

ARTICLE VIII

Allentown Parking Authority**[Adopted 10-17-1984 by Ord. No. 12628 (Article 168 of the 1962 Codified Ordinances)]****§ 12-40. Purpose.**

The Parking Authority shall provide efficient and equitable parking services to the public to meet the needs of the growing and changing City of Allentown and promote economic growth particularly in the downtown business area. The purpose and powers of the said Parking Authority shall be as determined in the Parking Authority Law 1947, June 5, P.L. 458, as amended.¹

§ 12-41. Membership. [Amended 5-21-1986 by Ord. No. 12713]

Prior to the incorporation, the Mayor of the City of Allentown shall appoint five members, all of whom shall be residents of the City, who shall serve on the Board of the Parking Authority of the City of Allentown. The members who are first appointed shall serve for terms of one, two, three, four and five years, respectively. Thereafter, the term of office shall be five years. The members of the Board shall include a member of the Council of the City of Allentown, the Director of Finance or his designee and a representative of the Allentown Economic Development Corporation. The position of any member of the Board appointed because of his capacity as Councilperson, Director of Finance or his designee or Allentown Economic Development Corporation representative who ceases to be so engaged shall automatically be considered vacant. The member of the Council of the City of Allentown and the Director of Finance or his designee shall not serve as the Chairperson of the Allentown Parking Authority.

§ 12-42. Powers.

- A. The Allentown Parking Authority is hereby empowered, subject to the provisions of this article, to exercise all powers necessary or convenient for the administration and enforcement of an efficient system of off-street and on-street parking regulations within the City of Allentown.
- B. In accordance with the general grant of authority contained in the Parking Authority Law, Act of June 5, 1947, P.L. 458, as amended, and § 12-42A of this article, and pursuant to the limitation of the Parking Authority Law that authorities may not engage in the performance of municipal functions except such functions as are delegated to it by municipal ordinance. The Allentown Parking Authority is hereby delegated, subject to the provisions of § 12-43 of this article, the power and right to exercise those municipal functions necessary or convenient for the administration, supervision and enforcement of an efficient system of off-street and on-street parking, including the power and right:
 - (1) To conduct research and maintain data related to off-street and on-street parking programs;
 - (2) To distribute, issue and process parking tickets;
 - (3) To enforce parking regulations by the issuance of parking tickets and by booting, towing and impounding vehicles as provided by law, including the providing for and the establishment of procedures governing the removal and impounding of any vehicle parked on the highways or City property in violation of law;
 - (4) To collect, on behalf of the City of Allentown, all revenue derived from on-street parking programs, except fines and penalties from contested on-street parking violations, and to pay to

1. Editor's Note: The Parking Authority Law of 1947 was repealed and replaced by P.L. 287, 2001. See now 53 Pa.C.S.A. § 5501 et seq.

the City of Allentown said revenue in excess of:

- (a) Costs incurred by the Authority for on-street parking programs including the costs of administration, operation (including a reasonable allowance for repair and replacement of equipment), and enforcement.
 - (b) Costs incurred by the Authority for off-street parking programs in excess of revenues derived therefrom; off-street costs shall include administration, operation (including a reasonable allowance for maintenance of facilities and debt service), and enforcement.
- (5) To acquire parking meters and related supplies, and to locate, install and maintain such parking meters;
 - (6) To administer a program of residential permit parking as provided by law; and
 - (7) To make, from time to time, such regulations as are necessary and convenient for the administration, supervision and enforcement of an efficient system of on-street parking, including the regulation or prohibition of stopping, standing or parking.

§ 12-43. Limitation of powers.

The delegation of authority provided for it in § 12-42B of this article shall not be construed as an authorization to the Authority to undertake any municipal function of the City government unless and until the Mayor, or such other officers of the executive and administrative branch of City government as he shall designate, or as required by law, has reviewed, or caused to be reviewed, and has approved the transfer of any executive or administrative municipal function to the Authority; nor shall said delegation to construed in contravention, limitation or enlargement of any other article of the City of Allentown, relating to the regulation of off-street or on-street parking, unless specifically authorized herein or by ordinances of City Council.

§ 12-44. Community input.

The Authority shall actively consult with residents, civic and business organizations, and institutions on the installation of parking meters and implementation of regulations and residential permit parking within areas where these groups, individuals or institutions would be affected by the contemplating action.

§ 12-45. Annual reports. [Added 6-2-2010 by Ord. No. 14800]

The Allentown Parking Authority shall prepare a written report of the year's activities, a one-year plan and long-term goals and scenarios, to enhance the City's on and off-street parking resources using a template provided by City Council. The report shall be given to the Mayor and shall be presented to Allentown City Council at a public meeting.