



**CITY COUNCIL  
ATLANTA, GEORGIA**

**23-O-1399**

**AN ORDINANCE BY COUNCILMEMBER ALEX WAN AS SUBSTITUTED BY TRANSPORTATION COMMITTEE AS SUBSTITUTED BY ATLANTA CITY COUNCIL TO AMEND CHAPTER 150 (TRAFFIC AND VEHICLES), ARTICLE IV (STOPPING, STANDING AND PARKING) DIVISION 4 (RESIDENTIAL PERMIT PARKING), TO REQUIRE THAT AREAS TO BE DESIGNATED AS RESIDENTIAL PARKING PERMIT AREAS SHALL BE APPROVED VIA ORDINANCE AND THAT THEY SHALL BE DESIGNATED AND THE REGULATIONS THERETO SHALL BE CODIFIED IN THE CITY OF ATLANTA CODE OF ORDINANCES; TO AMEND CHAPTER 150, ARTICLE IV, TO CODIFY THE CURRENT RESIDENTIAL PARKING AREAS AND THE REGULATIONS RELATED THERETO, WHICH HAVE BEEN PREVIOUSLY ADMINISTRATIVELY AUTHORIZED; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta (“City”) has an interest in maintaining the health, safety, and welfare of its residents or any visitor who uses the City’s streets and transportation system; and

WHEREAS, the City has an interest in regulating, through the lawful exercise of its police powers, the use of the City’s streets and transportation system; and

WHEREAS, pursuant to Chapter 150, Article IV, Division 4, following receipt and examination of an application submitted by a resident of a residential area who desires to have such area designated as a residential permit parking area, the commissioner of the Department of Transportation is authorized to administratively establish a residential parking area; and

WHEREAS, in addition to residential parking areas which are established administratively, certain residential parking areas have been approved by the Atlanta City Council via ordinance, and are designated and the regulations related thereto, are included in the City of Atlanta Code of Ordinances at Chapter 150, Article IV; and

WHEREAS, to ensure residents, law enforcement officers, and the public generally have adequate notice of any residential parking areas and the regulations applicable thereto, and to provide for consistency in regards to residential parking areas, it is the desire of the Atlanta City Council that all residential parking areas shall be approved by the Atlanta City Council via ordinance, and that they shall be designated and the regulations related thereto shall be codified in the City of Atlanta Code of Ordinances; and

WHEREAS, it is the desire of the Atlanta City Council to amend Chapter 150, Article IV, Division 4 to require that areas to be designated as residential parking permit areas shall be approved by the Atlanta City Council and that they shall be designated and the regulations thereto shall be codified in the City of Atlanta Code of Ordinances; and

WHEREAS, it is also the desire of the Atlanta City Council to amend Chapter 150, Article IV, to codify the residential parking areas and the regulations related thereto, which have been previously administratively authorized.

2023-45 ( 23-O-1399 )

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Last Updated: 10/3/23



THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

SECTION 1: That Chapter 150 (Traffic and Vehicles), Article IV, (Stopping, Standing and Parking), Division 4 (Residential Permit Parking) shall be amended such that it shall thereafter read as follows (with permanent additions in underline font and permanent deletions in strikethrough font):

Sec. 150-146. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

*Block face* means that portion of one side of a street located between two intersecting streets or between the termination of a street and the first occurring side street where on street parking is allowed.

*Corner lot* means a lot that is located at the intersection of two or more streets within a residential permit parking area.

*Curb parking space* means a section of street, adjacent to the curb or edge or roadway, where a motor vehicle may lawfully park.

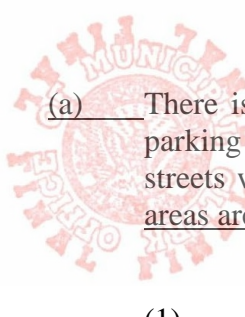
*Residential area* means a contiguous or nearly contiguous area containing public roadways which are primarily abutted by residential property and non-business property, such as parks, churches and schools.

*Residential permit parking area* means that area that has been defined by the department of transportation through the establishment of clearly defined boundaries, and codified in this article, within which residents shall be eligible to purchase residential parking permits.

*Street address* means the lot number assigned to a lot of record as shown on the official tax maps of the city.

*Traffic generator* means a property or properties which generates nonresidential traffic. This includes employment areas; college and universities; medical centers; commercial and entertainment areas and transit areas and facilities.

Sec. 150-147. Program established.



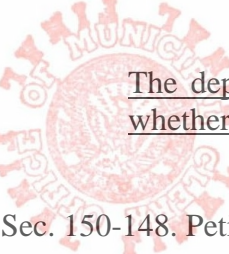
(a) There is established a residential permit parking program, whereby motor vehicles bearing a special parking permit issued pursuant to this division may be parked in excess of the time limits posted on streets within certain areas known as residential permit parking areas. Authorized residential parking areas are as follows:

- (1) Ansley Park permit parking area.
- (2) Ardmore Park permit parking area.
- (3) Atkins Park permit parking area.
- (4) Berkeley Park permit parking area.
- (5) Brookwood Hills permit parking area.
- (6) Buckhead Forest permit parking area.
- (7) Castleberry Hill permit parking area.
- (8) Dickson Place permit parking area.
- (9) Glen Iris permit parking area.
- (10) Home Park permit parking area.
- (11) Inman Park permit parking area.
- (12) Inwood Circle permit parking area.
- (13) Midtown permit parking area.
- (14) Peachtree Park permit parking area.
- (15) Poncey-Highland permit parking area.
- (16) Saunders Street permit parking area.
- (17) University Stadium permit parking area.
- (18) Vine City Stadium permit parking area.
- (19) Virginia Highland permit parking area.

(b) Except as otherwise set forth in this article, parking a motor vehicle on a street within a residential permit parking area may be restricted to a two-hour period for an established 12-hour period in the vicinity of the traffic generator unless the motor vehicle displays such valid parking permit. All presently existing residential permit parking programs and all programs established in the future may opt into this two-hour non-permitted parking element through a petition process within the residential permit parking area to be established by the commissioner of the department of transportation.

(c) Street signage in each residential permit parking area must contain language that reflects the residential parking permit hours, including the two-hour non-resident exception, if applicable.

(d) Except where the boundaries of a residential parking permit area are specifically established in this article, the department of transportation shall be authorized to administratively establish the boundaries of the residential parking areas listed in this section in accordance with the requirements of this division.



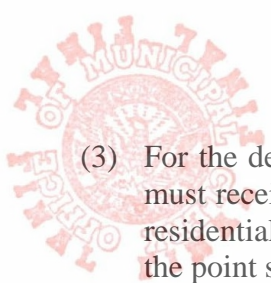
The department of transportation shall maintain maps of the boundaries all residential parking areas whether established in this article or established administratively.

Sec. 150-148. Petition required.

- (a) Residents of a residential area who desire to have such area designated as a residential permit parking area shall submit to the ~~office~~ department of transportation a written request seeking such designation.
- (b) Upon receipt of such request, the ~~office~~ department of transportation shall define the boundaries of the proposed residential permit parking area and those boundaries shall be set out in the petition. Said proposed area shall be no less than two contiguous block faces and within 1,500 feet of a traffic generator. All residences that front or are located on corner lots along the block faces, and any multiple-family dwellings that have sole vehicular access to said multiple-family dwellings from an included block face shall be included in the residential permit parking area and shall be included in the petitioning process.
- (c) To warrant consideration, the petition must be supported by the signature of one adult resident from 70 percent or more of the residences within the area, provided only one signature shall be allowed for each street address. Apartment buildings and other multiple-family dwellings shall be considered as one residence for petitioning purposes and shall be limited to one signature, which shall be the signature of the property owner or the signature of a person who is legally authorized to sign on behalf of the property owner.
- (d) The petition shall identify a resident petition coordinator and shall conform in form and content with requirements established by the ~~office~~ department of transportation.

Sec. 150-149. Eligibility of area.

- (a) Upon receipt of a petition referred to in this section, the ~~office~~ department of transportation shall undertake evaluations and studies as needed to determine whether such residential area is eligible for designation as a residential permit parking area.
- (b) In establishing the eligibility of a proposed residential permit parking area, the ~~office~~ department of transportation shall consider the following factors:
  - (1) The availability of off-street parking including but not limited to driveways, garages, and other types of parking facilities for residents.
  - (2) Studies of parking characteristics within the area considered for residential parking must show that, during the time period of the proposed restrictions, curb parking space occupancy exceeds 75 percent and non-residential vehicles represent at least 33 percent of the parked vehicles.



(3) For the designated residential permit parking area to meet residential parking program requirements, it must receive at least 70 points based on a combination of lack of off-street parking, percentage of non-residential vehicles and occupied parking spaces. The ~~office~~ department of transportation shall develop the point system.

~~(4) Designation of the area as a residential permit parking area will result in one or more of the following expectations for the area:~~

~~a. A reduction in non-residential vehicles and the accompanying energy waste and air pollution.~~

~~b. A reduction in total vehicle miles traveled.~~

~~c. A reduction in traffic congestion and illegal parking.~~

~~d. An improvement in vehicular and pedestrian safety.~~

(c) Having determined that the requirements for a residential permit parking area are met, the ~~office~~ department of transportation shall assign an appropriate and unique identification letter to the area and shall notify the petition coordinator that the area shall be recommended for ~~has been approved~~ approval as a residential permit parking area.

(d) Following the determination that the requirements for a residential permit parking area outlined in this article have been met, the recommendation for approval by the department of transportation shall be transmitted to the Atlanta City Council an ordinance to legislatively approve the residential parking area and to codify the area and the regulations thereto, which ordinance must specifically indicate that such requirements have been met. The city council committee of purview shall not consider an ordinance to approve a residential parking area unless the requirements outlined in this article have been met.

#### Sec. 150-150. Application for permit.

(a) The application for a resident parking permit shall provide the name of the owner or operator of the motor vehicle to be permitted; the residential address; the operator's state driver's license number; the motor vehicle make, model and license number; and other information requested on the application form. The applicant shall provide proof of residency as required by the ~~office~~ department of transportation.

(b) Visitor permits shall require no written application except as provided in section 150-153(c); however, the ~~office~~ department of transportation may require that previously issued and used permits be surrendered prior to replacement.

#### Sec. 150-151. Permit terms; fees.



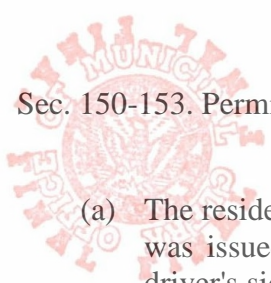
(a) Except as otherwise provided in this article, rResidential parking permits shall be valid for one year from the date of issuance.

(b) Except as otherwise provided in this article, tThe permit fee shall be \$20.00.

## Sec. 150-152. Issuance of permits.

Following approval of a residential permit parking area, the ~~office~~ department of transportation shall issue residential parking permits and visitor permits as follows:

- (1) A permit shall be issued only to a motor vehicle owner or operator who resides on property that is either fronting or is located on a corner lot along a block face or has vehicular access from an included block face located within the residential permit parking area. Upon application and payment of the applicable fee, residential parking permits shall be issued in accordance with the following limitations:
  - a. For single-family dwelling units (one residential structure containing only one housing unit), two residential parking permits may be issued for each valid street address.
  - b. For multiple family dwelling units (including but not limited to, apartments, condominiums, attached dwellings, rowhouses and townhouses):
    - 1) Two residential parking permits may be issued for each legally constituted and existing dwelling unit in any two-family or multiple-family dwelling facility at a valid street address within the residential permit parking area where said dwelling unit has no off-street parking availability.
    - 2) Except as otherwise provided in this article, oOne residential parking permit may be issued for each legally constituted and existing dwelling unit in any two-family or multiple-family dwelling facility at a valid street address within the residential permit parking area where said dwelling unit does have off-street parking availability;.
- (2) Upon request, two visitor permits may be issued without charge to the recipient of a residential parking permit, and such visitor permits may be renewed or replaced in accordance with procedures established by the ~~office~~ department of transportation.
- (3) A resident of a residential parking permit parking area who is eligible for a residential parking permit but does not apply for such permit may be issued two visitor permits by making application as provided in subsection (2) of this section and omitting information which is not applicable. No fee shall be charged for such visitor permits.

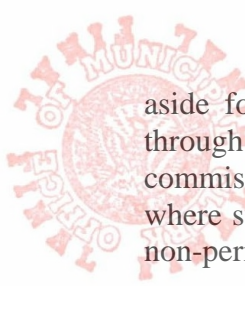


Sec. 150-153. Permit form and display.

- (a) The residential parking permit shall be a decal and shall be affixed only to the motor vehicle for which it was issued. The decal shall be permanently attached to the inside lower corner of the rear window, driver's side and must be clearly visible from outside the vehicle. Information shown on the permit decal shall include but not be limited to the residential permit parking area identification letter, the permit number and the expiration date.
- (b) The visitor parking permit shall be a temporary permit designed for use by transient visitors and guests of residents of a residential permit parking area. Except as provided in subsection (c) of this section, each visitor permit shall be valid for 15 days and shall provide all the rights and privileges of a residential parking permit. The visitor parking permit shall be of a form and shall be displayed as determined by the ~~office~~ department of transportation.
- (c) The ~~office~~ department of transportation may issue a temporary parking permit, valid for not more than one year, for a vehicle operated by a person who provides health care services on a regular basis at an address within a residential permit parking area. Such temporary permit shall be a visitor parking permit bearing special validation and which is issued by the ~~office~~ department of transportation upon satisfactory proof of need presented by the resident at such address. A temporary parking permit shall not be issued for use by a person who provides services for a commercial activity conducted at a residence.

Sec. 150-154. Uniformity of parking regulations.

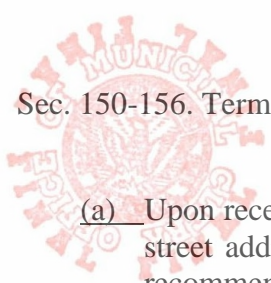
- (a) Within each discrete residential permit parking area there shall be uniform parking regulations applied to all locations where parking is allowed. Only when authorized by existing or future residential parking permit areas in accordance with this article, a two-hour parking exemption for unpermitted vehicles will be allowed. Upon approval of a residential permit parking area, the department of transportation shall have parking regulation signs installed that clearly reflect the specific parking hours within the residential permit parking area indicating the time, location and conditions under which enforcement of the residential permit parking ~~permit parking~~ area shall occur.
- (b) Except as otherwise provided in this article, pParking a motor vehicle on a street within a residential permit parking area shall be restricted to a two-hour period only if permitted as provided for under section 150-147~~and section 15-154(a)~~. Otherwise, and except as otherwise provided in this article, parking a motor vehicle within a residential permit parking area shall be prohibited during the restricted 12-hour period as indicated by street signage unless the motor vehicle displays a valid residential parking permit for that area during which the residential permit parking program is in effect. Except as otherwise provided in this article, nNo residential permit parking program shall be established that exceeds a 12-hour period per day.
- (c) Only when authorized by existing or future residential~~-parking~~ permit parking areas, not more than 30 percent of all permit parking spaces established in a residential ~~parking~~-permit parking area shall be set



aside for use by unpermitted vehicles. Whether such spaces shall be installed shall be determined through a petition process within the residential permit parking area to be established by the commissioner of the department of transportation. Street signage in each residential permit parking area where such spaces are established must contain language that reflects that such spaces are available to non-permitted vehicles, if applicable.

Sec. 150-155. Adding or removing block faces.

- (a) All block faces of a discrete residential permit parking area shall have identical parking regulations where parking is allowed, and such regulations shall not be removed or modified on individual interior block faces.
- (b) The ~~office~~ department of transportation may recommend the addition or removal of ~~add or remove~~ block faces along the boundaries of a residential permit parking area upon receipt of a petition in which more than 50 percent of the residences request such action. The petition shall conform to the requirements of section 150-149.
- (c) Eligibility for a block face to be added to or removed from a residential permit parking area shall be determined by the ~~office~~ department of transportation which shall, to the extent possible, avoid recommending approval of ~~approving~~ changes which will create an isolated block face:
  - (1) Is not across the street from a residential permit parking area block face for its entire length, or
  - (2) Occurs where neither end of the block face is connected to an existing residential permit parking area block face by a continuous curb or edge of roadway.
- (d) During the initial process of recommending the approval of ~~approving~~ a residential permit parking area or, as related to the addition or removal of block faces, the ~~office~~ department of transportation may determine the appropriate status for any block face abutting a park or other property which has no street address or which has no resident qualified to sign a related petition.
- (e) Following the determination that the requirements for an addition or removal of block face(s) as outlined in this division have been met, the recommendation for approval by the department of transportation shall be transmitted to the Atlanta City Council as an ordinance to legislatively approve the proposed addition or the removal. The ordinance must specifically indicate that such conditions have been met. The City Council committee of purview shall not consider an ordinance to approve the addition or removal of block face(s) unless the conditions outlined in this section have been met.



Sec. 150-156. Termination of parking area.

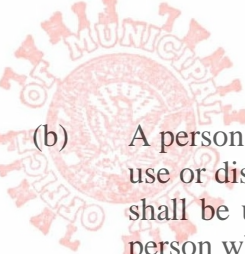
- (a) Upon receipt of an appropriate petition signed by a representative of 50 percent or more of the qualified street addresses, as identified in section 150-148(c) ~~150-149(a)~~, the department of transportation may recommend the termination of a city will terminate residential permit parking areas subject to the following conditions:
- (1) The parking regulations which will replace those established as provided for in section 150-147, must be determined on a block-by-block basis by consultations between the department ~~office~~ of transportation and the affected residents prior to the termination of the residential permit parking area. The final determination shall be made by the department ~~office~~ of transportation.
  - (2) The city shall not refund any fees which residents have paid for permits, as provided for in section 150-151, as a consequence of the termination of a residential permit parking area.
  - (3) Any street section which has been part of a residential permit parking area and which is subsequently terminated under this section shall be ineligible for inclusion in a future residential permit parking area for a period of 24 months after such termination.
- (b) Following the determination that the conditions outline in this section for the termination of a residential permit parking for a residential permit have been met, the recommendation for approval by the department of transportation shall be transmitted to the Atlanta City Council an ordinance to legislatively approve the termination of the residential parking area and to remove the area and the regulations thereto from the City of Atlanta Code of Ordinances, which ordinance must specifically indicate that such conditions have been met. The city council committee of purview shall not consider an ordinance to approve the termination of a residential parking area unless the conditions outlined in this section have been met.

Sec. 150-157. - Limitation on permit use.

A motor vehicle which displays a valid resident parking permit or visitor parking permit shall be allowed to stand or park in the residential permit parking area for which the permit has been issued as established in this article. ~~section 150-154~~. Such permits shall not authorize a motor vehicle to stand or park in any place where or during any time when the stopping, standing or parking of a motor vehicle is prohibited or the area is designated for other uses.

Sec. 150-158. Penalties for violations.

- (a) It shall be unlawful and a violation of this division for a person to furnish false information in an application for any permit authorized by this division or to represent falsely that such person is eligible for such permit.

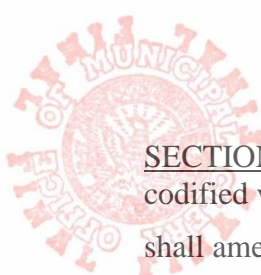
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- (b) A person holding a valid residential parking permit issued pursuant to this, division shall not allow the use or display of such permit on a vehicle other than that for which the permit was issued. Such conduct shall be unlawful and a violation of this division both by the person holding the valid permit and the person who so uses or displays the permit improperly.
- (c) It shall be unlawful and a violation of this division for a person to produce or display a facsimile or counterfeit residential parking permit in order to evade time limitations on parking in a residential permit parking area.
- (d) Violation of this section shall constitute an offense and shall be punishable by a minimum fine of \$150.00 and/or imprisonment for not more than six months, as provided under section 1-8, or by any one or more of these punishments, subject to all limitations contained in the charter of the city or applicable state law.

Sec. 150-159. - Penalty for parking without permit during permitted festivals.

- (a) During City of Atlanta permitted Class "A" outdoor festivals, as defined in section 142-59(a)(1) of the Code of Ordinances, no person shall stop, leave standing or park any passenger vehicle, automobile, light truck, sport utility vehicle, or motorcycle, whether attended or unattended, in any residential permit parking area, as established in this article, (as defined in section 150-146, of the Code of Ordinances) within a one-mile radius of such festival without displaying a valid residential parking permit or visitor permit for that area, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a peace officer or official traffic control device.
- (b) When a violation as described in subsection (a) above occurs, a citation for parking without a residential parking permit or visitor permit shall be issued and a mandatory fine of \$75.00 shall be imposed.
- (c) If the mandatory \$75.00 fine set out in subsection (b) above is not paid in full within 14 days of the issuance of the citation, the fine shall increase from \$75.00 to \$100.00.
- (d) Should the violator elect to appeal the issuance of the citation described herein to the municipal court, the municipal court is authorized, pursuant to the provisions of section 1-8 of the Code of Ordinances, to impose a civil monetary penalty against persons who are found to have violated this section, in an amount not to exceed \$1,000.00 for each such violation. Upon the proper filing of an appeal within 14 days of the issuance of the citation, the late fees described in subsection (c) above will be suspended.

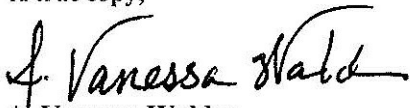
SECTION 2: That all ordinances and parts of ordinances in conflict herewith are hereby waived to the extent of the conflict only.

SECTION 3: That the amendments in this ordinance shall become effective immediately upon approval.



SECTION 4: That the Municipal Clerk is instructed to retain all legislative history references in the codified version of Chapter 150, including Editor's notes, and shall not delete any such references, but shall amend them to include reference to this ordinance.

A true copy,



A. Vanessa Waldon  
Municipal Clerk

ADOPTED by the Atlanta City Council  
APPROVED per City Charter Sec 2-403

OCT 02, 2023  
OCT 11, 2023