Ordinance No. 3850

(Amending or Repealing Ordinances)

CFN= 122 – Police/Fire Departments
Passed – 8/7/2007
Amending Sections 9.38.130 and 9.38.140 – Infraction Fee for Large Vehicles Parked in Violation of KCC

Amends Ords. 2508;2582;2916;3062;3189;3974
ORDINANCE NO. 3850

AN ORDINANCE of the city council of the city of Kent, Washington, amending sections 9.38.130 and 9.38.140 of the Kent City Code to increase the infraction fee for large vehicles parked in violation of the Kent City Code.

RECITALS

A. The parking of commercial trucks on residential city streets is a continuing problem. The city has previously determined that the parking of large commercial trucks in residential areas of the city negatively affects the quality of life for our residents and lowers property values. Therefore, the parking of large commercial trucks on residential streets has long been prohibited under the Kent City Code.

B. Currently, the Kent City Code establishes a $25 infraction fee for large trucks parked on residential streets in violation of the Kent City Code. This infraction fee has not been increased since approximately 1994. Thus, the amount of the penalty has decreased dramatically in 2007 dollars.

D. Anecdotal evidence suggests that the current $25 penalty is considerably less than the average nightly cost to park a commercial truck in an approved parking lot. Increasing the penalty to $250 is needed to give truck owners a real incentive to find an approved locations to store their rigs.

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

1. Infraction Fee for Large Vehicles Parked in Violation of KCC
ORDINANCE

SECTION 1. - Amendment. Section 9.38.130 of the Kent City Code, entitled "Parking and storage of certain vehicles – Penalty," is amended as follows:

Sec. 9.38.130. Parking and storage of certain vehicles – Penalty.
A. No commercial truck, vehicle, van, trailer or semi-trailer, whether licensed or unlicensed, exceeding eight thousand (8,000) pounds as defined in RCW 46.44.036, 46.44.037, or 46.44.041 may be stored or parked upon any city street for longer than two (2) hours, except for those periods of time when such vehicle is being loaded or unloaded or where parking or storage is otherwise prohibited.

B. Any violation of this section shall be an infraction and punishable by a monetary penalty of two hundred fifty twenty-five dollars ($250). Vehicles in violation are subject to impoundment as provided by law.

SECTION 2. - Amendment. Section 9.38.140 of the Kent City Code, entitled "Parking of certain trailers or semi-trailers – Penalty," is amended as follows:

Sec. 9.38.140. Parking of certain trailers or semi-trailers – Penalty.
A. Except as provided in KCC 9.38.130, no trailer or semi-trailer shall be parked upon any city street unless the trailer or semi-trailer is attached to a vehicle by which it may be propelled or drawn. In case of accident such trailer or semi-trailer may be moved to the side of the street, and if a good and sufficient red signal is displayed at both ends of the trailer or semi-trailer during the hours of darkness, such trailer or semi-trailer may be permitted or allowed to remain for a period not exceeding twenty-four (24) hours pending removal except that such trailer or semi-trailer shall not remain upon any portion of a city street where standing or parking is limited or prohibited for a period longer than is necessary to effect its removal.

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B. Any violation of this section shall be an infraction and punishable by a monetary penalty of two hundred fifty twenty-five dollars ($250). Vehicles in violation are subject to impoundment as provided by law.

SECTION 3. - Severability. If any one or more section, 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 4. - Effective Date. This ordinance shall take effect and be in force thirty (30) days from and after its passage as provided by law.

SUZETTE COOKE, MAYOR

ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY
I hereby certify that this is a true copy of Ordinance No. 3850 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

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