

# NORTH BAY VILLAGE



## REGULATIONS FOR RESIDENTIAL PARKING PERMIT AREA



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DRAFT

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## **HISTORY**

The Harbor Island Community has had a problem with the lack of available on street parking. This issue was addressed several years ago and a parking permit program was initiated during the hours of 6 a.m. – 6 p.m. Over the past year several complaints involving the available parking were received again prompting the research that was conducted concerning the time frame of the parking restrictions. The residents advised that the evening and overnight hours is when they currently had a problem with finding sufficient parking.

Due to these concerns, the North Bay Village Commission adopted modifications to Ordinance 70.07 on February 11, 2014 which states:

### **Residential permit parking areas.**

- (A) The Village Manager has the authority to regulate the development, use and limitations of on-street parking to increase access for residents and preserve the safety of the roadways for vehicles and pedestrians utilizing various programs including implementation of Residential Parking Permit Programs, and imposition of restricted parking areas, and paid parking stations or meters.
- (B) Whenever the Village Manager or his/her designee makes a determination that a residential area is impacted by parking issues in accordance with requirements of this Chapter, he/she may initiate the creation of a residential permit parking area.
- (C) The following shall be considered in the determination of the need for a Residential Parking Permit Area designation:
  - (1) Vehicular congestion, street maintenance requirements, traffic flow and residential accessibility, vehicular and pedestrian safety;
  - (2) The concentrations of vehicles that park all day or all evening, or that in the evening hours are driven there for the purpose of residential parking.
  - (3) The need to preserve the character of these areas as residential neighborhoods, preserve property values, and preserve the safety of children and other pedestrians.
  - (4) The promotion of efficient street maintenance.

- (5) The ability to reduce congestion and hazardous road conditions,
  - (6) The ability of Residential permit parking regulations to promote the health, safety and welfare of the inhabitants of the Village.
  - (7) The likelihood that the establishment of a Residential Permit Parking Area will promote the availability of residential parking spaces during peak load periods.
- (C) Based on the criteria of this Chapter, the Village Manager may develop recommendations for a Parking Area Program for geographically specific Residential Permit Parking Areas which shall include:
- (1) The properties to be included within a proposed Residential Permit Parking Area;
  - (2) Initial hours and limitations of the Residential Permit Parking Area;
  - (3) The annual parking permit fees for the proposed Residential Permit Parking Area; and
  - (4) Decal requirements, including required location of the program decal.
- (D) The Village Commission shall review the Manager's recommendation and may approve the creation of a Residential Parking Area by resolution.
- (E) Upon approval of a Residential Parking Permit Area and its associated Parking Area Program, the Village Manager may designate specific days and/or hours of applicability for the Parking Area Program within each Residential Parking Permit Area, based on vehicular congestion, street maintenance requirements, traffic flow and residential accessibility and/or vehicular and pedestrian safety.

## **Revised Residential Parking Permit Area – Harbor Island**

The research conducted indicated that the lack of available on street parking exists primarily from 6 p.m. – 8 a.m. There have also been incidents where residents have sufficient parking on site but choose to park in the on street parking areas thereby reducing the number of available parking spaces for those individuals that really need the spaces. Additionally, there have been times when individuals have moved from Harbor Island but still continued to park in the on street parking areas.

Therefore, the Village Manager has requested that the North Bay Village Commission accept his recommendations for a Residential Parking Permit Area for Harbor Island.

### **Justification:**

According to the North Bay Village Ordinance, seven items must be considered in the determination of the need for a Residential Parking Permit Area for Harbor Island. These seven items are addressed as follows:

- (1) Vehicular congestion, street maintenance requirements, traffic flow and residential accessibility, vehicular and pedestrian safety;

**The two lane roadway (East and West Drives) consist of one lane traveling in each direction and public Head-In parking spaces on each side of the street. Several complaints have been received that there is insufficient parking in the evening hours.**

- (2) The concentrations of vehicles that park all day or all evening, or that in the evening hours are driven there for the purpose of residential parking.

**The public on street parking is for residential purposes.**

- (3) The need to preserve the character of these areas as residential neighborhoods, preserve property values, and preserve the safety of children and other pedestrians.

**One of the most important amenities of a residential neighborhood is the availability of sufficient parking for the residents. Unfortunately, as Harbor Island was built, some developers were not required to supply sufficient onsite parking for the residents. Therefore, there is not a sufficient supply of parking to allow open parking in these neighborhoods. Furthermore, being able to park in close proximity to a resident's home is a safety consideration for children and pedestrians especially during inclement weather.**

(4)The promotion of efficient street maintenance.

**By providing sufficient parking for the residents, the need for double parking of blocking the street will be eliminated thus providing for safe passage and efficient street maintenance.**

(5)The ability to reduce congestion and hazardous road conditions,

**By providing sufficient parking for the residents, the need for double parking of blocking the street will be eliminated thus providing for safe passage, reducing congestion, and hazardous road conditions.**

(6)The ability of Residential permit parking regulations to promote the health, safety and welfare of the inhabitants of the Village.

**The utilization of a parking permit program in this area will increase the safety in this neighborhood and provide a better quality of life for the residents.**

(7)The likelihood that the establishment of a Residential Parking Permit Area will promote the availability of residential parking spaces during peak load periods.

**A residential parking permit area worked in this neighborhood for several years but due to changing dynamics, the modifications recommended are necessary to maintain the efficiency of the program.**

## **Properties included in the Residential Parking Permit Area:**

According to the revised ordinance governing the adoption of a Residential Parking Permit Area, the Village Manager has developed recommendations for a Residential Parking Permit Area which shall include any residential property that does not have sufficient on-site parking assigned for the number of vehicles registered to that unit on Harbor Island. For example, a resident of Harbor Island is occupying a rental or condominium unit with one parking space assigned but the resident owns two non-commercial vehicles, registered to that address. Once the resident provides the required on-site parking documentation and both vehicle registrations, the resident will be permitted to purchase one parking permit for the extra vehicle at a cost of \$25.

## **The Rules of the Harbor Island Residential Parking Permit Area**

- (1) Initial hours and limitations of the Residential Permit Parking Area;

**After conducting research as to the generalized needs of the residents in the Harbor Island Community, the hours of 6 p.m. to 8 a.m. are proposed and any violations of the permit program will result in the vehicle being cited and towed.**

- (2) The annual parking permit fees for the proposed Residential Permit Parking Area;

**The annual parking permit fee will be \$25. Guest parking permits will be free of charge and will authorize parking for a maximum of three days.**

- (3) Decal requirements, including required location of the program decal.

**The decal will contain the Village Seal and the year it is issued. The decal is required to be affixed to the lower right corner of the rear window of the vehicle.**

- (4) Residents within the district would be required to prove residency by providing a copy of their current lease or property tax receipt with a copy of a utility bill, a valid vehicle registration for the resident at their address on Harbor Island, a valid driver's license, any other vehicle registrations for multiple parking permits, condominium or lease documentation that states the number of parking spaces assigned to the resident, and any other documentation the Chief of Police or Village Manager deems necessary to prove residency. In addition, if the applicant is a lessee, a copy of a current valid lease and/or a utility bill showing proof of residency shall also be made part of the application or other documentation as determined by the Village Manager or his designee.

**Notice of; issuance of permits; placement of signs:**

Following the designation of a residential parking permit area by the Village Commission, the Village Manager or his/her designee shall:

- (1) Have courtesy notices mailed or personally delivered to every household within the area.
- (2) Erect parking signs in the area indicating the times and locations where permit parking shall be permitted and clearly stating "Tow Away Zones".
- (3) Issue the appropriate annual parking permits upon application by the owner or operator of a motor vehicle who resides within a property located within the designated area.
- (4) The fee for each annual parking permit and for guest parking permits shall be established by resolution of the Village Commission.

**Parking in residential permit areas:**

- (A) The holder of a residential parking permit that is properly displayed shall be permitted to park a motor vehicle in appropriately designated parking spaces at all times within that district, unless otherwise noticed or posted. While a vehicle for which a residential parking permit has been issued is so parked, such permit shall be valid and displayed so as to be clearly visible to enforcement personnel. A residential parking permit shall not guarantee or reserve to the holder a parking space within the designated parking area.
- (B) A residential parking permit shall not authorize the holder of the permit to park in spaces or areas designated by law as restricted or prohibited parking (loading zones, fire hydrants, disabled, or other such regulated areas), nor shall it provide exemption from observance of any traffic regulations.

**Enforcement:**

- (A) Vehicles found within a residential parking permit area during the time limits posted without a valid parking permit for that area, or otherwise in violation of this Chapter:
  - (1) Shall be issued a uniform parking citation pursuant to Section 30-388.25 of the Miami-Dade County Code; and
  - (2) May be towed pursuant to Section 30-384 of the Miami-Dade County Code.

**Parking permit violations:**

- (A) It shall be unlawful for any person to represent that he/she is entitled to a residential parking permit when he/she is not entitled, or to hold or display such permit at any time when he/she is not entitled. Any such violation will result in actions under 70.10 and 70.12 of the North Bay Village Code of Ordinances.

**Revocation of permits and penalties:**

- (A) The Village Manager or his/her designee is authorized to revoke the residential parking permit of any individual found to be in violation of the provisions of this ordinance. Fees and fines shall be set by resolution.
- (B) Failure to remove a revoked permit from the vehicle within five [days] of written notice from the Village shall carry the following penalties:
  - (1) The violator shall not be allowed to reapply for another permit for six months.
  - (2) Once restored, if the permit holder should once again have his/her permit revoked by the Village, the resident shall be restricted from applying for another permit for one year.

**Exemptions:**

- (A) Vehicles bearing valid handicapped license plates issued by the department of motor vehicles displaying the internationally accepted wheelchair symbol, or displaying a valid handicapped parking permit, or disabled veteran motor vehicle license plate are exempt from the requirements of this ordinance.
- (B) Vehicles owned by companies authorized by the Village Commission as part of a point-to-point car sharing program.