

**Ordinance
By Frey**

Amending Title 13, Chapter 319 of the Minneapolis Code of Ordinances related to Licenses and Business Regulations: Open Air Motor Vehicle Parking Lots.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 319 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 319.165 to read as follows:

319.165. Forms of payment accepted. Effective September 1, 2016, every unattended Class A commercial parking lot advertising public off street parking for a fee shall accept a pay by telephone method or credit and debit card method for payment of daily or hourly parking fees, provided the credit card company is likewise accepted as payment by the City of Minneapolis. There shall be no restriction on the use of electronic payment methods because the parking fee does not exceed a minimum parking fee amount. All transactions shall be processed in an electronic format at the time of payment. All electronic methods of payment shall be approved by the licensing official and shall provide a customer receipt that indicates the parking lot location, date, time of day, and payment amount.

Section 2. That Section 319.170 of the Minneapolis Code of Ordinances be amended to read as follows:

319.170. - Placement of pay ~~box~~ station. In all Class A commercial parking lots using a self-service pay ~~box~~ station of any kind, said pay station shall be conspicuously placed near the entrance to the lot, or in such place that the patron of the lot can easily locate the pay station. ~~All Class A commercial parking lots which use pay envelopes shall have an adequate supply on hand at the lot and accessible to the patrons at all times.~~ Each self-service pay station shall be well lit, fully equipped, in good working order, have clearly posted payment instructions, and be designed to provide some shelter to patrons from rain and snow. The licensing official shall review each parking lot application and may waive strict compliance with the pay station shelter requirement based upon site conditions that make such installation impractical. An electronic access card reader is not a self-service pay station for purposes of this section 319.170 if it is used for entry to the parking lot by a patron with an access card if the right to park for such patron is pre-paid, free or otherwise debited electronically in connection with use of the access card.

Section 3. That Chapter 319 of the Minneapolis Code of Ordinances be amended by adding thereto a new Section 319.175 to read as follows:

319.175. Exceptions. (a) Commercial parking lots not in compliance with sections 319.165 and 319.170 of this chapter may use a non-electronic honor pay station system as approved by the licensing official, however the licensee may not order the removal or immobilization of a vehicle for reasons of non-payment of a parking fee unless the parking lot licensee has retained evidence that the vehicle being removed or immobilized has been found to have used the parking facility without paying the parking fee on at least two (2) separate occasions in the past six (6) months. The commercial parking lot licensee shall retain records of vehicle make, model, color, and vehicle license plate number of the vehicle being removed from the property for non-payment of parking fees, and the dates and times of the two occasions that the vehicle had been parked and the posted parking fees were not paid to the licensee. Such records shall be retained by both the commercial parking lot licensee and the towing service

provider, and shall be made available to the registered vehicle owner and the licensing official upon request.

(b) The requirements of section 319.165 and 319.170 do not apply to any situation where an access card is used for entry to the commercial parking lot if the right to park for such patron is either pre-paid, free or otherwise debited electronically in connection with the use of the access card.