

Code change

ORDINANCE NO. 2017- 33

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AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA, RELATING TO 5-MINUTE PARKING; MAKING REVISIONS TO CITY OF TAMPA CODE OF ORDINANCES CHAPTER 15 (PARKING); AMENDING ARTICLE II, REGULATIONS; PERMITS; PENALTIES, DIVISION 1, GENERAL PARKING REGULATIONS, SECTION 15-43, PARKING IN FRONT OF RESIDENCES OR PUBLIC OR PRIVATE DRIVEWAYS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Tampa established standards related to Chapter 15, Parking in the City of Tampa; and,

WHEREAS, Section 15-43 of the City of Tampa Code of Ordinances sets forth certain allowances for parking in front of residences or public or private driveways; and,

WHEREAS, the Florida Department of Transportation has notified the City of Tampa that the "5-Minute No Parking" signs referenced in Section 15-43 of the City of Tampa Code of Ordinances are not in compliance the Manual of Uniform Traffic Control Devices pursuant to Florida Statute 316.0745; and,

WHEREAS, the City of Tampa must amend Chapter 15, Section 15-43, to remove the 5-minute parking provision; and,

WHEREAS, a duly noticed public hearing as required by law was held by the City Council of the City of Tampa, at which public hearings all residents and interested persons were given an opportunity to be heard.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That "Sec. 15-43. Parking in front of residences or public or private driveways." is hereby amended by adding the underlined language and deleting the stricken language as follows:

"Sec. 15-43. Parking in front of residences or public or private driveways.

(a) ~~It is unlawful for any person to stop, stand, or park a vehicle, whether occupied or not, for more than five (5) minutes on the street, or on the public right of way~~

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1 adjacent to the street, directly in front of or immediately adjacent to the front
2 entrance to any single family detached dwelling, as defined in section 27-523,
3 without the expressed or implied consent of the owner or occupant of such
4 dwelling.

5 For purposes of this section, the term "right of way" shall be defined as that area
6 between the paved surface of any public street intended or designed for vehicular traffic
7 and the property line of the abutting real property.

8 In order for this provision to apply, the owner or occupant shall give notice of
9 the restriction by erecting an official sign, of their own making or purchased, which
10 complies with the department of public works, transportation division specifications for
11 such signs. The sign shall be fabricated from a durable weather resistant material. The
12 sign shall be placed and centered directly in front of the entrance to the dwelling on or
13 slightly behind the property line, parallel to and facing the street. The sign shall
14 designate and protect one (1) parking space twenty-two (22) feet in length along the
15 front of the property directly in front of and eleven (11) feet to either side of the sign.

16 ~~(a)~~(b) All taxicabs, buses and motor vehicles for hire are prohibited from stopping,
17 standing or parking at any time in front of any residence without permission
18 from the owner or the occupant of such residence.

19
20 ~~(b)~~(e) It is unlawful for any person to stop, stand or park a vehicle, whether occupied
21 or not, within ten (10) feet from the edge of a public or private driveway except
22 in metered spaces or otherwise marked spaces available for parking or to
23 momentarily pick up or discharge a passenger.

24
25 ~~(c)~~(d) It is unlawful for any person to stop, stand or park a vehicle across the street
26 from a driveway if the street width is twenty-five (25) feet or less except in
27 metered spaces or otherwise marked spaces available for parking or to
28 momentarily pick up or discharge a passenger.”

29
30 **Section 2.** That should a court of competent jurisdiction declare any part of
31 this Ordinance invalid the remaining parts hereof shall not, in any way, be affected by
32 such determination as to the invalid part.

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34 **Section 3.** That all ordinances or parts of ordinances in conflict herewith are
35 hereby repealed to the extent of any conflict.
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