ORDINANCE NO. 813

AN ORDINANCE OF THE CITY OF KENT RELATING TO TRAFFIC AND REGULATING THE USE OF PUBLIC STREETS IN THE CITY OF KENT; DEFINING AND ESTABLISHING PARKING METER ZONES, AND REGULATING AND CONTROLLING AND PROVIDING FOR THE INSPECTION OF THE TIME OF PARKING OF VEHICLES THEREIN BY THE USE OF PARKING METERS; PRESCRIBING LIMITS OF TIME FOR PARKING IN PARKING METER ZONES; CREATING IN THE TREASURY OF THE CITY OF KENT A SPECIAL FUND TO BE KNOWN AS THE "PARKING METER FUND;" AND PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE AND PENALITIES FOR ITS VIOLATION.

THE CITY COUNCIL OF THE CITY OF KENT DO ORDAIN AS FOLLOWS:

Section 1. DEFINITIONS: Whenever in this ordinance the following terms are used, they shall have the meaning respectively ascribed to them in this section;

STREET: Every way set apart for public travel, except alley ways and footpaths or sidewalks.

ROADWAY: That portion of the street between regularly established curb lines.

SIDEWALK: That portion of the street between the curb lines and the adjacent property lines.

VEHICLE: Any device by which any person or property may be transported upon a public street, except those operated upon rails and permanent tracks.

PARKING: The standing of a vehicle upon a street, whether such vehicle is occupied or not, and whether such vehicle be accompanied or not by an operator, for a period of time in excess of two minutes.

INDIVIDUAL PARKING SPACE: A portion of a street, of sufficient length and depth from sidewalk curb to accommodate a vehicle to be parked, as shall be specified and marked off by the street department of the city.

PARKING METER: A device or system which shall indicate thereon the length of time during which a vehicle may be parked in a particular place, which shall have as a part thereof a receptacle or chamber for receiving and storing coins of United States money, slots or places in which said coins may be deposited, a time mechanism to indicate the passage of time during which parking is permissible, and which shall also display an appropriate signal when the aforesaid interval of time shall have elapsed, and brief instructions as to its operation.

PARKING METER ZONES: Portions of streets described and established by the City Council as zones within which the parking of vehicles shall be controlled, regulated and inspected with the aid of parking meters.

Section 2. The following portions of streets within the City of Kent are hereby established as parking meter zones:

Both sides of West Meeker Street from First Avenue to Fourth Avenue.

Both sides of East Meeker Street from Railroad Avenue to Central Avenue.

Both sides of Central Avenue from Smith Street to Gow Street.

Both sides of Railroad Avenue from Meeker Street to Midway between Gowe and Titus Streets.
Both Sides of First Avenue from Smith Street to Titus Street.

The East side of Second Avenue from Harrison Street to Meeker Street.
The East side of Second Avenue from Meeker Street to a point eighty-six feet north of the north line thereof.

Both sides of Second Avenue from Meeker Street to a point midway between Gowe and Titus Streets.

Both sides of Gowe Street from Central Avenue to Railroad Avenue.

Both sides of Gowe Street from First Avenue to Second Avenue.

Section 3. The Chief of Police is hereby authorized and directed to install parking meters in all parking meter zones hereby established or hereafter established by the City Council for the purpose of, and in such numbers and in such places as in the judgment of the City Council may be necessary for, the regulation, control and inspection of the parking of vehicles therein, including the reservation of loading zones for commercial vehicles, bus zones, taxi loading zones, passenger loading zones, and to the spaces for the use and convenience of the public as may be determined by the City Council upon application therefor; and there shall be painted upon the curb adjacent to such spaces the following colors and such spaces shall be used only for the purposes herein stated, to-wit:

Where red is painted on the curb, there shall be no stopping, standing or parking in the space adjacent thereto, whether vehicle is attended or unattended.

Where yellow is painted on the curb, there shall be no stopping in the space adjacent thereto for the purpose of loading or unloading passengers or freight, unless otherwise designated at the area.

Where white is painted on the curb, there may be stopping in the space adjacent thereto for the purpose of loading or unloading of passengers for the time actually necessary for the same, but not to exceed at any time or in any event five consecutive minutes (bus and other public conveyance zones).

It shall be unlawful for any person to paint curbs within the zones described in Section 2 of this ordinance and as the same may be amended, except under the authority and by direction of the City Council.

Section 4. The parking meters installed in the parking meter zones shall be placed upon the curb immediately adjacent to the individual parking places hereinbefore described. Each parking meter shall be placed or set in such a manner as to show or display by a signal that the parking space adjacent to such meter is or is not legally in use. Each parking meter installed shall indicate by a proper legend the legal parking time established by the city and when operated shall indicate on and by its dial and pointer the duration of legal parking and on the expiration of such period, shall indicate illegal or over-parking.

Section 5. The Chief of Police shall have lines or markings painted upon the curbs and/or upon the street adjacent to each parking meter for the purpose of designating the parking space for which said meter is to be used and each vehicle parking adjacent to any parking meter shall park within the lines or markings so established. It shall be unlawful and a violation of this ordinance to park any vehicle across any such lines or markings, or to park any vehicle in such a position that it is not entirely within the space designated by such lines or markings.
Section 6. During any day between the hours of 9 o'clock A.M. and 6 o'clock P.M., Sundays and legal holidays excepted, when any vehicle shall be parked in any space adjacent to which a parking meter is located in accordance with the provisions of this ordinance, the operator of said vehicle shall, upon entering the said parking space, immediately deposit or cause to be deposited proper coins of the United States in such parking meter, and put such meter into operation. Failure to deposit such coin or coins and put the meter in operation shall constitute a violation of this ordinance and shall subject such operator to the penalties hereinafter set forth.

Section 7. Upon placing such meter in operation as aforesaid, the parking place may be lawfully occupied by a vehicle for a period of twelve (12) consecutive minutes for each one cent coin of the United States deposited therein up to one hundred twenty (120) minutes, or for a period of sixty (60) consecutive minutes for each five cent coin of the United States deposited therein up to one hundred twenty (120) minutes, and the payment of the said amounts for the said periods shall be made for parking in the areas set forth hereinabove. If any such vehicle shall remain parked in any such parking space beyond the parking time limit as fixed by the coin or coins deposited in such meter for such parking space, the parking meter shall by its dial and pointer indicate such illegal parking and in that event, such vehicle shall be considered parked overtime and beyond the period of legal parking time, and such overtime parking shall constitute a violation of this ordinance, and the owner or operator of said vehicle shall be punished as hereinafter set forth. Nothing herein shall be construed to permit all night parking in parking meter zones.

Section 8. It shall be unlawful to deposit or cause to be deposited in any parking meter any slug, device, or substitution for United States Coins.

Section 9. It shall be unlawful for any unauthorized person to open, or for any person to deface, injure, tamper with or wilfully break, destroy or impair the usefulness of any parking meter installed pursuant to this ordinance.

Section 10. It shall be the duty of the police officers of the City of Kent, acting in accordance with instructions issued by the Chief of Police, to report:

a. The number of each parking meter which indicates that the vehicle occupying the parking space adjacent thereto is or has been parking in violation of any provisions of this ordinance.

b. The State license number of such vehicle.

c. The time during which such vehicle is or has been parking in violation of the provisions of this ordinance.

d. Any other facts a knowledge of which is a necessary or proper fact for a thorough understanding of the circumstances attending such violation.

Each officer shall attach to such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of the provisions of this ordinance, and instructing the owner or operator to report to the Police Station of the City of Kent in regard to such violation. Such owner or operator may, within 48 hours of the time when such notice was attached to such vehicle, pay to the Police Officer in charge a penalty for and in full satisfaction of such violation, the sum of one ($1.00) Dollar. The failure of such owner or operator to make such payment within such 48 hours shall render such owner or operator subject to the penalties herein provided for violation of the provisions of this ordinance.
Section 11. Any person who shall violate or fail to comply with any provision of this ordinance, or who shall counsel, abet or aid any such violations or failures to comply, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding $100.00. The provisions in this section are subject to the provisions in Section 10 hereof.

Section 12. There is hereby created in the treasury of the City of Kent a special fund, to be known as the "Parking Meter Fund," which fund shall be used exclusively for the purposes specified in Section 13 of this ordinance.

Section 13. The amount of coins required to be deposited in parking meters as provided herein is hereby levied and assessed as a fee to provide for the proper regulation, control and inspection of traffic upon the public streets, and to cover the costs of supervising, regulating and inspecting the parking of vehicles in parking meter zones, the costs of placing and maintaining lines or markings designating parking spaces and other spaces in parking meter zones, and the cost of the purchase, supervision, protection, inspection, installation, operation, maintenance, control and use of parking meters installed under the provisions of this ordinance, and the special fund in which such fees shall be placed shall be devoted exclusively to those purposes until said meters are paid for, after which said fund may be used for any municipal purpose.

All penalty fees collected under the provisions hereof shall be delivered to the treasurer of the City and credited to the Parking Meter fund.

Section 14. It shall be the duty of the Chief of Police to designate in writing and file such designation with the City Clerk, some person or persons to make regular collections of the money deposited in said parking meters, and to deliver the money to the City Treasurer, who shall place such money in the Parking Meter Fund. Such person or persons making such collections shall be bonded in the sum of not less than $1,000.00 to insure the faithful performance of his or their duties.

Section 15. This ordinance shall be construed as a supplement to the general traffic ordinances, and all other ordinances of the City regarding traffic, parking and the use of streets, which shall be in force and effect in the parking meter zones except insofar as modified by the provisions of this ordinance. Nothing in this ordinance shall be construed as prohibiting the City from providing free or restricted parking spaces for loading or unloading, for taxicab stands, and for other matters of a similar nature.

Section 16. All sections of this ordinance shall be deemed to be separate and independent, and the invalidity of any section or sections shall not affect the remaining sections.

Section 17. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 18. This ordinance shall take effect and be in force five days after its passage, approval and publication as provided by law.

Attest: [Signature]
City Clerk
Approved as to Form:

[Signature]

City Attorney

Passed 9-6-1949
Approved 9-7-1949
Published 9-8-1949
This repeated by ordinance 848

Regulating use of Public Streets & Parking Meters

Repealed by Ord. 1963