

AN ORDINANCE AMENDING SECTION 19-107 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING METERS, PAY STATIONS AND MOBILE PARKING APPS – GENERALLY.

(Municipal Services Committee – 4-5-2017)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-107 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking meters, pay stations and mobile parking apps – generally, is hereby amended to read as follows:

Sec. 19-107. Parking meters, pay stations and mobile parking apps – generally.

(a) The Common Council may authorize the installation, regulation, control, maintenance and use of parking meters and pay stations in the streets, public parking lots or public parking ramps as well as the use of mobile parking apps. Parking meters shall be placed next to individual parking places and shall display the hours and days of operation. Pay stations shall be located in the vicinity of the parking stalls which are controlled by it and shall also display the hours and days of operation.

(b) Each parking meter shall be so set as to display a signal showing legal parking upon the deposit of funds as specified in this section. Each meter shall be so arranged that, upon the expiration of the parking limit, it will indicate that the lawful parking period as fixed by the ordinance of the City has expired.

(c) When any vehicle shall be parked in a parking space next to a parking meter under the provisions of this section, the owner or operator of the vehicle shall, upon entering the parking space, immediately deposit the required funds whether directly in the meter, via pay station or app, and the person may use the parking space for the vehicle during the time limit or a fractional part thereof as provided in this division. If a vehicle remains parked in any parking space beyond the limit fixed by the ordinance of the City for such parking space, or fractional part thereof, depending on the funds deposited, the parking meter shall display a sign showing illegal parking and in that event such vehicle shall be considered as having been parked overtime and beyond the time fixed in the ordinance by the City and the parking of a vehicle overtime or beyond the time fixed by the ordinance of the City in any such part of a street where any such meter is located shall be in violation of this section.

(d) No person shall deposit funds for the purpose of extending the parking time beyond the time limit fixed in this division for parking in the parking space for which a parking meter is placed.

(e) Official markings. When markings upon the curb or the pavement of a street designate a parking space, no person shall stand or park a vehicle in such designated parking space so that any part of the vehicle occupies more than one space or protrudes beyond the markings designating such a space, except that a vehicle which is of a size too large to be parked within a single designated parking space shall be parked with the front bumper at the front of the space with the rear of the vehicle extending as little as possible into the adjoining space to the rear, or vice-versa, and shall be responsible for depositing the required funds into the parking

meters for both occupied stalls. Notwithstanding the above, no vehicle that is too long and/or too wide to be parked within a single designated parking space shall be parked in such a space which is designated for angle parking.

(f) No person shall deposit or cause to be deposited in any parking meter any slug, device or metallic substitute for a coin of the United States with the exception of City-approved tokens.

(g) No person shall deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under this section.

(h) All parking meter, parking pay station and mobile parking app revenues shall be kept in a separate fund called the parking revenue fund. The purpose of the fund shall be for the purchase, maintenance, operation, enforcement, administration and construction of all parking facilities. The Common Council may, from time to time, direct the fund to be used for other purposes relating to parking facilities, including the right to pledge parking revenues for the payment of bonds issued for the construction of parking facilities. No unexpended funds are to be returned to the general funds. All earnings, upon the investment of unexpended funds, shall constitute an addition to the fund.

(i) “Parking Pay Stations”

(1) No person shall, in any parking space controlled by a “Parking Pay Station,” park a vehicle without purchasing the amount of parking time desired from such machine.

(2) No person shall, in any parking space controlled by a “Parking Pay Station,” which allows a person to purchase the amount of parking time desired from a machine that dispenses a receipt, park a vehicle in excess of the amount of time indicated on such receipt, or on posted signs.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

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AN ORDINANCE AMENDING SECTION 7-100(d)(1) OF CHAPTER 7 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO SMOKING PROHIBITED IN CERTAIN AREAS; PROHIBITION OF SMOKING IN OUTDOOR AREAS. (Municipal Services Committee – 8-16-2017)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 7-100(d)(1) of Chapter 7 of the Municipal Code of the City of Appleton, relating to smoking prohibited in certain areas; prohibition of smoke in outdoor areas, is hereby amended to read as follows:

Sec. 7-100. Smoking prohibited in certain areas.

(d) ***Prohibition of smoking in outdoor areas.*** It shall be unlawful for any person to smoke or use tobacco products in the following outdoor areas:

- (1) Within twenty (20) feet from all entry ways of City-owned buildings and structures. In the Blue Ramp, smoking or tobacco product use is strictly prohibited except in specifically designated areas. Within the Red, Green, and Yellow ramps, smoking or tobacco product use is strictly prohibited unless on the top floor of the ramp and at least twenty (20) feet from the entry way.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.