

ORDINANCE 2018-01

AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA, AMENDING CHAPTER 18: TRAFFIC, ARTICLE I.- IN GENERAL, SECTION 18-3 – CITY MANAGER AUTHORIZED TO ESTABLISH SPEED LIMITS, PARKING REGULATIONS AND CHAPTER 18: TRAFFIC, ARTICLE II. – PARKING, STOPPING AND STANDING, DIVISION 1-- GENERALLY, SECTION 18-11 TO AUTHORIZE THE TOWING OF VEHICLES PARKED IN DESIGNATED NO PARKING AREAS; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES OF THE CITY OF TARPON SPRINGS, FLORIDA; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the Board of Commissioners of the City of Tarpon Springs recognizes that parking is an issue that is important to its citizens, residents, and visitors; and

WHEREAS, the City of Tarpon Springs recognizes that certain areas of property under its control are inappropriate for the parking or location of motor vehicles or may be marked as no parking areas in the best interest of the health, safety, and welfare of its citizens; and

WHEREAS, the Board of Commissioners of the City of Tarpon Springs finds that its present code of ordinances does not provide sufficiently for the authority to tow vehicles parked or found in areas designated as no parking areas or which are otherwise inappropriately located, and wishes to provide for such authority.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF TARPON SPRINGS THAT:

SECTION 1. Chapter 18, Article I, Section 18-3 is hereby amended to read as follows:

§ 18-3. - CITY MANAGER AUTHORIZED TO ESTABLISH SPEED LIMITS, PARKING REGULATIONS.

(a) The City Manager is authorized to set the speed limits for all city streets pursuant to F.S. § 316.189.

(b) The City Manager is authorized to establish parking regulations not otherwise provided herein and not prohibited by law. This authority shall include the authority to prohibit parking on city streets, rights-of-way, and city-owned property. The City Manager is further authorized to designate such areas prohibited for vehicular parking by use of “no parking” signs, yellow curb paint, yellow pavement paint, or other appropriate means which provide adequate notice that vehicular parking is prohibited at the places so

designated. The City Manager is further authorized to provide for the towing of any vehicle or vessel parked in “no parking” areas provided that such authorization is consistent with general law.

SECTION 2. Chapter 18, Article II, Division 1, Section 18-11 is hereby amended to read as follows:

§ 18-11. - TICKETING OF OVERTIME VIOLATIONS AND “NO PARKING” AREAS.

If any motor vehicle shall remain parked in any parking space or parking meter space in the city beyond the parking time limit marked or fixed for such parking space or parking meter space, the same shall constitute illegal parking and a violation hereunder and it shall be the duty of the Police Department in such case to issue the appropriate traffic violation summons or citation or notice and if possible, place the same in a secure manner under the windshield wiper of the motor vehicle or alternatively, in any other secure manner in or upon the motor vehicle.

Parking in an area marked by the City with “no parking” signs pursuant to Section 18-3 herein is prohibited and any motor vehicle or vessel so parked may be towed.

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. In the event a court of competent jurisdiction finds any part or provision of this Ordinance unconstitutional or unenforceable as a matter of law, the same shall be stricken and the remainder of the Ordinance shall continue in full force and effect.

SECTION 5. The keeper of Code of Ordinances for the City of Tarpon Springs is directed to include this Ordinance in the Code of Ordinances and may renumber and reclassify the same as may be required for inclusion in the Code of Ordinances of the City of Tarpon Springs.

SECTION 6. EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage and adoption in the manner provided by law.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA THIS ____ DAY OF _____, 2017.

MAYOR

ATTEST: