

ORDINANCE NO. 783

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING SECTIONS 10.15A.140 AND 10.15A.190 OF THE UNIVERSITY PLACE MUNICIPAL CODE; RELATIVE TO COLLECTION DEVICES

WHEREAS, in 2020, the City of University Place adopted a comprehensive revision to its parking code (now codified at chapter 10.15A Univ. Pl. Muni. Code) which had largely gone untouched since incorporation; and

WHEREAS, in advance of the anticipated deployment of parking collection devices, it is appropriate to affix fines for violations of parking time limits.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment of Section 10.15A.140 UPMC. Section 10.15A.140 of the University Place Municipal Code titled, "Penalty for violation" is amended to read as follows:

A. Violation of UPMC 10.15A.020, 10.15A.030 or 10.15A.040 shall be deemed an infraction and shall be subject to a fine of \$100.00, plus fees, costs and assessments.

B. Violation of UPMC 10.15A.120 (H), (L) or (M) shall be deemed an infraction and shall be subject to a fine of \$25.00, plus fees, costs and assessments.

BC. Any violation or failure to comply with any provisions of this chapter for which a penalty is not otherwise specified shall be deemed an infraction and shall be subject to a fine of \$50.00 plus fees, costs and assessments.

CD. In addition to any fines, the City shall be entitled to restitution for all recoveries, including, but not limited to, the costs of impoundment and the loss of the ability to use the parking space.

E. It shall be an affirmative defense to an infraction under subsection (B) that the person responsible for the parking of the motor vehicle parked for the purpose of securing emergency or urgent medical care for themselves or a family or household member. For the purposes of this subsection, "family or household member" shall have the same definition as set forth in RCW 10.99.020.

Section 2. Amendment of Section 10.15A.190 UPMC. Section 10.15A.190 of the University Place Municipal Code titled "Parking Administration," is amended to read as follows:

Collection of parking fees, maintenance of collection devices, and the issuance of parking permits shall be administered by the Director, who shall promulgate procedures to administer permits as authorized in this chapter, including processes for establishing proof of residency; vehicle ownership, use or control; and for the revocation of permits due to misuse. Appropriate parking fee schedules, permit fees and related services shall be set by the City Council in accordance with its fee schedule. Where the Council has established a maximum and minimum hourly fee, to achieve maximum target utilization, such fees may be adjusted by the Director within the set maximum and minimum hourly fee as established by the City Council. Fees may be collected by the use of parking meters, pay boxes or other collection devices and through the issuance of parking permits authorized by this chapter. The Director shall, in a manner consistent with this chapter, establish, locate and post parking restrictions within the City rights-of-way where required to regulate parking.

Section 3. Corrections by City Clerk or Code Reviser. Upon approval of the city attorney, the city clerk or the code reviser are authorized to make necessary corrections to this ordinance, including the

correction of clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

Section 4. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

PASSED BY THE CITY COUNCIL ON AUGUST 5, 2024.

Javier H. Figueroa, Mayor

ATTEST:

Emelita J. Genetia, City Clerk

APPROVED AS TO FORM:

Matthew S. Kaser, City Attorney

Publication Date: 08/07/24

Effective Date: 08/12/24