

ORDINANCE NO. 16-_____

AN ORDINANCE AMENDING SECTION 103 (PARKING PRIVILEGE FOR THE DISABLED) AND CREATING A NEW SECTION 108 (DISABLED PARKING PLATE OR PLACARD REQUIRED) OF ARTICLE 13 (STOPPING, STANDING OR PARKING REGULATIONS SIGN REQUIRED) OF CHAPTER 10 (MOTOR VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO DISABLED PARKING

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLORADO SPRINGS AS FOLLOWS:

Section 1. Section 103 (Parking Privilege for the Disabled) of Article 13 (Stopping, Standing or Parking Regulations Sign Required) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

10.13.103 PARKING PRIVILEGE FOR THE DISABLED:

* * *

B. It is unlawful for any person other than a disabled person to park in a parking space on public or private property which is clearly identified by an official sign as being reserved for use by the disabled unless the person is parking the vehicle for the benefit of a disabled person. ~~A placard or license plate issued to a disabled person shall be displayed on the vehicle while parked in the space. For purposes of this subsection, an official sign identifying a parking space designated for the disabled is a painted sign on the surface of the parking space, or a sign either freestanding or wall mounted, or both, which depicts the disabled symbol of a wheelchair.~~

C. It shall be unlawful for any person, including a disabled person who displays **an identifying plate or placard, obtained under or authorized pursuant to Colorado Revised Statute 42-3-204**, ~~a placard or license plate issued to the~~

~~disabled person,~~ to park in the access aisle adjacent to a disabled parking space.

D. For purposes of this subsection, an official sign identifying a parking space designated for the disabled is a painted sign on the surface of the parking space, or a sign either freestanding or wall mounted, or both, which depicts the disabled symbol of a wheelchair.

Section 2. A new Section 108 (Disabled Parking Plate or Placard Required) of Article 13 (Stopping, Standing or Parking Regulations Sign Required) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, is created to read as follows:

10.13.108: DISABLED PARKING PLATE OR PLACARD REQUIRED:

A. It shall be unlawful for any person to park in a parking space on public or private property which is clearly identified by an official sign as being reserved for use by the disabled unless the vehicle displays an identifying plate or placard, obtained under or authorized pursuant to Colorado Revised Statute 42-3-204, which is currently valid or has expired less than one month before the day the vehicle is parked in the disabled parking space.

B. For purposes of this subsection, an official sign identifying a parking space designated for the disabled is a painted sign on the surface of the parking space, or a sign either freestanding or wall mounted, or both, which depicts the disabled symbol of a wheelchair.

Section 3. Any person convicted of violations of Section 108 (Disabled Parking Plate or Placard Required) of Article 13 (Stopping, Standing or Parking Regulations Sign Required) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, shall be punished as provided in Section 104 (Right to Trial by Jury; Jail; Exceptions) of Part 1 (Trial by

Jury) of Article 4 (Jury Provisions) of Chapter 11 (Municipal Court) of the Code of the City of Colorado Springs, 2001, as amended.

Section 4. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 5. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2016.

Finally passed: _____
_____ Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.

- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson, City Clerk