

ORDINANCE NO. 2745-08

**AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA  
RELATING TO SPECIAL RESIDENTIAL PARKING DISTRICTS;  
ADDING A NEW SECTION 98-71 ENTITLED "SPECIAL  
RESIDENTIAL PARKING DISTRICTS"; PROVIDING FOR THE  
ISSUANCE OF PARKING PERMITS; PROVIDING FOR  
EXEMPTIONS; PROVIDING AN EFFECTIVE DATE.**

**BE IT ENACTED** by the people of the City of Winter Park, Florida as follows:

**Section 1.** A new Section 98-71 is hereby added to the Code of Ordinances of the City of Winter Park to read as follows:

**Sec. 98-71.** Designation of Special Residential Parking Districts; permits required; exemptions.

(1) Special Residential Parking Districts.

Areas within the city may be designated as Special Residential Parking Districts in the manner described in this section, and after being so designated shall be subject to the regulations set forth in this section, together with any other regulations or laws not inconsistent herewith.

(2) Declaration of Special Residential Parking Districts by City Manager.

The City Manager may approve and declare an area to be designated as a Special Residential Parking District upon the receipt of a petition representing 66% of homeowners within the area, providing such area is deemed appropriate for residential parking designation by the City Manager after consultation with City Staff. After review by City Staff and the City Manager, notice of designation of Special Residential Parking District shall be sent to all persons identified on the petition and insofar as practical to all other residents or property owners in the district.

(3) Declaration of Special Residential Parking Districts by City Commission.

The city commission may, by resolution, approve and declare an area to be designated as a Special Residential Parking District if the city commission determines such area would appropriately receive such designation. The city commission may, if it deems it to be proper or necessary, impose parking restrictions to accompany its declaration of a Special Residential Parking District. The city commission may request a review by the City Manager and/or City Staff prior to approving a resolution declaring a Special Residential Parking District. Prior to the city commission's approval of such a district, notice of a designation of special residential parking district shall be sent to all persons identified as property owners in the district, insofar as possible.

(4) Application for permit exempting automobile from Special Residential Parking District parking restrictions.

(a) Any resident residing within a Special Residential Parking District and who wishes to apply for a parking permit to allow on-street parking in that District shall file an application with the Winter Park Finance Department. As of the effective date of this ordinance, no more than two permits shall be issued per single-family housing unit in said Special Residential Parking District.

(b) In areas designated as Special Residential Parking Districts with signs displaying the message "**EXCEPT BY RESIDENTIAL PERMIT**", passenger motor vehicles displaying authorized municipal residential parking permits as discussed in this section are allowed to park on residential streets within the District covered by their permits, and are hereby exempt from City regulations requiring "no parking," parking prohibited during specified hours and parking time limits on specified streets within said District. Said permits will exempt vehicles as herein defined from the provisions herein enumerated only within the Special Residential Parking District in which the owner of the vehicle resides. No other exemptions are permitted.

(5) Contents of permit application.

The application for a residential parking permit shall contain the following information:

- (a) Name of applicant;
- (b) Residential address;
- (c) The make, model and license registration number; (d) The principal driver's license number.

The motor vehicle registration, operator's license, and proof of residence must be presented at the time of application.

(6) Display of permit.

(a) The residential parking permit shall be displayed on the outside bottom left-hand corner of the rear window so that the driver's view will not be obscured in any manner. The design and content of the permit shall be approved by the City Manager and or designee.

(b) In the event that the motor vehicle on which the permit is displayed is sold, transferred, or demolished and the permit is not removed from the motor vehicle, the person to whom the permit was issued may request and shall be issued a duplicate permit. It shall be the duty of that person to notify the city that the motor vehicle on which the permit was displayed is no longer owned by him and to make additional application in accordance with the provisions of this

section for the duplicate permit. The duplicate permit shall be issued and valid for the unexpired term of the original permit without additional charge. The original permit, upon the issuance of the duplicate permit, shall be invalid.

(7) Renewal of permit.

Residential parking permits shall be valid for one year, and shall be renewed each year. The permit year shall begin July 1<sup>st</sup> and end June 30<sup>th</sup>. Permits for the upcoming permit year may be purchased beginning in June of the current year.

Residential parking permits shall be considered in force and valid for a period of 30 days following the listed permit year.

(8) Special permission to park.

(a) In special residential parking districts, any nonresidential land user that does not have off-street parking may apply to the city for such parking permits to allow limited parking on the street.

(b) The regulation and administration of the parking permits as described in subsection (8a) will be the responsibility of the Public Works Department. The Public Works Department shall establish administrative rules to regulate this subsection.

(9) Misuse and alteration of residential parking permits.

No person shall:

(a) Display, cause or permit to be displayed, or be in possession of any residential parking permit, knowing the same to be fictitious, or to be revoked, canceled, suspended, or altered.

(b) Lend such residential parking permit to, or knowingly permit the use of same, by one not entitled to the use of such permit.

(c) Whoever violates any provision of this section shall have his or her parking permit privileges revoked for one year from the date of the violation.

(10) Designated special residential parking districts on file.

A current listing of all designated special residential parking districts shall be kept on file in the City Clerk's office. Notice of newly designated residential parking districts shall be distributed

to mayor and city commission, the City Manager's office, the Police Department, and the Public Works Department.

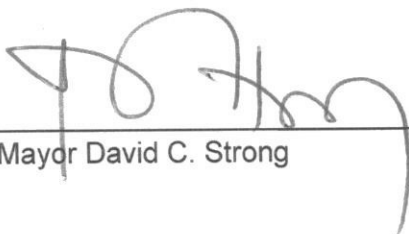
**Section 2.** Specific authority is hereby granted to codify and incorporate this ordinance in the existing Code of Ordinances of the City of Winter Park.

**Section 3.** All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

**Section 4.** If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses or phrases under application shall not be affected thereby.

**Section 5.** This ordinance shall take effect immediately upon its passage and adoption.

Adopted at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida on the 25th day of August, 2008.

  
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Mayor David C. Strong

Attest:   
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City Clerk Cynthia Bonham