

ORDINANCE NO. 15,750

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 114-319.02, 114-361.19, 114-361.21, 114-636, 114-639, 114-640, 114-643, 114-644, 114-1499, 114-2336, 114-2375, 114-2737, 114-2936.5, 114-2942.5, 114-3033.09, 114-3256, 114-3431, 114-3637 and 114-3793, by repealing Sections 114- 613.01, 114-640.01, 114-640.02 and 114-640.03, and by adding and enacting new Sections 114-2061.5, 114-2123.02 and 114-2938.5, relating to traffic and vehicle regulations.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Sections 114-319.02, 114-361.19, 114-361.21, 114-636, 114-639, 114-640, 114-643, 114-644, 114-1499, 114-2336, 114-2375, 114-2737, 114-2936.5, 114-2942.5, 114-3033.09, 114-3256, 114-3431, 114-3637 and 114-3793, by repealing Sections 114-613.01, 114-640.01, 114-640.02 and 114-640.03, and by adding and enacting new Sections 114-2061.5, 114-2123.02 and 114-2938.5, relating to traffic and vehicle regulations, as follows:

Sec. 114-319.02. Locations of three-way stop intersections.

The following intersections are hereby designated as three-way intersections. Stop signs shall be installed and maintained at the following intersections and the driver of a vehicle approaching these intersections from the directions hereinafter designated shall stop in accordance with this chapter before entering these intersections:

- (1) Avenue Frederick M. Hubbell and East Euclid Avenue. The driver of a vehicle approaching this intersection from the west, north and south shall stop before entering the intersection.
- (2) Pennsylvania Avenue and East Washington Avenue. The driver of a vehicle approaching this intersection from the east, north and south shall stop before entering the intersection.
- (3) County Line Road and Southeast Fifth Street. The driver of a vehicle approaching this intersection from the north, east and west shall stop before entering this intersection.

- (4) Watrous Avenue and Southwest Twenty-sixth Street. The driver of a vehicle approaching this intersection from the east, north and south shall stop before entering the intersection.
- (5) Guthrie Avenue (west) and North Union Street. The driver of a vehicle approaching this intersection from the north, south and west shall stop before entering the intersection.
- (6) Mulberry Street and Thirteenth Street. The driver of a vehicle approaching this intersection from the north, east and west shall stop before entering the intersection.
- (7) Southwest Eleventh and DART Way. The driver of a vehicle approaching this intersection from the north, south, and east shall stop before entering the intersection.
- (8) Lynner Drive and Martin Luther King Jr Parkway. The driver of a vehicle approaching this intersection from the north, south, and west shall stop before entering the intersection.
- (9) Walnut Street and Fourth Street. The driver of a vehicle approaching this intersection from the south, east and west shall stop before entering the intersection.

Sec. 114-361.19. Special parking permit issuance.

- (a) The city traffic engineer is authorized by the city engineer to issue a special parking permit for a vehicle to park or stand on a public street where such parking or standing is otherwise prohibited or regulated by the provisions of this chapter. Application therefor may list one or more specific vehicles, shall be directed to the office of the city traffic engineer, and may contain information as the city traffic engineer shall deem pertinent to the application. Such permit shall only be issued when said parking or standing is required in the performance of a public service or to satisfy a public need as heretofore set forth. Such permit shall grant permission for vehicular parking or standing in a specific area or any public way in the city.
- (b) The effective period of the permit may be a set number of days, not to exceed one year, and the inclusive dates of the permit shall be clearly displayed thereon. The permit may also specify the time or times of day when such parking is authorized as well as the days of the week to which it is limited.
- (c) Except in situations of immediate emergency or in unique situations which have been identified to and approved by the city traffic engineer, such parking shall be prohibited during specific hours in locations where signs are currently in place prohibiting parking during those hours.
- (d) The permit shall be clearly displayed in the window of the vehicle or on the container for which it is issued.
- (e) Applicants are required to pay an application fee and the daily meter rate of the reserved meter(s) for the time period the meters are reserved, not less than a 24-hour period, except as specified in Section 114-36.19(g). Payment is required at the time the permit is issued except as specified in Section 114-361.19(h). The charges for the application fee, daily meter rate, and the meter hood may be waived at the discretion of the city traffic engineer or his or her designated representative.

- (f) The application fee and meter hood fees shall be defined in the Schedule of Fees. The daily meter rate charged for hooding parking meters shall be calculated using the specific parking meter district location of the meter(s) to be hooded and the daily meter rates designated in section 114-643 of this code. In all instances the daily meter fee shall be calculated based upon a twelve-hour day. The daily meter fee shall be an additional fee only during normal days of parking meter operations as designated in Section 114-644 of this code. A meter hood fee will be charged for days when daily meter rates are not charged.
- (g) Vehicles owned or operated by governmental agencies, shall be exempt from the permit fee requirements. Vehicles and equipment working directly under contract or subcontract to the City of Des Moines shall also be exempt from these permit fee requirements.
- (h) For a permit issued for special handicap consideration for persons who possess a permanent state of Iowa handicap placard or state of Iowa handicapped license plates, and a physician's certificate that substantiates a significant degree of disability related to coin handling dexterity, the fee for the permit shall be as provided above, but any daily meter fee shall be waived.
- (i) A person who parks a vehicle in violation of any provision of this section or of the terms of the special parking permit shall pay a fine as defined in the Schedule of Fees.

Sec. 114-361.21. Standards for issuance of special parking permits.

For the purposes of section 114-361.19 of this article, the term "parking or standing required in the performance of a public service or to satisfy a public need" is defined under authority of the city traffic engineer. This shall generically include but not be limited to the following use of a parking space:

- (1) Funeral vehicles during performance of funeral service.
- (2) Moving vans in actual service.
- (3) Vehicles or equipment parked to facilitate special events.
- (4) Charter buses or school buses parked for special events.
- (5) Construction vehicles while delivering materials, special equipment (e.g., concrete trucks), or mobile construction equipment in use.
- (6) Vehicles involved in utility or city construction or maintenance work in streets right of way.
- (7) Vehicles containing cable or public TV remote facilities in actual service.
- (8) Temporary moving storage containers in actual service for adjacent properties.
- (9) Dumpsters in actual service for adjacent construction activity.

Sec. 114-613.01. Repealed by Ord. No. 15,750.

Sec. 114-636. Parking meter district.

The parking meter district shall be constituted of all the streets and avenues located within the area bounded by the north right-of-way line of West Martin Luther King Jr Parkway beginning at the west bank of the Des Moines River, thence west to the west side of Sixteenth Street, thence north along the westerly side of Sixteenth Street to the south side of Locust Street, thence west along the south side of Locust Street to a point even with the west side of Eighteenth

Street, thence northwest along the westerly side of Eighteenth Street to the south side of Grand Avenue, thence west along the south side of Grand Avenue to the west side of Nineteenth Street, thence north along the west side of Nineteenth Street to the north side of Woodland Avenue, thence east along the north side of Woodland Avenue to the north extension of the west side of Twelfth Street, thence north along the north extension of the west side of Twelfth Street to a point even with the westerly extension of the north side of Chestnut Street, thence east along the west extension of the north side of Chestnut Street and along the north side of Chestnut Street to the west side of Ninth Street, thence north along the west side of Ninth Street to the south side of Keosauqua Way, thence northwest along the south side of Keosauqua Way to the west side of Tenth Street, thence north along the west side of Tenth Street and along the north extension of the west side of Tenth Street to the south right-of-way line of Interstate 235, thence east along the south right-of-way line of Interstate 235 to the west bank of the Des Moines River, thence south along the west bank of the Des Moines River to the north side of Grand Avenue, thence east along the north side of Grand Avenue to the west side of Robert D. Ray Drive to a point even with the westerly extension of the north side of Lyon Street, then east along the west extension of the north side of Lyon Street and along the north side of Lyon Street to the east side of to the east side of Pennsylvania Avenue; thence south along the east side of Pennsylvania Avenue to the point of intersection with the east extension of the south side of East Locust Street and said point also being the east side of East Seventh Street; thence south along the east side of East Seventh Street and Southeast Seventh Street to the north right-of way line of East Martin Luther King Jr Parkway; thence west along the north right-of-way line of East Martin Luther King Jr Parkway and along the right-of-way line West Martin Luther King Jr Parkway to the point of beginning.

Sec. 114-639. Parking Meter District Map.

The city traffic engineer shall cause to be filed in the office of the city clerk a detailed map depicting the boundaries of the parking meter district as established by this division.

Sec. 114-640. Designation of parking spaces.

The city traffic engineer may apportion the appropriate parts of the streets in the parking meter district into individual parking spaces and may cause such parking spaces to be designated by meters placed on the sidewalk or border area of the street. No vehicle shall be parked which is not entirely within the limits of the space adjacent to the parking meter. The city traffic engineer may cause the removal of any parking meter placed for any parking space.

Sec. 114-640.01. Repealed by Ord. No. 15,750.

Sec. 114-640.02. Repealed by Ord. No. 15,750.

Sec. 114-640.03. Repealed by Ord. No. 15,750.

Sec. 114-643. Parking meter rates and time zones.

- (a) Three parking meter rate and time zones within the parking meter district designated as zone I, zone II and zone III shall be established and may subsequently be amended by resolution adopted by the city council. The parking meter rate and time zones may be comprised of contiguous or non-contiguous area. Zone 1 shall designate a peak pricing area and all zones shall designate the locations of thirty-minute meter parking spaces and the locations of handicapped meter parking spaces. The resolution establishing the parking meter rate and time zones together with all appended zone maps and descriptions incorporated therein shall be filed in the office of the city clerk.
- (b) Four-hour meters are utilized in parking meter rate and time zone I at the rate of \$1.25 per hour. Within the peak pricing area the rate is \$1.75 per hour after 5:00 p.m. Thirty-minute meters are utilized in zone I at designated locations at the rate after the initial fifteen minutes of free parking of \$1.25 per hour. No vehicle shall be parked in a four-hour meter parking space in zone I beyond four hours. No vehicle shall be parked in a thirty-minute parking space in zone I beyond thirty minutes.
- (c) Twelve-hour meters are utilized in parking meter rate and time zone II at the rate of \$0.75 per hour. Thirty-minute meters are utilized in zone II at designated locations at the rate after the initial fifteen minutes of free parking of \$0.75 per hour. No vehicle shall be parked in a thirty-minute parking space in zone II beyond thirty minutes.
- (d) Twelve-hour meters are utilized in parking meter rate and time zone III at the rate of \$0.25 per hour. Thirty-minute meters are utilized in zone III at designated locations at the rate after the initial fifteen minutes of free parking of \$0.25 per hour. No vehicle shall be parked in a thirty-minute parking space in zone III beyond thirty minutes.
- (e) At the direction of the city traffic engineer, temporary reduced parking meter rates may be charged during all or any designated times of meter operation for any parking spaces for up to six months, as an incentive to attract additional parking customers during times when unused spaces are available. Such temporary reduced rates shall be charged only when a preliminary analysis has indicated that total parking revenues will increase at the parking spaces where such reduced rates are proposed. The implementation of temporary reduced rates shall be subject to the prior review and approval of the city manager and city attorney to ensure compliance with any financial obligations of the parking facilities system. Any time that temporary reduced rates are charged, the city traffic engineer shall conduct an analysis to determine the impact on actual revenues and shall terminate the temporary reduced rates if such rates have an adverse impact on actual revenues to the parking facilities system.

Sec. 114-644. Hours of meter operation.

Except on Sundays and the legal holidays of New Year's Day, January 1; Memorial Day, the last Monday in May; Independence Day, July 4; Labor Day, the first Monday in September; Thanksgiving Day, the fourth Thursday in November; and Christmas Day, December 25, parking meters in the parking meter district established by this division shall be operated every day between the hours of 9:00 a.m. and 9:00 p.m.; provided, however, that on those segments of streets where parking is prohibited during specified times by this chapter, the parking meters on such segments of streets shall be operated only at times parking is permitted.

Sec. 114-1499. Walnut Street.

Walnut Street and Second Avenue, traffic control signal.
Walnut Street and Third Street, traffic control signal.
Walnut Street and Fifth Street, traffic control signal.
Walnut Street and Sixth Avenue, traffic control signal.
Walnut Street and Seventh Street, traffic control signal.
Walnut Street and Eighth Street, traffic control signal.
Walnut Street and Ninth Street, traffic control signal.
Walnut Street and Tenth Street, traffic control signal.
Walnut Street and Twelfth Street, traffic control signal.
Walnut Street and Thirteenth Street, traffic control signal.

Sec. 114-2061.5. Northeast Twenty-third Avenue.

Northeast Twenty-third Avenue, at East Forty-seventh Street, stop.
Northeast Twenty-third Avenue, at East Fiftieth Street, stop.
Northeast Twenty-third Avenue, at East Fiftieth Court, stop.

Sec. 114-2123.02. East Fiftieth Street.

East Fiftieth Street, at East Sheridan Avenue, stop.

Sec. 114-2336. East Sheridan Avenue.

East Sheridan Avenue, at East Thirty-sixth Street, stop.
East Sheridan Avenue, at East Thirty-seventh Street, stop.
East Sheridan Avenue, from the east line of East Thirty-eighth Street to the west line of East Forty-second Street, stop.
East Sheridan Avenue, at East Fiftieth Court, stop.

Sec. 114-2375. Wisconsin Avenue.

Wisconsin Avenue, at East Twenty-eighth Street, stop.
Wisconsin Avenue, at East Forty-seventh Street, stop.

Sec. 114-2737. Thirteenth Street--Walnut Street to Locust Street.

Thirteenth Street, on the west side, from Walnut Street to a point 25 feet north thereof, no parking any time.

Sec. 114-2936.5. East Forty-eighth Street--Wisconsin Avenue to north city limits.

East Forty-eighth Street, on the west side, from Wisconsin Avenue to East Sheridan Avenue, no parking any time.

East Forty-eighth Street, on the east side, from East Valdez Drive to north city limits, no parking any time.

Sec. 114-2938.5. East Forty-ninth Court—Dead end south of East Sheridan Avenue to north city limits.

East Forty-ninth Court, on the west side, from the dead end south of East Sheridan Avenue to East Sheridan Avenue, no parking any time.

Sec. 114-2942.5. East Fiftieth Street—Northeast Twenty-third Avenue to East Broadway Avenue.

East Fiftieth Street, on the east side, from East Broadway Avenue to the dead end south of East Broadway Avenue, no parking any time.

East Fiftieth Street, on the west side, from East Broadway Avenue to a point 190 feet south thereof, no parking any time.

East Fiftieth Street, on the west side, from Northeast Twenty-third Avenue to the dead end north of East Sheridan Avenue, no parking any time.

Sec. 114-3033.09. Brook View Drive-- Wisconsin Avenue to East Fifty-second Street.

Brook View Drive, on the west side, from Wisconsin Avenue to the dead end north of East Sheridan Avenue, no parking any time.

Brook View Drive, on the west side, from Brook Ridge Court south to the dead end, no parking any time.

Brook View Drive, on the south side, from Brook Ridge Court to a point 50 feet west thereof, no parking any time.

Brook View Drive, on the south side, from East Fifty-second Street to a point 50 feet east thereof, no parking any time.

Brook View Drive, on the south side, from East Fifty-second Street to a point 50 feet west thereof, no parking any time.

Sec. 114-3256. Grand Avenue--Thirteenth Street to Fifteenth Street.

Grand Avenue, on the south side, from Thirteenth Street to a point 20 feet west thereof, no parking any time.

Grand Avenue, on the north side, from Fourteenth Street to a point 45 feet east thereof, no parking any time.

Grand Avenue, on the north side, from a point 235 feet east of Fourteenth Street to a point 45 feet east thereof, no parking any time.

Grand Avenue, on the north side, from a point 346 feet east of Fourteenth Street to a point 75 feet east thereof, no parking any time.

Grand Avenue, on the north side, from Fourteenth Street to a point 10 feet west thereof, no parking any time.

Grand Avenue, on the north side, from a point 10 feet west of Fourteenth Street to a point 98 feet east of Fifteenth Street, no parking 4:00 p.m. to 6:00 p.m.

Grand Avenue, on the north side, from a point 245 feet west of Fourteenth Street to a point 98 feet west thereof, no parking any time.

Grand Avenue, on the north side, from Fifteenth Street to a point 96 feet east thereof, no parking any time.

Grand Avenue, on the south side, from Fifteenth Street to a point 96 feet east thereof, no parking any time.

Sec. 114-3431. Locust Street--Thirteenth Street to Fifteenth Street.

Locust Street, on the north side, from Thirteenth Street to a point 20 feet west thereof, no parking any time.

Locust Street, on the south side, from Thirteenth Street to a point 15 feet east of Fifteenth Street, no parking 7:00 a.m. to 9:00 a.m., weekdays.

Locust Street, on the south side, from Thirteenth Street to a point 70 feet west thereof, commercial loading zone, 9:00 a.m. to 6:00 p.m., Monday through Saturday.

Locust Street, on the north side, from a point 110 feet west of Thirteenth Street to a point 55 feet west thereof, no parking any time.

Locust Street, on the south side, from a point 500 feet west of Thirteenth Street to a point 50 feet west thereof, commercial loading zone, 9:00 a.m. to 6:00 p.m., Monday through Saturday.

Locust Street, on the south side, from Fifteenth Street to a point 15 feet east thereof, no parking any time.

Locust Street, on the north side, from Fifteenth Street to a point 20 feet east thereof, no parking any time.

Sec. 114-3637. East Sheridan Avenue--First Street to east city limits.

East Sheridan Avenue, on the north side, from First Street to East Ninth Street, no parking any time.

East Sheridan Avenue, on the south side, from First Street to Oxford Street, no parking any time.

East Sheridan Avenue, on the south side, from Saylor Road to a point 100 feet west thereof, no parking any time.

East Sheridan Avenue, on the south side, from East Ninth Street to a point 50 feet east of East Fourteenth Street, no parking any time.

East Sheridan Avenue, on the north side, from a point 50 feet west of East Thirteenth Street to a point 50 feet east of East Thirteenth Street, no parking any time.

East Sheridan Avenue, on the north side, from East Fourteenth Street to a point 50 feet west thereof, no parking any time.

East Sheridan Avenue, on the north side, from East Fourteenth Street to Idaho Street, no parking any time.

East Sheridan Avenue, on both sides, from Idaho Street to East Sixteenth Street, no parking any time.

East Sheridan Avenue, on the north side, from Sampson Street to Glenbrook Drive, no parking any time.

East Sheridan Avenue, on the north side, from Dixon Street to a point 810 feet east thereof, no parking any time.

East Sheridan Avenue, on the south side, from a point 170 feet west of East Twenty-third Street to East Twenty-fifth Street, no parking any time.

East Sheridan Avenue, on the north side, from East Twenty-fifth Street to Avenue Frederick M. Hubbell, no parking any time.

East Sheridan Avenue, on the south side, from East Twenty-fifth Street to a point 60 feet east thereof, no parking any time.

East Sheridan Avenue, on the south side, from Avenue Frederick M. Hubbell to a point 95 feet west thereof, no parking any time.

East Sheridan Avenue, on the north side, from East Forty-second Street to a point 75 feet east thereof, no parking any time.

East Sheridan Avenue, on the south side, from East Thirty-fifth Street to East Thirty-eighth Street, no parking any time.

East Sheridan Avenue, on the north side, from Williams Street to East Forty-second Street, school bus loading and unloading 7:00 a.m. to 5:00 p.m. school days.

East Sheridan Avenue, on the north side, from the dead end west of East Forty-eighth Street to Brook View Drive, no parking any time.

East Sheridan Avenue, on the south side, from Williams Street to a point 40 feet west thereof, no parking any time.

East Sheridan Avenue, on the south side, from Williams Street to a point 40 feet east thereof, no parking any time.

East Sheridan Avenue, on the south side, from East Forty-second Street to a point 590 feet east thereof, no parking any time.

Sec. 114-3793. Wisconsin Avenue--North Union Street to east city limits.

Wisconsin Avenue, on the south side, from North Union Street to East Eighth Street, no parking any time.

Wisconsin Avenue, on the south side, from Avenue Frederick M. Hubbell to East Twenty-ninth Street, no parking any time.

Wisconsin Avenue, on the north side, from the dead end west of East Forty-seventh Street and including any part of the cul-de-sac to the dead end east of East Forty-eighth Street and including any part of the cul-de-sac, no parking any time.

Wisconsin Avenue, on the north side, from East Fiftieth Court to Brook View Drive, no parking any time.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Lawrence F. Dempsey, Assistant City Attorney

Ordinance No. _____ cont'd

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 19- 301), passed by the City Council of said City at a meeting held February 25, 2019 signed by the Mayor on February 25, 2019 and published and provided by law in the Business Record on March 15, 2019. Authorized by Publication Order No. 10614.

Diane Rauh, City Clerk