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**CITY OF PORTLAND
IN THE CITY COUNCIL**

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**AMENDMENT OF PORTLAND CITY CODE CHAPTER 19 AND CHAPTER 28
RE: PAYING FOR STREET PARKING WITH AN APP**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND,
MAINE, IN CITY COUNCIL ASSEMBLED AS FOLLOWS:**

1. That Chapter 19, Section 19-26 of the Portland City Code is hereby amended to read as follows:

Sec. 19-26. Parking.

Notwithstanding the general prohibition contained in Chapter 28, Section 28-84, licensed street vendors operating lawfully in a ~~metered paid~~ parking space located on city-owned property may ~~deposit in the adjacent single-space parking meter or multi-space meter payment~~ pay for a single-space parking spot by any method approved by the City Manager for the purpose of parking beyond the maximum legal parking time designated by the parking meter or multi-space meter ("prolonged parking" or "feeding the meter"), provided that no street vendor may prolong the maximum legal parking time designated by the parking meter or multi-space meter by more than two times (2x) the maximum parking time in any twenty-four (24) hour period.

1. That Chapter 28, Sections 28-83, 28-84 and 28-86 of the Portland City Code are hereby amended to read as follows:

Sec. 28-83. Parking of vehicles in parking spaces; meter parking for those with disabilities.

(a) ~~Single space meter~~ Paid parking spaces. Except as provided herein, ~~where a parking meter has been installed, every when parking a vehicle in a paid parking space, a person shall may park only:~~

(1) a vehicle adjacent to the curb; ~~and~~

(2) within the limits of the parking space, where delineated by lines, parking meters, or other method; and

(3) where the person has paid the parking fee for the entire amount of time the vehicle is parked in that space by any method approved by the City Manager. ~~either immediately in front of or behind a single space meter and shall deposit the required amount of United States money in the meter or, obtain and properly display a receipt issued by a multi-space meter.~~

(b) ~~Multi-space meter. Except as provided herein, where a multi-space meter has been installed, every person shall park a vehicle adjacent to the curb and in a space controlled by a multi-space meter or in a space controlled by a single meter and shall deposit the required amount of payment for the time the person intends to park, up to the maximum time limit available.~~

~~The foregoing~~Parking fees shall apply only from 9:00 a.m. to 6:00 p.m., Monday through Saturday, Sundays and state and federally sanctioned holidays excluded.

(c) *Disabled person parking at meter.* Any motor vehicle or motorcycle registered by a disabled person is exempt from any parking meter fare in a metered-paid parking space when the vehicle properly displays special designating plates or a hangtag issued under state law, and may park a length of time that does not exceed twice the maximum time limit otherwise applicable in said space.

Sec. 28-84. Violations.

It shall be unlawful for any person to:

(a) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked in any paid parking space ~~where a single space parking meter is installed unless a deposit of the coin or coins indicated by the single space meter is made as herein provided, except that, in the event a single space parking meter indicates that unused time has been left in the meter by a previous occupant of the parking space, any such person shall not be required to deposit any such coin or coins so long as his or her occupancy of the space does not exceed the indicated unused parking time~~ without having paid the required parking fee by any method approved by the City Manager; or

~~(b) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to remain in a parking space controlled by a multi-space parking meter or single space meter without displaying a valid receipt while so parked, or without displaying the receipt on the dashboard in such a manner as to be clearly visible and face up, showing the date and time available to park on the receipt;~~

(be) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to remain in a parking space beyond the period of legal parking time established for such parking space as provided in the traffic schedule, or, except as provided in Section 19-26, to ~~deposit in the adjacent single space parking meter or a multi-space meter~~ make any payment for the purpose of parking beyond the maximum legal parking time designated by the parking meter or multi-space meter ("prolonged parking" or "feeding the meter");

~~(d) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to remain in any parking space adjacent to any single space parking meter while the meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the maximum legal parking time designated for such parking space or the receipt has expired;~~

~~(e) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to remain or be placed in any parking space controlled by a multi-space meter while failing to display a valid multi-space meter timed receipt for such parking, or displaying a receipt indicating that the vehicle occupying such parking space has already been parked beyond the maximum legal parking time designated for such parking space;~~

(cf) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked across any line or marking of a parking space or in such position that the vehicle shall not be entirely within the limits of the parking space or such that the parked vehicle otherwise impedes or obstructs the

flow of traffic; the minimum fine for a violation of this section shall be fifty dollars (\$50);

(~~dg~~) Deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions herein;

(~~eh~~) Deposit or cause to be deposited in any parking meter any slug, device, metallic substance or any other substitute for a coin of the United States;

(~~fi~~) In the event of a violation of the provisions of subsections (a), (b), and (c), ~~(d), (e) and (f)~~ above, the fact that a vehicle is unlawfully parked shall be prima facie evidence of the unlawful parking of such vehicle by the person in whose name such vehicle is registered. and tThe fact that a vehicle is in a metered paid parking space when the time signal on the parking meter for such space indicates no parking permitted without the deposit of a coin or coins, or when the receipt from a multi-space meter has expired or no receipt is properly displayed, indicated on a meter, time stamped receipt, mobile application, or other mechanism used by the City to monitor paid parking times shall also be prima facie evidence that the vehicle has been parked in the parking space longer than the lawfully permitted period.

(~~gj~~) Cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked in any parking space utilizing a disability registration plate or removable windshield placard which has been tampered with or improperly altered in any way. The minimum fine for a violation of this section shall be two hundred dollars (\$200).

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Sec. 28-86. Parking meter rates.

The rate for parking at a meter in the city shall be one dollar and twenty-five cents (\$1.25) per hour as follows: three (3) minutes for the first nickel (\$0.05)), two (2) minutes for the second nickel; five (5) minutes for a dime (\$0.10); and twelve (12) minutes for a quarter. The City Manager may charge a convenience fee in addition to the parking meter rates.

