

ORDINANCE NO. 20141211-216

AN ORDINANCE AMENDING TITLE 12 OF THE CITY CODE TO ADD CHAPTER 12-7 ESTABLISHING A PARKING AND TRANSPORTATION MANAGEMENT DISTRICT PROGRAM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Title 12 of the City Code is amended to add a new Chapter 12-7 to read as follows:

CHAPTER 12-7. PARKING AND TRANSPORTATION MANAGEMENT DISTRICTS.

§ 12-7-1 DEFINITIONS.

In this chapter:

- (1) **BUSINESS ORGANIZATION** means at least fifty percent of neighboring merchants, commercial property owners, or a retail association within a District.
- (2) **DISTRICT** means a parking and transportation management district.
- (3) **OFF-STREET PAID PUBLIC PARKING** means parking located in a City owned garage or surface lot for which payment is required to park.
- (4) All other terms used in this chapter have the same meaning as in other chapters of Title 12.

§ 12-7-2 PARKING AND TRANSPORTATION MANAGEMENT DISTRICT.

- (A) A District is an area defined by separate ordinance, consisting of a geographic area that may include a mix of retail, entertainment, commercial, medical, educational, civic and residential uses, in which Council finds that traffic flow on the public streets requires a higher level of management than commonly provided, and where Council finds parking meters will aide traffic flow goals. Council also finds a percentage of funds from paid on-street parking and off-street paid public parking within the District may be used to undertake improvement projects that assist in managing the flow or demand for travel to confer public benefits within the District.
- (B) Eligible projects and expenses may include improvements or on-going maintenance of District features that aid in the management of the flow of

traffic within the District. All projects shall be approved by the director in accordance with City policies and procedures.

§ 12-7-3 PARKING AND TRANSPORTATION MANAGEMENT AND DISTRICT REQUIREMENTS.

- (A) A District must include at least 100 on-street paid parking spaces or 200 off-street paid parking spaces, the minimum number of spaces required to pay for the expenses of maintaining and operating pay stations, meters, and public surface lots and garages in the District.
- (B) At the time that a District is created, the required on-street paid parking may include both existing and new spaces.
- (C) Only new paid parking spaces may be used to fund the District.
- (D) Fifty-one percent of the funds from the paid on-street or off-street public parking within the district that is in excess of the cost of maintaining and operating parking stations, meters and garages shall be set aside to pay for improvements within the District.
- (E) The director shall determine the timing and order in which the improvements identified in the ordinance creating the district will be initiated.
- (F) Unless terminated by Council, a District shall remain in existence.
- (G) The City may terminate a District if paid parking spaces do not generate more than the amount needed to pay all annual expenses.

§ 12-7-4 APPLICATION TO CREATE A DISTRICT.

The director may initiate the process to create a District, or a representative of a business organization, real estate developer, or other area stakeholders, whose boundaries are completely or partially located within the proposed District, may file an application for a District with the director. The director may also partner with a business organization, real estate developer, or other area stakeholders to initiate the process to create a District.

§ 12-7-5 PRE-APPLICATION REQUIREMENTS.

- (A) A pre-application meeting with the director's staff is required.
- (B) A pre-application community meeting is required.

§ 12-7-6 APPLICATION REQUIREMENTS.

The director shall by rule establish submittal requirements for an application for the creation of a District and for the modification of an existing District.

§ 12-7-7 APPLICATION REVIEW.

- (A) The director shall review each application for the creation of a District, or the modification of an existing District, submitted under Section 12-7-6 (*Application Requirements*) and provide the Urban Transportation Commission with a recommendation on the application.
- (B) An application for the establishment of a District must be presented in a briefing to the Urban Transportation Commission before presentation to Council for approval.
- (C) An ordinance adopted by Council to create a District shall include a list of improvements to be funded by fees from the paid parking spaces.

PART 2. This ordinance takes effect on December 22, 2014.

PASSED AND APPROVED

December 11, 2014

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Lee Leffingwell
Mayor

APPROVED: Karen M. Kennard
City Attorney

ATTEST: Jannette S. Goodall
City Clerk