

POLICY NO: 3.9.5

PARKING CONTROL

OBJECTIVE

To:

- determine the approach to be adopted in relation to requests from individuals or selected charitable/disability support groups for exclusive parking facilities;
- define the responsibility in regard to the policing of certain commercial properties, Registered as “Private Properties”, within the City being used by the public for the parking of vehicles;
- identify the factors to be taken into account in determining when consideration may be given to applications for the provision of pick-up and set-down parking facilities;
- enable the identification of the situations when kerbside parking and/or restrictions may be implemented; and
- facilitate the introduction of parking bays, within residential areas, for residents who hold current ACROD Parking Permits, in conjunction with the existing Residential Parking Permit Programme.

POLICY STATEMENT

- 1. Exclusive Use of Bays by Charitable/Disability Support Group**
 - 1.1 The City will not grant reserved parking for the exclusive use of any individual group of persons either in kerbside spaces or in an off-street car park, except for existing funeral premises of which each will be permitted two kerbside car parking bays or in accordance with Clause 5 below, relating to the Introduction of Kerbside “ACROD 2.5” Parking Bays in Residential Areas.
 - 1.2 Where the owner/occupier of commercial property invites the public to park vehicles on that property, the property will not be registered as a “Private Property” and, therefore, will not be policed by the City unless a written Agreement is entered into with the City.
- 2. Registration of a Property as a “Private Property” for Enforcement Purposes**
 - 2.1 The City will register privately owned land, as a “Private Property”, for the purpose of parking enforcement and will apply the City’s Parking and Parking Facilities Local Law 2007.

2.2 This registration is subject to the following:

- (a) a written application, on the prescribed form is received by the City;
- (b) the City's conditions of registration as a "Private Property", are adhered to by the owner of the land;
- (c) signage, approved by the City, which complies with the City's Parking and Parking facilities Local Law and with the Australian Standards, is to be erected at the owner's expense;
- (d) the car park must be maintained to the required standard at all times;
- (e) the Manager Ranger and Community Safety Services will determine the priority for attendance and enforcement; and
- (f) all revenue generated will be retained by the City.

3. Installation of Pick-Up and Set-Down Parking Facilities

The City may approve the installation of a "Pick-up and Set-down Parking" Facility, on receipt of an application. This installation will be subject to the following considerations:

- 3.1 the facility will not affect the operation of other businesses in close proximity;
- 3.2 the applicant has no, or very limited off-street parking facilities;
- 3.3 the facility will not cause undue traffic congestion;
- 3.4 the facility will not create a dangerous situation; and
- 3.5 there is an identified need for a "Pick-up and Set-down" Facility at the proposed location.

4. Introduction and Removal of Kerbside Parking Facilities

- 4.1 The City will implement or remove kerbside parking restrictions having regard to community needs, taking into account the likely implications on other road users. The City will consider the following:
 - (a) the introduction or removal of restrictions should assist business operations without unduly inconveniencing other motorists. It is important to recognise that what may assist one property may have a consequential adverse impact on another. As a result, it is important to consider parking restrictions from a holistic viewpoint;
 - (b) in some cases, where a modification has been made to the adjacent property, existing crossovers have become redundant and should be removed. This has the effect of maximising the available parking space and maintaining an orderly parking regime;

- (c) the duration of time restrictions will be determined by the City and should be in accordance with community expectations, while also aligning with existing restrictions; and
- (d) The introduction of parking restrictions should provide parking space of a duration suitable for the adjoining land use and the requirements of motorists.

4.2 The Mitchell and Graham Farmer Freeway are excluded from the aforementioned Policy provisions.

5. ACROD 2.5 Parking Bays in Kerbside Locations

The City will control the introduction of ACROD 2.5 parking bays in residential areas, taking into account the needs and level of disability of the applicant and the likely implications on other road users, in accordance with the Guidelines shown below:

- 5.1 Application for an ACROD 2.5 parking bay is to be assessed by the:
- (a) Manager Assets and Design, in relation to traffic management;
 - (b) Manager Community Development, in relation to existing on-site parking facilities, the level of disability and the level of need; and
 - (c) Manager Ranger and Community Safety Services, in relation to enforcement.
- 5.2 If approval is recommended, a report will be submitted to the Council for their Approval. Once approval has been granted the following shall apply:
- (a) the applicant is to be advised of the details of the approval for the ACROD 2.5 parking bay;
 - (b) the applicant is to be advised that the City's Officers shall review the requirement for the ACROD 2.5 bay at the expiry of a 12 month period and each year thereafter; and
 - (c) a register containing the date of approval, date of installation and the location of the ACROD 2.5 parking bay is to be maintained by the City.

Date Adopted:	28 February 2012 (Policies 3.9.5, 3.9.6, 3.9.7 and 3.9.8 were amalgamated into this Policy)
Date Amended:	-
Date Reviewed:	-
Date of Next Review:	February 2017

GUIDELINES AND POLICY PROCEDURES FOR PARKING CONTROL POLICY NO. 3.9.5

1. Guidelines for Policing of Vehicles Parking on Registered Private Property

- 1.1 A property will not be registered as a Private Property, for the purposes of enforcement, where the owner/occupier of property invites the public to park vehicles on that property and restrictions will not be enforced by the City.
- 1.2 The City will apply the City's Parking and Parking Facilities Local Law 2007 and enforce private property restrictions in parking facilities, on private property, subject to the following:
 - (a) The owner of the land makes a written request to the City, on the City's Application Form.
 - (b) The owner enters into a Legal Agreement, incorporating items specified by the City, such as:
 - (i) the Owner/Occupier of the land will nominate up to three (3) Authorised Complainants;
 - (ii) the owner/Occupier acknowledges that the City will not issue an infringement notice, unless an Authorised Complainant is present; and
 - (iii) where an offending driver nominates to have the matter heard in Court, the Authorised complainant will attend the Court to provide evidence of the offence.
 - (c) The owner erects and maintains all approved signage, which complies with the City's Local Law and with the Australian Standards, at their own cost.
 - (d) The owner maintains the car park to the required standard at all times, to the satisfaction of the City.
 - (e) All policing requirements will be subject to existing practices and procedures and in accordance with the priority determined by the Manager Ranger and Community Safety Services.
 - (f) All revenue generated will be retained by the City.

2. Guidelines for the Installation of Pick-up and Set-Down Parking Facilities

On receipt of a bonafide application, the provision of 'pick-up and set-down' parking facilities will be considered, subject to the following requirements:

- 2.1 provision of such a facility will not affect the proper operation of other businesses in close proximity to the site of the applicant;
- 2.2 no, or very limited off-street parking facilities exist;

- 2.3 the provision of such a facility will not cause undue traffic congestion;
- 2.4 the provision of such a facility will not create a dangerous situation; and
- 2.5 the proposed location is adjacent to:
 - (a) major hotels, hospitals, Schools, law courts, public transport stations and child minding centres;
 - (b) entertainment venues, operating after 5.30pm Monday to Saturday; and
 - (c) restaurants, which provide a valet, service.

3. Guidelines for Introduction and Removal of Kerbside Parking Facilities

Taking into account the needs of local residents, the City will implement or remove kerbside parking restrictions on the following basis to:

- 3.1 assist business operations without unduly inconveniencing other motorists;
 - 3.2 utilise kerbside space previously used for a crossover or similar purpose, for parking purposes;
 - 3.3 provide short-term parking space of a duration suitable for the adjoining land use and the requirements of motorists;
 - 3.4 provide parking facilities which are compatible with the requirements of moving traffic; and
 - 3.5 improve traffic safety by removing hazardous conditions.
- N.B. The Mitchell and Graham Farmer Freeways are excluded from the aforementioned policy provisions.

4. Guidelines and Policy Procedure for the Introduction of Kerbside “ACROD 2.5” Parking Bays in Residential Areas

- 4.1 Persons seeking the introduction of an ACROD 2.5 parking bay in a residential street shall make a written application to the Chief Executive Officer.
- 4.2 The City shall not give approval for the introduction of an ACROD 2.5 parking bay, which does not conform to the requirements set out in this Policy.
- 4.3 The applicant must satisfy the City that there are no means available to park the subject vehicle within the property boundaries and that, even when no on-site parking is available, that it would be impossible or unreasonable to expect the owner or occupier to make provision for such on-site parking.
- 4.4 The applicant must provide a letter from a qualified medical practitioner, which indicates the extent of the disability and the estimated distance which can be walked by him/her, to allow for an accurate assessment of need.
- 4.5 The City must be satisfied that there is not suitable alternative parking within a convenient distance from the applicant’s home.

- 4.6 The cost of introduction of a dedicated ACROD 2.5 parking bay shall be met in full by the applicant, although the Chief Executive Officer shall have the discretion to amend or waive these costs, as he sees fit.
- 4.7 The introduction of an ACROD 2.5 parking bay, in a specific location, does not provide exclusive use by the adjacent resident and it may be used by any vehicle displaying a current ACROD Parking Permit. However, the introduction of an ACROD 2.5 parking bay may be undertaken in conjunction with a residential parking permit application and the approved bay may have the additional restriction of “for use by Residential Permit Holders only” appended to the sign.
- 4.8 The ACROD 2.5 parking bay shall be removed by the City when the Chief Executive Officer determines that it is no longer appropriate for it to be in place.
- 4.9 The need for the ACROD 2.5 Parking Bay will be reviewed every 12 months, to confirm that there is a continuing need. In the event that an applicant ceases to reside at the subject property, the City may remove the ACROD 2.5 Parking Bay, at its discretion.
- 4.10 Any abuse of the privileges may result in the cancellation of the residential parking permit and the removal of the ACROD 2.5 parking bay.
- 4.11 An ACROD 2.5 parking bay shall not be introduced for the occasional use of a courtesy bus, taxi or other means of transporting a person with disabilities but the Chief Executive Officer shall have the discretion to consider the introduction of a time restricted parking facility in the location.
- 4.12 Chief Executive Officer has the discretion to amend or waive any or all of the above requirements or to impose additional requirements that are deemed appropriate.
- 4.13 The signs used to designate “ACROD 2.5 Parking Bays” and “ACROD 2.5 Parking Bays for Residents Only” shall be as follows:

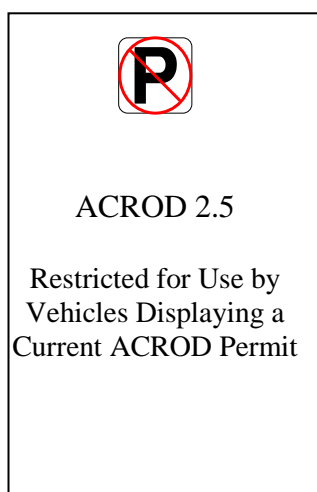


Figure 1

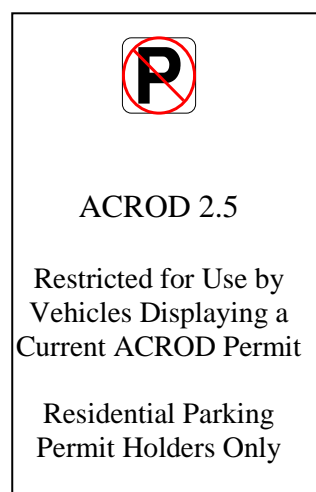


Figure 2