

**AGENDA BACKUP MATERIALS
FOR ORDINANCE NO. 23-5459
BACK-IN PARKING**

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Ordinance No. 23-5459
Back-In Parking

ORDINANCE NO. 23-5459

AN ORDINANCE OF THE CITY OF SARASOTA, FLORIDA AMENDING THE CODE OF THE CITY OF SARASOTA; CHAPTER 33, TRAFFIC AND MOTOR VEHICLES; ARTICLE IV, STOPPING, STANDING OR PARKING; TO ALLOW BACK-IN PARKING IN NON ANGLE PARKING SPACES LOCATED IN SURFACE PARKING LOTS AND IN PUBLIC PARKING GARAGES AS PROVIDED HEREIN; PROVIDING FOR THE SEVERABILITY OF THE PARTS HEREOF IF DECLARED INVALID; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR READING BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Sarasota City Code, Chapter 33, Traffic and Motor Vehicles, contains regulations regarding enforcement of parking restrictions on streets, off street city parking lots and parking garages; and,

WHEREAS, the availability of public parking and the ability of citizens to utilize convenient public parking is an issue of importance to residents of and visitors to the City of Sarasota; and,

WHEREAS, the City Commission has recently discussed the issue of "back-in" parking which is currently not allowed in the City except where permitted by specific signage or wherever required by specific signage; and,

WHEREAS, after discussion, the City Commission adopted a motion by a 5-0 vote to direct the preparation of an ordinance that would authorize the City Manager to allow back-in parking in non-angle spaces in surface parking lots and in parking garages when deemed appropriate; and,

WHEREAS, the City Commission finds that the amendments to the City Code as set forth herein, will serve to promote the health, safety and welfare of the citizens of the City of Sarasota.

NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF SARASOTA, FLORIDA:

Section 1. The Sarasota City Code, Chapter 33, Traffic and Motor Vehicles; Article IV, Stopping, Standing or Parking; Section 33-133 is hereby amended to provide as follows: (New text is shown by underline and deleted text is shown by ~~strike-through~~.)

Sec. 33-133. Designation and marking of individual parking spaces; manner of parking.

The City Engineer shall designate and mark off such individual parking spaces as the City Engineer deems proper along the public streets and in the municipal parking lots and garages for the parking of vehicles. At such places where individual parking spaces are so marked off, each vehicle shall be placed entirely within an individual parking space.

(1) It shall be unlawful for any person to park any vehicle or allow any vehicle to be parked in a manner that occupies more than one (1) marked parking space, regardless of whether that space is metered. A separate citation may be issued for each marked parking space, other than the one (1) parking space allowed under this section, which is either partially or wholly occupied by any vehicle not parked in accordance with this section.

(2) It shall be unlawful for any person to park any vehicle or allow any vehicle to be parked in a direction or manner that is in violation of, or contrary to, the requirements of this section or posted signs regulating the direction of parked vehicles in marked spaces, regardless of whether the spaces are metered. Vehicles shall be parked with the front end of the vehicle to the curb, unless parallel

parked or unless a posted sign requires the vehicle to be parked with the rear end of the vehicle to the curb. Notwithstanding the previous sentence, the City Manager shall be authorized to allow optional back-in parking when deemed appropriate after consultation with the Parking Manager, in any non-angle parking space located in a City surface parking lot, in a City parking garage, or in a building where public City owned or controlled parking spaces are provided.

(3) It shall be unlawful for any person to stop, stand, or park a vehicle that is not capable of using an electrical recharging station within any parking space specifically designated for charging an electric vehicle (EV). If a law enforcement officer finds a motor vehicle in violation of this subsection, the officer shall charge the operator of the vehicle with a violation of this Article IV of the Code of the City of Sarasota and a fine shall be assessed in the amount specified in Section 33-167(14) of the Code of the City of Sarasota.

Section 2. The Sarasota City Code, Chapter 33, Traffic and Motor Vehicles; Article IV, Stopping, Standing or Parking; Section 33-151 is hereby amended to provide as follows: (New text is shown by underline and deleted text is shown by ~~strike-through~~.)

Section 33-151. Parking Permits --- issuance by City Manager.

(a) The City Manager is hereby authorized to issue parking permits on behalf of the City authorizing the holders thereof to use all or specifically designated metered and non metered off street parking lots and parking garages which are owned or controlled by the City.

(b) Such permits may be issued on a monthly, quarterly or semi-annual basis upon payment to the City of such sums and for such designated parking lots as may be approved from time to time by resolution of the City Commission. Each permit shall be evidenced by a written or printed certificate which shall bear the name of the City, the number of the holder's permit and such other pertinent information as may be prescribed by the City Manager.

Section 3. Should any section, sentence, clause, part or provision of this Ordinance be declared invalid or unenforceable by a court of competent jurisdiction, the same shall not affect the validity of this Ordinance as a whole, or any part hereof other than the part declared to be invalid. Said provision declared to be invalid shall be deemed severed from the remaining provisions of this Ordinance.

Section 4. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This ordinance shall become effective immediately upon adoption at second reading.

PASSED on first reading by title only, after posting for public viewing at City Hall for at least three (3) days prior to first reading, as authorized by Article IV, Section 2, Charter of the City of Sarasota, Florida this _____ day of _____, 2023.

PASSED on second reading and finally adopted this _____ day of _____, 2023.

CITY OF SARASOTA, FLORIDA

Kyle Scott Battie, Mayor

ATTEST:

Shayla Griggs
City Auditor & Clerk

- _____ Mayor Kyle Scott Battie
- _____ Vice Mayor Liz Alpert
- _____ Commissioner Jen Ahearn-Koch
- _____ Commissioner Erik Arroyo
- _____ Commissioner Debbie Trice

NOTICE OF PUBLIC HEARING



**CITY OF SARASOTA
NOTICE OF PUBLIC HEARING**

Notice is hereby given that the **CITY COMMISSION** of the City of Sarasota, Florida will meet on **Monday, February 6, 2023, at 9:00 a.m.** in the Commission Chambers, City Hall, 1565 First Street, Sarasota, Florida. **Starting at 9:00 a.m. or as soon thereafter as possible, the Commission will open the scheduled Public Hearings in the order they appear on the agenda.** The following Ordinance will be considered at the above scheduled meeting:

ORDINANCE NO. 23-5459

AN ORDINANCE OF THE CITY OF SARASOTA, FLORIDA AMENDING THE CODE OF THE CITY OF SARASOTA; CHAPTER 33, TRAFFIC AND MOTOR VEHICLES; ARTICLE IV, STOPPING, STANDING OR PARKING; TO ALLOW BACK IN PARKING IN NON ANGLE PARKING SPACES LOCATED IN SURFACE PARKING LOTS AND IN PUBLIC PARKING GARAGES AS PROVIDED HEREIN; PROVIDING FOR THE SEVERABILITY OF THE PARTS HEREOF IF DECLARED INVALID; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR READING BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.

Said proposed Ordinance is on file in the Office of the City Auditor and Clerk at City Hall. If you wish to obtain a copy, please call (941) 263-6222 between 8:00 a.m. to 5:00 p.m. Monday through Friday.

Interested persons are welcome to attend and may register to speak in respect to the above-proposed ordinance. Individuals who prefer to participate remotely in the City Commission meeting may obtain instructions to participate via zoom by emailing clerk@sarasotaf1.gov with your request no later than the **deadline of 5:00 pm on Friday, February 3, 2023.** Individuals may provide written comments for agenda items which allow citizens input up until the start of the meeting by utilizing the eComments link next to the published agenda on the [Upcoming Events](#) webpage accessible through the City of Sarasota website by clicking on "Meetings/Agendas/Video from the main page.

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990 and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in such public hearing should contact the City of Sarasota ADA Coordinator at (941) 263-6269 at least two (2) business days prior to the date of the public hearing as to the nature of the aid and/or service desired. Reasonable auxiliary aids and services will be made available to qualified disabled individuals to the extent that no undue financial or administrative burden results. For the benefit of individuals utilizing hearing aids with a T-coil, the City Commission Chambers and SRQ Media Studio are outfitted with a Hearing Induction Loop for enhanced hearing assistance.

CITY OF SARASOTA

By: Shayla Griggs
City Auditor and Clerk

Legal Date: January 27, 2023