

ORDINANCE #2021- O -7

ORDINANCE ENACTING TITLE 6 CHAPTER 3 PERMIT PARKING

WHEREAS, within the Town of Alta (“Alta”) certain attractions exist that draw vehicle traffic seeking parking in nearby areas for on street parking. This increase in demand creates a severe shortage of on street parking for residents, businesses, employees, and visitors;

WHEREAS, the Alta Town Council (“Council”) finds that enactment of a parking permit program will Promoting the tranquility, safety, health and welfare of the municipality and surrounding areas;

WHEREAS, the Council finds that regulating parking within Alta is necessary to allocate parking use for residents, businesses, employees, and visitors; to increase safety by reducing traffic congestion and facilitating snow removal or other road maintenance; to reduce the adverse environmental impacts on Alta created by excessive air and noise pollution from vehicles; and to encourage the use of mass transit, carpooling and other alternative modes of transportation to reduce vehicle traffic and parking;

WHEREAS, in addition to this Ordinance, the Town Council will adopt a resolution with details of the permit scope and update the fee schedule for pricing;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF ALTA TOWN COUNCIL OF, UTAH, THAT:

SECTION I: Title 6 Chapter 3, as set forth in Exhibit A, is hereby enacted.

SECTION II: This ordinance shall go into effect upon posting pursuant to Utah Code Ann.§ 10-3-711(1)(b)(ii) and Utah Code Ann.§ 10-3-712.

PASSED AND APPROVED by the Town of Alta Town Council, Utah, this _____ day of _____ in the year 2021.

TOWN OF ALTA

Harris Sondak, Mayor

ATTEST:

Piper Lever, Town Clerk

EXHIBIT A

TITLE 6 CHAPTER 3 PERMIT PARKING ORDINANCE

6.3. PERMIT PARKING

6.3.1. Application of the Code

This Section is applicable on all public streets and public parking facilities within the Town of Alta as now constituted or as subsequently amended by annexation, agreement, or disconnection.

6.3.2. Definitions

As used in this section:

Parking Plan means the written program designated and published by the Town to administer permit parking.

6.3.3. Parking Designation Authority

The Town of Alta will designate the permit area, process, and effective dates in consultation with the United States Forest Service and the Utah Department of Transportation.

6.3.4. Parking Area and Dates

- 1) The parking area consists of any public property within the control of the Town of Alta.
- 2) Permitted parking is required from November 1 through May 31 each year unless altered and announced by the municipality.

6.3.5. Regulations Not Exclusive

The parking regulations established by this section are not all encompassing, and additional regulations may be established by posting permanent or temporary signs stating the additional regulation imposed, or by law enforcement directing traffic during periods of heavy traffic volume or during periods of emergencies, or during special events as designated by the municipality.

6.3.6. Parking Permit Issuance

- 1) The number of permits available and the manner for allocating permits will be approved by the Mayor.

- 2) The Town may contract with third party entities for the issuance, administration, monitoring and collection of revenues to administer the parking permit program.
- 3) Issuance of a permit shall not guarantee or reserve to the holder thereof an on-street parking space within the designated permit parking area.
- 4) Issuance of a permit shall not release the permit holder or vehicle operator from complying with Utah or Town of Alta traffic codes, or the Parking and General Regulations in Alta Town Code 6-1-3.
- 5) Parking permits are not transferrable unless specifically authorized by the Parking Plan.

6.3.7. Parking Permit Fees

Fees associated with a parking permit shall be established by the municipality by resolution of the Town Council.

6.3.8. Permit Parking

- 1) A motor vehicle associated with a valid parking permit as provided for in the Parking Plan shall be permitted to stand or be parked in the permit area for which the permit has been issued without being limited by parking regulations or prohibitions solely applicable to vehicles without a permit.
- 2) All other motor vehicles associated with a parking permit shall be subject to citation and impoundment under Alta Town Code.

6.3.9. Revocation of Permit

Each person receiving a parking permit under this section shall, as a condition of receiving and utilizing the same, agree to comply with the regulations established for the designated area by the municipality. Any violation of these regulations by a permit holder shall subject the holder to a forfeiture of the permit on the following basis:

- 1) Upon conviction of a violation of 6.3.11, the court may suspend or revoke permits issued under the Parking Plan.

6.3.10. Presumption of Identity

For any vehicle on any street or public parking facility which is parked in violation of the regulations of this Title, it shall be presumed that the registered owner of the vehicle parked the vehicle in violation of this Title, or permitted others to park his vehicle in violation of this Title and the registered owner is responsible for the violation and for the fine or civil penalty imposed.

6.3.11. Unlawful Activities Penalty

- 1) It is unlawful and a violation of this section, unless expressly provided to the contrary herein, for any person to stand or park a motor vehicle or to cause the same to be done contrary to

the parking regulations established pursuant to the Parking Plan. Such violation shall be punishable as a civil or criminal penalty at the Town's discretion.

- 2) It is unlawful and a violation of this section for a person to falsely represent themselves as eligible for a parking permit, or to furnish false information in an application therefor to the Town of Alta or its agents. Such violation shall constitute a class B misdemeanor.
- 3) It is unlawful and a violation of this section for a person holding a valid parking permit issued pursuant hereto to permit the use of such permit on a motor vehicle other than that for which the permit is issued. Such conduct shall constitute an unlawful act and violation of this section, both by the person holding the valid parking permit and the person using the permit on a motor vehicle other than that for which it is issued. Such violation shall be punishable as a civil or criminal penalty at the Town's discretion.
- 4) It is unlawful and a violation of this section for a person to copy, produce or otherwise bring into existence a facsimile or counterfeit parking permit in order to evade parking regulations applicable in the Town of Alta permit parking area. Such violation shall constitute a class B misdemeanor.