

CITY OF PROVIDENCE
DEPARTMENT OF PUBLIC WORKS

**RULES AND REGULATIONS FOR THE PILOT OVERNIGHT PARKING
PROGRAM**

Effective Date: March 26, 2012
As Amended August 27, 2013

RULES AND REGULATIONS FOR THE PILOT OVERNIGHT PARKING PROGRAM

I. Introduction.

These Rules and Regulations are promulgated for the implementation of the Pilot Overnight Parking Program, which is managed by the Department of Public Works (DPW) through the Division of Traffic Engineering who provide traffic control services for the City of Providence (City), and enforced by the Police Department for the City all in compliance with Part II, Chapter 15-2 of the City's Code of Ordinances (Code) and issuing notices of violation for failure to comply. The authority for such promulgation is found in the City Charter, Section 1017.

The Division of Traffic Engineering is the City's primary agency for the regulation of traffic and parking. Because the control of vehicular traffic and the ability to park vehicles on City streets is integral to the management of public streets, regulations for the use of city streets by vehicles are hereby established.

II. Applicability.

These regulations apply to all areas that have been designated as Resident Permit Parking areas by the Traffic Engineering Division. The creation of Resident Permit Parking Areas will be developed by the Traffic Engineering Division and will be based upon neighborhood conditions, such as the lack of driveways, minimal off-street parking, the number of overnight parking violations and the number of properties that have paved yards to accommodate parking.

These regulations shall supersede and replace any existing rules/regulations that have been established by the City for the Pilot Overnight Parking Program.

III. Rules for Resident Permit Parking Areas

- A. Overnight Parking between the hours of 2:00AM and 5:00AM will be permitted in designated Resident Permit Parking Areas via the use of a City-issued permit for which the City will be able to charge an annual fee. The fee shall be established by the Traffic Engineer based upon the cost to implement a program, its administration and its on-going maintenance. Fees for out-of-city registrations shall be no more than double the cost of in-city registrations.
- B. Areas eligible for Parking - The Division of Traffic Engineering will establish which streets within the Pilot are eligible for the Resident Permit Parking program. Streets that will be omitted from the program will include streets that are less than 20 feet in width, Arterial Streets and streets that are currently designated as “No Parking Anytime” by signage for daytime hours. Persons residing on these streets are eligible to park on other streets within the designated Pilot area. Streets that are between 20 feet and 24 feet in width will be individually evaluated to determine if parking will be allowed on one side of the street only.
- C. Eligibility – Any person residing within the City of Providence, within the Pilot area is eligible to participate in the Resident Permit Parking program, provided that they can meet the following requirements:
 - a. The vehicle that is being parked overnight must have a valid vehicle registration.
 - b. If a vehicle is leased by an individual, the vehicle must be kept at the address where the person is registering for the program in order to be

eligible for a permit. Proof of such (as, for example, by means of an automobile insurance bill reflecting the address) must be provided when applying for a permit.

- c. Proof of residency must be established by the applicant. Proof can be in the form of a utility bill, rental agreement, mortgage statement, or other any form acceptable to the issuing authority.
- d. All outstanding parking violations issued on the vehicle registration must be paid in order to obtain a parking permit.
- e. No more than 2 vehicles per residential unit are eligible to receive a permit. A residential unit is defined as a single family home, or in the case of a multi-family/condominium complex, as a one of the units within the structure.
- f. No person residing in a dwelling or structure equal to or greater than 6 units is eligible to obtain a permit under this program, unless the applicant can demonstrate hardship. The applicant must provide in writing to the Division of Traffic Engineering why they should be eligible to park on the street overnight. Documentation on the lack of on-site parking will be a major factor in making a determination of eligibility. The Decision of the Traffic Engineer is final and binding.
- g. Pursuant to Section II Article 15-11 of the Code, no commercial vehicle in excess of 20 feet in length or 6500GVW is eligible to park in a residential neighborhood. As such, vehicles meeting this definition will not be eligible to obtain a permit for overnight parking.

D. Enforcement – The regulation and enforcement of the Pilot Resident Permit Parking Program will be primarily performed by the Parking Enforcement Officers, who are under the jurisdiction of the Police Department, and Police Officers. All rules governing the parking regulations on a particular street shall be enforced as they are posted. For example, if a street within the district prohibits parking from 8:00AM – 10:00AM, Monday - Friday, parking is prohibited on this street only during this interval. If the street is signed “No Parking Anytime,” the regulation is enforced at all times. When a snow emergency or another type of emergency is declared by the City, all permit holders must remove their vehicles from the street until such time that the ban is lifted. All other parking regulations, such as parking within 8 feet of a fire hydrant or 25 feet to a street corner, must be observed at all times. In addition, the following methods will be utilized to assist in the enforcement and control of Pilot Resident Permit Parking Areas:

- a. Signage – The Division of Traffic Engineering will install signage where appropriate to indicate where overnight parking is permitted and/or prohibited.
- b. Mapping – Maps will be distributed to permit holders indicating which streets are eligible and which are ineligible for parking overnight.
- c. City Website – Information will be posted on the City’s website detailing the streets that are eligible and ineligible for overnight parking. (www.providenceri.com)

- E. Additional Regulations – In addition to the aforementioned rules and regulations, the following provisions are established for the operation of the Pilot Residential Permit Parking Program:
- a. Opt-Out Provision: If the residents on a street within a Pilot Residential Permit Parking Area wish to not have their street be part of the Overnight Parking Program, 66 2/3rds of the residents must sign a petition indicating such. The petition may be signed by one person per household/unit, as previously defined in these rules. A street is defined is by its terminus within the district (full length) and not on a block – by – block basis. However, in no case shall the terminus of a street exceed 10 blocks.
 - b. Guest Parking: The City of Providence previously allowed Guest parking – up to 5 times per month per guest, by calling the Police Department on the evening that the guest will be staying. A resident must now apply in advance for a guest parking permit at the Providence Municipal Court, the Division of Traffic Engineering or City Hall. The cost of the guest permit shall be \$25.00. It can be used five (5) times per month and is good for one (1) year.
 - c. Handicap Parking: Persons who possess a valid handicap placard issued by the State of Rhode Island Division of Motor Vehicles are exempt from paying any fees associated with the Pilot Overnight Program. A copy of the valid placard must be presented when applying for a permit in order to be exempt from paying.

- d. Display: Resident Parking Permits must be displayed on the upper left hand corner of the rear window of the vehicle. Failure to properly display a parking permit will result in a parking ticket.
- e. Replacement: In the case of an Overnight Parking Permit being lost, damaged or stolen, the applicant is eligible to receive one (1) replacement for their vehicle free of charge. The expiration date of the replacement shall be the same as the date of the original issuance. If a permit holder must have a permit replaced for a second time, the permit holder will be charged the annual permit fee as established by the City. The expiration date of the reissued permit will be the same as the date of the original issuance.

Dated: August 27, 2013

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William C. Bombard, P.E.
Traffic Engineer

Witness:

Dated: _____