

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0213.01 Jason Gelender x4330

SENATE BILL 13-027

SENATE SPONSORSHIP

Todd,

HOUSE SPONSORSHIP

Priola,

Senate Committees
Transportation

House Committees
Transportation & Energy

A BILL FOR AN ACT

101 **CONCERNING THE PROVISION OF PARKING FACILITIES BY THIRD**
102 **PARTIES AT OR NEAR REGIONAL TRANSPORTATION DISTRICT**
103 **MASS TRANSIT STATIONS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill authorizes any public or private entity to lease, own, or operate a public parking lot or structure at or near a regional transportation district (RTD) mass transit station. Such a lot or structure is only an RTD facility, as defined in existing law, if it is operated under

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
February 21, 2013

SENATE
Amended 2nd Reading
February 20, 2013

a contract with the RTD that specifies the terms of its use and operation and provides the RTD with a share of its parking revenues.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 hereby finds and declares that the purpose of this act is to provide
4 opportunity for the regional transportation district, which intends to
5 consult with affected local jurisdictions regarding such matters, to
6 develop additional parking at or near transit stations for mass transit and
7 other public and private uses.

8 (2) The general assembly further finds and declares that this act
9 accomplishes that purpose by:

10 (a) Allowing public and private entities to build such parking
11 using funding sources not primarily reliant on tax dollars;

12 (b) Aligning the cost of parking more closely with its use to
13 promote ridership of district buses and rail; and

14 (c) Facilitating transit oriented development.

15 (3) The general assembly further finds and declares that the
16 regional transportation district should use any moneys saved by having an
17 entity other than the district construct, lease, own, or operate an identified
18 or future planned parking lot or structure and any moneys received by the
19 district from any related contract with such an entity first to complete the
20 portion of the FasTracks projects that are currently not under
21 construction.

22 **SECTION 2.** In Colorado Revised Statutes, 32-9-119.9, **amend**
23 (6); and **add** (7) and (8) as follows:

24 **32-9-119.9. Limited authority to charge fees for parking -**
25 **reserved parking spaces - penalties - definitions.** (6) As used in this

1 section, unless the context otherwise requires, "district parking facility"
2 or "facility" means a park-n-ride lot or any other parking lot or structure
3 owned ~~leased, or used~~ OR LEASED AND OPERATED by the district.

4 (7) A PUBLIC OR PRIVATE ENTITY MAY LEASE, OWN, OR OPERATE
5 A PARKING LOT OR STRUCTURE AVAILABLE FOR USE BY THE GENERAL
6 PUBLIC AT OR NEAR A DISTRICT MASS TRANSIT STATION. UNLESS SUCH A
7 PARKING LOT OR STRUCTURE IS OPERATED UNDER A CONTRACT WITH THE
8 DISTRICT THAT SPECIFIES THE TERMS OF ITS USE AND OPERATION AND
9 PROVIDES THE DISTRICT WITH A SHARE OF THE PARKING REVENUES THAT
10 IT GENERATES, THE PARKING LOT OR STRUCTURE IS NOT A DISTRICT
11 PARKING FACILITY.

12 (8) OTHER LOCAL GOVERNMENTS AND THE DISTRICT SHALL
13 CONSULT WITH EACH OTHER PRIOR TO THE ESTABLISHMENT OF ZONING,
14 OTHER AUTHORIZATION BY A GOVERNMENTAL BODY, OR CONTRACTS
15 REQUIRED FOR PRIVATELY OWNED OR MANAGED PARKING FACILITIES
16 INTENDED FOR USERS OF THE DISTRICT'S MASS TRANSPORTATION SYSTEM.

17 **SECTION 3. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.