

ORDINANCE NO. 2010-44

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to penalties for parking violations and amending Section 10.08.250 of the Bainbridge Island Municipal Code.

WHEREAS, the penalties relating to parking violations were last amended in 2003 pursuant to Ordinance No. 2003-06, but there has been no increase to the penalty for overtime parking since 1993;

WHEREAS, the City Council desires to increase the fee for parking violations and for the late payment of parking violations;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 10.08.250 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

10.08.250 Penalties

A. It shall be a traffic infraction for any person to permit or allow a vehicle to stop, stand, or park in violation of this chapter. The monetary penalty for violation of this chapter shall be \$350.00 for each such violation, except as follows:

1. For violation of BIMC 10.08.050, \$250.00 for each violation.
2. For violation of BIMC 10.08.100, \$520.00 for the first violation, \$520.00 for the second violation arising out of the same traffic infraction as the first violation, and \$520.00 for the third violation arising out of the same traffic infraction as the second violation.
3. For violation of BIMC 10.08.070, \$50.00 for the first violation, and \$100.00 for the second and all subsequent violations. In addition to monetary penalties, a carpool permit holder violating BIMC 10.08.070 on three or more occasions shall have his or her carpool parking privileges revoked for a period of one year in accordance with BIMC 10.08.220.B.
4. For violation of BIMC 10.08.155, \$100.00 for each violation, and the vehicle may be towed and impounded at the owner's expense.

A notice of traffic infraction shall be affixed in a conspicuous place on the vehicle stopped, standing, or parked in violation of this chapter and shall be in the form approved by the administrator for the courts. All monetary penalties shall be paid to the municipal court of the city.

B. The procedures governing cases alleging a parking, standing or stopping traffic infraction pursuant to this chapter shall be as prescribed by

the Washington Supreme Court in its Justice Court Traffic Infraction Rules (hereinafter JTIR).

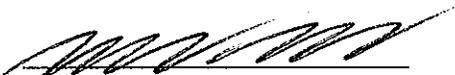
C. In the event that response to the notice of traffic infraction is not made in accordance with the provisions of subsection B of this section, the following additional sanctions will apply.

1. An additional monetary penalty will be imposed pursuant to JTIR 2.5 for failure to respond.
2. The monetary penalty for late payment of parking violations shall be an additional \$25.00.
3. The city may refer the case to the city attorney for criminal prosecution.

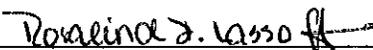
Section 2. This ordinance shall take effect and be in force on January 1, 2011 after its passage, approval, and publication as required by law.

PASSED BY THE CITY COUNCIL this 1st day of December, 2010.

APPROVED BY THE MAYOR this 1st day of December, 2010.


Bob Scales, Mayor

ATTEST/AUTHENTICATE:


Rosalind D. Lassoff, City Clerk

FILED WITH THE CITY CLERK:	November 10, 2010
PASSED BY THE CITY COUNCIL:	December 1, 2010
PUBLISHED:	December 3, 2010
EFFECTIVE DATE:	January 1, 2011
ORDINANCE NUMBER:	2010-44