

ORDINANCE NO. 582

AN ORDINANCE RELATING TO TRAFFIC IN CERTAIN CONGESTED AREAS IN THE CITY OF PAYETTE; DEFINING AND REGULATING THE PARKING OF VEHICLES IN CERTAIN AREAS OF SAID CITY; PROVIDING FOR DESIGNATION OF INDIVIDUAL PARKING SPACES; AND FOR THE USE OF MECHANICAL PARKING TIME INDICATORS, COMMONLY KNOWN AS PARKING METERS IN CONJUNCTION THEREWITH; AUTHORIZING AND REGULATING THE INSTALLATION AND OPERATION OF PARKING METERS; FIXING THE PARKING CHARGE AND PROVIDING FOR ITS COLLECTION; PROVIDING FOR THE APPLICATION OF THE PROFITS THEREFROM AND ESTABLISHING A "PARKING METER SPECIAL AND TRUST FUND"; PRESCRIBING PENALTY FOR VIOLATION AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO:

Section 1. Purpose. It is the purpose of this Ordinance to alleviate traffic congestion in certain sections of the down-town district of the City of Payette, and to alleviate parking congestion caused by numerous operators of motor vehicles who park their vehicles for unreasonably long periods of time in the most congested streets of the City and thus tend to impede traffic, and it is the purpose of this Ordinance, by providing for the use of mechanical parking time indicators in conjunction with parking, to compel the operators of motor vehicles who enjoy the use of parking space to pay a portion of the cost of establishing and maintaining such parking space and of policing the same.

Section 2. Parking Meter Zones. (a) Parking meter zones are hereby established within the district or upon those streets or parts of streets described in schedule A attached to and made a part of this Ordinance in which zones the parking of vehicles upon streets shall be regulated by parking meters between the hours specified in said schedule A of any day except Sundays and public holidays.

(b) The Police Committee of the City Council is hereby authorized, subject to the approval of the City Council by amendment of said Schedule A, to establish parking meter zones at other locations upon those streets or parts of streets where it is determined upon the basis of an engineering and traffic investigation that the installation of parking meters shall be necessary to aid in the regulation, control, and inspection of the parking of vehicles.

Section 3. Installation of Parking Meters. (a) The City Engineer shall install or cause to be installed under his direction parking meters in the parking meter zones as established in this Ordinance upon the curb immediately adjacent to such designated parking space. Said meters shall be capable of being operated, either automatically or mechanically upon the deposit therein of a five-cent coin of United States currency

or of a one-cent coin of United States currency. Upon deposit of a five-cent coin parking shall be lawfully permitted for the period of sixty minutes and upon deposit of a one-cent coin parking shall be lawful for a period of twelve minutes. Said parking meters shall be so constructed as to accept combinations of such five-cent or one-cent coins and shall indicate lawful parking for the aggregate period of time lawfully permitted for each of such coins so deposited, through a maximum period of one hundred twenty minutes, or such other period as may be determined by the Police ~~Committee~~ Committee of the City Council for that parking meter space.

(b) Each parking meter shall be so designed, constructed, installed, and set that upon the expiration of the time period registered, by the deposit of one or more coins, as provided herein, it will indicate by an appropriate signal that the lawful parking meter period has expired, and during said period of time and prior to the expiration thereof, will indicate the interval of time which remains of such period.

(c) Each parking meter shall bear thereon a legend indicating the days and hours when the requirement to deposit coins therein shall apply, the value of the coins to be deposited, and the limited period of time for which parking is lawfully permitted in the parking meter zone in which such meter is located.

Section 4. Parking Meter Spaces. (a) The City Engineer shall designate the parking space adjacent to each parking meter for which such meter is to be used by appropriate markings upon the curb and/or the pavement of the street. Parking meter spaces so designated shall be of appropriate length and width so as to be accessible from the traffic lanes of such street.

(b) No person shall park a vehicle in any such designated parking meter space during the restricted and regulated time applicable to the parking meter zone in which such meter is located so that any part of such vehicle occupies more than one such space or protrudes beyond the markings designating such space, except that a vehicle which is of a size too large to be parked within a single designated parking meter zone shall be permitted to occupy two adjoining parking meter spaces when coins shall have been deposited in the parking meter for each space so occupied as is required in this Ordinance for the parking of other vehicles in such space.

Section 5. Deposit of Coins and Time Limits. (a) No person shall park a vehicle in any parking space upon a street alongside of and next to which a parking meter has been installed during the restricted and regulated time applicable to the parking meter zone in which such meter is located unless a coin or coins of United States currency of the appropriate denomination as provided in this Ordinance shall have been deposited therein, or shall have been previously deposited therein for an unexpired interval of time, and said meter has been placed in operation.

(b) No person shall permit a vehicle within his control to be parked in any such parking meter space during the restricted and regulated time applicable to the parking meter zone in which such meter is located while the parking meter for such space indicates by signal that the lawful parking time in such space has expired; each period of two hours that said vehicle is so parked shall be deemed a separate violation. This provision shall not apply to the act of parking or the necessary time which is required to deposit immediately thereafter a coin or coins in such meter.

(c) No person shall park a vehicle in any such parking meter space for a consecutive period of time longer than that limited period of time for which parking is lawfully permitted in the parking meter zone in which such meter is located, irrespective of the number or amounts of the coins deposited in such meter.

(d) The provisions of this section shall not relieve any person from the duty to observe other and more restrictive provisions of the ordinances of this City and the State vehicle code prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at specified times.

Section 6. Use of Slugs Prohibited. No person shall deposit or attempt to deposit in any parking meter any slug, button, or any other device or substance as substitutes for coins of United States currency.

Section 7. Tampering with Meter. No person shall deface, injure, tamper with, open, or willfully break, destroy, or impair the usefulness of any parking meter./

Section 8. Application of Proceeds. (a) The coins required to be deposited in parking meters as provided in this Ordinance are levied and assessed as fees to cover the regulation and control of parking upon public streets; the cost of parking

meters, their installation, inspection, supervision, operation, repair, and maintenance, control and use of parking spaces, and regulating the parking of vehicles in parking meter zones; and the costs of acquiring, establishing, improving, maintaining and operating public off-street parking facilities.

(b) The coins deposited in parking meters shall be collected by the duly authorized agent of the City and shall be delivered by him to the City Clerk. The Clerk of the City shall count the coins so delivered and make a record of the same and deposit the same to the credit of the City of Payette, Idaho, in such bank or banks as the City Council may designate as the depository for City Funds, in a special fund to be known as the "Parking Meter Special and Trust Fund,"

(c) The City Treasurer shall pay from such special fund the costs of any parking meters purchased by the City and installed as provided in this Ordinance, and expenses incurred for their installation, inspection, services, supervision, repair, and maintenance, for making collections from such parking meters, and for the enforcement of the provisions of this Ordinance applicable to parking meter zones. The net proceeds of the operation of parking meters in said special fund, after the payment of such costs and expenses, shall be used for parking studies and for the acquisition, establishment, improvement, maintenance, and operation of public off-street parking facilities as the City Council shall from time to time direct.

Section 9. Enforcement. It shall be the duty of the Police Officers of the City of Payette, 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 to such parking meter is or has been parking in violation of any of the provisions of this Ordinance.

(b) The State license number of such vehicle.

(c) The time during which such vehicle is parking in violation of any of the provisions of this Ordinance.

(d) Any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.

Each such Police Officer shall also attach to such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of a provision of

this Ordinance and instructing such owner or operator to report at the City Clerk's office in the City of Payette, Idaho, in regard to such violation. Each such owner or operator may, within twenty-four hours of the time when such notice was attached to such vehicle, pay to the City Clerk as a penalty for and in full satisfaction of such violation, the sum of \$1.00. The failure of such owner or operator to make such payment within said twenty-four hour period shall render such owner or operator subject to the penalties hereinafter provided for violation of the provisions of this Ordinance.

Section 10. Penalties for Violation. Where no other penalty is prescribed by this Ordinance, any person found guilty of violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and may be fined not more than \$100.00, or imprisoned in the City Jail for not more than thirty days, or both, at the direction of the Court having jurisdiction.

Section 11. Loading Zones and Excluded Parking. Nothing in this Ordinance shall be construed as prohibiting the City of Payette from providing for free parking space for loading and unloading zones, for taxicab stands and for other matters of a similar nature.

Section 12. Saving Clause. All sections of this Ordinance shall be deemed to be separate and independent and the invalidity of any section or provision hereof shall not affect the remaining sections or provisions hereof.

Section 13. Repeal and Date of Effect. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed and this Ordinance shall be in full force and effect from and after its passage, approval and publication as prescribed by law.

Passed by the City Council of the City of Payette, Idaho, this 15th day of November, 1954.

Approved by the Mayor this 15th day of November, 1954.

Attest:

Alice Bulmer  
City Clerk

Arvid B. Dalton  
Mayor

SCHEDULE "A"

Parking meter zones -- In accordance with Section 2, parking meter zones are hereby established within the district or upon those streets or parts of streets described herein in which the parking of vehicles upon streets shall be regulated by parking meters between the hours specified of any day except Sundays and public holidays as follows:

No Limit:

Between 10:00 A.M. and 6:00 P.M., except Sundays and Holidays

Name of Street:

Both sides of Eighth Street between Second Avenue South and Third Avenue North; Center Avenue between Seventh Street and Ninth Street.