



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed Finally

File created: 9/24/2013 **In control:** Committee on Public Works

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Title: Ordinance Providing for the revision of Encroachment Ordinance Chapter 419.05 Telephone Booths, Transit Shelters, Newsracks and Bicycle Racks to include a provision permitting Bike Stations.

Sponsors:

Indexes: PGH. CODE ORDINANCES TITLE 04 - PUBLIC PLACES

Code sections:

Attachments: 1. 2013-1886.doc, 2. 2013-1886 VERSION 2.doc

| Date | Ver. | Action By | Action | Result |
|------------|------|--------------------|--------------------------------------|--------|
| 10/18/2013 | 2 | Mayor | Signed by the Mayor | |
| 10/15/2013 | 2 | City Council | Passed Finally | Pass |
| 10/9/2013 | 2 | Standing Committee | AMENDED | Pass |
| 10/9/2013 | 2 | Standing Committee | Affirmatively Recommended as Amended | Pass |
| 10/2/2013 | 1 | Standing Committee | Held in Committee | Pass |
| 9/24/2013 | 1 | City Council | Read and referred | |

Ordinance Providing for the revision of Encroachment Ordinance Chapter 419.05 Telephone Booths, Transit Shelters, Newsracks and Bicycle Racks to include a provision permitting Bike Stations.

Be it resolved by the Council of the City of Pittsburgh as follows:

Section 1. The Pittsburgh City Code, Sections 419.05 of Title Four, Article I, Chapter 419, which currently reads:

§ 419.05 TELEPHONE BOOTHS, TRANSIT SHELTERS, NEWSRACKS, AND BICYCLE RACKS.

(a) Telephone Booths, Transit Shelters and Newsracks

(1) No person shall erect, install or maintain a telephone booth, public transit shelter, newsrack or news vending machine on any sidewalk or other public place without first obtaining a permit annually therefore from the Department of Public Works. No permit shall be issued for a public transit shelter prior to the enactment of authorizing legislation by Council. All telephone booths, transit shelters, news racks and news vending machines so installed shall be subject to the terms and conditions imposed by the Department of Public Works. **The Director of Public Works and a City Council representative of the affected district shall review and approve new sites.**

(2) No person shall install a public transit shelter without first having provided thirty (30) days written notice to the owner or owners of the property immediately abutting the easement upon which said shelter shall be located. Said property owner(s) shall file any objections in writing with the Director, Department of Public Works, within ten (10) days. The Director must consider the objections of abutting property owner(s) when issuing permits for such shelters pursuant to this Chapter.

(3) No permit shall be issued for a public transit shelter which contains an advertising sign without first obtaining approval from the Zoning Administrator regarding the design and location of the shelter and the sign, considering issues including, but not limited to, the location relative to residential properties, storefronts, pedestrian passage, landscape features, safety, the design relative to the design or historic nature of surrounding properties, landscape features, or the character of the surrounding infrastructure.

(b) Bicycle Racks:

(1) No person shall erect or install a bicycle rack without first obtaining a permit from the Department of Public Works. Permit applications shall be submitted to the Director of City Planning or designee.

(2) All bicycle racks must comply with the standards set forth in the City of Pittsburgh Bicycle Parking Guidelines.

(3) A minimum of five (5) feet of open unobstructed sidewalk must be maintained for pedestrian traffic and must remain available when bicycles are attached to the bicycle rack.

(4) A twenty-five dollar (\$25.00) permit fee is required for all new bicycle rack applications.

(5) Multiple bicycle racks may be approved on a single application so long as all rack locations have been submitted. If additional bicycle racks are added at a later date, a new permit application identifying their location must be completed.

(6) The Director of City Planning or designee shall acknowledge in writing, upon having reviewed the application, that the suggested bicycle rack placement conforms to the Americans with Disabilities Act (28 C.F.R., pt. 36, App. A) and City of Pittsburgh Bicycle Parking Guidelines. Said acknowledgement and application shall then be submitted to the Director of the Department of Public Works or representative for approval and issuance of a permit.

(7) The Director of City Planning or designee shall promulgate regulations governing both the size and construction of bicycle racks and the application process. Prior to the institution of any additional regulations governing bicycle racks, the Director of City Planning or designee shall inform the public, the Department of Public Works and City Council in writing of the additional regulations and allow for a public comment period of not less than forty-five (45) days prior to implementation of any additional regulations.

is hereby amended as follows to add section § 419.05 (c) which reads:

(c) Bike Station:

(1) A "Bike Station" is a self-service secured bike parking facility at which bicycles are made available to subscribing individuals on a short term basis.

(2) All bike stations must comply with industry standards including Americans with Disabilities Act (28 C.F.R., pt. 36, App. A), and where applicable, standards set forth in the City of Pittsburgh Bicycle Parking Guidelines.

(3) The Director of Public Works or designee is hereby authorized to enter into one or more operation and maintenance agreement(s) with responsible

non-profit organization(s) for the operation and maintenance of the Bike Share program.

(4) The Director of Public Works is hereby authorized in accordance with this Chapter to the display or approve the display of Sponsor, Public Information, and Public Parking and Rate signs as defined in Chapters 919.03 C(13), 919.03 J, and 919.03 K, on Bike Share Stations located within the public right-of-way and/or on private property. For purposes of this section, "Sponsor Signs" must meet the following criteria:

(a) Signs may display the name and logo of the Bike Share program sponsors but shall otherwise not display advertising signage;

(b) Signs will not exceed 4 square feet in display surface per sign;

(c) There will be a maximum of four (4) sponsor signs or two (2) back-to-back sponsor signs on each Bike Station; and

(d) Sign display must be integral to the design of the structure and will not extend more than five (5) inches from the face of the structure.

(5) The Director of Public Works and a City Council representative of the affected district shall review and approve new bike share station sites located in public domain.

NOTE: All else in this section remains unchanged.