

*Sec. 15 - Amended by Ord # 560.*

Repealed By 861 ~~\_\_\_\_\_~~ \_\_\_\_\_

ORDINANCE

No. 496

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO TRAFFIC AND REGULATING THE USE OF PUBLIC STREETS AND HIGHWAYS OF THE CITY OF KIRKLAND, PROVIDING FOR THE INSTALLATION, REGULATION AND CONTROL OF THE USE OF PARKING METERS AND PARKING METER ZONES, DEFINING PARKING METER ZONES, AUTHORIZING A METHOD OF PAYMENT FOR PARKING METERS AND THE INSTALLATION THEREOF EXCLUSIVELY FROM THE RECEIPTS OBTAINED FROM THEIR OPERATION, PROVIDING FOR ENFORCEMENT AND PENALTY FOR VIOLATION THEREOF, CREATING A PARKING METER FUND AND PROVIDING FOR THE DISPOSITION OF REVENUES DERIVED FROM PARKING METERS, AND DECLARING AN EMERGENCY.

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. For the purpose of this Ordinance

- (a) The word "vehicle" shall mean every device capable of being moved upon a public highway and in, upon or by which any person or property shall or may be transported or drawn upon any public highway, excepting devices moved by human power.
- (b) The word "person" shall mean every natural person, firm, co-partnership, corporation, association or organization.
- (c) The word "operator" shall mean every person who is in actual physical control of a vehicle as herein defined upon a public street or highway of the City of Kirkland.

Section 2. Such streets of the City of Kirkland as the Chief of Police, by and with the consent of the City Council, may from time to time designate, are hereby designated and established as parking meter zones, and it shall be unlawful to park cars on said streets without complying with the provisions of the ordinance.

Section 3. The Chief of Police, by and with the consent of the City Council, may extend, restrict, alter or otherwise change said parking meter zones by appropriate resolution or motion, or by posting appropriate signs, with full power to abandon any zones hereafter established.

Section 4. The Mayor of Kirkland is hereby authorized to contract for the purchase or rental and installation of parking meters and to provide payment therefor exclusively from receipts obtained by the City from their operation, and said means of payment shall be in addition to any other purchasing powers heretofore granted the City by the laws of the State of Washington or by the ordinances of the City of Kirkland.

Section 5. The Mayor and Chief of Police are hereby authorized to provide for the installation of parking meters, including curb or street marking lines, and for the regulation and operation thereof, and shall see that said meters are maintained in good workable condition.

Meters shall be placéd upon the curb next to individual parking places and meters shall be so constructed as to display a signal showing legal parking upon deposit therein or the proper coin, or coins, of the United States as indicated by instructions on said meter, said signal to remain in evidence until expiration of said parking period so designated, at which time a dropping of the signal shall indicate expiration of said parking period.

Section 6. When any vehicle shall be parked next to a parking meter the owner or operator of said vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking and upon entering said parking space shall immediately deposit in said meter a coin or coins of the United States for legal parking time limits as follows:

1 Cent for 12 minutes; 2 Cents for 24 minutes; 1 Nickel for 1 hour; 2 Nickels for 2 hours.

It shall be unlawful for any person so parking a vehicle to fail or neglect to so deposit the proper coin, or coins, or to fail to park within said designated area.

Said parking space may then be used by such vehicle during the legal parking limit provided herein, and said vehicle shall be considered as unlawfully parked if it remains in said space beyond said legal parking limit and/or when said parking meter displays a signal showing such illegal parking.

It shall be unlawful for any person to cause or permit any vehicle registered in his name to be unlawfully parked as set out in this section.

Section 7. It shall be unlawful for any person to operate the mechanism of any of said parking meters other than in accordance with the instructions printed thereon.

Section 8. It shall be unlawful to deposit or cause to be deposited in any parking meter, any slug, device or a metallic substance for a coin of the United States.

Section 9. It shall be unlawful for any unauthorized person to tamper with, deface, injure, open or wilfully break, destroy, or impair the usefulness of any parking meter installed in the City of Kirkland.

Section 10. It shall be the duty of traffic officers so instructed to take the parking meter number, the state vehicle license number, the date, and time, of all persons violating the provisions of this ordinance and make complaint therefor in the Police Court of the City of Kirkland.

Section 11. Any persons, firm or corporation who shall violate or permit or allow anyone to violate Section Six (6) or Section Seven (7) of this Ordinance shall upon conviction be fined not more than Ten Dollars (\$10.00) and costs.

Section 12. Any person who shall violate or assist in violation of Section Eight (8) or Section Nine (9) of this Ordinance shall upon conviction be fined not more than Three Hundred Dollars (\$300.00) and costs, or imprisoned for not more than Ninety (90) days, or both.

Section 13. The fee required to be deposited in said meters is hereby imposed as a police regulation and inspection fee to cover the cost of providing parking spaces, parking meters and installation and maintenance thereof; the cost of regulation and inspection, operation, control and use of the parking meter spaces and zones created herein; the cost of regulation and control of traffic moving in and out of, and parking in, said parking spaces and zones so created; the cost of any resultant traffic administration and regulation within the city generally and of betterments and improvements in conditions in the City of Kirkland.

Section 14. Restrictions on parking, as herein set forth, shall not be effective before 9:00 o'clock A. M. nor after 6:00 o'clock P. M. on any day, nor on Sundays and legal holidays.

Section 15. There is hereby created in the City Treasury a special fund to be known as the "Parking Meter Fund," into which shall be deposited all receipts derived from the operation of parking meters, and out of which shall be paid by city warrant all expenses incurred under the provisions of this Ordinance.

Section 16. The Mayor shall designate some person or persons to make regular collections of the money deposited in said parking meters. In this connection it shall be the duty of such person so designated to pick up the sealed coin boxes or cylinders containing the coins deposited in the meters and deliver such coin boxes or cylinders, with the seals thereon unbroken, at the direction of the City Treasurer.

Section 17. Any ordinance, ordinances, or sections of ordinances conflicting with any of the provisions of this Ordinance are hereby specifically repealed.

Section 18. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional by a Court of competent jurisdiction, such adjudication shall not affect the validity or constitutionality of the remaining portions of the Ordinance.

Section 19. This Ordinance is necessary for the immediate preservation of the public peace, health and safety and it shall be in effect immediately upon its passage and publication.

Introduced this 15th day of May, 1944.

Passed this 12th day of June, 1944.

Harry M. Everett  
Harry M. Everett, Mayor

Attest:

C. F. Trent  
C. F. Trent, Clerk

Approved:

L. N. Ostrander  
L. N. Ostrander, City Attorney

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the City of Kirkland and that the same was published or posted according to law, said Ordinance being No. 496 and entitled "An Ordinance as above."  
C. F. Trent, City Clerk.