



AGENDA
Committee on Public Safety
Wednesday, December 19, 2018 @ 3:30 p.m.
City Council Conference Room, 10th Floor

Council Member Carol Wood, Chair
Council Member Adam Hussain, Vice Chair
Council Member Jeremy Garza, Member

- 1. Call to Order**
- 2. Roll Call**
- 3. Minutes**
 - December 12, 2018
- 4. Public Comment on Agenda Items**
- 5. Discussion:**
 - A. RESOLUTION – Introduction and Set Public Hearing; Fire Code Amendment; Adoption of Chapter 39 of the 2018 International Fire Code
 - B. RESOLUTION – Introduction and Set Public Hearing; Ordinance to Adopt the 2015 International Property Maintenance Code
 - C. DISCUSSION – 2am – 5am Parking Enforcement
- 6. Other**
- 7. Adjourn**

[illegible]

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MINUTES

Committee on Public Safety
Wednesday, December 12, 2018 @ 3:30 p.m.
City Council Conference Room, 10th Floor

CALL TO ORDER

The meeting was called to order at 3:45 p.m.

ROLL CALL

Council Member Carol Wood, Chair
Council Member Adam Hussain, Vice Chair
Council Member Jeremy Garza, Member

OTHERS PRESENT

Sherrie Boak, Council Staff
Joseph Abood, Chief City Attorney
Steve Swan, Building Official
Kathy Miles
Jon Miles
Scott Sanford, Code Compliance
Chief Purchase, LFD
Elaine Womboldt
Harold Leeman
Mary Ellen Purificato

MINUTES

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM DECEMBER 5, 2018. MOTION CARRIED 3-0.

Public Comment

No public comment at this time.

DISCUSSION/ACTION

UPDATE – Pleasant Grove/Holmes Shopping Center

Chief Purchase confirmed for the Committee that the inspections were done on the property including the vacant units, and they were done in good standing with the owners and without a warrant. There were minor violations, but nothing that would require them to red tag the building or shut it down. The owners have purchased and installed a KNOX Box with keys to all suites. They have replaced the hot water heater and building safety was aware of. They removed all the combustible storage from the vacant units and all fire inspections are up to date. The department has worked with tenants on the removal of extension cords, widening of the aisles in the stores, exit lights and working with 1910 on their violations, and rectified the violations with the owners of the Barber Shop. Regarding the private club, the code does not

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apply in private clubs so they did not have to inspect, however the owners invited them in for an inspection and cooperating. Mr. Shaw concurred with the Fire Chiefs information on the site. He offered to confirm a permit was pulled for the water heater mentioned and also if permits were required for new exit lights, but some might have just needed new bulbs or the outlet was there they just need to install the sign.

UPDATE – Logan Square

Chief Purchased confirmed with this property that the suppression was fixed and they have directed to keep the lines empty to prevent freezing. The owners have removed all combustible items from the vacant units and a KNOX Box was installed. They have installed a placard which designates which units are vacant for Fire, and they will only enter if it is a life safety issue. Mr. Swan added that his office was contacted by interested parties in the recent property auction, but was not aware of the sale. Council Member Hussain acknowledged what he was aware of was that the Economic Development and Planning office was reaching out to developers for a direct sale. Mr. Swan concluded his office does have open permits, but they continue to work and have no issues.

Ms. Womboldt Elaine acknowledged Fire and Code for working on the locations.

RESOLUTION –Set Hearing for Ordinance to adopt 2015 International Property Maintenance Code

The recent Draft 5 that was sent via email from Law earlier in the day was distributed to the Committee. The Committee went through the list from the last meeting and those recommendations. The “Cost of Demolition of Emergency Repairs” was no longer used in the definitions, per Mr. Venker with law in an email, because the City uses the City demolition process.

Page 5, Section 108.2 of the IPMC; closing of vacant structure; and the question was if the code should be included since it offers owners time. Mr. Sanford admitted they generally do not offer time, because with past experience they have waited; Code and LPD, onsite for hours waiting for the owner to arrive. Mr. Venker in his email to the Committee did not strike it out because he did not see a problem, however Council Member Wood stated if Code was not going to offer the owners time to arrive, then it should be stricken. Mr. Abood stated he recalled there were some legal reasons for keeping it in, so he would check on this on.

Page 6, Section 111 .1 was referenced at the last meeting and was already removed.

The definition of historic should have been struck since it was stated at the last meeting that it does not comport to City ordinance, however in Draft 5 it was not. Law was asked to either replace it with the City definition or strike it.

Page 15, Section 308.21 asked for confirmation that if left in it is part of the inspections, and Mr. Sanford confirmed.

Council Member Wood then asked if the Tagged Property List was disbursed to dispatch, and Mr. Sanford confirmed they no longer do that, but dispatch has access to their programs to look at the status. They do also issue an after-hours letter which lists names of up to 5 people who can be on site and they must be working on the home and the letter must be posted on the property.

Council Member Wood recapped that the outstanding issues are the historic definition and a double check on the options for Section 108.2. The outstanding items will be addressed on the December 19, 2018 meeting.

DISCUSSION – 2am – 5am Parking Enforcement

Documents were provided to the Committee from Council Member Wood, which included details from Mr. Brewer; Council Internal Auditor, an example from Milwaukee and a copy of the current adopted downtown parking City Ordinance. Council Member Wood then asked Mr.

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Aboud if since the recent residential downtown parking ordinance fell under Section 404, if these proposed changes would fall under 404 also. Mr. Aboud was not able to confirm but stated he would look into what would be appropriate. The Committee then talked about the issues they all wanted to see in the ordinance. Council Member Wood began by stating that there would be a 2am-5am residential parking permit but they have to show a need based on facts working with the Zoning Administration to determine that there is no other avenue for them to park on their property. This permit could be labeled differently than the recent downtown residential permits. Council Member Hussain asked for consideration to look into the potential of seasonal permits, or temporary permit or is the Committee considering an annual permit. Council Member Wood stated that currently if you are in need of permission to park on the street because of construction or a visitor, they can just call the LPD dispatch, and there is no need for a seasonal or special permit. Currently, Council Member Wood was proposing an annual fee of \$55 for the permit. This was based on the determination that licensing regulations cannot be more than what it costs to issue the permit. To determine the actual amount they will need to inquire with the Economic Development and Planning Department on what their timeline will be to review and issue a permit. Council Member Hussain asked if the cost of monitoring and enforcement can be included in the cost of the permit. Mr. Aboud said generally no however there are some allowances for enforcement cost in form of restitution. The Committee discussed the location of allowing cars to park; both sides, one side, other areas of town then where they live, etc. It was clarified that the ordinance would not call for new signage, but the permit would let residents' park based on what is currently signed on the streets. Council Member Wood then referenced the example from Milwaukee which provided examples of language for the fact vehicles have to have valid plates, the parking permit cannot be used for commercial purposes, and the City Ordinance should speak to what is not an eligible vehicle. The Committee continued a discussion on where the permitted vehicle can be parked in relationship to the residence it is connected to. The Committee determined it could state a specific distance from the property. Council Member Garza asked if the Committee would consider any poverty fee rates or senior rates, and Council Member Hussain added that some City ordinances already have concessions for handicap plate special consideration that could be looked at for this ordinance. Council Member Wood asked Mr. Aboud to look at the document from Mr. Brewer as guidelines to begin the ordinance. Committee Members were advised to submit an additional suggestions to the group and include Ms. Boak in the email. She will then be the point person to Mr. Aboud with the suggestions to include in the draft ordinance. Council Member Hussain then asked if the Mayor and Administration have been approached on their support. Council Member Wood acknowledged she had been in conversations with the Mayor who wants to see the ordinance but based on the conceptual ordinance she spoke to him about he could support enforcement of it. She continued would be that the parking enforcement office, would have an employee to work that shift, and the Mayor stated he would look at that option in the budget.

Ms. Miles asked that if there is a rooming house, that not all those vehicles get permits to park on the street, and she also asked to see what their list of "special needs" would be.

Ms. Purifecto spoke in support of parking anywhere in the City on the street as long as you have a permit.

Other

Mr. Leeman asked for status on the parking on Horton Street, which was established in 1990. Council Member Wood informed Mr. Leeman it was a 2 year pilot, and therefore no longer in effect.

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Ms. Womboldt filed a complaint on the markings on the recent road project at MLK and Jolly, and opined that there needs to be more signage so drivers know to merge and also not to park in the new bike lanes.

Mr. Leeman spoke about an incident he was involved in on December 11, 2018 and voiced his concern with gangs. Council Member Wood stated she would follow up with the Community Policing Officer in that area.

ADJOURN

Adjourned at 4:46 p.m.

Submitted by Sherrie Boak,

Recording Secretary

Lansing City Council

Approved as presented: _____

INTRODUCTION OF ORDINANCE

Council Member _____ introduced:

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1610 – Uniform Fire Code and Uniform Fire Code Standards.

The Ordinance is referred to the Committee on _____

RESOLUTION SETTING PUBLIC HEARING BY _____

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for _____ at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering [Title of Ordinance goes here in sentence case, not all caps.]

Interested Persons are invited to attend this Public Hearing

**CITY OF LANSING
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Monday, XXXXXXXXXXXX at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering:

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1610 – Uniform Fire Code and Uniform Fire Code Standards.

For more information, please call 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk, MMC/CMMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE
LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1610 – UNIFORM FIRE
CODE AND UNIFORM FIRE CODE STANDARDS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1610 – Uniform Fire Code, Section 1610.01 – Adoption of 2009
International Fire Code, of the Codified Ordinances of the City of Lansing, Michigan, be and is
hereby amended to read as follows:

1610.01 –Adoption of 2009 International Fire Code AND ADOPTION OF CHAPTER 39 OF
THE 2018 INTERNATIONAL FIRE CODE.

(a) For the purpose of establishing the minimum requirements consistent with nationally
recognized good practice for providing a reasonable level of life safety and property
protection from the hazards of fire, explosion, or dangerous conditions in new and
existing buildings, structures, and premises and to provide safety to firefighters and
emergency responders during emergency operations, the City hereby adopts the 2009
International Fire Code, including Appendices B, C, D, E, F, G, H, AND I, published by
the International Code Council, Inc. with the additions, deletions, and revisions contained
in this chapter. ADDITIONALLY, THE CITY HEREBY ADOPTS BY REFERENCE
CHAPTER 39 - PROCESSING AND EXTRACTION FACILITIES, OF THE 2018
INTERNATIONAL FIRE CODE. A copy of this Code is on file in the Office of the City
Clerk.

1 (b) References throughout these codified ordinances to the International Fire Code shall be
2 deemed to mean the International Fire Code adopted in subsection (a) and it may be so
3 cited. References throughout these codified ordinances to the Fire Prevention Code of the
4 City of Lansing shall be synonymous with this International Fire Code, including its
5 amendments adopted herein.

6 (c) Unless otherwise expressly provided, in the event of a conflict between any of the
7 provisions of the International Fire Code, herein adopted, and a provision of this chapter,
8 or any other provision of these Codified Ordinances, or any other local ordinance,
9 resolution, rule or regulation, the local provision shall control. In the event of a conflict
10 between any of the provisions of the International Fire Code, herein adopted, and State
11 law, including rules and regulations promulgated pursuant to State law, the State law
12 shall control. In the event of a conflict between any of the provisions of the International
13 Fire Code, herein adopted, and a provision of any other standard technical code adopted
14 by reference by the City of Lansing, the stricter or higher standard shall control.

15 Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules
16 inconsistent with the provisions hereof are hereby repealed.

17 Section 3. Should any section, clause or phrase of this ordinance be declared to be
18 invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof
19 other than the part so declared to be invalid.

20 Section 4. This ordinance shall take effect on the 30th day after enactment, unless given
21 immediate effect by City Council and shall expire on December 31, 2027.

DRAFT #2
October 10, 2018

Approved as to form:

City Attorney

Dated: _____

Approved as to form:

ORDINANCE REVIEW COMMITTEE

CHAPTER 39

PROCESSING AND EXTRACTION FACILITIES

User note:

About this chapter: Chapter 39 is a new chapter focused on the processing and extraction of oils and fats from various plants. This process includes extraction by use of a solvent, desolventizing the raw material, production of the miscella, distillation of the solvent from the miscella and solvent recovery. The processes used are not necessarily typical hazardous material processes, and often the systems and equipment associated with such processes are not listed. Because of the typical lack of listings, the systems and equipment need specific approvals for each installation. This chapter provides the tools to appropriately address the hazards while also meeting the unique needs of industry. This chapter has provisions for a technical report prepared by a registered design professional and requires site inspections to make sure equipment and systems are installed as designed and approved.

SECTION 3901 GENERAL

3901.1 Scope. Plant processing or extraction facilities shall comply with this chapter and the *International Building Code*. The extraction process includes the act of extraction of the oils and fats by use of a solvent, desolventizing of the raw material, production of the miscella, distillation of the solvent from the miscella and solvent recovery. The use, storage, transfilling and handling of hazardous materials in these facilities shall comply with this chapter, other applicable provisions of this code and the *International Building Code*.

3901.2 Existing buildings or facilities. Existing buildings or facilities used for the processing of plants or where the medium of extraction or solvent is changed shall comply with this chapter.

3901.3 Permits. Permits shall be required as set forth in Sections 105.6 and 105.7.

SECTION 3902 DEFINITIONS

3902.1 Definitions. The following terms are defined in Chapter 2:

DESOLVENTIZING.

MISCELLA.

SECTION 3903 PROCESSING AND EXTRACTION

3903.1 Construction. Processing shall be located in a building complying with the *International Building Code*.

3903.2 Prohibited occupancies. Extraction processes utilizing flammable gases or flammable *cryogenic fluids* shall not be located in any building containing a Group A, E, I or R occupancy.

3903.3 Location. The extraction equipment and extraction processes utilizing hydrocarbon solvents shall be located in a room or area dedicated to extraction.

3903.4 Post-process purification and winterization. Post-processing and winterization involving the heating or pres-

surizing of the miscella to other than normal pressure or temperature shall be *approved* and performed in an appliance listed for such use. Domestic or commercial cooking appliances shall not be used.

3903.4.1 Industrial ovens. The use of industrial ovens shall comply with Chapter 30.

3903.5 Use of flammable and combustible liquids. The use of flammable and *combustible liquids* for liquid extraction processes where the liquid is boiled, distilled or evaporated shall be located within a hazardous exhaust fume hood, rated for exhausting flammable vapors. Electrical equipment used within the hazardous exhaust fume hood shall be rated for use in flammable atmospheres. Heating of flammable or combustible liquids over an open flame is prohibited.

Exception: The use of a heating element not rated for flammable atmospheres, where documentation from the manufacture, or *approved* testing laboratory indicates the element is rated for heating of flammable liquids.

3903.6 Liquefied petroleum gas. Liquefied petroleum gases shall not be released to the atmosphere except where released in accordance with Section 7.3 of NFPA 58.

SECTION 3904 SYSTEMS AND EQUIPMENT

3904.1 General requirements. Systems and equipment used with the processing and extraction of oils and products from plants shall comply with Sections 3904.2 through 3904.4 and 5003.2, and other applicable provisions of this code, the *International Building Code* and the *International Mechanical Code*.

3904.2 Systems and equipment. Systems or equipment used for the extraction of oils from plant material shall be *listed* or *approved* for the specific use. If the system used for extraction of oils and products from plant material is not *listed*, the system shall be reviewed by a *registered design professional*. The *registered design professional* shall review and consider any information provided by the system's designer or manufacturer. For systems and equipment not *listed* for the specific use, a technical report in accordance with Section 3904.3 shall be prepared and submitted to the

fire code official for review and approval. The firm or individual preparing the technical report shall be *approved* by the *fire code official* prior to performing the analysis.

3904.3 Technical report. A technical report, reviewed and approved by the *fire code official* as required by Section 3904.2, is required prior to the equipment being located or installed at the facility. The report shall be prepared by a *registered design professional* or other professional approved by the *fire code official*.

3904.3.1 Report content. The technical report shall contain all of the following:

1. Manufacturer information.
2. Preparer of record of the technical report.
3. Date of review and report revision history.
4. Signature page, including all of the following:
 - 4.1. Author of the report.
 - 4.2. Date of report.
 - 4.3. Date and signature of *registered design professional* of record performing the design or peer review.
5. Model number of the item evaluated. If the equipment is provided with a serial number, the serial number shall be included for verification at the time of site inspection.
6. Methodology of the design or peer review process used to determine minimum safety requirements. Methodology shall consider the basis of design, and shall include a code analysis and code path to demonstrate whether specific codes or standards are applicable.
7. Equipment description. A list of every component and subassembly, such as fittings, hose, quick disconnects, gauges, site glass, gaskets, valves, pumps, vessels, containers and switches, of the system or equipment, indicating the manufacturer, model number, material and solvent compatibility. Manufacturer's data sheets shall be provided.
8. A general flow schematic or general process flow diagram of the process. Post-processing or winterization shall be included in this diagram. Primary components of the process equipment shall be identified and match the equipment list required in Item 7. Operating temperatures, pressures and solvent state of matter shall be identified in each primary step or component. A piping and instrumentation diagram (PID or P&ID) shall be provided.
9. Analysis of the vessel(s) if pressurized beyond standard atmospheric pressure. Analysis shall include purchased and fabricated components.
10. Structural analysis for the frame system supporting the equipment.

11. Process safety analysis of the extraction system, from the introduction of raw product to the end of the extraction process.
12. Comprehensive process hazard analysis considering failure modes and points of failure throughout the process. The process hazard analysis shall include a review of emergency procedure information provided by the manufacturer of the equipment or process and not that of the facility, building or room.
13. Review of the assembly instructions, operational and maintenance manuals provided by the manufacturer.
14. List of references used in the analysis.

3904.4 Site inspection. Prior to operation of the extraction equipment, where required by the *fire code official*, the engineer of record or *approved* professional, as *approved* in Section 3904.2, shall inspect the site of the extraction process once equipment has been installed for compliance with the technical report and the building analysis. The engineer of record or *approved* professional shall provide a report of findings and observations of the site inspection to the *fire code official* prior to the approval of the extraction process. The field inspection report authored by the engineer of record shall include the serial number of the equipment used in the process and shall confirm that the equipment installed is the same model and type of equipment identified in the technical report.

SECTION 3905 SAFETY SYSTEMS

3905.1 Gas detection. For extraction processes utilizing flammable gases as solvents, a continuous gas detection system shall be provided. The gas detection threshold shall be not greater than 25 percent of the lower explosive limit/lower flammability limit (LEL/LFL) of the materials.

3905.1.1 System design. The flammable gas detection system shall be *listed* or *approved* and shall be calibrated to the types of fuels or gases used for the extraction process. The gas detection system shall be designed to activate when the level of flammable gas exceeds 25 percent of the LFL.

3905.1.2 Gas detection system components. Gas detection system control units shall be *listed* and *labeled* in accordance with UL 864 or UL 2017. Gas detectors shall be *listed* and *labeled* in accordance with UL 2075 for use with the gases and vapors being detected.

3905.1.3 Operation. Activation of the gas detection system shall result in all the following:

1. Initiation of distinct audible and visual alarm signals in the extraction room.
2. Deactivation of all heating systems located in the extraction room.
3. Activation of the mechanical ventilation system, where the system is interlocked with gas detection.

3905.1.4 Failure of the gas detection system. Failure of the gas detection system shall result in the deactivation of the heating system; activation of the mechanical ventilation system where the system is interlocked with the gas detection system; and initiation of a trouble signal to sound in an *approved* location.

3905.1.5 Interlocks. Electrical components within the extraction room shall be interlocked with the gas detection system. Activation of the gas detection system shall disable all light switches and electrical outlets.

3905.2 Emergency shutoff. Extraction processes utilizing gaseous hydrocarbon-based solvents shall be provided with emergency shutoff systems in accordance with Section 5803.1.3.

INTRODUCTION OF ORDINANCE

Council Member Wood introduced:

An ordinance of the City of Lansing, Michigan, for the purpose of an amendment to Chapter 1460, Sections 1460.01 and 1460.02 of the Lansing Codified Ordinances to adopt the 2015 International Property Maintenance Code with certain additions, deletions, and alterations.

The Ordinance is referred to the Committee on Public Safety

RESOLUTION SETTING PUBLIC HEARING BY CITY COUNCIL

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, January 14, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of considering an amendment to Chapter 1460, Sections 1460.01 and 1460.02 of the Lansing Codified Ordinances to adopt the 2015 International Property Maintenance Code with certain additions, deletions, and alterations.

Interested Persons are invited to attend this Public Hearing

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 1460, SECTIONS 1460.01 AND 1460.02 OF THE LANSING CODIFIED ORDINANCES TO ADOPT THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE WITH CERTAIN ADDITIONS, DELETIONS, AND ALTERATIONS.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 1460.01 of the Codified Ordinances of the City of Lansing, Michigan, is hereby amended as follows:

1460.01. PROPERTY MAINTENANCE CODE

For the purpose of regulating and governing the conditions and maintenance of all premises and any structures thereon; providing standards for supplied utilities and facilities, other physical aspects of structures, and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; and providing a mechanism for condemnation of structures unfit for occupancy and use and the demolition of such structures, the ~~2009~~2015 International Property Maintenance Code ("IPMC") is hereby adopted as if fully set forth herein, with the following additions, deletions, and alterations:

(a) When used in the IPMC:

(1) "[Name of jurisdiction]" and "the jurisdiction" are replaced with "Lansing" or "the City."

(2) "International Building Code" is replaced with "the Building Code, as adopted in Chapter 1420 of the Lansing Codified Ordinances."

- 1 (3) "International Mechanical Code" is replaced with "the Mechanical Code, as adopted in
2 Chapter 1426 of the Lansing Codified Ordinances."
- 3 (4) "ICC Electrical Code" is replaced with "the Electrical Code, as adopted in Chapter
4 1424 of the Lansing Codified Ordinances."
- 5 (5) "International Zoning Code" is replaced with "the Zoning Code, Title Six of Part
6 Twelve of the Lansing Codified Ordinances."
- 7 (6) "International Fire Code" is replaced with "the Fire Code, as adopted in Chapter 1610
8 of the Lansing Codified Ordinances."
- 9 (7) "International Plumbing Code" is replaced with "the Plumbing Code, as adopted in
10 Chapter 1422 of the Lansing Codified Ordinances."
- 11 (8) "Department of Property Maintenance Inspection" and "Department" are replaced with
12 "Office of Code Compliance."
- 13 (9) "Legal representative of the jurisdiction," "legal officer of the jurisdiction," and "legal
14 counsel of the jurisdiction" are replaced with "City Attorney."
- 15 (10) "Appointing authority" AND "CHIEF APPOINTING AUTHORITY" ~~is~~ARE
16 replaced with "Mayor."
- 17 (11) "Appeals Board" is replaced with "Building Board of Appeals."
- 18 (b) The following language is added to Section 102.6 after the word "designated": By the Federal,
19 State, or local government.
- 20 (c) Section 103.2 is deleted.

1 (d) The text of Section 103.3 is replaced with the following: The Code Official has the authority
2 to appoint Code Compliance Officers and to delegate to any of them any of his or her duties
3 or functions under this Code.

4 (e) The text of Section 103.5 is replaced with the following: The fees for services performed by
5 the Office of Code Compliance under this Code shall be established by Council Resolution.

6 (f) The following language is added to the end of Section 104.1: The Office of Code Compliance
7 is responsible for enforcing this Code and acts as the Local Health Department under Part 24
8 of the Public Health Code, PA 368 of 1978. The Office of Code Compliance may also enforce
9 any provision of the Housing Law of Michigan, PA 167 of 1917.

10 (g) The following language is added to the end of Section 106.1: Unless otherwise provided, a
11 property's owner is responsible for violations of this Code occurring on the property, even
12 where this Code imposes an additional duty on the occupant or where the owner has imposed
13 responsibility on the occupant by agreement.

14 (h) The text of Section 106.3 is replaced with the following: The Code Official and all Code
15 Compliance Officers are hereby designated as authorized City Officials for the purpose of
16 issuing municipal civil infraction notices directing alleged violators to appear at the City of
17 Lansing Municipal Ordinance Violations Bureau or a local court of competent jurisdiction.
18 Unless otherwise provided in this Code or by State law, any person in violation of any
19 provision of this Code is responsible for a municipal civil infraction and subject to a \$500.00
20 fine and all other penalties and remedies allowed by law. Any person in violation of Section
21 108.4.1 or Section 108.5 is responsible for a misdemeanor and subject to the penalties provided
22 in Section 202.99(b) of the Lansing Codified Ordinances and all other penalties and remedies

1 allowed by law. If a violation of this Code is not corrected as required by the notice of violation
2 given pursuant to Section 107, the Code Official may institute the appropriate proceeding at
3 law or in equity to restrain, correct, or abate such violation; or to require the removal or
4 termination of any unlawful occupancy of the structure. With the exception of the 30 days
5 within which a vacant structure must be closed pursuant to Section 108.2, the Code Official
6 has the authority to grant an extension of the time specified in the notice of violation, upon
7 request by the person responsible for the violation, provided that the person agrees to correct
8 the violation within the extended time period to be granted and the Code Official determines
9 that a condition dangerous to life or property will not be created or perpetuated by granting
10 such extension. No such extension of time for the correction of a violation will extend the time
11 for filing an appeal.

12 (i) Section 106.6 is added, to read as follows: Violations of Section 302.4 and violations of Section
13 308 are hereby declared to be nuisances and may be abated by the City if not corrected within
14 the time provided in the notice given pursuant to Section 107. Any expense incurred in abating
15 a nuisance pursuant to this section, including an administrative service fee, shall be paid by the
16 owner or party in interest whose name appears on the City's real property tax assessment
17 records. The owner or party in interest whose name appears on the City's real property tax
18 assessment records shall be notified of the amount owed by first class mail at the address shown
19 on the City's real property tax assessment records. After 30 days, any unpaid amount shall be
20 reported to the City Assessor for placement on the next tax roll of the City and imposition of a
21 lien against the property on which the nuisance was located, as permitted by State law.

22 (j) When used in Section 107.1, "person" is replaced with "~~persons~~PERSON(S)."

1 (k) In Section 107.2:

2 (1) The following language is added to the end of number 4: For violations of Section
3 302.4, the notice shall require correction within 7 days.

4 (2) The text of number 6 is replaced with the following: Inform the property owner that,
5 when permitted by law, a lien may be imposed upon the property.

6 (l) The following language is added to the end of Section 108.1.1: Any structure that is a
7 "dangerous building" as defined in the Housing Law of Michigan, PA 167 of 1917, is also an
8 unsafe structure.

9 (m) The text of Section 108.5 is replaced with the following: Any structure condemned and
10 placarded by the Code Official shall be vacated. No person shall occupy any such structure or
11 allow any domestic animal to occupy any such structure. No person shall operate equipment
12 condemned and placarded by the Code Official. Repairs required by a correction order may be
13 made during the hours of 8 am and 5 pm on Mondays through Fridays or at other times for
14 which the Code Compliance Office has granted permission. The Code Compliance Office shall
15 grant permission for repairs to be made at other reasonable times set by Department policy if
16 the person seeking permission has obtained all permits necessary for the work to be done and
17 provides documentation indicating that the work cannot be performed between 8 am and 5 pm
18 on Mondays through Fridays.

19 (n) Section 108.8 is added, to read as follows: The owner of any structure placarded FOR MORE
20 THAN 90 DAYS pursuant to Section 108.4 is responsible for paying a monthly, non-
21 refundable administrative fee while the placard remains on the structure. The administrative
22 fee shall be established by Council resolution in an amount sufficient to defray the cost incurred

1 by the City to monitor the structure for the purpose of preventing public safety hazards. The
2 owner or party in interest whose name appears on the City's real property tax assessment
3 records shall be notified of the amount owed by first class mail at the address shown on the
4 City's real property tax assessment records. After 30 days, any unpaid amount shall be reported
5 to the City Assessor for placement on the next tax roll of the City and imposition of a lien
6 against the property, as permitted by State law.

7 (o) Section 108.9 is added, to read as follows: The Code Official may request permission to inspect
8 any structure intended to be used as a dwelling when that structure has remained vacant for
9 180 days. If permission to inspect is denied, the Code Official may seek a warrant from a court
10 of competent jurisdiction.

11 (p) Section 110 is deleted. In its place, MCL 125.538-125.542, with the exception of MCL
12 125.541c, from Article VII of the Housing Law of Michigan, PA 167 of 1917, are hereby
13 adopted by reference. Pursuant to MCL 125.534(6), regardless of whether or not the cost of
14 repair of a structure exceeds its state equalized value, the Code Official may bring a court
15 action to remove or rehabilitate it if (1) it is an unsafe structure pursuant to Section 108.1.1,
16 (2) it remains vacant or boarded, and (3) a significant attempt has not been made to rehabilitate
17 it for a period of 24 consecutive months.

18 (q) Section 111.1 is replaced with the following: Appeal of a decision that a structure is a
19 dangerous building pursuant to MCL 125.542 shall follow the procedures described in the
20 Housing Law of Michigan, PA 167 of 1917, and adopted in subsection (p). Any person directly
21 affected by any other decision of the Code Official or notice or order issued under this Code
22 may appeal to the Building Board of Appeals. The Code Official shall be an ex-officio member

1 of the Building Board of Appeals when it hears appeals brought under this Code, but the Code
2 Official shall have no vote on any matter before the Board. Written application for an appeal
3 must be filed within 20 days of service of the decision, notice, or order being appealed. An
4 application for appeal must be based on a claim that the true intent of this Code or the rules
5 legally adopted thereunder have been incorrectly interpreted, the provisions of this Code do
6 not apply, or the purposes of this Code's requirements are adequately fulfilled by other means.

7 (r) Sections 111.2-~~111.7~~111.8 are deleted.

8 (s) The following definitions replaces those provided in Section 202:

9 *PERSON. ANY LEGAL ENTITY.*

10 (t) The definitions of "COST OF SUCH DEMOLITION OR EMERGENCY REPAIRS,"

11 "inoperable motor vehicle," and "operator" are deleted.

12 (u) The following definitions are added to Section 202:

13 a. *Absentee landlord.* Any owner of rental property whose principal residence is located
14 more than forty miles from the corporate limits of the City.

15 b. *Code Compliance Officer.* Any duly authorized representative of the Code Official.

16 c. *Dwelling.* Any "dwelling," as defined in the Housing Law of Michigan, PA 167 of
17 1917.

18 d. *Leasehold.* Any "leasehold" as defined in the Housing Law of Michigan, PA 167 of
19 1917.

20 e. *Motor vehicle.* Any "motor vehicle" as defined in the Michigan Vehicle Code, PA 300
21 of 1949.

1 f. *Rental property.* Any premises, dwelling, dwelling unit, or rooming unit which is not
2 occupied on a daily basis by the owner(s), and which is offered to let, to hire, or to
3 assign for a period of more than 30 days to any person(s) for any or no consideration.

4 (v) The following language is added to the end of Section ~~302.4~~302.1: No mattresses or indoor
5 furniture shall be kept on exterior property or premises.

6 (w) The first paragraph of Section 302.4 is replaced with the following: All premises shall be
7 maintained free of weeds and of grass eight inches or more in height.

8 (x) The text of Section 302.8 is replaced with the following: No motor vehicle that is inoperative,
9 stripped, dismantled, or in a state of major disassembly or disrepair may be kept on any exterior
10 premises. Motor vehicles may be removed from private property in accordance with the towing
11 regulations established by the State as the "special anti-theft laws" sections of Division II of
12 the Michigan Vehicle Code, MCL 257.252—MCL 257.254.

13 (y) When used in Section 304.14, "during the period from [date] to [date]" is replaced with
14 "between May and October."

15 (z) In Sections 602.3 and 602.4, "during the period from [date] to [date]" is deleted.

16 (aa) Section 404.5 is deleted.
17

18 Section 2. That Section 1460.02 of the Lansing Code of Ordinances of the City of Lansing
19 Michigan, is hereby amended as follows:

20 **1460.02. - COPY OF ~~2009~~2015 International Property Maintenance Code for Public**
21 **Inspection.**

1 A copy of the ~~2009~~2015 International Property Maintenance Code is available for public
2 inspection in the City Clerk's Office.

3
4 Section 3. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules
5 inconsistent with the provisions hereof are hereby repealed.

6 Section 4. Should any Section, clause or phrase of this ordinance be declared to be invalid,
7 the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the
8 part so declared to be invalid.

9 Section 5. This ordinance shall take effect on the 30th day after enactment, unless given
10 immediate effect by City Council, and shall expire on December 31, 2027.

11
12 APPROVED BY THE ORDINANCE REVIEW COMMITTEE
13 OF THE OFFICE OF THE CITY ATTORNEY

City of Lansing Recently Adopted Ordinance

404.11 – RESIDENTIAL PERMIT FOR STREET PARKING RESIDENTIAL PERMIT PARKING ZONE REGULATIONS AND RESTRICTIONS, INCLUDING LOCATION, TIME PERIODS, AND OFFICIAL SIGNAGE, SHALL BE ESTABLISHED BY ISSUANCE OF TRAFFIC CONTROL ORDERS IN COMPLIANCE WITH UTC 166 R28.1153 (RULE 153). THE CITY ISSUANCE OF PERMITS FOR RESIDENTIAL PARKING ON STREETS SHALL BE IN ACCORDANCE WITH THIS SECTION. A PERSON ISSUED A PERMIT UNDER THIS SECTION SHALL COMPLY WITH ALL THE TERMS, CONDITIONS AND RESTRICTIONS OF THE PERMIT AS PROVIDED IN THIS SECTION.

(A) ADMINISTRATION PERMITTING FOR THE RESIDENTIAL STREET PARKING PROGRAM SHALL BE UNDER THE SUPERVISION AND ADMINISTRATIVE CONTROL OF THE OFFICE OF THE PARKING MANAGER, INCLUDING PREPARATION OF FORMS, RECEIPT OF APPLICATIONS, ISSUANCE OF PERMITS, AND COLLECTION OF FEES. THE PARKING MANAGER SHALL WORK WITH THE PUBLIC SERVICE DEPARTMENT TO FACILITATE TEMPORARY SUSPENSION OF PERMITS AND / OR ACCOMMODATE PARKING DURING SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES.

(B) APPLICATION A PERSON REQUESTING A RESIDENTIAL STREET PARKING PERMIT FOR A MOTOR VEHICLE SHALL FIRST FULLY AND ACCURATELY PROVIDE A COMPLETED CITY APPLICATION FORM AND, UPON REQUEST, SUPPLY THE CITY WITH SUPPORTING SUPPLEMENTAL DOCUMENTATION. THE APPLICATION FORM SHALL REQUIRE AT A MINIMUM THE FOLLOWING INFORMATION:

1. THE NAME OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE TO BE PERMITTED;
2. THE PRIMARY RESIDENTIAL ADDRESS OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE;
3. THE EMAIL ADDRESS AND CELL PHONE NUMBER OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE TO BE USED FOR CONTACT IN CASE OF TEMPORARY SUSPENSION FOR SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES;
4. THE MOTOR VEHICLE'S MAKE, MODEL, VEHICLE IDENTIFICATION NUMBER, AND LICENSE PLATE REGISTRATION NUMBER. SUPPORTING SUPPLEMENTAL DOCUMENTATION INCLUDES, BUT IS NOT LIMITED TO:
 1. AN EXECUTED LEASE OR OTHER REASONABLE PROOF EVIDENCING THAT THE PERMIT APPLICANT'S PRIMARY RESIDENCE DWELLING UNIT OR ADDRESS IS WITHIN THE ZONE FOR WHICH THE PERMIT IS SOUGHT.
 2. THE CURRENT, VALID REGISTRATION FOR THE MOTOR VEHICLE FOR WHICH THE PERMIT IS BEING APPLIED;
 - a. IF THE APPLICANT FOR A RESIDENTIAL STREET PARKING PERMIT IS THE OWNER OF THE VEHICLE SOUGHT TO BE REGISTERED AND HIS/HER PERMANENT RESIDENCE IS AT THE ADDRESS FOR WHICH THE PERMIT IS SOUGHT, THEN SAID VEHICLE SHALL BE REGISTERED AT THE PERMANENT ADDRESS AND SHALL HAVE VALID STATE OF MICHIGAN MOTOR VEHICLE PLATES; OR

b. IF THE APPLICANT FOR A RESIDENTIAL STREET PARKING PERMIT HAS HIS/HER PERMANENT RESIDENCE AT THE ADDRESS FOR WHICH THE PERMIT IS SOUGHT BUT THE VEHICLE UNDER HIS/HER CONTROL INDICATES ANOTHER ADDRESS OF RESIDENCE FOR THE OWNER OF SAID VEHICLE, THE APPLICANT SHALL BE REQUIRED TO CERTIFY THAT SAID VEHICLE IS KEPT BY THE APPLICANT AND ONLY AT THE ADDRESS FOR WHICH THE PERMIT IS REQUESTED AND THAT IT WILL NOT BE KEPT AT ANY OTHER LOCATION FOR THE DURATION OF THE PERMIT'S VALIDITY. THE PARKING MANAGER IS NOT REQUIRED TO GRANT A PERMIT TO ANY APPLICANT.

(C) PERMIT THE ISSUANCE OF A RESIDENTIAL STREET PARKING PERMIT IS SUBJECT TO ALL THE FOLLOWING REQUIREMENTS:

1. THE PERMIT IS VALID ONLY FOR THE MOTOR VEHICLE FOR WHICH IT IS ISSUED;
2. THE PERMIT SHALL DISPLAY THE MOTOR VEHICLE'S LICENSE PLATE NUMBER AND EXPIRATION DATE, AND THE ZONE WHERE THE PERMIT IS VALID;
3. THE PERMIT SHALL BE A STICKER THAT IS NOT EASILY REMOVED, AND MUST BE AFFIXED IN A VISIBLE PLACE ON THE FRONT DRIVER SIDE WINDSHIELD OF THE PERMITTED MOTOR VEHICLE;
4. THE PERMIT IS VALID ONLY WHEN VISIBLY AND PROPERLY DISPLAYED ON THE VEHICLE, WHEN PARKED IN THE DESIGNATED ZONE WHERE THE RESIDENT LIVES;
5. THE ANNUAL FEE FOR ANY RESIDENTIAL STREET PARKING ZONE PERMITS SHALL BE SET BY RESOLUTION OF COUNCIL, AND SHALL BE FOR THE PERIOD OF SEPTEMBER 1, UNTIL AUGUST 31 OF THE NEXT YEAR;
6. A PERMIT IS ONLY VALID FOR AS LONG AS THE OWNER OR OPERATOR OF THE PERMITTED MOTOR VEHICLE CONTINUES TO HAVE AS HIS OR HER PRIMARY RESIDENCE THE ADDRESS THAT IS WITHIN OR ADJACENT TO THE DESIGNATED RESIDENTIAL STREET PERMIT PARKING ZONE;
7. THE ANNUAL FEE SHALL BE PAID AT THE BEGINNING OF THE PERMIT YEAR OR WHEN THE APPLICATION IS GRANTED, EXCEPT THAT A PAYMENT PLAN MAY BE SET UP AT THE DISCRETION OF THE PARKING MANAGER; THE ANNUAL FEE MAY BE PRO-RATED BY MONTH IF THE APPLICANT CAN ONLY SHOW CONTINUED RESIDENCE IN OR ADJACENT TO THE RESIDENTIAL STREET PERMIT PARKING ZONE FOR LESS THAN A YEAR;
8. A REPLACEMENT PERMIT MAY BE ISSUED ONLY IF ALL OR PART OF THE ORIGINAL PERMIT IS PRODUCED AT THE TIME THAT A REPLACEMENT PERMIT IS APPLIED FOR, OR IF PROOF OF THEFT OF THE VEHICLE IS DEMONSTRATED TO THE SATISFACTION OF THE PARKING MANAGER;
9. THE FEE FOR ANY REPLACEMENT PERMIT SHALL BE SET BY RESOLUTION OF CITY COUNCIL.

(D) CONDITIONS ON THE PERMIT AND PERMIT HOLDER THE USE AND VALIDITY OF A RESIDENTIAL STREETS PERMIT IS SUBJECT TO ALL THE FOLLOWING CONDITIONS:

1. A PERMIT MAY BE USED ONLY IN THE TRAFFICCONTROL ORDER ZONE FOR WHICH IT HAS BEEN ISSUED.
2. A PERMIT MAY BE USED ONLY BY THE PERMIT HOLDER TO WHOM IT IS ISSUED.
3. A PERMIT SHALL NOT GUARANTEE OR RESERVE TO THE HOLDER A PARKING SPACE IN THE PERMIT ZONE.
4. A PERMIT SHALL NOT EXEMPT THE HOLDER FROM THE OBSERVANCE OF ANY PARKING OR TRAFFIC REGULATION OR ORDINANCE, OTHER THAN THE SPECIFIED OVERNIGHT PARKING RESTRICTION.
5. THE CITY MAY TEMPORARILY SUSPEND A PERMIT FOR SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES.
6. A PERMIT SHALL BE COMPLETELY REMOVED FROM A VEHICLE UPON ITS EXPIRATION OR TERMINATION.
7. A PERMIT HOLDER MAY NOT TRANSFER A PERMIT TO ANY OTHER PERSON OR VEHICLE.
8. IN THE EVENT A VALID PERMIT HOLDER SELLS, TRANSFERS, OR OTHERWISE DISPOSES OF THE MOTOR VEHICLE FOR WHICH A PERMIT IS GRANTED, THE PERMIT SHALL TERMINATE AUTOMATICALLY.
9. A PERMIT HOLDER WHO DESIRES TO TRANSFER THEIR VALID PERMIT TO A DIFFERENT VEHICLE MUST MAKE A SUPPLEMENTAL APPLICATION TO THE PARKING MANAGER INDICATING THE CHANGE IN VEHICLE, AND MUST TURN IN THE ORIGINAL PERMIT AS PROOF THAT IT HAS BEEN REMOVED FROM THE MOTOR VEHICLE FOR WHICH THE PERMIT WAS PREVIOUSLY GRANTED;
10. IF A PERMIT HOLDER COMMITS THREE PARKING VIOLATIONS IN THE PARKING ZONE FOR WHICH THE PERMIT HAS BEEN ISSUED, THE PERMIT, UPON REVIEW, MAY BE REVOKED BY THE PARKING MANAGER;
11. IF A PERMIT HOLDER VIOLATES ANY OF THE CONDITIONS IN THIS SECTION, THE PERMIT SHALL AUTOMATICALLY BECOME VOID AND BE TERMINATED AND REVOKED WITHOUT NOTICE.

Requirements for Ordinance and/or Regulations

Notes on Language – Primary Used Ordinance #1235 for Residential Street Parking Zones for language. Modified and added components based on review of Milwaukee Overnight Parking Permit information. Milwaukee has a Temporary Overnight Parking Permission and was not covered in the ordinance. In addition, Milwaukee has alternate side parking that was not addressed in the ordinance draft.

Overview - The Neighborhood Overnight Parking Permit Program is to allow residents to apply for an exception to the overnight parking band for their residential address for a specific vehicle. This is for neighborhood streets and not be confused with Residential Street Parking Zones used for downtown streets.

Enforcement Component Needed – The overnight parking ban needs effective enforcement to insure successful permit volume is sold and/or used. If the residents can park on the street because of no or partial enforcement there is no incentive to get permit by the resident. If the resident was ticketed more than 3 times (\$20 Fine No Parking 2-5 a.m.) for the vehicle than there would be financial incentive for the resident to purchase an annual permit (Assuming a \$55 dollar Permit Cost).

In addition, because of no or partial enforcement has led to a reduce number of tickets being issued than the actual current violations or lost revenue. This was evident when there was a full time parking enforcement officer for a three month period issued 1,000 tickets per month. Consequently, this three month period lead to push back from residents that lead to again no or partial enforcement of the ordinance.

Permit Activity– It is recommended that a permit policy and procedures be put in place and operating before a ramp up in enforcement activities. Thus, when residents get ticketed that they can be directed to the permitting process to prevent future tickets or as the no night parking ordinance had intended for the resident to come into compliance of not parking on the street.

A. ADMINISTRATION

Permitting for **Neighborhood Overnight Parking Permit** program shall be under the supervision and administration control of the office of the Parking Manager, including preparation of forms, and collection of fees, The Parking Manager shall work with the Public Service Department to facilitate temporary suspension of permits and/or notifications during snow removal, emergency or construction purposes.

B. APPLICATION

A person requesting a **Neighborhood Overnight Parking Permit** shall first fully and accurately provide a completed city application form and, upon request, supply the city with supporting supplemental documentation. The application form shall require at a minimum the following information:

1. The name of the owner or operator of the motor vehicle to be permitted.
2. The primary residential address of the owner or operator of the motor vehicle.
3. The email address and cell phone number or the owner or operator of the motor vehicle to be used for contact in case of temporary suspension activities.
4. The motor vehicle's make, model, vehicle identification number, and license plate registration number.

Supporting Supplemental Documentation Includes, but is not limited to:

1. An executed lease or other reasonable proof evidencing that the permit applicant's primary residence dwelling Unit or Address is as requested
2. The current, valid registration for the motor vehicle for which the permit is being applied;
 - a. If the applicant for an **Neighborhood Overnight Parking Permit** is the owner of the vehicle sought to be registered and his/her permanent residence is at the address for which the permit is sought, then said vehicle shall be registered at the permanent address and shall have valid state of Michigan Vehicle Plates; or
 - b. If the applicant for an **Neighborhood Overnight Parking Permit** has his/her permanent residence at the address for which the permit is sought but the vehicle under his/her control indicates another address of residence for the owner of said vehicle, the applicant shall be required to certify that said vehicle is kept by the applicant and only at the address for which the permit is requested and that it will not be kept at any other location for the duration of the permit's validity.

The parking manager is not required to grant a permit to any applicant.

C. PERMIT

The issuance of a **Neighborhood Overnight Parking Permit** is subject to all the following requirements:

1. The permit is valid only for the motor vehicle for which is issued;
2. The permit is valid only with the address and/or limited area that is was authorized for;
3. The permit shall display the motor vehicle's license plate number and expiration date, and the address where the permit is valid;
4. The permit shall be a sticker that is not easily removed, and must be affixed in a visible place on the front driver side windshield of the permitted motor vehicle;
5. The permit is valid only when visibly and properly displayed on the vehicle, when parked in the authorized area;
6. The annual fee for any **Neighborhood Overnight Parking Permit** shall be set by resolution of Council, and shall be for the Period of July 1, until June 31 of the next year;
7. A permit is only valid for as long as the owner or operator of the permitted motor vehicle continues to have as his or her primary residence the address that is within or adjacent to the limited area;
8. The annual fee shall be paid at the beginning of the permit year or when the application is granted, except that a payment plan may be set up at the discretion of the parking manager; the annual fee may be pro-rated by month if the applicant can only show continued residence in or adjacent to the **Neighborhood Overnight Parking Permit** for less than a year;
9. A replacement permit may be issued only if all or part of the original permit is produced at the time that a replacement permit is applied for, or if proof of theft of the vehicle is demonstrated to the satisfaction of the parking manager;
10. The fee for any replacement permit shall be set by resolution of city council;
11. Must be for a valid vehicle type and/or model to exclude any vehicle which is larger than 21 feet in length, 7 feet in width, and 7 feet in height and which have more than 2 single-tired wheels on the front axle and more than 2 single-tired or double-tired wheels on the rear axle, luxury limousines, motor

buses, motor delivery wagons, trailers, semitrailers, camping trailers, motor homes, mobile homes and tractors.

D. CONDITIONS

Conditions on the Permit and Permit Holder the use and validity of a **Neighborhood Overnight Parking Permit is subject to all the following conditions:**

1. A permit may be used only in the address and/or limited area authorized during the permit process as determined by authorized personal.
2. A permit may be used only by the permit holder whom it is issued.
3. A permit shall not guarantee or reserve to the holder a parking space in the address and/or limited area authorized.
4. A permit shall not exempt the holder from the observance of any parking or traffic regulation or ordinance, other than the specified overnight parking restriction.
5. The City may temporarily suspend a permit for snow removal, emergency or construction purposes.
6. The City may permanently suspend a permit for any activities that result in public safety or quality of life issue cause as a result of permitting activities as determined by authorized personal.
7. The number of permit issued may be limited based on available parking stock and other considerations as determined by authorized personal.
8. Vehicle must not remain in same parked location for 72 hour limit and may be subject to ticket and/or towing.
9. A permit shall be complete removed from a vehicle upon its expiration or termination.
10. In the event a valid permit holder sells, transfers, or otherwise disposes of the motor vehicle for which a permit is granted, the permit shall terminate automatically;
11. A permit holder who desires to transfer their valid permit to a different vehicle must make a supplemental application to the parking manager indicating the change in vehicle, and must turn in the original permit as proof that it has been removed from the motor vehicle for which the permit was previously granted;
12. If a permit holder commits three parking violation in the address for which the permit has been issued, the permit, upon review, may be revoked by the parking manager:
13. If a permit holder violates any of the conditions in this section, the permit shall automatically become void and be terminated and revoked without notice.

Example from Milwaukee

All Night Parking. 1. RESTRICTIONS. The restriction provided in subd. 1 shall be suspended to permit vehicles to remain in one place on a highway in designated areas between the hours of 2 a.m. to 6 a.m. consecutively, except when the department of public works announces snow-plowing operations or other public works operations are underway. All other parking restrictions and parking permit requirements currently in force or which may be enacted shall remain in effect in the designated areas.

b-1. The hours of 2 a.m. and 5 a.m., except as otherwise restricted or permitted in this section.

2. SPECIAL PERMIT. a. A vehicle may be parked between the hours of 2 a.m. and 5 a.m., or between the hours of 11 p.m. and 6 a.m. the following day when the department of public works announces snow-plowing operations or other public works operations are underway, provided a special privilege permit for the vehicles first obtained online or from any facility the city may designate for the sale of such permit, after filing an application and paying a permit fee, all as required under this section, and shall be parked as authorized by such permit, as provided in sub.

5. b. The owner of any motor truck with valid license plates issued by the department of transportation, division of motor vehicles, but not used for commercial purposes, and which is not larger than 21 feet in length, 7 feet in width, and 7 feet in height and which has no more than 2 single-tired wheels on the front axle and no more than 2 single-tired or double-tired wheels on the rear axle, shall be eligible to purchase a special privilege permit for said vehicle as provided in this section.

c. Any vehicle for which a person is applying for a special privilege permit may be inspected for purposes of determining eligibility for the permit as provided in this section.

d. Vehicles displaying special privilege permits must also display while parked valid motor vehicle license plates.

4. CERTAIN VEHICLES NOT ELIGIBLE. Motor trucks, except as provided elsewhere in the code, luxury limousines, as defined in s. 100-3-11, motor buses, motor delivery wagons, trailers, semitrailers, camping trailers, motor homes, mobile homes and tractors shall not be eligible for such special privilege parking permits.

5. APPLICATION AND PERMIT.

a. Application Listing. The application listing shall contain the name and City of Lansing address of the permit applicant, the license number and state of issuance of valid motor vehicle license plates, the expiration date of the permit applied for and any other reasonable and pertinent information the department may from time to time require.

b. Permits. The permits shall be numbered and contain the expiration date.

c. Display. While the motor vehicle is in a parked position between the hours of 2 a.m. to 5 a.m., the permit shall be displayed in the manner designated by the police department.

6. PARKING FUND. All revenues derived by the city from said permit fees shall be entered into account in accordance with the code.