applicable date or time limits for parking, and the amount and method of payment required.~~
- (4) ~~There shall be attached to each multi-space meter a sign or other display method indicating the length of time vehicles may be parked in the parking spaces controlled by that meter under the provisions of the chapter, the days and times during which such time limit is applicable, and the amount and method of payment required to be deposited in the multi-space meter."~~

3. Section 12.145 entitled "Parking at Parking Meters and Multi-Space Meters; Meter Rates" of the Madison General Ordinances is amended as follows:

"12.145 PARKING AT PARKING METERS AND MULTI-SPACE METERS; METER RATES.

- (1) Restrictions. In all parking meter zones established by Secs. 12.143, 12.1495, 12.150, 12.1505, 12.151, 12.1515, 12.1516, 12.1517 and 12.1518 or at any other on-street parking meter space or on-street multi-space metered zone established under the authority of the Director of Traffic Engineering ~~and or~~ or Parking Division Manager, no person shall park, stop or leave standing any vehicle, whether attended or unattended, unless the following provisions are strictly complied with:

- (a) ~~Parking at a Meter Controlling a Single Space.~~ The operator of every vehicle, upon stopping, standing or parking the vehicle at a parking meter space adjacent to which a parking meter is located, shall deposit in such parking meter the proper payment as required by the directions on the meter and remove the vehicle therefrom prior to the expiration of the time limit indicated on the meter. The operator of every vehicle, upon parking in a paid parking zone, shall make the required payment by meter, pay station, kiosk, mobile application, or other authorized means.
 - (b) No such vehicle shall be parked, stopped or left standing for a longer period than the applicable time limit specified in Secs. 12.1495, 12.150, 12.1505, 12.151, 12.1515, 12.1516, 12.1517, or 12.1518, or the applicable limit specified by signage in accordance with Sec. 12.143.
 - (c) The operator of any such vehicle shall comply with all other provisions of this chapter relating to the parking, stopping or ~~leaving a vehicle standing of vehicles,~~ except those provisions which by their very nature would have no application.
 - (d) No person shall stop, park or leave standing any vehicle ~~at a parking space adjacent to a parking meter or multi-space metered in a paid parking zone~~ for the purpose of conducting street vending directly from the vehicle; during the hours in which that meter is enforced of enforcement. "Street vending" shall have the meaning established in Sec. 9.13. This prohibition shall apply to all on-street parking meter zones established by this Chapter, during the hours of enforcement established herein.
 - (e) ~~Parking at a Multi-Space Meter.~~ The operator of every vehicle, upon stopping, standing or parking the vehicle at spots controlled by multi-space parking meters, shall deposit the proper payment as required by the directions on the multi-space meter and shall remove the vehicle therefrom prior to the expiration of the time limit indicated on the multi-space meter or the parking meter receipt. Parking meter receipts, if required by the directions on the meter, must be placed on the front dashboard of the driver's side of the vehicle. Only one receipt may be displayed at any one time and the printed expiration time must be visible through the front windshield. Motorcycles, mopeds, and other vehicles not specified must display parking meter receipts, if required, in a visible manner.
- (2) Exceptions.
- (a) Hours of Enforcement. The provisions of subs. (1)(a), (b), (d), and (e) apply only during the following times and days, unless otherwise posted:
 - 1. 8:00 a.m. to 6:00 p.m. on all days except Sundays and holidays.
 - (b) ~~The absence or complete functional failure of a parking meter adjacent to any parking space shall exempt operators of vehicles from the provisions of subsection (1)(a), but shall not exempt them from any other provision of this chapter.~~ In the event of a complete functional failure of a meter, pay station, kiosk, or mobile payment system, operators of vehicles shall be exempted from the provisions of subsection (1)(a) for the duration of such failure, but must comply with all other provisions of this chapter.
 - (c) ~~With the exception of two fifteen (15) minute metered parking spaces, the east side of South Carroll Street extending from West Doty Street to West Wilson Street shall be restricted to the parking only of Madison Police Department vehicles.~~
- (3) Rates. The rate of payment for on-street parking meters shall be:
- (a) Parking meter zones established by Sections 12.1495, 12.150, 12.1505, 12.1515, 12.1516, 12.1517 and 12.1518: one dollar and ten cents (\$1.10) per

hour for the ten-hour meters, and two dollars (\$2.00) per hour for all other meters.

- (b) Parking meter zones established by Section 12.151: one dollar and thirty cents (\$1.30) per hour for all meters.
- (c) The hourly rate for all on-street metered parking designated for motorcycles and mopeds shall be one dollar (\$1).
- (d) The rate for any other on-street parking meter installed under the authority of the Director of Traffic Engineering and or Parking Division Manager, but not included in the zones listed above shall be either two dollars (\$2) per hour, one dollar and fifty cents (\$1.50) per hour, one dollar and thirty cents (\$1.30) per hour, one dollar and ten cents (\$1.10) per hour, or seventy-five cents (75¢) per hour, as determined by the Director of Traffic Engineering and Parking Division Manager.
- (e) ~~On street multi-space meters paid by methods other than cash will have a minimum required payment equal to one dollar (\$1) of metered time, as determined~~ Minimum payments for transactions made by methods other than cash may be established by the Director of Traffic Engineering and or Parking Division Manager.
- (f) ~~This ordinance shall become effective June 1, 2016~~ Test area program rates may be set at the amounts above or by the Transportation Commission."

4. Section 12.147 entitled "Misuse of Parking Meters and Multi-Space Meters" of the Madison General Ordinances is amended as follows:

"12.147 MISUSE OF PARKING METERS AND MULTI-SPACE METERS.

- (1) No person shall intentionally, by physical, electronic, or mechanical force or by the use of any instrument, software, or device, damage, deface, tamper with, open or impair the effective operation of a parking meter, kiosk, or ~~multi-space meter installed pursuant to ordinance~~ other similar or related equipment.
- (2) No person shall place, insert or deposit or cause to be deposited in a parking meter, kiosk, or ~~multi-space meter installed pursuant to ordinance~~ other similar or related equipment, anything other than the form of payment specified on the meter, and when coins are permitted, shall not deposit any coins other than lawfully minted coins of the United States."

5. Section 12.148 entitled "Fees from Parking Meters and Multi-Space Meters for Regulation" of the Madison General Ordinances is amended as follows:

"12.148 FEES FROM PARKING METERS AND MULTI-SPACE METERS FOR REGULATION

The fees required by ordinance in parking meters and multi-space meters are imposed as police regulation and inspection fees, and the revenues derived therefrom shall be ~~used for the installation, operation, inspection and regulation of parking meters, multi-space meters, and parking space in parking meter zones created by ordinance~~ to fund the City of Madison's Parking Division."

6. Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations and Complaints for Violations of Certain Ordinances and Providing a Schedule of

Cash Deposits” of the Madison General Ordinances is amended by amending therein the following:

<u>“Offense</u>	<u>Ord. No./Adopted Statute No.</u>	<u>Deposit *</u>
Expired <u>or unpaid</u> meters –streets.	12.145(1)(a)	\$25
Overtime limit - streets (meter zone).	12.145(1)(b)	\$35
No street vending from a parking meter.	12.145(1)(d)	\$30
Expired meter – multispace.	12.145(1)(e)	\$25
Misuse of <u>or tampering with</u> parking meters <u>equipment.</u>	12.147(1)	\$50
Deposit unlawful material in parking meter <u>equipment.</u>	12.147(2)	\$50”

EDITOR’S NOTE:

Section 12.143 entitled “Installation of Parking Meters” of the Madison General Ordinances currently reads as follows:

“12.143 INSTALLATION OF PARKING METERS.

The Parking Division Manager shall install, regulate, control and maintain in good working condition parking meters on highways, parking lots and ramps in all parking meter zones established by ordinance. Parking meters controlling an individual space shall be installed adjacent to the curb, and lines or marks shall be placed upon or adjacent to the roadway, so as to designate individual vehicle parking spaces, not inconsistent with other provisions of this chapter. A multi-space meter shall be installed on the same block face as the area that it controls. Multi-space metered zones shall have lines or marks placed upon or adjacent to the roadway, so as to designate individual vehicle parking spaces. Lines or marks placed upon or adjacent to the roadway may be omitted if the multi-space meter provides a receipt to be displayed on the vehicle.”