

ORDINANCE NO. 2727

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE ENFORCEMENT OF OVERTIME PARKING REGULATIONS CLARIFYING THE AUTHORITY OF THE PARKING ENFORCEMENT PERSON TO ISSUE CITATIONS THEREFOR, AND AMENDING SECTIONS 3.78.020 AND 12.44.085 OF THE KIRKLAND MUNICIPAL CODE.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 3.78.020 of the Kirkland Municipal Code is hereby amended to read as follows:

3.78.020 Duties designated. The following duties are imposed upon the position of parking enforcement person:

(1) To properly and conscientiously enforce any and all then existing vehicle parking restrictions and regulations within the jurisdiction of the city; and

(2) To properly and conscientiously enforce the provisions and intent of Kirkland Municipal Code 14.36.010 relating to certain moorage time restrictions within the jurisdiction of the city;

(3) Such enforcement shall consist of [police department monitoring procedures as are reasonable and practicable and] the subsequent issuance of citations by the parking enforcement person for overtime parking or overtime moorage where applicable, on a citation form to be approved and furnished by the chief of police; and

(4) The parking enforcement person so issuing said citation shall appear at proceedings, judicial or otherwise, as is necessary to fully pursue the purpose of the position; and

(5) Such other duties as the city manager may issue.

Section 2. Section 12.44.085 of the Kirkland Municipal Code is hereby amended to read as follows:

12.44.085 Overtime parking--Penalties, impoundment.

(a) If any vehicle is in violation of Kirkland Municipal Code 12.44.060, 12.44.070 or 12.44.080, the following penalties shall be imposed:

(1) Five dollars for any single violation;

(2) If more than one violation occurs within any nine-hour period, the second, and each successive violation, shall warrant a penalty of ten dollars.

(b) The Kirkland Police Department is authorized to impound any vehicle determined to be in violation pursuant to Kirkland Municipal Code 12.44.060, 12.44.070 and/or 12.44.080 (Zones 1, 2, 3, 4, 5 and 6 only); provided, that such violation is the second violation within any nine-hour period. This provision is in addition to and an alternative to subsection (a) of this section. The procedures set forth in RCW 46.90.330 as adopted by reference through Kirkland Municipal Code 12.60.010, shall apply to any impoundment authorized by this section.

(c) Where the owner of a vehicle cited for a parking violation fails to respond to the citations in the manner directed on the citation itself, that person shall be criminally liable for her failure to respond. The penalty for failure to respond shall be Twenty-Five (\$25) Dollars. This penalty shall be imposed in addition to any penalties imposed by the citation itself.


Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and posting or publication, as required by law.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 17 day of January, 1983.

Signed in authentication thereof this 17th day of January, 1983.


MAYOR

ATTEST:



Director of Administration & Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney

CERTIFICATION OF POSTING

I hereby certify under penalty of perjury that the foregoing ordinance was posted on the ~~20th~~ day of January, 1983 in accordance with the provisions of RCW 35A.12.160 and City of Kirkland Ordinance No. 2600.


Clerk

O-2727