

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.

- 9.85.070. Permit Eligibility - Issuance and Display.
- 9.85.080. Fees.
- 9.85.090. Transferability.
- 9.85.100. Temporary Permits.
- 9.85.110. Expiration.
- 9.85.120. Signs.
- 9.85.130. Parking Spaces for Persons with a Disability.
- 9.85.140. Other Parking Regulations.

#### **9.85.010. Purpose.**

The Provo Municipal Council finds that the geographic area described in Section 9.85.030 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 2008-06)

#### **9.85.020. 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 2008-06)

#### **9.85.030. 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 900 East and 900 North; thence south along 900 East, but not including, 900 East, to the 500 North right-of-way extension; thence west along 500 North to University Avenue; thence north along University Ave, not including University Avenue, to 960 North; thence east along 960 North to 150 East; thence south along 150 East to 800 North; thence east along 800 North to 580 East; thence north to 874 North; thence east to 620 East; thence southeasterly along the south boundary of Brigham Young University campus to 700 East; thence north along 700 East to 900 North; thence east along 900 North to 900 East.

(2) The foregoing described area shall be known as the North Joaquin Permit Parking Area and the boundaries thereof, as described in Subsection (1) above, shall be shown on the Official Permit Parking Area Map. (Enacted 2008-06)

#### **9.85.040. On-Street Parking Restrictions.**

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

(a) Except as otherwise set forth in this Section, between the hours of 1:00 a.m. and 6:00 a.m. only authorized motor vehicles shall be parked on a public street within the North Joaquin Permit Parking Area.

(b) A motor vehicle being used to provide emergency assistance within the North Joaquin Permit Parking Area shall be exempt from the provisions of Subsection (1)(a) of this Section. Such exemption shall terminate upon completion of assistance provided. Nothing in this Section is intended to prohibit a resident of the North Joaquin 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. (Enacted 2008-06)

#### **9.85.050. Enforcement of Parking Restrictions.**

North Joaquin 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 from September 1 to April 30 except for the following: no enforcement shall occur on Easter, the day before Brigham Young University

graduation day and graduation day, Thanksgiving and three (3) days following, and Christmas Eve through New Year's Day. (Enacted 2008-06, Am 2008-16)

#### **9.85.060. Limit on Available Number of Permits.**

The maximum number of parking permits issued for the North Joaquin Permit Parking Area shall be limited to one hundred ten (110) percent of the total number of on-street parking spaces located therein. Parking permits issued for visitor parking shall not be used in calculating the maximum number of parking permits issued. (Enacted 2008-06)

#### **9.85.070. 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) the 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 the following requirements:

(a) The permit applicant shall be a person who is:

- (i) an owner occupant of a dwelling unit located within the North Joaquin Permit Parking Area, or
- (ii) the owner, or authorized agent, of a qualifying rental dwelling unit located within the North Joaquin Permit Parking Area for which a valid rental dwelling license has been issued. No permit shall be issued for a rental dwelling which does not comply with the requirements of Chapter 6.26, Provo City Code, when the permit is issued.

(b) The maximum number of permits issued for any one (1) owner-occupied dwelling unit shall be two (2).

(c) Except as otherwise provided in Subsection (3)(e) of this Section, the maximum number of permits issued for any one (1) rental dwelling unit or complex of rental dwelling units under a particular rental dwelling license shall be limited to:

(i) the difference between:

(A) the total number of legal occupants authorized to reside in the rental dwellings, and

(B) the total number of off-street parking spaces associated with such license,

(ii) reduced by the proportion which the difference in Subsection (3)(c)(i) above bears to the total demand for available permits under Section 9.85.060 of this Chapter. The intent of this Subsection (3)(c) is to ensure that each qualified rental dwelling licensee will have the opportunity to obtain a proportionate share of the total available parking permits in light of total demand calculated for such permits for all rental dwelling units within the North Joaquin Permit Parking Area.

(iii) Parking permits issued for visitor parking shall not be used in calculating the maximum number of parking permits issued.

(d) Notwithstanding the provisions of Subsection (3)(c) of this Section, no parking permits shall be issued for any property subject to a development agreement which limits the total number of motor vehicles owned, leased, or otherwise possessed by tenants of the property to not more than the number of legal parking spaces located on the property.

(e) Notwithstanding the provisions of Subsection (3)(c) of this Section, if the total number of parking permits authorized in Section 9.85.060 of this Chapter are not sold within thirty (30) days after the date when such permits are first offered for sale in a given year, the remaining permits shall to be offered for sale, on a first-come first-serve basis, to any holder of a license for a rental dwelling in the North Joaquin Permit Parking Area.

(f) Applicable fees, as set forth in the Consolidated Fee Schedule adopted by the Municipal Council, shall be paid prior to issuance of a parking permit.

(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 North Joaquin 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 2008-06)

#### **9.85.080. Fees.**

Parking permit fees shall be as shown on the Consolidated Fee Schedule adopted by the Municipal Council. (Enacted 2008-06)

#### **9.85.090. Transferability.**

The holder of a parking permit for the North Joaquin Permit Parking Area may display the permit on any motor vehicle at any time within such area. (Enacted 2008-06)

#### **9.85.100. 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 North Joaquin Permit Parking Area. (Enacted 2008-06, Am 2008-16)

#### **9.85.110. Expiration.**

Each parking permit issued for the North Joaquin 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 2008-06)

#### **9.85.120. Signs.**

An adequate number of signs shall be posted in the North Joaquin Permit Parking Area as determined by the Mayor pursuant to Section 9.80.090, Provo City Code. (Enacted 2008-06)

#### **9.85.130. Parking Spaces for Persons with a Disability.**

Nothing in this Chapter shall abrogate the scope of parking privileges granted to persons with a disability established by the Provo City Code or other applicable law. (Enacted 2008-06)

#### **9.85.140. 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 2008-06)

#### **9.85.150 Effective Date**

The provisions of this Chapter 9.85 shall not be effective until September 1, 2011. (Enacted 2009-27)

### **Chapter 9.88 University Garden/North Foothills Permit Parking Area.**

- 9.88.010. Purpose.
- 9.88.020. Definitions.
- 9.88.030. Permit Parking Area Authorized - Boundaries.
- 9.88.040. On-Street Parking Restrictions.
- 9.88.050. Enforcement of Parking Restrictions.
- 9.88.060. Limit on Available Number of Permits.
- 9.88.070. Permit Eligibility - Issuance and Display.
- 9.88.080. Fees.
- 9.88.090. Transferability.
- 9.88.100. Temporary Permits.
- 9.88.110. Expiration.
- 9.88.120. Signs.
- 9.88.130. Handicapped Parking.
- 9.88.140. Other Parking Regulations.

#### **9.88.010. Purpose.**

The Provo Municipal Council finds that the geographic area described in Section 9.88.030 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 2007-42)

#### **9.88.020. 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 2007-42)

#### **9.88.030. 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 975 East 820 North; thence east along 820 North to 1100 East; thence north along 1100 East to 950 North; thence east along 950 North to 1200 East; thence north along 1200 East to 1010 North; thence east along 1010 North to 1325 East; thence southeasterly along the rear property line of lots fronting on 1200 East to 950 North; thence east along 950 North to 1260 East; thence southeasterly along the rear property line of lots fronting on 1260 East to a point located at 860 North 1420 East; thence easterly, parallel to 820 North, to the west right-of-way line of Locust Lane; thence south to the south right-of-way line of 820 North; thence west along 820 North to 1275 East; thence south along 1275 East to 700 North; thence west along 700 North to 1200 East; thence south on 1200 East to 690 North; thence east to 1225 East; thence south along the rear property line of two lots fronting on 1200 East to 630 North; thence west to 1200 East, thence south along 1200 East to 530 North; thence west along 530 North to 1100 East; thence south along 1100 East to 475 North; thence west along 475 North to 1000 East; thence North