

Upon the adoption by the Municipal Council of an ordinance designating a permit parking area, the Mayor shall cause appropriate signs to be erected in the area indicating prominently thereon the area prohibition or time limitation, period of the day for its application, and conditions, if any, when permit parking rules apply. (Enacted 2002-45, Am 2006-49, Am 2007-39)

9.80.100. Permit Fees.

Permit fees shall be charged as shown on the Consolidated Fee Schedule adopted by the Municipal Council. (Enacted 2002-45, Am 2006-49, Am 2007-39)

9.80.110. Penalty Provisions.

(1) No person may park a motor vehicle in violation of a permit parking area ordinance.

(2) It shall be unlawful for a person to falsely claim eligibility for a parking permit or to furnish false information in an application therefor.

(3) It shall be unlawful for a person holding a valid parking area permit to allow the use or display of such permit on a motor vehicle in a manner not permitted by this Chapter or any ordinance adopted under the authority of this Chapter for the specific permit parking area where the permit is used. Such conduct shall constitute an unlawful act and violation of this Chapter both by the person holding the parking permit and the person who so uses or displays the permit on an unauthorized vehicle.

(4) It shall be unlawful and a violation of this Chapter for a person to copy, produce, or otherwise bring into existence a facsimile or counterfeit parking permit or permits. It shall further be unlawful and a violation of this Chapter for a person to transfer the beneficial ownership of or a continuous right to use a visitor parking permit or to knowingly use or display a facsimile or counterfeit parking permit in order to evade area prohibitions or time limitations on parking applicable in a permit parking area.

(5) Violation of a parking area permit requirement shall be a civil infraction and shall be enforced as provided in Chapter 9.17 of this code.

(6) Any motor vehicle for which four (4) or more citations are issued is hereby declared to be a public nuisance and the City may authorize said motor vehicle to be towed from a public street at the expense and risk of the registered owner. Said motor vehicle shall be held and not released until the reasonable costs of towing and storage have been paid.

(7) If a motor vehicle has been towed from a public street pursuant to the provisions of this Chapter and is being held for the payment of fees and charges, the owner thereof, or the agent of the owner, may in writing request a hearing to determine the validity of the action taken with respect to said motor vehicle. Such hearing shall take place within seventy-two (72) hours from the date of the request unless the applicant agrees to a longer period of time before the hearing. The Mayor or the Mayor's designee shall designate a hearing officer who shall conduct the hearing as provided in Chapter 17.02, Provo City Code, except as otherwise provided in this Section. The Hearing Officer may order the release of any motor vehicle without cost to the owner or the owner's agent if the officer determines the motor vehicle was towed from a public street in violation of this Chapter or other applicable law. (Enacted 2002-45, Am 2006-49, Am 2007-39, Am 2008-05)

9.80.120. Revocation of Permit.

(1) The Mayor or the Mayor's designee is authorized to revoke a parking permit of any person found to be in violation of this Chapter or any provision of an ordinance which establishes a specific permit parking area, and, upon written notification thereof, the person shall surrender such permit to the Police Chief or the Chief's designee.

Failure, to surrender a parking permit so revoked shall constitute a violation of law and of this Chapter.

(2) A permit holder found to violate the terms of this Chapter may have parking privileges revoked and the permit holder may be prohibited from obtaining a parking permit for one (1) year from the date of the violation. (Enacted 2002-45, Am 2007-39)

Chapter 9.83 Foothill Park Permit Parking Area.

9.83.010. Purpose.

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9.83.010. Purpose.

The Provo Municipal Council finds that the geographic area described in Section 9.83.030 of this Chapter meets the criteria for designating a permit parking area as provided in Section 9.80.060 and Subsections 9.80.070(7) and 9.80.070(8), Provo City Code. (Enacted 2007-41)

9.83.020. Definitions.

Words and phrases defined in Chapter 9.80 of this Title, as amended, which are used in this Chapter shall have the meanings set forth in Chapter 9.80. (Enacted 2007-41)

9.83.030. Permit Parking Area Authorized - Boundaries.

(1) A permit parking area is hereby established within the geographic area encompassed by the following boundaries and applying to both sides of a street unless otherwise provided: Commencing at the intersection of 580 North and Belmont Place; thence east along 580 North to Summit Drive; thence north along Summit Drive to 1420 East; thence south along 1420 East to the corner of 1480 East; thence southeast along 1480 East to the corner of 300 North; thence west on 300 North until the corner of Belmont Place on the north side of the street only; thence north on Belmont Place to 580 North, including dwelling units located only to the east.

(2) The foregoing described area shall be known as the Foothill Park Permit Parking Area and the boundaries thereof, as described in Subsection (1) above, shall be shown on the Official Permit Parking Area Map. (Enacted 2007-41)

9.83.040. On-Street Parking Restrictions.

(1) Parking on a public street within the Foothill Park Permit Parking Area shall be restricted as follows:

(a) Except as otherwise set forth in Subsection (2) of this Section, between the hours of 5:30 a.m. and 12:30 a.m. only authorized motor vehicles shall be parked on a public street within the Foothill Park Permit Parking Area. Between the hours of 12:30 a.m. and 5:30 a.m. no motor vehicle shall be parked on a public street within the Foothill Park Permit Parking Area.

(b) A motor vehicle being used to provide repair, service, or emergency assistance within the Foothill Park Permit Parking Area shall be exempt from the provisions of Subsection (a) of this Section. Such exemption shall terminate upon completion

of repair, service, or assistance provided. Nothing in this Section is intended to prohibit a resident of the Foothill Park Permit Parking Area from obtaining a parking permit for such vehicles as provided in this Chapter.

(c) A public agency vehicle with an exempt ("EX") license plate shall be exempt from the provisions of Subsection (1)(a) of this Section.

(2) A parking permit may be issued for a motor vehicle used in conjunction with a building permit for authorized construction within the Foothill Park Permit Parking Area. The parking permit shall expire in six (6) months from the date of issuance. (Enacted 2007-41, Am 2008-15)

9.83.050. Enforcement of Parking Restrictions.

Foothill Park Permit Parking Area restrictions shall be regularly enforced by Police Department personnel. The on-street parking restrictions set forth in this Chapter shall apply every day except the following: no enforcement shall occur on Easter, Thanksgiving and three (3) days following, and Christmas Eve through New Year's Day. (Enacted 2007-41, Am 2008-16)

9.83.060. Limit on Available Number of Permits.

There shall be no limit on the number of parking permits issued within the Foothill Park Permit Parking Area except as set forth in Subsection 9.83.070(3)(c) of this Chapter. (Enacted 2007-41)

9.83.070. Permit Eligibility - Issuance and Display.

(1) The Parking Permit Coordinator shall issue parking permits which comply with the requirements set forth in this section.

(2) (a) Annual application for one (1) or more parking permits authorized under this Chapter shall be made on a form provided by the Parking Permit Coordinator which includes at least the following information:

- (i) applicant's name and address, and
- (ii) proof of eligibility for the permit.

(b) Additional information may be required which will aid the enforcement of the provisions of this Chapter and Chapter 9.80, Provo City Code.

(3) A parking permit shall be issued for a motor vehicle only upon compliance with each of the following requirements:

(a) The permit applicant shall be a person who resides in a dwelling located within the Foothill Park Permit Parking Area and who is:

- (i) an owner occupant, or
- (ii) an occupant of a qualifying rental dwelling unit for which a valid rental dwelling license has been issued.
- (iii) No permit shall be issued to a person who resides in a rental dwelling which does not comply with the requirements of Chapter 6.26, Provo City Code, when the permit is issued.
- (iv) A resident of the Arlington, Belmont, Highland Park, or King Henry apartments shall not qualify for a parking permit.

(b) Applicable fees, as set forth in the Consolidated Fee Schedule adopted by the Municipal Council, have been paid.

(c) Not more than two (2) parking permits shall be issued to all the residents of a qualifying dwelling unit.

(4) A parking permit shall be displayed by hanging the permit on the motor vehicle's interior rear view mirror. Such permit may be displayed only if:

- (a) the vehicle has a valid license and vehicle registration, and
- (b) the owner possesses proof of current vehicle insurance.

(5) A person who is issued a parking permit shall be deemed the permit holder.

(6) A parking permit shall be designed to display information necessary to allow enforcement personnel to identify the permit holder.

(7) The issuance of a parking permit does not guarantee or reserve to the permit holder a particular parking space within the Foothill Park Permit Parking Area, but only authorizes a motor vehicle to be parked on a public street in a legally available parking space.

(8) In the event a permit holder loses a permit issued under this Chapter, a duplicate may be obtained from the Parking Permit Coordinator.

(a) The cost of such permit shall be as set forth in the Consolidated Fee Schedule adopted by the Municipal Council.

(b) No duplicate permit shall be issued unless and until the applicant has furnished to the Parking Permit Coordinator an affidavit stating that the applicant has lost the original permit.

(c) No person shall apply for a duplicate permit unless the original permit has, in fact, been lost. (Enacted 2007-41)

9.83.080. Fees.

Parking permit fees shall be as shown on the Consolidated Fee Schedule adopted by the Municipal Council. (Enacted 2007-41)

9.83.090. Transferability.

The holder of a parking permit for the Foothill Park Permit Parking Area may display the permit on any motor vehicle at any time within such area. (Enacted 2007-41)

9.83.100. Temporary Permits.

During a calendar year up to eighteen (18) temporary one-day permits and one (1) 7-day permit may be issued to residents of a qualifying dwelling unit within the Foothill Park Permit Parking Area. (Enacted 2007-41, Am 2008-16)

9.83.110. Expiration.

Each parking permit issued for the Foothill Park Permit Parking Area shall expire annually after the establishment thereof. Any permit issued after the establishment date shall expire on the same day as all other permits. (Enacted 2007-41)

9.83.120. Signs.

An adequate number of signs shall be posted in the Foothill Park Permit Parking Area as determined by the Mayor pursuant to Section 9.80.090, Provo City Code. (Enacted 2007-41)

9.83.130. Handicapped Parking.

Nothing in this Chapter shall abrogate the scope of parking privileges granted to handicapped persons established by the Provo City Code or other applicable law. (Enacted 2007-41)

9.83.140. Other Parking Regulations.

The provisions of this Chapter shall not relieve any person from the duty to observe other and more restrictive provisions of the Provo City Code which prohibit or limit the stopping, standing, or parking of vehicles at specific times or places. (Enacted 2007-41)

Chapter 9.85 North Joaquin Permit Parking Area.

9.85.010. Purpose.

9.85.020. Definitions.

9.85.030. Permit Parking Area Authorized - Boundaries.

9.85.040. On-Street Parking Restrictions.

9.85.050. Enforcement of Parking Restrictions.

9.85.060. Limit on Available Number of Permits.