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DEPT. OF COMMUNITY DEVELOPMENT
OFFICE OF THE DIRECTOR

ROSS C. "ROCKY" ANDERSON
MAYOR

CITY COUNCIL TRANSMITTAL

TO: Rocky Fluhart, Chief Administrative Officer **DATE:** March 14, 2006
FROM: Louis Zunguze, Community Development Director
RE: Recommendation to amend City ordinance sections 12.24.020 and 12.56.120 to use appropriate language when referring to persons with disabilities and to clarify confusing wording regarding the length of time such individuals may park at meters and in restricted time zones

STAFF CONTACT: Scott Vaterlaus, City Traffic Engineer, at 535-6630 or
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Tim Harpst, Transportation Director, at 535-6630 or
tim.harpst@slcgov.com

DOCUMENT TYPE: Ordinance

BUDGET IMPACT: None

DISCUSSION:

Issue Origin: The City Administration is requesting that City ordinance Sections 12.24.020 and 12.56.120 be amended to change the words "handicapped" and "disabled" to "persons with disabilities" and to clarify confusing wording that allows persons with disabilities to park in certain time-restricted zones and at parking meters without charge for up to two hours, regardless of the time length specified on the signage or meters.

Analysis: The proposed changes would update the referenced ordinances by incorporating appropriate wording when referring to persons with disabilities and clarify confusing wording with respect to allowing persons with disabilities to park in certain time restricted zones and at parking meters without charge for up to two hours, regardless of the time length specified on the signage or meters.

Master Plan Considerations: Not applicable

PUBLIC PROCESS:

None



RELEVANT ORDINANCES:

Salt Lake City Code Section 12.24.020 Handicapped Drivers – License plates and parking

Salt Lake City Code Section 12.56.120 Handicapped Parking – Public property

Attachment 1
Proposed Changes to Ordinances
12.24.020 and 12.56.120

SALT LAKE CITY ORDINANCE
No. _____ of 2006
(Amending the *Salt Lake City Code*
by changing the words “handicapped” and
“disabled” to “persons with disabilities”)

AN ORDINANCE AMENDING THE *SALT LAKE CITY CODE* TO CHANGE THE
WORDS “HANDICAPPED” AND “DISABLED” (OR VARIATIONS THEREOF), WHEN
REFERRING TO PERSONS, TO THE TERM “PERSONS WITH DISABILITIES.”

Be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. That the *Salt Lake City Code* be, and hereby is, amended to change the words “handicapped” and “disabled” (or variations thereof), when referring to persons, to the term “persons with disabilities” throughout the *Code*. For example, in those instances in which a term such as “handicapped person,” “disabled person,” “the handicapped,” or “the disabled” is currently used in the *Code*, such shall be changed to read “person with a disability” or similar wording.

SECTION 2. That Section 12.24.020, *Salt Lake City Code*, regarding handicapped drivers – license plates and parking – be, and the same hereby is, amended to read as follows:

12.24.020 ~~Handicapped Drivers~~ with a Disability - License Plates And Parking:

A. A ~~handicapped person with a disability~~, whose automobile has affixed thereto as provided by law the ~~handicap~~-license plate designated for persons with a disability issued by the state, shall be entitled to park at any parking meter and in the following identified restricted parking areas, without charge, notwithstanding any other state or municipal parking restriction: freight loading zones, passenger loading zones, and time limited parking zones.

B. It is unlawful for such ~~handicapped person with a disability~~ to p:

~~1. Park for longer than two (2) hours~~reasonable periods of time at all such meters and restricted parking areas, ~~where the maximum metered or designated time is lesstwo hours;~~

~~2. Park for longer than the maximum metered or designated time at all other meters and restricted parking areas except those listed under subsection A of this section.~~

SECTION 3. That Section 12.56.120, *Salt Lake City Code*, regarding handicapped parking, public property, be, and the same hereby is, amended to read as follows:

12.56.120 Handicapped Parking for Persons with a Disability - Public Property:

A. ~~Handicapped Parking for Persons with a Disability~~ At Meters And In Restricted Areas:

1. A ~~handicapped person with a disability~~ whose automobile has affixed thereto, as provided by law, the ~~handicapped~~ license plate designated for a person with a disability or a transferable motor vehicle identification card issued by the state of Utah, shall be entitled to park at any parking meter and in the following identified restricted parking areas without charge, notwithstanding any other state or municipal parking restriction: freight loading zones, passenger loading zones and time limited parking zones.

2. It is unlawful for such ~~handicapped person with a disability~~ to ~~pe~~:

~~a. Park for longer than two (2) hours at all meters and restricted parking areas, where the maximum metered or designated time is less than two (2) hours;~~

~~b. Park for longer than the maximum metered or designated time at meters and restricted parking areas where the maximum metered or designated time is longer than two (2) hours.~~

B. Designated Handicapped Parking for Persons with a Disability: The city transportation engineer is hereby authorized, at his/her discretion to reserve by appropriate signing, various public areas or property for handicapped parking for persons with a disability. It is unlawful for:

1. Any handicapped person with a disability to park longer than the time shown on the sign designating the area as "handicapped parking for persons with a disability"; or

2. Any vehicle to be parked in an area designated as handicapped parking for persons with a disability, unless such vehicle has displayed upon it the handicapped parking plate designated for persons with a disability or transferable identification card issued by the state.

C. Unlawful Use Of Handicapped License Plate for Persons with a Disability: It is unlawful for any person using a vehicle with a handicapped license plate designated for persons with a disability or transferable motor vehicle identification card who is not handicapped a person with a disability to use handicapped parking designated for persons with a disability.

D. Restricted Areas Not Authorized For Special Handicapped Parking for Persons with a Disability: Nothing herein shall be construed to permit parking by any individual, contrary to or as an exception to the limited purpose of the following designated areas:

1. Any area where official signs or traffic markings absolutely prohibit stopping, standing or parking;

2. Areas reserved for emergency use. "Emergency use," as used herein, means and shall include, but not be limited to, those areas designated by red curb marking, also known as "red zones" designated as ambulance zones; fire hydrant zones as defined in subsection 12.56.440A4 of this chapter, or its successor; fire lanes, as designated in chapter 18.44 of this

code, or its successor, whether on public or private property; or any other designated area of the city posted as restricted for emergency vehicles or emergency use;

3. On a sidewalk area;

4. In front or within five feet (5') of a private driveway;

5. Within ten feet (10') of a private driveway, on Mondays through Saturdays (except holidays) between 7:00 A.M. and 6:00 P.M., when a mailbox is located within five feet (5') of such driveway.

6. Within an intersection;

75. Within five feet (5') of a fire hydrant, as measured in both directions along the street or highway curb line, from a line extending from the center of the hydrant to the curb line at its nearest point;

8. On a crosswalk;

96. Within twenty feet (20') of a crosswalk at an intersection;

107. Within thirty feet (30') upon the approach to any flashing beacon or traffic control device located at the side of a roadway;

118. Between a safety zone and the adjacent curb, or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless authorized signs or markings indicate a different length;

129. Within fifty feet (50') of the nearest rail of a railroad crossing;

1310. Within twenty feet (20') of the driveway entrance to any fire station, and on the side of a street opposite the entrance when properly signposted;

1414. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct or be hazardous to traffic;

1512. Upon any bridge or other elevated structure upon a street, or within a street tunnel or underpass;

1613. At any place in any public park, playground or grounds of any public building other than on the roads or parking lots provided for public parking in accordance with provisions of any officially installed signs;

1714. On any footpath in any park or playground;

18. Within a fire lane as designated and marked in accordance with the provisions of Chapter 18.44 of this code, or its successor, whether on public or private property;

19. On any median or island, or on any dividing section, as defined in section 12.44.110 of this title, or its successor;

20. Within fifteen feet (15') of the nearest rail of any light rail track or other railroad track whether on public or private property; or

2115. Taxi and bus stands or stops.

SECTION 4. This ordinance shall take effect immediately upon the date of its first publication.

Passed by the City Council of Salt Lake City, Utah this _____ day of _____, 2006.

CHAIRPERSON

ATTEST:

CHIEF DEPUTY CITY RECORDER

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

MAYOR

ATTEST:

CHIEF DEPUTY CITY RECORDER

(SEAL)

Bill No. _____ of 2006.

Published: _____.

I:\Ordinance 05\Amending City Code to Change Word Handicapped & Disabled to Persons with Disabilities 2-24-06 draft