

ORDINANCE NO. 1740

*codified
BS*

An ordinance amending Sections:

- 10.08.120 Pedestrian.
- 10.16.010 Powers of the Council.
- 10.44.020 Payment in lieu of answering citation.
- 10.44.030 Failure to comply with citation--Additional penalties.

and adding Sections:

- 10.44.060 Presumption of responsibility.
- 10.44.070 Validations.
- 10.44.080 Parking Fines.

The City of Hood River ordains as follows:

Section 10.08.120 of the Hood River Municipal Code is amended as follows:

- 10.08.120 Pedestrian. "Pedestrian" means a person on the public right-of-way, except:
- A. The operator or passenger of a motor vehicle or bicycle;
 - B. A person leading, driving or riding an animal or animal-drawn conveyance. (Ord. 1280 §3(1)(k), 1970).
 - C. A person operating a skateboard, rollerskates or in-line skates.

Section 10.16.010 of the Hood River Municipal Code is amended as follows:

- 10.16.010 Powers of the council.
- A. Subject to state laws, the city council shall exercise all municipal traffic authority for the city except those powers specifically and expressly delegated herein or by another ordinance.
 - B. The powers of the council shall include but not be limited to:
 - 1. Designation of through streets;
 - 2. Designation of one-way streets;
 - 3. Designation of truck routes;
 - 4. Designation of parking meter zones and residential parking zones;
 - 5. Restriction of the use of certain streets by any class or kind of vehicle to protect the streets from damage;
 - 6. Authorization of greater maximum weights or lengths for vehicles using city streets than

- specified by state law;
7. Initiation of proceedings to change speed zones;
 8. Revision of speed limits in parks. (Ord. 1280 §4, 1970).

Section 10.44.020 of the Hood River Municipal Code is amended as follows:

10.44.020 Payment in lieu of answering citation. Except as provided in Section 10.44.070, the owner or operator may, within twenty-four hours after the time in which the citation was attached to such vehicle as mentioned in Section 10.44.010, pay to the city recorder in full satisfaction of such violation the specified fine; provided, however, in the cases of repeated violators or in the case of failure to pay within twenty-four hours, the specified fine may be increased to an amount not in excess of the amount set by resolution of the City Council under Section 10.44.080.

10.44.030 Failure to comply with citation--Additional penalties. If the operator does not respond to a traffic citation affixed to such vehicle within a period of five days, additional penalties may be imposed under this title, including but not limited to impoundment of the vehicle to which the traffic citation was affixed, and issuance of a warrant for the operator's arrest.

Section 10.44.060 of the Hood River Municipal Code is added as follows:

10.44.060 Presumption of responsibility. In a prosecution of the responsible owner or operator, proof of the officer's entries setting forth the information in Section 10.44.010 shall constitute a presumption that the person was found parked in violation of a restriction imposed by Chapter 10.40.

Section 10.44.070 of the Hood River Municipal Code is added as follows:

10.44.070 Validations. It is the city's policy not to discourage people from shopping downtown. If the operator of a vehicle that is cited for violation of Chapter 10.40 was a customer of a designated downtown business, the operator may obtain a validation from the designated downtown business and present the validation in lieu of the fine as provided in Section 10.44.020. If additional penalties referred to in Section 10.44.030 are imposed on an operator for failure to respond to a traffic citation issued while the vehicle was parked in the downtown area, the operator shall be advised that a validation may be available in lieu of payment of the fine.

Section 10.44.080 of the Hood River Municipal Code is added as follows:

10.44.080 Parking Fines. The amount of the fine assessed pursuant to Sections 10.44.010 and 10.44.020 shall be set by resolution of the City Council.

Read for the first time June 23, 1997.

Read for the second time and passed: July 14, 1997, to become effective thirty (30) days hence.



Paul Cummings, Mayor

Attest:



Anita Smith, City Recorder