

ORDINANCE NO. 2956

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE PARKING OF MOTOR VEHICLES IN RESTRICTED AREAS PROVIDING FOR PENALTIES FOR OVERTIME PARKING AND AMENDING SECTION 12.44.085 AND 3.78.050 OF THE KIRKLAND MUNICIPAL CODE.

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

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.~~]

First violation within any calendar month - five dollars;

Second violation within any calendar month - ten dollars;

Third violation within any calendar month - ten dollars;

Fourth violation within any calendar month - twenty five dollars;

Fifth violation and each succeeding violation in any calendar month - fifty dollars.

(b) The Kirkland Police Department, including the "parking enforcement person" 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 [RGW 46.99.330 as adopted by reference through] Kirkland Municipal Code 12.40.020 [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 dollars. This penalty shall be imposed in addition to any penalties imposed by the citation itself.

Section 2. Section 3.78.050 of the Kirkland Municipal Code relating to the authority of the parking enforcement person is hereby amended to read as follows:

3.78.050 Authority.

The authority of a parking enforcement person is limited to the issuance of lawful citations pursuant to the meaning and intent of Section 3.78.020 and the impoundment of motor vehicles to the extent authorized by Section 12.44.085(b). Specifically, the parking enforcement person shall not and does not have the authority to arrest, nor to affect [vehicle or] watercraft impound, except by referral to law enforcement personnel having such authority to arrest or impound.

Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication pursuant to Section 1.08.017 Kirkland Municipal Code or on July 1, 1986, whichever shall last occur.

Passed by the Kirkland City council in regular open meeting this 2nd day of June, 1986.

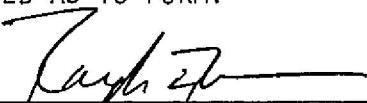
Signed in authentication thereof this 2nd day of June, 1986.

  
MAYOR

ATTEST:

  
DEPUTY CITY CLERK

APPROVED AS TO FORM:

  
CITY ATTORNEY