AN ORDINANCE of the City Council of the City of Kent, Washington, amending Chapter 9.38 of the Kent City Code, entitled “Parking,” authorizing the Chief of Police the power to suspend the enforcement of parking restrictions in order to protect the public health, safety and welfare.

RECVITALS

A. The City council finds that from time to time, there may be good cause, for the protection of the public health, safety and welfare, or due to emergency situations, to allow the owners or operators of certain trucks or semi-trailers to park on the public roadways.

B. This ordinance will provide a mechanism for the Chief of Police to suspend restrictions relating to the parking of certain trucks and semi-trailers on the public roadways during specified periods in order to benefit the public health, safety or welfare.

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

Amend KCC 9.38 Parking Ordinance
ORDINANCE

SECTION 1. - Amendment. Chapter 9.38 of the Kent City Code, entitled, "Parking," is hereby amended as follows:

Sec. 9.38.120. Parking of trucks on city streets – Finding.

A. The city council finds that the parking and storage of commercial trucks, vans, tractor trailers, and semi-trailers with a maximum gross vehicle weight exceeding eight thousand (8,000) pounds presents unacceptable risks and hazards to public health, safety, and welfare when such vehicles are parked or stored on city streets at times when such vehicles are not engaged in business or commercial activity.

B. The city council also recognizes that under some circumstances, it may benefit the public health, safety and welfare to park the above described vehicles on certain city streets, and that there should be a mechanism to permit the chief of police to suspend the enforcement of parking restrictions relating to those vehicles to allow those vehicles to park on city streets temporarily and during certain time frames.

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.

Amend KCC 9.38 Parking Ordinance
B. Any violation of this section shall be an infraction and punishable by a monetary penalty of two hundred fifty dollars ($250). Vehicles parked in violation of this section are subject to impoundment as provided by law.

C. The chief of police shall have the authority to suspend the enforcement of this section in the event he or she, in his or her discretion, determines that suspension of enforcement will benefit the public health, safety and welfare. Any suspension of enforcement of this section shall be in writing delivered to the office of the mayor and shall specify the times and dates in which the suspension shall be effective. The suspension of enforcement shall also suspend the enforcement of Kent City Code sections 9.38.180(A)15, 9.38.180(B)(6) and 9.38.180(C)(2), as well as applicable sections of Kent City Code section 9.38.020. Any truck, vehicle, van, trailer, or semi-trailer parked in accordance with the terms of the suspension of enforcement shall be parked in compliance with applicable requirements of the Revised Code of Washington and the Washington Administrative Code.

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.

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

C. The chief of police shall have the authority to suspend the enforcement of this section in the event he or she, in his or her discretion, determines that suspension of enforcement will benefit the public health, safety and welfare. Any suspension of enforcement of this section shall be in writing delivered to the office of the mayor and shall specify the times and dates in which the suspension shall be effective. The suspension of enforcement shall also suspend the enforcement of Kent City Code sections 9.38.180(A)15, 9.38.180(B)(6) and 9.38.180(C)(2), as well as applicable sections of Kent City Code section 9.38.020. Any trailer or semi-trailer parked in accordance with the terms of the suspension of enforcement shall be parked in compliance with applicable requirements of the Revised Code of Washington and the Washington Administrative Code.

SECTION 2. – Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; ordinance, section, or subsection numbering; or references to other local, state or federal laws, codes, rules, or regulations.

SECTION 3. – Severability. If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, that decision shall not affect the validity of the remaining portion of this
ordinance and that remaining portion shall maintain its 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 and publication, as provided by law.

Suzette Cooke  
SUZETTE COOKE, MAYOR

ATTEST:

Ronald F. Moore, MMC  
RONALD F. MOORE, CITY CLERK

APPROVED AS TO FORM:

Arthur Fitzpatrick, Acting City Attorney

PASSED: 17th day of June, 2014.  
APPROVED: 17th day of June, 2014.  
PUBLISHED: 20th day of June, 2014.

I hereby certify that this is a true copy of Ordinance No. 4115 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Ronald F. Moore, MMC  
(SEAL)  
RONALD F. MOORE, CITY CLERK

Amend KCC 9.38  
Parking Ordinance