Ordinance No. 3335

(Amending or Repealing Ordinances)

CFN=171 – Traffic Control
Passed 2/4/1997
Amending Sec. 9.38.090

Amended by Ord.3617
Amended by Ord. 3687
Repealed by Ord. 3924
ORDINANCE NO. 3335

AN ORDINANCE of the City Council of the City of Kent, Washington, amending Section 9.38.090 of the Kent City Code relating to penalties for unauthorized parking in spaces designated for physically disabled persons.

WHEREAS, RCW 46.16.381 imposes a $175.00 penalty for anyone who parks a vehicle in a parking place reserved for physically disabled persons without the appropriate license plate or placard; and

WHEREAS; the City Council desires to amend the Kent City code to be consistent with State law relating to the penalty for these parking violations; NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Subsection "C" of Section 9.38.090 of the Kent City Code is amended as follows:

Sec. 9.38.090. Parking reserved for physically disabled, penalty.

A. It is a traffic infraction for any person to park a vehicle in a parking place reserved for physically disabled persons pursuant to RCW ch. 70.92 or authority implemental thereof, without a special license plate, card or decal as provided in RCW 46.16.381, as amended. This provision shall be enforceable on private property open to the
general public as well as on streets and government owned property. A person charged with a violation shall not be determined to have committed an infraction if he produces in court or prior to the court appearance a special license plate, special card or special decal required by RCW 46.16.381 or demonstrates that he was entitled to the same at the time of being ticketed.

B. Physically disabled parking is reserved on public streets in the city at the following locations:

1. Harrison Street at the crosswalk between Fourth Avenue and Second Avenue.
2. Second Avenue South between Gowe Street and Titus Street on the west side of Second Avenue.
3. Titus Street between First Avenue and Second Avenue South on the north side of First Avenue.

C. Any violation of this section shall be an infraction and punishable by a monetary penalty of fifty one hundred seventy-five dollars ($50,00 175.00). Vehicles in violation are subject to impoundment as provided by law.

SECTION 2. If any one or more sections, subsections, or sentences of this Ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance and the same shall remain in full force and effect.

SECTION 3. This Ordinance shall take effect and be in force thirty (30) days from the time of its final approval and passage as provided by law.

JIM WHITE, MAYOR
ATTEST:

Brenda Jacober
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

Roger A. Lubovich, City Attorney

APPROVED: 5 day of February, 1997.

I hereby certify that this is a true copy of Ordinance No. 3335, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Brenda Jacober (SEAL)
BRENDA JACOBER, CITY CLERK