

ORDINANCE NO. 3884

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 8.48 TO REVISE THE “MOVING VEHICLE TO AVOID LIMIT” AND “PARKING INFRACTION PENALTIES” PROVISIONS OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

WHEREAS, after review and discussion, the City Council has determined it appropriate to amend Chapter 8.48 of the Edmonds City Code (“ECC”) to revise the “Moving vehicle to avoid limit” and “Parking infraction penalties” provisions of that code section, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 8.48 of the ECC Parking is hereby amended to read as follows (new language is underlined):

8.48.162 Moving vehicle to avoid limit.

No person shall move and repark a vehicle on either side of a street within the same block in order to avoid a parking time limit. Parking, stopping or standing a vehicle shall be limited to a total of three (3) hours within any twelve (12) hour period within the same block on either side of the street. A violation of this section constitutes a parking infraction subject to the penalties and processes of this chapter. [Ord. 3564 § 1, 2005].

...

8.48.215 Parking infraction penalties.

A. Any person who commits a parking infraction shall be assessed the following civil penalty, unless otherwise provided herein:

1. All parking infractions, whether on public streets or within lots, except as detailed in subsection (A)(2) of this section: \$40.00;
2. Unauthorized handicapped zone parking: \$2 450.00.

B. All persons who have committed a parking infraction and are issued a notice of infraction for a violation of subsection (A)(1) of this section shall be assessed a reduced fine of \$20.00 for that violation if:

1. It is their first violation; and
2. The individual pays, or mails the payment for, the penalty ~~within 24 hours~~ of by the end of the next business day after the issuance of the notice of infraction.

C. Repeat Violations Within One Calendar Year.

1. For persons who commit repeated parking violations within one calendar year, there shall be no opportunity for reduction and the penalty shall stand as stated in subsection (A) of this section regardless of when the penalty is paid; provided, however, that nothing herein shall be interpreted to prohibit the court from imposing additional penalties and costs for late payment.
2. After the second violation, the penalty listed in subsection (A) of this section, with the exception of subsection (A)(2) of this section, shall be increased to \$40.00 with no reduction. After the third violation, the penalty listed in subsection (A) of this section shall be increased to \$80.00 and all subsequent violations within one calendar year shall pay a civil penalty equal to \$160.00 per violation.
3. Each subsequent violation of the posted period of parking time constitutes another violation. Calculation of the new period of parking time begins immediately after a notice of infraction has been issued.
4. Any person who remains free of parking infractions for one calendar year shall revert to the base fine set forth in subsection (A) of this section to the end that, after a one-year period free of violation, the offense shall be considered a first offense and subject to reduction as provided above if paid within 24 hours.

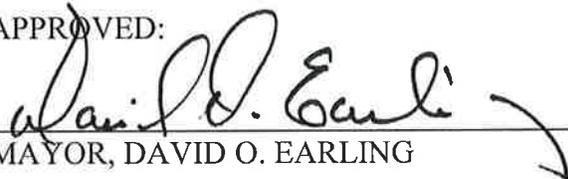
D. Any person who commits a parking infraction, and who fails to respond to the notice of that infraction within 15 days of its issuance, shall be assessed a late fee of \$100.00, ~~twice the civil penalty for such infraction as is set forth in subsections (A) and (B) of this section~~. Such penalty shall be in addition to any other penalties or fines imposed for failure to respond to a notice of parking infraction.

E. "Person" as used in this section shall refer to the registered owner of the vehicle found to be in violation of the parking provisions of this chapter. [Ord. 3653 § 1, 2007; Ord. 3564 § 1, 2005].

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:


MAYOR, DAVID O. EARLING

ATTEST/AUTHENTICATED:


CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:


OFFICE OF THE CITY ATTORNEY

FILED WITH THE CITY CLERK:	05-11-2012
PASSED BY THE CITY COUNCIL:	05-15-2012
PUBLISHED:	05-20-2012
EFFECTIVE DATE:	05-25-2012
ORDINANCE NO. <u>3884</u>	

SUMMARY OF ORDINANCE NO. 3884

of the City of Edmonds, Washington

On the 15th day of May, 2012, the City Council of the City of Edmonds, passed Ordinance No. 3884. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 8.48 TO REVISE THE "MOVING VEHICLE TO AVOID LIMIT" AND "PARKING INFRACTION PENALTIES" PROVISIONS OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 16th day of May, 2012.



CITY CLERK, SANDRA S. CHASE

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

} S.S.

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The full text of this Ordinance will be mailed upon request.
DATED this 16th day of May, 2012.
CITY CLERK, SANDRA S. CHASE
Published: May 20, 2012.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Summary of Ordinance _____

No. 3884 _____

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

May 20, 2012 _____

and that said newspaper was regularly distributed to its subscribers during all of said period.

Karen E. Ziemer

Principal Clerk

Subscribed and sworn to before me this _____

21st

day of May, 2012 _____

Diana L. Hendrix

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.

