

CHAPTER 137

**GOVERNMENT - SPECIAL DISTRICTS**

SENATE BILL 13-027

BY SENATOR(S) Todd, Heath, Nicholson;  
also REPRESENTATIVE(S) Priola, Court, Labuda, Lebsack, Levy, May, Ryden.

**AN ACT**

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

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

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

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

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

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

(c) Facilitating transit oriented development.

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

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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

**32-9-119.9. Limited authority to charge fees for parking - reserved parking spaces - penalties - definitions.** (6) As used in this section, unless the context otherwise requires, "district parking facility" or "facility" means a park-n-ride lot or any other parking lot or structure owned ~~leased, or used~~ OR LEASED AND OPERATED by the district.

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

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

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

Approved: April 26, 2013