

## ARTICLE IV. - PARKING METERS

ARTICLE V. - MUNICIPAL PARKING FACILITIES<sup>(11)</sup>*Footnotes:*

--- (11) ---

*Cross reference— Transit and parking commission, § 2-291 et seq.; streets, sidewalks and certain other public places, ch. 82.*

## Sec. 94-276. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Park or parking* means the standing of a vehicle, whether occupied or not, upon a street otherwise than temporarily for the purpose of and while actually engaged in receiving or discharging passengers, loading or unloading merchandise, obedience to traffic regulations, signs or signals, or an involuntary stopping of the vehicle by reason of causes beyond the control of the operator of the vehicle.

*Parking facility* means any lot, parking ramp, garage or other site used for vehicle parking which is operated by the city.

*Parking gate* means any mechanical device or gate which controls entrance to or exit from a municipal parking facility and which has been installed or erected by the city transit and parking commission.

*Parking meter* means any device or meter not inconsistent with this chapter placed or erected for the regulation of parking by authority of this chapter. Each parking meter installed shall indicate by proper legend the legal parking time established by the city and when operated shall at all times indicate the balance of legal parking time, and at the expiration of such period shall indicate illegal, expired or overtime parking.

*Parking meter space* means a space within a parking meter zone adjacent to a parking meter which is duly designated for the parking of a single vehicle by lines painted or otherwise durably marked on the curb or on the surface adjacent to or adjoining the parking meter.

(Code 1973, § 27.23.010)

**Cross reference—** Definitions generally, § 1-2.

Sec. 94-277. - Installation of parking meters.

In parking facilities, the traffic engineer shall cause parking meters to be installed adjacent to the parking meter spaces, such parking meters to be placed not more than two feet from the curb nor more than four feet from the front line of the parking space. The traffic engineer shall be responsible for maintenance, control and regulation of the parking meters. Each device shall be set so as to display a signal showing legal parking upon the deposit of the appropriate coin or coins, lawful money of the United States, for the period of time prescribed by this chapter. Each device shall be so arranged that upon the expiration of the lawful time limit it will indicate by a visible signal that the lawful parking period has expired and in such case the right of such vehicle to occupy such space shall cease and the operator, owner, possessor or manager thereof shall be subject to the penalties provided in this article.

Sec. 94-278. - Operation of parking meters.

Except in a period of emergency determined by an officer of the fire or police department, or in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle is parked in any parking meter space the operator of such vehicle shall, upon entering the parking meter space, immediately deposit or cause to be deposited in the meter such proper coin of the United States as is required for such parking meter and as is designated by proper directions on the meter, and failure to deposit such proper coin shall constitute a violation of this article. Upon the deposit of such coin, the parking space may be lawfully occupied by such vehicle during the period of time which has been prescribed for the parking facility in which such parking space is located, provided that any person placing a vehicle in a parking meter space adjacent to a meter which indicates that unused time has been left in the meter by the previous occupant of the space shall not be required to deposit a coin so long as his occupancy of the space does not exceed the indicated unused parking time. If the vehicle remains parked in any such parking space beyond the parking time limit set for such parking space and the meter indicates such illegal parking, such vehicle shall be considered as parking overtime and beyond the period of legal parking time, and such parking shall be deemed a violation of this article.

Sec. 94-279. - Use of parking gates and/or pay station.

The operator of any vehicle using a municipal parking facility which is controlled by a parking gate [or] pay station shall, in accordance with the posted instructions, deposit or cause to be deposited the proper U.S. coins, currency, token, card or key.

(Ord. No. 22-09, pt. 2, 1-5-10)

**Editor's note**— Ord. No. 22-09, pt. 2, adopted Jan. 5, 2010, changed the title of § 94-279 from "Use of parking gates" to "Use of parking gates/or pay station. This historical notation has been preserved for reference purposes.

Sec. 94-280. - Time limits; rate.

Parking or standing a vehicle in a parking space controlled by a parking meter shall be lawful upon the deposit of a coin or coins of the United States government at the rate established by the common council.

(Ord. No. 2-97, pt. 6, 2-19-97; Ord. No. 9-04, pt. 3, 4-7-04)

Sec. 94-281. - Operation of parking meters and gates, hours.

- (a) Parking meters and parking gates which are installed in municipal parking facilities shall be operated in accordance with this article.
- (b) Parking meters which are installed in municipal parking lots (surface) and parking ramps shall be operated on a basis of 8:00 a.m. to 6:00 p.m., except on Sundays and holidays.

Sec. 94-282. - Violations.

No person shall:

- (1) Permit a vehicle under his control to remain or be placed in any parking meter space while the meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period prescribed for such parking space.
- (2) Park a vehicle across any line or marking of a parking space or in such position that the vehicle is not entirely within the area designated by such lines or markings.
- (3) Deface, injure, tamper with, open or wilfully break, destroy, or impair the usefulness of any parking meter or parking gate.
- (4) Deposit or cause to be deposited in any parking meter or parking control gate mechanism any slugs, device, plastic or metal substance, or other substitute for lawful coins.
- (5) With respect to subsections (1) and (2) of this section, every vehicle owner shall be held responsible and liable for all parking tickets accumulated by anyone using such motor vehicle with the consent of the owner.

- (6) Park any vehicle for a single period longer than 24 hours in any parking meter space or parking facility unless a specific parking space has been leased, rented or reserved under this article, excepting that no person shall park or allow to be parked any vehicle in the upper or lower levels of uptown parking facility #5 between the hours of 2:00 a.m. and 6:00 a.m.
- (7) Back a vehicle into a parking space in any parking facility where notice of such prohibition is posted.
- (8) Park any vehicle exceeding 10,000 pounds gross weight in any surface parking facility, unless granted permission to do so by the common council for special events of community interest.
- (9) Alter or extend by painting or removing of paint, or by any other means, any parking space in any parking facility without the express permission of the common council.
- (10) Drive around or bypass any parking gate to avoid payment of the designated fee.
- (11) Repair any motor vehicle, or do any body work or rebuilding of any motor vehicle while such vehicle is parked in any public parking facility. Minor emergency repairs and tire changes are excepted from this prohibition.
- (12) Enter a gated municipal parking facility while operating a motorcycle excepting where official signs specifically permit entering and exiting the facility around the entrance and/or exit gates.
- (13) Park a motorcycle in a gated municipal parking facility in any location except areas designated as "motorcycle parking only."

(Ord. No. 16-95, pt. 1, 9-5-95; Ord. No. 31-95, pt. 1, 12-5-95; Ord. No. 18-02, pt. 1, 11-6-02; Ord. of 7-5-06; Ord. No. 29-06, pt. 1, 8-10-06)

Sec. 94-283. - Removal of vehicles.

- (a) Any vehicle parked in violation of this article may be towed to a storage area designated by the chief of police.
- (b) Whenever any vehicle in violation of this article is removed from a parking facility, the owner of the towed vehicle shall be responsible for all towing, storage and other costs incurred thereby.

Sec. 94-284. - Penalty for violation of article.

In addition to removal of any vehicle under section 94-283, any person convicted of a violation of this article shall, upon conviction, forfeit not less than \$5.00 nor more than \$75.00 plus court costs.

Sec. 94-285. - Rental, lease and reservation of parking spaces.

- (a) Parking spaces in municipal parking facilities may be leased, rented or reserved, with or without a fee, under regulations established by the transit and parking commission.
- (b) Persons renting, leasing or reserving parking spaces shall be permitted sole use of the assigned parking space, according to the signs posted or conditions of the reservation, rental or lease.
- (c) Use of any leased, rented or reserved parking space by unauthorized persons or vehicles shall constitute a violation of this article and subject the owner and vehicle to the penalties and costs established in this article.

(Ord. No. 16-95, pt. 2, 9-5-95; Ord. No. 12-04, pt. 1, 5-4-04)

Sec. 94-286. - Enforcement of article; maintenance employees.

- (a) Enforcement of the provisions of this article shall be the responsibility of the transit and parking commission and the enforcement employees shall be under the jurisdiction of the traffic engineer.
- (b) All maintenance employees hired to install and maintain parking meters shall be under the jurisdiction of the traffic engineer.

Sec. 94-287. - Collections.

The traffic engineer shall designate an employee or employees of the parking system to make regular collections of the money deposited in parking meters, and such persons so designated shall remove from the parking meters the coins deposited and deliver them to the city treasurer. Such employee or employees shall be bonded in the amount of \$5,000.00.

Sec. 94-288. - Use of funds.

The coins deposited in parking meters shall be deposited by the city finance director in a separate account known as the parking meter fund.

Secs. 94-289—94-310. - Reserved.

