

1 Introduced by the Council President at the request of the Mayor:

4 **ORDINANCE 2021-840-E**

5 AN ORDINANCE AMENDING SECTION 804.1012
6 (UNAUTHORIZED PARKING IN DISABLED PARKING SPACE
7 PROHIBITED), PART 10 (PARKING), CHAPTER 804
8 (JACKSONVILLE TRAFFIC CODE), *ORDINANCE CODE*, TO
9 PROHIBIT OBSTRUCTING A DISABLED PARKING SPACE,
10 CURB CUT OR ACCESS AISLE; PROVIDING FOR
11 CODIFICATION INSTRUCTIONS; PROVIDING AN
12 EFFECTIVE DATE.

13
14 **BE IT ORDAINED** by the Council of the City of Jacksonville:

15 **Section 1. Amending Section 804.1012 (Unauthorized parking**
16 **in disabled parking space prohibited), Part 10 (Parking), Chapter 804**
17 **(Jacksonville Traffic Code), Ordinance Code.** Section 804.1012
18 (Unauthorized parking in disabled parking space prohibited), Part 10
19 (Parking), Chapter 804 (Jacksonville Traffic Code), *Ordinance Code*,
20 is hereby amended to read as follows:

21 **CHAPTER 804. - JACKSONVILLE TRAFFIC CODE**

22 * * *

23 **PART 10. - PARKING**

24 * * *

25 **Sec. 804.1012. - Unauthorized parking in or obstructing disabled**
26 **parking space, curb cut, or access aisle prohibited.**

- 27 (a) It shall be unlawful for a person to park, stop or stand a
28 vehicle in a parking space designated in accordance with the
29 provisions of F.S. § 316.1955 ~~or F.S. § 316.1956~~ for use only
30 by the disabled unless the vehicle displays a parking permit
31 issued pursuant to F.S. § 316.1958 or F.S. § 320.0848 and the

1 vehicle is transporting a person eligible for the parking
2 permit. It is unlawful for any person to park in or obstruct
3 the path of travel to an accessible parking space, curb cut,
4 or access aisle by standing or parking a vehicle within any
5 such designated area or adjacent to such designated area in
6 such a manner so as to unreasonably interfere with access to
7 or use of the area. The violator is subject to the same
8 penalties as are imposed for illegally parking in a space
9 that is designated as an accessible parking space for persons
10 with disabilities. A person who is chauffeuring a disabled
11 person shall be allowed, without need for an identification
12 parking permit, momentary parking in the parking space for
13 the purpose of loading or unloading a disabled person and no
14 penalty shall be imposed upon the driver for this momentary
15 parking. A person convicted of violating this Section shall
16 be punishable by a fine of \$250. A sign with a blue background
17 and white lettering reading "\$250 FINE" shall be attached to
18 each permanent abovegrade sign indicating such restricted
19 parking space; provided, however, that any failure to have
20 any such space so signed, whether due to full or partial
21 absence of a sign, improper colors, inaccurate amount of the
22 fine, defacement or mutilation, or otherwise, shall not
23 impede, restrict or otherwise prevent in any manner
24 whatsoever the enforceability of any restriction, violation
25 or fine set forth above or any other provisions relating to
26 regulation of parking for disabled persons.

27 * * *

28 (d) All fines collected for violation of subsections (a) and (b)
29 of this Section shall be distributed as follows:

30 (1) Seventy percent shall be placed in a separate account
31 of the City at least once a month to be expended only

1 to improve accessibility and equal opportunity to
2 qualified physically disabled persons in the County and
3 to provide funds to conduct public awareness programs
4 in the County concerning physically disabled persons.
5 These funds shall be appropriated by the Council prior
6 to expenditure, but shall not lapse at the end of any
7 fiscal year and shall remain available for expenditure
8 for the purposes stated herein.

9 (2) The remaining percentage of the fines collected shall
10 be distributed as provided by law.

11 * * *

12 **Section 2. Codification Instructions.** The Codifier and the
13 Office of General Counsel are authorized to make all chapter and
14 division "tables of contents" consistent with the changes set forth
15 herein. Such editorial changes and any others necessary to make the
16 *Ordinance Code* consistent with the intent of this legislation are
17 approved and directed herein, and the changes to the *Ordinance Code*
18 shall be made forthwith and when inconsistencies are discovered.

19 **Section 3. Effective Date.** This Ordinance shall become
20 effective upon signature by the Mayor or upon becoming effective
21 without the Mayor's signature.

22
23 Form Approved:

24
25 /s/ Margaret M. Sidman

26 Office of General Counsel

27 Legislation prepared by: Mary E. Staffopoulos

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