

AN ORDINANCE TO CODIFY THE PROCESS FOR COMMERCIAL PARKING PERMITS BY ADDING SECTION 10.44.075 TO THE RAPID CITY MUNICIPAL CODE

WHEREAS, the Rapid City Police Department currently issues commercial parking permits to persons performing construction and related work in the downtown area; and

WHEREAS, the permits are issued according to a long-standing policy that is not codified in the municipal code; and

WHEREAS, the Public Works Department's Engineering Services Division has agreed to assume the duties for issuing the permits, in addition to permitting of work done in the public right-of-way; and

WHEREAS, the issuance of commercial parking permits by the Engineering Services Division will better serve the City's customers by allowing permits to be issued in the same building and at the same time as building, mechanical, electrical and/or plumbing permits; and

WHEREAS, the Common Council finds it to be in the best interests of the City to have the procedure and conditions of commercial parking permits codified.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City that Section 10.44.075 be added to the Rapid City Municipal Code to read in its entirety as follows:

10.44.075 Commercial parking permits.

Notwithstanding any other provision of this chapter, the City of Rapid City may issue commercial parking permits that authorize vehicles to park without restriction in the on-street parking zones established by § 10.44.010 subject to the conditions hereinafter set forth. The Public Works Director or his or her designee shall have the authority to issue commercial parking permits.

A. *Application.* An application for a commercial parking permit shall include the following information:

1. Name and contact information of applicant;
2. A description of the work being performed;
3. The area(s) where parking spaces are requested; and
4. The number of parking spaces requested; and
5. The length of time requested for the permit.

B. *Permit fee.* The fee for commercial parking permits shall be set by resolution of the Common Council. The fee, payable in advance, shall be non-refundable.

C. *Permit issuance.* Permits may be issued to persons performing construction, mechanical, electrical, or plumbing work in the area where parking zones have been designated.

The Public Works Director or his or her designee shall have the sole discretion in the number of permits issued, the area(s) for which the permits are valid, and the duration of the permits. Consideration shall be given to following factors in establishing the number and location:

1. The number of parking spaces available in the area;
2. The number of permits already issued in the area;
3. The type of work being performed; and
4. The nature and character of businesses in the area.

D. *Permit conditions.* Each permit issued shall be valid for one vehicle to park in the area listed without regard for meter or time-restriction requirements. Permits shall be issued by the day, and a permit may be issued for a maximum of thirty days. Prior to issuance of the permit, the application must be completed, submitted, and the fee paid in advance.

E. *Permit holder requirements.* Permit holders shall comply with the following requirements:

1. Permits issued shall be prominently displayed in the windshield of the vehicle utilizing the permit, and the entire permit shall be readable from outside the vehicle.
2. Permits may not be copied or altered.
3. Permits may only be utilized for parking of motor vehicles.
4. Permit holders shall abide by all other parking rules and regulations.

F. *Permit—Revocation or suspension.* The Public Works Director, in his or her discretion, may revoke, suspend, or refuse to re-issue a commercial parking permit for reasons including, but not limited to the following:

1. Failure to follow the requirements or conditions of the permit;
2. Failure to follow other parking provisions of the Rapid City Municipal Code;
3. Upon a stop-work order being issued for the work being performed; or
4. Good cause exists to suspend or revoke the permit.

CITY OF RAPID CITY

Mayor

Attest

Finance Officer

(seal)