

FLORIDA GULF COAST UNIVERSITY

NOTICE OF REGULATORY ACTION

September 18, 2008

REGULATION TITLE:

Parking and Traffic Regulations-General

REGULATION NO.:

FGCU-PR8.001

SUMMARY:

The University proposes to repeal this regulation and place it with FGCU-PR8.005 to provide for proper grouping of content.

FULL TEXT:

The full text of the regulation being proposed is attached and can also be found at <http://www.fgcu.edu/generalcounsel/promulgation.asp>

LAW IMPLEMENTED:

Not applicable.

UNIVERSITY OFFICIAL INITIATING THE PROPOSED REVISED REGULATION:

Chief Steven Moore, Director of Public Safety

UNIVERSITY OFFICIAL APPROVING THE PROPOSED REGULATION:

Dr. Joseph Shepard, Vice President for Administrative Services and Finance

PERSON TO BE CONTACTED REGARDING THE PROPOSED NEW REGULATION:

Diane St. John, Administrative Assistant, dstjohn@fgcu.edu; (239) 590-1101 (Phone), (239) 590-7470 (Facsimile); 10501 FGCU Blvd. South, Fort Myers, FL 33965-6565

ANY COMMENTS REGARDING THE PROPOSED NEW REGULATION SHOULD BE SUBMITTED IN WRITING ON OR BEFORE OCTOBER 2, 2008 BY 5:00 P.M. THE COMMENTS MUST IDENTIFY THE REGULATION ON WHICH YOU ARE COMMENTING.

THIS NOTICE WAS POSTED ON THE FGCU WEBSITE ON: SEPTEMBER 18, 2008.



Chapter 6C10-8.001

Effective
Date of
Regulation:

General

04/17/07

- ~~(1) This Chapter applies to all persons who operate or park vehicles on property owned or controlled by Florida Gulf Coast University. All Lee County, Florida, traffic and parking ordinances which are not in conflict or inconsistent with University regulations and all provisions of Chapter 316, Florida Statutes, Florida Uniform Traffic Control Law, shall extend and be applicable to the University's premises. The operation and parking of a motor vehicle on University property is a privilege and not a right. Application for and acceptance of a decal or permit shall be deemed an acknowledgment of the requirements of, and an agreement to adhere to, these regulations.~~
- ~~(2) University parking and traffic regulations are enforced twenty-four (24) hours a day, each day of the calendar year. Copies of these regulations and a schedule of fees and fines are available on the FGCU website at www.fgcu.edu (police and public safety). The University assumes no liability for damage to vehicles parked or operated on University premises. Any such damage is a risk assumed by the owner or operator of the vehicle. The issuance of a decal or permit does not guarantee a place to park.~~
- ~~(3) The following are definitions of words and phrases used in the regulations governing traffic, parking and registration of vehicles on the Florida Gulf Coast University campus.~~
- ~~a. Abandoned Vehicle — Any vehicle left parked on campus for more than three (3) consecutive days. A vehicle left in a parking garage for more than forty-eight (48) consecutive hours is considered abandoned.~~
 - ~~b. Day — A calendar day unless otherwise noted.~~
 - ~~c. Decal — A decal is a sticker affixed to a vehicle authorizing the parking of a vehicle on the University campus for a limited period of time in authorized areas.~~
 - ~~d. Director — The Director of the University Police and Safety Department.~~
 - ~~e. Immobilized Vehicle — A vehicle that is rendered inoperable by a lawfully attached mechanical device such as a “boot” or clamp device.~~
 - ~~f. Impounded Vehicle — A vehicle that has been towed away from the place in which it was parked and held in legal custody.~~

- ~~g. Motor Vehicle — Any self-propelled vehicle not operated upon the rails or guideway and includes any automobiles, motorcycles, motor scooters, mopeds, motorized disability access vehicles, or electric personal assistive mobility devices.~~
- ~~h. Park or Parking — The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of loading or unloading merchandise or passengers.~~
- ~~i. Parking Services Division — The unit within the University Police and Safety Department that is responsible for the issuance of decals and permits for parking on campus and for the enforcement of parking regulations. It is located on the University campus in the Campus Support Complex. Office hours are Monday thru Friday from 8:00 AM to 5:00 PM except on University holidays. The phone number is (239) 590-1912, and the email address is parkingservices@fgcu.edu.~~
- ~~j. Parking Space — Areas governed by the University parking regulations with spaces delineated by white, yellow or blue striping, a parking meter, signage or physical barriers delineating parking parameters.~~
- ~~k. Permit — A permit is a hangtag authorizing the parking of a vehicle on the University campus for a limited period of time in authorized areas.~~
- ~~l. Reserved Space — An individual parking space, appropriately marked for a particular license tag number, permit number, individual, or University position or unit.~~
- ~~m. State Vehicles — Vehicles bearing a duly issued license tag of the State of Florida or a political subdivision thereof.~~
- ~~n. Term — One of the following three academic divisions of a year: fall, spring or summer.~~
- ~~o. University Police and Safety Department — The University unit responsible for providing law enforcement, security, traffic control, disaster planning and emergency response. The Department is authorized to enforce the laws of the State of Florida, the traffic and parking ordinances of Lee County, Florida which are not in conflict with this Chapter, and the regulations of Florida Gulf Coast University. The Department provides routine and emergency services to the University. The Department is located on the University campus in the Campus Support Complex. The phone number for routine services is (239) 590-1900, and the emergency number is (239) 590-1911. The Parking Services Division is a component of the University Police and Safety Department and is at the same location on campus.~~

- ~~p. University Traffic Appeals Board—The University authority established in Regulation 6C10-8.006, Enforcement, to review and render final decisions regarding appeals of traffic and parking citations.~~
- ~~q. Vehicle—Any conveyance used to transport passengers, merchandise, livestock or equipment.~~

~~Action by Florida Board of Governors:~~

~~— Approved, April 10, 2007~~

~~Action by Florida Gulf Coast University Board of Trustees:~~

~~— Approved, April 17, 2007~~

~~Specific Authority:~~

~~— Florida Board of Governors Regulation Development Procedure for State University
Boards of Trustees (“BOG Regulation Development Procedure”)~~

~~Law Implemented:~~

~~— Chapter 316, 1001.74 (35) & (39), 1006.66, FS.~~

~~Effective Date of Regulation:~~

~~— April 17, 2007~~

~~History of Regulation:~~

~~— New 4-18-06, Amended 4-17-07~~

~~History of Predecessor Rule:~~

~~— New 7-10-97, Amended 9-4-02~~