

ST. PETERSBURG CITY COUNCIL
Committee Report
March 5, 2009

TO: Members of City Council

FROM: Public Services and Infrastructure Committee:
Karl Nurse, Chair; Herb Polson, Vice-Chair; Jeff Danner, Leslie Curran
Alternate: Council Member Jim Kennedy
Also attending: Council Members Dudley and Newton

RE: Public Services and Infrastructure Committee Meeting – February 26, 2009

A. Tarped Cars – Todd Yost, Julie Weston

A draft ordinance was introduced following up on the discussion held at the January 15 meeting regarding regulations for covered parked vehicles. The current ordinance does not allow the codes investigator to discern whether the vehicle is covered to protect the automobile, or to conceal that the car is inoperable. The proposed ordinance amends City Code Chapters 8 and 26 to specify that a tarp over a vehicle, which is otherwise an inoperative motor vehicle, does not cure the violation, and further that the bottom six inches of the tires must be visible, the tag must be visible or printed on the tarp and be not less than two inches in height and that the cover must be in good condition with no rips, tears or holes and shall be one color, except factory made fitted covers may have more than one color.

Action: *Committee moved to forward the proposed ordinance with modifications to full Council for consideration and adoption.*

Next Meeting: March 12, 2009

AN ORDINANCE OF THE CITY OF ST. PETERSBURG AMENDING THE CITY CODE BY CREATING A NEW SECTION 26-162 AND BY ADDING A NEW SECTION 8-326(b)(2); PROVIDING FOR THE REGULATION OF MOTOR VEHICLES WHICH ARE COVERED; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

Section 1. The St. Petersburg City Code is hereby amended by creating a new Section 26-162 which shall read as follows:

Section 26-162. Motor Vehicles with Tarps. Any motor vehicle that is lawfully parked in the right-of-way may be covered with a fitted cover designed for use with that motor vehicle. Such fitted cover shall allow at least the bottom of six inches of each tire to be visible. The required license tag shall be clearly visible or the license tag number must be printed legibly on the fitted cover at the rear of the motor vehicle with characters not less than two inches in height. Fitted covers shall be in good condition without tears, rips or holes and shall be one color, except factory made fitted covers which may have more than one color. Covers that are not designed for use with the covered motor vehicle are prohibited.

Section 2. Section 8-321(b) of the St. Petersburg City Code is hereby amended to read as follows:

- (b) It shall be unlawful for any person to store on any private or public property, or the owner or occupant of any property to store or allow to be stored on private or public property owned or occupied by such owner or occupant, outside of a legally constructed fully enclosed structure:
 - (1) Any abandoned, disabled or inoperative motor vehicle or parts thereof, or
 - (2) Any abandoned, inoperative, disabled or unattended freezer, refrigerator or parts thereof, or
 - (3) Any junk, rubbish, or garbage, or
 - (4) Any materials, equipment, furnishings, furniture, appliances, construction materials or any items which are not designed to be used outdoors, except as specifically allowed by Chapter 16, or
 - (5) Any item of personal property including clothing or bedding, or
 - (6) Any motor vehicle that is lawfully parked and is covered in a manner to protect the motor vehicle which does not comply with this subsection. Any

cover shall allow at least the bottom of six inches of each tire to be visible. The required license tag shall be clearly visible from the right of way or the license tag number shall be printed legibly on the cover with characters not less than two inches in height so that it is clearly visible from the right of way. Covers shall be in good condition without tears, rips or holes. The entire cover shall be one color, except factory made fitted covers may have more than one color, and shall be kept clean and free from mold and mildew. Covers may include tarps.

Section 3. Words stricken shall be deleted. Underscored words constitute the amendments proposed. Remaining provisions are now in effect and remain unchanged.

Section 4. In the event this ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective after the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto the ordinance, in which case the ordinance shall take effect immediately upon filing such written notice with the City Clerk. In the event this ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

City Attorney (designee)