

Vote: Cox, Ewing, Menard, Metiva, O'Neil & Straub in favor

**CITY OF WASILLA
 ORDINANCE SERIAL NO. 06-14(SUB)**

AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING THE FINE SCHEDULE IN WMC 1.20.030.C FOR ILLEGAL USE OF PARKING SPACES FOR PERSONS WITH DISABILITIES, AMENDING WMC 10.20.050 CONCERNING ILLEGAL USE OF PARKING SPACES FOR PERSONS WITH DISABILITIES, AND AMENDING WMC 10.20.060 CONCERNING PERSONS AUTHORIZED TO ISSUE CITATIONS FOR PARKING VIOLATIONS.

* **Section 1. Classification.** This ordinance is of a general and permanent nature and shall become part of the city code.

* **Section 2. Amendment of section.** WMC 1.20.030.C, Disposition of scheduled offenses – Fine schedule, in reference to the table entry for Unauthorized Use of Handicapped Parking, is amended as follows:

Code Section	Description of Offense	Fine
WMC 10.20.050.A	Unauthorized Use of [HANDICAPPED] Parking Reserved for Persons with Disabilities	\$100
WMC 10.20.050.B	Unauthorized Use of Special License Plate or Permit Issued to a Person with a Disability	\$200

* **Section 3. Amendment of section.** WMC 10.20.050, Unauthorized use of handicapped parking, is amended to read as follows:

10.20.050 Unauthorized use of [HANDICAPPED] parking **reserved for persons with disabilities.**

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

A. A person may not park, stop or leave standing an attended or unattended motor vehicle [MAY NOT BE PARKED] in a [HANDICAPPED-] parking place [ZONE] reserved for a person with a disability [DISABLED OR MEDICALLY HANDICAPPED PERSONS] unless:

1. The person operating [USING] the vehicle has a special permit issued by the department of administration [MOTOR VEHICLES] under AS 28.10.495, and the person who has the special permit actually exits or enters the vehicle; [OR]

2. The person operating the vehicle has parked the vehicle for the purpose of transporting a person who has a special permit issued by the department of administration under AS 28.10.495 and the person who has the special permit actually exits or enters the vehicle; [OR]

3. The motor vehicle displays a special license plate issued to a person with a disability [DISABLED OR HANDICAPPED PERSONS] under AS 28.10.181(d), the person operating the vehicle has parked the vehicle for the purpose of transporting a person who has a disability, and the person who has the disability actually exits or enters the vehicle; or

4. [3.] The motor vehicle displays a special license plate or permit issued to [DISABLED OR HANDICAPPED] persons with disabilities by another state, province, territory or country, the person operating the vehicle has parked the vehicle for the purpose of transporting a person who has a disability, and the person who has the disability actually exits or enters the vehicle.

B. The penalty for violating subsection A of this section shall be doubled for a person who violates subsection A of this section while operating a vehicle

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

displaying a special license plate issued under AS 28.10.181(d), a special permit issued under AS 28.10.495, or a special license plate or permit issued to persons with disabilities by another state, province, territory or country that:

1. Was issued to a person who was not being provided transportation by the vehicle at the time of the violation;

2. Had expired at the time of the violation; or

3. Bore any unauthorized alteration at the time of the violation.

* **Section 4. Amendment of section.** WMC 10.20.060, Citation for violation, is amended to read as follows:

10.20.060 Citation for violation.

A police officer or any other city employee authorized to do so by the mayor may issue a citation for a violation of a provision of this chapter, and deliver it to the operator of the vehicle or affix it to the vehicle if the vehicle is unattended at the time of issuance.

* **Section 5. Effective date.** This ordinance shall take effect upon adoption of the Wasilla City Council.

ADOPTED by the Wasilla City Council on April 24, 2006.



DIANNE M. KELLER, Mayor

ATTEST:



KRISTIE SMITHERS, MMC
City Clerk

[SEAL]

Bold and underline added. [CAPS AND BRACKETS, DELETED.]



**CITY OF WASILLA
LEGISLATION STAFF REPORT**

RE: CODE ORDINANCE #06-14 AMENDING THE FINE SCHEDULE IN WMC 1.20.030.C FOR ILLEGAL USE OF PARKING SPACES FOR PERSONS WITH DISABILITIES, AND AMENDING WMC 10.20.050 CONCERNING ILLEGAL USE OF PARKING SPACES FOR PERSONS WITH DISABILITIES.

Agenda of: April 24, 2006
Originator: Don Savage, Chief of Police

Date: April 12, 2006

Route to:	Department	Signature/Date
x	Police	<i>John D. Glass 4/12/06</i>
X	Finance *signature required	<i>[Signature]</i>
X	Clerk	

REVIEWED BY MAYOR DIANNE M. KELLER: *Dianne M. Keller*

FISCAL IMPACT: yes or no

SUMMARY STATEMENT:

The purpose of this code revision is to update WMC 10.20.050 with contemporary language and interpretations and to include language that is consistent with the state regulations regarding the same or similar violations.

The changes to WMC 1.20.030.C also double the fine for violations relating ^{to} the display and improper use of a permit, altered permits and/or expired permits for parking violations relating to persons with disabilities.

Staff recommends revising the code with these wording changes.

Staff advises that there will be no significant impact to the budget as this is a part of his current duties.