



Ferndale City Council
REQUEST FOR COUNCIL ACTION
 Department Prepared By: CITY CLERK'S OFFICE

AGENDA BILL #13-07-004

TITLE

Ordinance Resolution Motion Info Only Discussion

Date Council Action Requested: July 15, 2013

Prepared by: Susan Duncan, Deputy City Clerk

Reviewed By:

Date: 7/10/2013

SUBJECT: Amending FMC 10.08 & 18.76 – Parking and Turning Movements.

Committee: P&LU	PW&U	F&A	PS&NS
Mayor			X
City Administrator			X
City Clerk's Office			X
Community Development Dept			X
Public Works Department			X
City Attorney's Office			
Finance Director			
Police Department			X
Board/Commission			
Hearings Examiner			

ACTION REQUESTED:

VOTE NEEDED TO PASS:

SUMMARY: Please see staff report.

DISCUSSION/ANALYSIS/ISSUES: The Planning & Land Use Committee unanimously forwarded to the full council for public hearing with no recommendation.

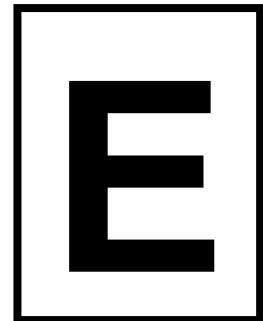
RECOMMENDATIONS: Motion to approve AB #13-07-004

FISCAL IMPACT:

ALTERNATIVES:

ATTACHMENTS:

Staff Report
Ordinance





City of Ferndale

CITY COUNCIL STAFF REPORT

MEETING DATE: _____ AGENDA BILL # _____

SUBJECT: Text Amendment: FMC 10.08 – Parking and Turning Movements

DATE: July 15, 2013

FROM: Jori Burnett, Michael Knapp, Janice Marlega

PRESENTATION BY: Jori Burnett

RECOMMENDATIONS: Amend and rename Ferndale Municipal Code 10.08 (Parking and Turning Movements). Amend FMC 18.76 (Parking and Loading) to amend the time limits for abandoned vehicles, in order to ensure consistency with FMC 10.08. A public hearing is required for amendments to FMC 18.76.

BACKGROUND: Until 2009, the Parking and Turning Movement chapter had not been updated since its creation in 1977. In 2009 the City Council approved several changes intended to address the enforcement of the chapter.

The City has recently discussed methods to ensure that enforcement continues to be consistent with the Ferndale Municipal Code and that the code itself lends itself to adequate enforcement. The Public Works, Police, and Community Development Departments have coordinated in these proposed changes.

The existing code seeks to list every area of the City with parking restrictions. Staff does not believe this is an appropriate approach to legitimate enforcement, and instead proposes that the code be tasked with describing how parking-restricted areas shall be marked, rather than listing each area within the text. The proposed code also provides professional staff with the ability to make decisions related to the areas in which parking is prohibited or limited. Enforcement language has been streamlined, and new language from the Washington State Model Traffic Ordinance has been added.

ANALYSIS: Staff supports these changes, as they represent a coordinated effort between the department responsible for maintenance, operation, and signing – Public Works - and the department responsible for enforcing compliance - Police. The proposed changes are intended to allow the City to more quickly respond to issues and to reconsider more efficient ways of providing markings/ signage.

ALTERNATIVES CONSIDERED: Maintain existing: the existing code section has not been maintained – parking restrictions do not appear to have been modified for nearly forty years. Also, evidence of gaps between regulations and enforcement have emerged. The maintenance of the existing code is not a viable option.

FISCAL REVIEW: N/A

LEGAL REVIEW: All changes are consistent with State law, including the Washington State Model Traffic Ordinance.

CONCLUSION: Staff recommends approval of the proposed changes.

ORDINANCE

AN ORDINANCE OF THE COUNCIL OF THE CITY OF FERNDAL, WASHINGTON, AMENDING AND RENAMING CHAPTER 10.08 (PARKING AND TURNING MOVEMENTS)

WHEREAS, the City of Ferndale has established language describing the manner in which parking regulations are enforced on public property; and

WHEREAS, the City's parking regulations (Ferndale Municipal Code 10.08 – Parking and Turning Movements), depend on coordination between the Ferndale Public Works and Police departments; and

WHEREAS, both the Public Works and Police departments have collaborated on the proposed changes; and

WHEREAS, the City Council believes that the most effective way of ensuring compliance with City law is to develop regulations that are easy to understand and enforce such regulations through clear and consistent signage or markings; and

WHEREAS, the City Council believes that FMC 10.08, renamed the "Ferndale On-Street Parking Code," accomplishes these goals.

NOW THEREFORE, the City Council of the City of Ferndale do ordain as follows:

Section 1. Chapter 10.08 of the Ferndale Municipal Code shall be renamed the "Ferndale On-Street Parking Code.

Section 2. Chapter 10.08 of the Ferndale Municipal Code shall be replaced in its entirety per Exhibit A.

Section 3. Chapter 18.76 of the Ferndale Municipal Code shall be amended as shown in Exhibit B.

Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication, unless additional comments related to the SEPA Mitigated Determination of Non-Significance are received on or before May 8, 2013. Should comments be received, the ordinance will not go into effect until comments are addressed.

Passed by the Council of the City of Ferndale, Washington, on this 15th day of July, 2013.

ATTEST:

Gary S. Jensen, MAYOR

Sam Taylor, CITY CLERK

EXHIBIT A

Chapter 10.08

~~Ferndale~~PARKING AND TURNING MOVEMENTS~~Ferndale~~ On-Street Parking Code

Sections:

10.08.010 Applicability.

~~10.08.010~~ Short title.

~~10.08.0120~~ Applicability.

~~10.08.030~~ 10.08.020 Definitions.

~~10.08.040~~ 10.08.030 Authority of Public Works Director.

~~10.08.050~~ 10.08.040 Time limited parking.

-

~~10.08.060~~ Angle parking.

~~10.08.070~~ 10.08.050 Prohibited parking.

~~10.08.080~~ 10.08.060 Method of parking.

~~10.08.085~~ 10.08.070 Storage of vehicles or other equipment on public property.

~~10.08.090~~ Prohibited turns within restricted parking areas.

~~10.08.100~~ 10.08.080 Prohibited turns across opposing traffic lanes.

~~10.08.110~~ 10.08.090 10.08.080 Impoundment of vehicles.

~~10.08.120~~ 10.08.100 10.08.090 Notice – Placement on illegally parked vehicle.

~~10.08.104~~~~10.130~~ 10.08.110 Notice – Noncompliance – Letter to owner.

10.08.1210 Violation – Prosecution of owner.

10.08.1320 Violation – Penalty.

~~10.08.140~~ 10.08.140 Notice – Refusal to answer.

~~10.08.150~~ 10.08.120 Violation – Prosecution of owner.

~~10.08.160~~ 10.08.130 Violation – Penalty.

10.08.010 Short title.

~~This chapter is designated and may be referred to as the “Ferndale on-street parking code.” (Ord. 1522, 2009; Ord. 550 § 1 (p.1), 1977)~~

~~10.08.020-010~~ Applicability.

This chapter shall be applicable to the entire width of ~~the public right of way, as well as any properties such property owned by the City and~~ maintained as City streets. (Ord. 1522, 2009; Ord. 550 § 1 (p.2), 1977)

~~10.08.030-020~~ Definitions.

For purposes of this chapter, the following words shall have the following meanings:

- A. “Council” means the City Council of the City.
- B. “North,” “south,” “east” and “west” mean a direction relative to Main Street and streets generally parallel thereto which, for purposes of this chapter, are designated as streets running east and west.
- C. “Park” or “parking” means the stopping of a vehicle, whether occupied or not, for any purpose other than for momentary stops required by official traffic signals, signs or laws governing vehicular traffic movement.
- D. “Public Works Director” means the Public Works Director of the City. (Ord. 1522, 2009; Ord. 550 § 1 (p.3), 1977)

~~10.08.040-030~~ Authority of Public Works Director.

- A. The Public Works Director is authorized, with the approval of the Council by resolution:
 - 1. To install and maintain parking signs, markings, paint lines and other devices when and as required by parking resolutions or ordinances of the Council to make effective the provisions of such resolutions or ordinances;
 - 2. To determine and erect signs, markings, paint lines and other devices restricting or prohibiting parking in places where desirable, in the public interest, to facilitate parking or traffic flow, or to promote pedestrian or vehicular safety;
 - 3. To determine upon which streets angle parking shall be permitted and sign or mark the same for angle parking;
 - 4. To determine the location of and establish loading zones where practicable, when upon investigation it appears that there are no alley entrances or other similar means of approach to

buildings or property and that congested traffic conditions require such zones for the purpose of loading or unloading merchandise or passengers within the block in which the zones may be established, and in each case to fix with appropriate signs or other markings signifying the hours during which such zones shall be maintained open for the purpose for which the same are intended; provided, that loading zones shall be designated for such purpose no longer than between the hours of 6:00 a.m. and 3:00 p.m., and no person shall park a commercial truck or vehicle for such purpose within such designated time period for longer than 30 minutes.

B. The Public Works Director shall obtain the approval of the Council, prior to installation of any signs, markings, paint lines or other devices enforcing his determinations authorized in this chapter. The Council's approval shall be evidenced by a copy of the minutes of such Council action being attached to and incorporated in this chapter by this reference. (Ord. 1522, 2009; Ord. 550 § 1 (p.4), 1977)

10.08.050-040 Time limited parking.

When signs, markings, or other devices are erected ~~in each block~~ giving notice thereof, no person shall park a vehicle within spaces where parking is permitted any longer than the time specified in this section at any time between the hours of 9:00 a.m. and 5:00 p.m. of any day except Sunday and legal holidays, upon the portions of the streets described as follows:

10.08.A.—Thirty Minute Parking.

- ~~1.—Golden Eagle Drive, on the east side thereof, between Washington Street and a point 260 feet north thereof;~~
- ~~2.—Other locations designated by resolution pursuant to FMC 10.08.040.~~

B.—One Hour Parking.

- ~~1.—Locations designated by resolution pursuant to FMC 10.08.040.~~

C.—Two Hour Parking.

- ~~1.—Main Street on the north and south side thereof between the westerly terminal of the Nooksack River bridge approach near Front Avenue and Sterling Avenue;~~
- ~~2.—Alder Street, on the north side thereof, between Second Avenue and Third Avenue;~~

- ~~3.—First Avenue, on the east and west side thereof, between the north terminus thereof and Alder Street, but not including the four spaces located at the north terminus between the east and west side thereof;~~
- ~~4.—Second Avenue, the east and west side thereof, between Vista Drive and Alder Street;~~
- ~~5.—Third Avenue, on the east side thereof, between a point 100 feet north of Vista Drive and Maple Street;~~
- ~~6.—Third Avenue, on the west side thereof, between a point 150 feet north of Vista Drive and Maple Street;~~
- ~~7.—Vista Drive, on the north side thereof, between Second Avenue and a point 345 feet west of Third Avenue;~~
- ~~8.—Vista Drive, on the south side thereof, between the alley immediately east of Third Avenue and a point 345 feet west of Third Avenue;~~
- ~~9.—Other locations designated by resolution pursuant to FMC 10.08.040. (Ord. 1522, 2009; Ord. 796 §§ 1, 2, 1986; Ord. 643 § 1, 1981; Ord. 604 § 1, 1980; Ord. 550 § 1 (p.5), 1977)~~

~~10.08.060 Angle parking.~~

~~Angle parking is permitted in the following locations on both sides of the street unless specified or marked otherwise:~~

- ~~A.—Alder Street, between First Avenue and a point 230 feet west of Third Avenue;~~
- ~~B.—First Avenue, between Main Street and Alder Street;~~
- ~~C.—Second Avenue, on the west side only, between Main Street and Maple Street;~~
- ~~D.—Third Avenue, on the east side only, between Alder Street and Maple Street;~~
- ~~E.—Third Avenue, on the east side only, between Vista Drive and a point 100 feet north thereof;~~
- ~~F.—Other locations designated by resolution pursuant to FMC 10.08.040. (Ord. 1522, 2009; Ord. 604 § 2, 1980; Ord. 550 § 1 (p.6), 1977)~~

~~10.08.070-050 Prohibited parking.~~

~~Except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer, or in compliance with an official City traffic-control device or marking reasonably indicating an exception, no person shall:~~

A. Park a vehicle, as follows:

1. a. On the roadway side of a parked vehicle; or
 - ~~2b.~~ On the roadway side of the space in which a vehicle may be parked. Both subsections (A)(1)(a) and (b) of this section are pursuant to “double parking,” as defined in Chapter [18.76](#) FMC, with the following exemption: commercial vehicles making deliveries to businesses may park in this manner for not more than ~~ten~~ eight minutes on public rights-of-way other than Main Street; provided, that such parking does not unreasonably block or otherwise interfere with the free movement of vehicular traffic, and is prohibited on all public rights-of-way between the hours of 3-4:00 p.m. and 6:00 p.m. Monday to Friday;
2. On a sidewalk or street planting strip within the right of way;
3. Within an intersection;
4. ~~On a crosswalk;~~Within twenty feet of a crosswalk;
5. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless official signs or markings indicate a different no-parking area opposite the ends of a safety zone;
6. Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
7. Upon any bridge or any elevated structure upon a street or within a street tunnel;
8. On any railroad tracks;
9. In the area between roadways of a divided highway, including crossovers;
10. Upon any street in such a manner so as to unreasonably block or obstruct vehicles lawfully traveling on such street; ~~including but not limited to the west side of Portal Way between the northbound Interstate Five on-ramp and a point 595 feet south of the dividing line between Section 20 and 21 of Township 39, Range 02E. t;~~
11. On that portion of a street bordered by painted red curb markings;

12. In violation of any sign maintained by the City giving notice of a parking prohibition;
13. Upon a parade route which has been posted 24 hours prior to such parade;
14. ~~Parking restricted to passenger cars only, on the north side of LaBounty Drive, east of 1788 LaBounty Drive to the west property line of 1720 LaBounty Drive.~~

B. Park a vehicle, except momentarily, for the purpose of picking up or discharging a passenger or passengers, as follows:

1. In front of a public or private driveway or within five feet of the end of the curb radius leading thereto;
2. Within 15 feet of a fire hydrant;
3. Within 20 feet of a crosswalk;
4. Within 30 feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of a roadway;
5. Within 20 feet of the driveway entrance to any fire station and on the side of the street opposite the entrance to any fire station within 75 feet of the entrance when properly signposted;
6. Within 50 feet of the nearest rail of a railroad crossing;
7. At any time during street sweeping hours when signs or other reasonable method(s) have been utilized to provide prior notice of said prohibition.

C. It is unlawful to park any motor vehicle in any alley in that area of the City between Fourth Avenue and the westerly terminal of the Nooksack River Bridge within the City Center and Urban Residential~~the CC or UR~~ zones as shown on the Official Zoning Map of the City of Ferndale, except for the purpose of loading or unloading such vehicle at which time the vehicle must be attended by the operator of the same, unless there is at least 10 feet of the width of the alley available for the free movement of vehicular traffic, or when such stops are necessary in obedience to traffic regulations or traffic signs or signals; or in obedience to the direction of an enforcement officer.

D. It is unlawful to park any vehicle upon any street for the principal purpose of:

1. Displaying advertising.
2. Displaying such vehicle for sale, subject to FMC [8.08.050](#).
3. Selling merchandise from any vehicle, except when authorized by the City of Ferndale.

E. It is unlawful for any person to park any motor vehicle or trailer on a public street or parking lot for the purpose of sleeping therein or maintaining the same as a temporary or permanent residence, except as follows:

1. It shall be a defense to a charge under this subsection that the offense was necessitated by a temporary emergency situation and that no reasonable alternative was available to the defendant under the circumstances. (Ord. 1522, 2009; Ord. 1287 § 1, 2002; Ord. 1121 § 1, 1996; Ord. 970 § 1, 1992; Ord. 550 § 1 (p.8), 1977)

~~F. It is unlawful for any person to park a commercial vehicle on a public street except as provided for temporary loading and unloading in 10.08.0530030-A (21) FMC, or within a designated parking space.~~

10.08.080-060 Method of parking.

A. Except ~~as where authorized by ordinance or resolution~~ as otherwise provided in this chapter, no person shall park his vehicle upon a street other than with its right-hand wheels parallel to and within 12 inches of the right-hand curb or edge of the street.

B. At those locations where angle parking is authorized ~~by ordinance or resolution~~, no person shall park a vehicle other than with its right front wheel touching the curb immediately in front of the vehicle and no person shall angle park a vehicle exceeding 20 feet in overall length.

C. At those locations which have been signed or marked for angle parking or for parallel parking, no person shall park a vehicle in any manner other than that indicated by such signs or markings, nor park any portion of a vehicle outside the confines of such markings.

D. No person shall ~~leave park an unauthorized~~ vehicle in any location upon a ~~City~~ street or right-of-way for more than 24 hours.

E. No person shall park a vehicle longer than permitted by signs ~~or other adequate markings, maintained by the City,~~ giving notice of a parking time limitation or in violation of any such signs or markings giving notice of a restriction as to the type of vehicles to be parked in a location.

F. No person shall move a vehicle from one parking space back to the same parking space or to another parking space within the same block on the same street for the purpose of evading the time limitation on parking therein.

G. No person shall erase or obliterate, for the purpose of interfering with checking for overtime parking, a chalk mark or other identifying mark placed on the tire or tires of a parked vehicle by a police officer or other authorized person. (Ord. 1522, 2009; Ord. 970 § 2, 1992; Ord. 604 § 3, 1980; Ord. 550 § 1 (p.7), 1977)

10.08.085-070 Storage of vehicles or other equipment on public property.

Unless an otherwise shorter period is designated by City code or other regulation, the following shall apply:

~~ACA.— Unless a valid permit such as, but not limited to, a special events permit exists for any of the following, or if it can be demonstrated that inclement weather prevents the removal of such, no person shall leave or store for more than 72 hours upon a City street, public right of way, or other public property any vehicle or similar equipment.~~

~~B.— No person shall leave or store for more than 24 hours a truck or van licensed for more than 15,000 pounds of gross vehicle weight; or any boat, any trailer or any recreational vehicle; or any car, pickup or other vehicle which is not currently licensed.~~

~~C. Unless permitted by the City, or otherwise permitted in this chapter, no vehicle or property of any kind may be left on public property for any period of time. Any other object not described herein is strictly prohibited from being stored on any other public property or street for any period of time. (Ord. 1522, 2009; Ord. 970 § 3, 1992)~~

10.08.090-080 Prohibited turns within restricted parking areas.

~~No person shall make a continuous U-turn or a reverse U-turn involving a backing movement in order to proceed in the opposite direction upon the same street at any point along a street or at signal or stop-controlled intersection. — interesection. within the restricted parking areas designated by FMC 10.08.050 and 10.08.060, or by resolutions passed pursuant thereto, except at intersections; provided, that such U-turns or reverse turns are also prohibited at the following intersections:~~

~~**10.08.0890A.**— Main Street and First Avenue;~~

~~B.— Main Street and Second Avenue;~~

~~C.— Main Street and Third Avenue;~~

~~D. Vista Drive and Second Avenue;~~

~~E. Vista Drive and Third Avenue;~~

~~F. Vista Drive and Washington Street. (Ord. 1522, 2009; Ord. 604 § 4, 1980; Ord. 550 § 1 (p.11), 1977)~~

10.08.100 Prohibited turns across opposing traffic lanes.

~~No person shall turn a vehicle across an opposing traffic lane for the purpose of parallel or angle parking within restricted parking areas designated by FMC 10.08.050 or 10.08.060, or by resolutions passed pursuant thereto. (Ord. 1522, 2009; Ord. 550 § 1 (p.12), 1977)~~

10.08.110-090 Impoundment of vehicles.

Law enforcement officers are authorized to order the impoundment of vehicles parked upon a ~~City~~ street in any of the following circumstances:

~~A. A vehicle found to be parked in violation of this chapter;~~

~~B. An apparently abandoned or junk vehicle found to be parked for longer than 24 hours in violation of FMC 10.08.080(D);~~

~~B. An unauthorized vehicle found to be parked in violation of FMC 10.08.080(D) or Chapter 46.55 RCW;~~

~~C. A vehicle found to be obstructing traffic; D in violation of FMC 10.08.070(A)(1) or (A)(10);~~

~~D. A vehicle found to be unattended and illegally parked in a restricted zone where signing gives notice that impound is a possible consequence of violation;~~

~~ED. A vehicle that has been stolen or used in the commission of a crime when its retention as evidence is necessary;~~

~~EFE. A vehicle or other object property found to be stored on public property contrary to FMC 10.08.085; left on public or municipally owned property in violation of this chapter;~~

~~FG. A vehicle found to be so mechanically defective as to be a menace to others using the street;~~

~~HF. A vehicle found to be driven by any person arrested for violation of any provision of the RCW or the Ferndale Municipal Code; driving under the influence of intoxicating liquor, driving without a valid driver's license or with a suspended driver's license, leaving the scene of an accident or reckless driving;~~

~~G.G.~~ A vehicle found on a City street under circumstances reasonably indicating to a police officer that it presents a hazard to motorists or a potential for loss to the owner by way of theft or vandalism if not removed;

~~H. A vehicle is found to be in violation pursuant to RCW 45.55.113~~

~~J.—A police officer may, but need not, respect a request from the owner or driver that some other person, either present or absent, be allowed to remove the vehicle;~~

~~K.—A private firm providing removal service is entitled to be paid reasonable charges incurred in the removal and storage of a vehicle removed upon request of a police officer under this section. Such firm shall post authorized charges prominently at its place of business. All costs incurred in the removal and storage of a vehicle under this section are a proper charge against the vehicle's owner and shall be a lien upon the vehicle until paid. No firm shall be required to surrender or deliver any vehicle which it has removed as authorized in this chapter, until the lien for such removal and storage has been satisfied. (Ord. 1522, 2009; Ord. 970 § 4, 1992; Ord. 550 § 1 (p.9), 1977)~~

10.08.120-100-090 Notice – Placement on illegally parked vehicle.

Whenever any motor vehicle without operator is found ~~parked or is stopped~~ in violation of any of the restrictions imposed by this chapter, the officer ~~shall find such vehicle shall take its license number and may take any other information displayed on the vehicle which may identify its user or registered owner, and shall conspicuously~~ affix to such vehicle a notice in writing, on a form ~~provided~~ authorized by the City, specifying the violation and the necessary corrective action to be taken. ~~for the operator to answer to the charge against him within the time at the place specified in the notice. (Ord. 1522, 2009; Ord. 550 § 1 (p.13), 1977)~~

10.08.130-110-100 Notice – Noncompliance – Letter to owner.

If the operator or owner of a vehicle upon which notice of violation has been affixed does not appear in response thereto, within the designated time period, the Municipal Court Clerk is authorized to send a letter ~~send to the registered owner of the motor vehicle to which the notice was affixed a letter notifying the registered owner that informing him of that~~ the violation will be reported to the Department of Licensing and referred for collection if the fine is not satisfied within the specified time period. . ~~and warning him that in the event such letter is disregarded for a period of 25 days, a warrant of arrest will be issued.~~ (Ord. 1522, 2009; Ord. 550 § 1 (p.14), 1977)

10.08.140 Notice – Refusal to answer.

~~No person shall willfully neglect or refuse to answer the charges set forth in a notice affixed to an illegally parked vehicle nor shall a registered owner willfully neglect or refuse to answer the letter sent pursuant to FMC 10.08.130. (Ord. 1522, 2009; Ord. 550 § 1 (p.15), 1977)~~

~~**10.08.150-120-110 Violation – Prosecution of owner.**~~

A. In any prosecution charging a violation of any law or regulation governing the parking of a vehicle, proof that the defendant named in the complaint was at the time of the alleged violation the registered owner of record of such vehicle shall constitute prima facie evidence that such registered owner was the person who parked or stood or left unattended such vehicle at the point where, and for the time during which, such violation occurred.

~~**10.08.130-120B.**—The foregoing stated presumption shall apply only when the procedure as prescribed in FMC 10.08.120 and 10.08.130 has been followed. (Ord. 1522, 2009; Ord. 550 § 1 (p.16), 1977)~~

~~**10.08.160-130 Violation – Penalty.**~~

Every person found guilty of doing an act prohibited by this chapter or of failure to perform an act required by this chapter shall be punished by a fine as specified in the current fee schedule. ~~of not more than \$100.00.~~ ~~Each 60-minute interval of parking in excess of the time allowed by this chapter shall be considered a new and separate violation. (Ord. 1522, 2009; Ord. 550 § 1 (p.17), 1977)~~

18.76.040

For the purposes of this chapter, unless otherwise noted, all uses shall be as defined in Chapter [18.08](#) FMC.

The following definitions relate specifically to this chapter, though they may be referenced by additional chapters:

“Abandoned vehicle” shall mean:

1. Any vehicle left on a public right-of-way for more than ~~72~~ 24 hours ~~(or less, depending on the weight of the vehicle and its location);~~ or
2. On private property without the consent of the property owner.