

**CITY OF NEWPORT**

**ORDINANCE NO. 2145**

**AN ORDINANCE REPEALING AND REPLACING  
SECTIONS 6.15.045 AND 6.20.005  
RELATED TO PARKING IN TIME LIMITED AREAS  
AND CITY PARKING LOTS**

**WHEREAS**, the Newport Municipal Code does not address on-street over-time parking; and

**WHEREAS**, the Newport Municipal Codes does not address over-time parking in city-owned parking lots; and

**WHEREAS**, the city has been unable to enforce over-time parking on city streets and in city-owned parking lots because these provisions were inadvertently omitted from the Newport Municipal Code; and

**WHEREAS**, during the development of the Newport Municipal Code, several sections related to parking were inadvertently omitted; and

**WHEREAS**, parking management and enforcement is critical to the city.

**THE CITY OF NEWPORT ORDAINS AS FOLLOWS:**

**Section 1.** Sections 6.15.045 and 6.20.005 of the Newport Municipal Code are repealed and replaced as follows, and Sections 6.15.070, 6.15.080, 6.15.090, and 6.15.100 are hereby added as follows:

**Section 6.15.045      Parking Time Limited in Certain Areas**

When signs are erected in any block, or within any public parking lot, limiting permissible parking time, no person shall park a vehicle within the block, or parking lot, for longer than the time posted on the sign. Movement of a vehicle to a parking space on either side of the same street within the area between the intersections at each end of the block shall not extend the time limits for parking. Movement of a vehicle to another parking space within the same parking lot shall not extend the time limits for parking. After a vehicle has been moved from the posted block, or parking lot, for more than one hour, a new time limitation shall apply.

**Section 6.20.005      Parking in City-Owned Parking Lots**

Vehicles may park in marked spaces in city-owned parking lots, subject to compliance with authorized signs limiting the allowable time for parking in the city-owned parking lot. The maximum amount of time a vehicle shall be parked in a city-owned parking lot is 16

hours. Vehicles parking in city-owned parking lots in violation of the posted time limits, or other posted regulations, may be towed, subject to the same restrictions applicable to towing of vehicles from private parking lots.

#### **6.15.070 Citation on Illegally Parked Vehicle**

Whenever a vehicle without an operator is found parked in violation of a restriction imposed by this Chapter, the officer finding the vehicle shall take its license number and any other information displayed on the vehicle which may identify its owner, and shall conspicuously affix to the vehicle a traffic citation for the operator to answer to the charge against the owner, or pay the penalty imposed within seven days during the hours and at the place specified on the citation.

#### **6.15.080 Registered Owner Presumption**

In the prosecution of a vehicle owner, charging violation of a restriction on parking, proof that the vehicle at the time of the violation was registered to the defendant shall constitute a disputable presumption that the registered owner was then the owner in fact.

#### **6.15.090 Failure to Comply with Traffic Citation Attached to a Parked Vehicle**

If the operator does not respond to a traffic citation affixed to such vehicle within a period of ten days, the Municipal Court may send to the registered owner of the vehicle, to which the traffic citation was affixed, a letter informing them of the violation and warning them that, any fine associated with the traffic citation is subject to an increase based on the number of days the traffic citation remains unpaid, and based on the city's master fee schedule set by Council resolution.

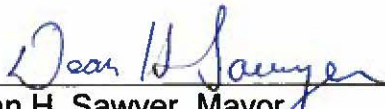
#### **6.15.100 Penalty**

Penalties for violation of this Chapter are set by Council resolution and contained in the city's master fee schedule. Penalties assessed in a traffic citation for a violation of the provisions of this Chapter shall be imposed unless the Municipal Court finds reasonable grounds exist for either increasing or reducing the penalties.

**Section 2. Emergency Declaration.** Parking management is critical to the city. In order to provide the city staff the necessary tools to enforce parking, it is hereby adjudged and declared that an emergency exists requiring that this ordinance take effect immediately upon passage, as such action is necessary for the immediate preservation of the public peace, health, and safety of the City of Newport. Accordingly, this ordinance shall be in full force and effect as of the date of its adoption.

Adopted by the Newport City Council on February 19, 2019.

Signed by the Mayor on February 20, 2019.

  
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Dean H. Sawyer, Mayor

ATTEST:

  
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Gloria Tucker, Deputy City Recorder

APPROVED AS TO FORM:

  
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Steven E. Rich, City Attorney