

## RESOLUTION NO. 71-01

### A RESOLUTION ADOPTING THE MUNICIPAL COURT FINE SCHEDULE FOR OVERTIME PARKING, RESTRICTED PARKING AND HANDICAPPED PARKING VIOLATIONS AND SETTING METER RATES

#### Recitals:

The City Council recently adopted the 1995 Model Traffic Code for Municipalities. As part of the process that led up to the adoption of that Code various interested persons and entities discussed regulation of parking and the associated fees, fines and charges.

Consistent with the City's law the City Council has established a range of fines for municipal offenses and the Judge sets, for the convenience of the Court, a fine schedule for violations. Penalties for parking violations are fines, which if unpaid increase and if unpaid beyond 30 days, a warrant issues and the automobile may be booted. All as determined by the Judge of the municipal court, according to Section 1-9 of the City of Grand Junction Code of Ordinances. The Court does not set parking fees/meter rates.

Because parking, especially in the Downtown area is a concern of many interested citizens, the Downtown Development Authority, the Downtown Association and the City Council, the Council agreed to review parking fines and meter rates. This Resolution confirms and adopts as appropriate the Court's established penalties for parking violations and sets meter rates.

To the extent that this resolution conflicts with an existing resolution, this resolution shall control.

It is a further purpose of this resolution that the Council expresses its policy that:

- (a) any person violating any parking law, ordinance or regulation shall be prosecuted to the fullest extent of the law; and
- (b) every person convicted of a violation shall be punished pursuant to and not in excess of the penalties specified herein, unless and until the fine schedule is amended by the Court or as otherwise determined in the sound discretion of the Court or the municipal prosecutor.

This resolution shall be interpreted and construed so as to effectuate the general purpose of the parking and traffic Code as adopted by the City, consistent with law and authority of the Court and City Council as provided by Charter and Ordinance. This resolution shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or jurisdiction of any article or section thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

THAT the FINES for:

Overtime parking is \$10.00 for each violation;

Restricted parking is \$15.00 for each violation; and

Handicapped parking is \$50.00 for each violation.

Overtime and restricted parking violations increase by \$10.00 each week that the violation remains unpaid up to 30 days at which time the Court may issue a warrant and/or immobilize the vehicle consistent with existing law and as determined in the sound discretion of the Court.

BE IT FURTHER RESOLVED THAT the HOURLY RATE for:

One and two hour metered parking is \$.50 per hour; and

Four and ten hour metered parking is \$.10 per hour; and that

An annual parking pass for 4 and 10 hour meters be offered at \$300 annually.

The fines and fees listed above will not become effective prior to 1/01/02.

PASSED and ADOPTED this 18th day of July 2001.

/s/ Cindy Enos-Martinez

President of the Council

Attest:

/s/ Stephanie Nye

City Clerk