

ORDINANCE NO 1056

**AN ORDINANCE OF THE CITY OF ROSLYN,
WASHINGTON, REPEALING ROSLYN
MUNICIPAL CODE SECTION 8.16.040
RELATING TO PROLONGED PARKING AND
ADOPTING A NEW SECTION 8.16.040
RELATING TO PARKING RESTRICTIONS ON
CITY STREETS; AMENDING SECTION 8.16.070
NOTICE; PROVIDING FOR SEVERABILITY;
AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, the Roslyn City Council desires to establish parking restrictions for prolonged parking and parking in other portions of the City during certain times.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROSLYN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Repealer. The existing RMC Section 8.16.040 (Prolonged Parking) is hereby repealed in its entirety.

Section 2. A new Section 8.16.040 Adopted. A new Section 8.16.040 of The Roslyn City Code is hereby adopted to read as follows:

A. No Parking at any Time. No person shall park or cause to be parked a vehicle upon any of the streets, alleys, roadways, or rights-of-way of the city, contrary to "no parking" signs placed or erected by the city.

B. No Parking During Certain Hours. No person shall park or cause to be parked a vehicle upon any of the streets or rights-of-way as posted during the hours prohibited by signs placed or erected by the city.

C. Parking Prohibited on Designated Streets. It is unlawful to park or leave standing any vehicle on any of the following designated streets as follows:

1. Pennsylvania Avenue from 1st street to 106 E. Pennsylvania Avenue on Sundays between the hours of six a.m. and three p.m. from June 15th to September 15th.

D. Seventy-two Hour Parking. No vehicle shall be parked in excess of seventy-two hours on any public street, avenue, alley, roadway or rights-of-way in the city. Notwithstanding the foregoing, vehicles must comply with the provisions of RMC 8.16.090 during the period of November 1st of each year to the following 1st day of March.

E. Inoperable Vehicles. Vehicles shall be currently licensed and in operable condition other than for minor repairs that do not allow discharge of fluids onto the roadway or interfere with normal traffic flow. Disassembly of motor train, engine, and axle components is considered a major repair and not permitted on public right-of-way. All other provisions of the city's parking code shall remain in full force and effect.

Section 3. RMC Section 8.16.070 Amended. Roslyn Municipal Code Section 8.16.070 is amended to read as follows:

8.16.070.

A. Towing and impounding of vehicles. In addition to such penalties as provided in Section 8.16.100, the police department is empowered to remove and impound any vehicle in violation of this Chapter and such vehicle shall be towed from the street or avenue or alley, and impounded until the owner or person in charge of the vehicle pays to the tow-operator the towing charges plus all accumulated storage charges for the vehicle. All towing and storage of the vehicle shall be by licensed, commercial tow truck operators, and all such tow truck operators shall be licensed and bonded as required by the laws of the state.

B. Notice.

(a) Not more than 24 hours after impoundment of any vehicle, the tow truck operator shall mail a notice by first class mail to the last known address of the legal and registered owner(s) of the vehicle, as may be disclosed by the vehicle identification number, and as provided by the Washington State Department of Licensing. The notification shall contain the following information:

- (1) By whose authority the vehicle was impounded;
- (2) Location and time of impound; and
- (3) Name, address and telephone number of the impounding tow firm.

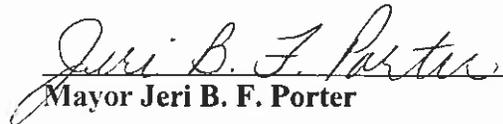
(b) In the case of an abandoned vehicle, the tow truck operator should send, by certified letter, a notice of custody and sale to the legal owner and registered owner as required by RCW 46.55.100, 46.55.110 and 46.55.120.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This Ordinance, as a public emergency ordinance necessary for the protection of the public health, public safety, public property, or public peace, shall take effect and be in full force immediately upon its adoption.

ADOPTED BY THE ROSLYN CITY COUNCIL AT A REGULAR MEETING THEREOF
ON THE 27th DAY OF APRIL, 2010.

CITY OF ROSLYN


Mayor Jeri B. F. Porter

ATTEST/AUTHENTICATED:


Amber Shall, Clerk-Treasurer

Approved as to form:


Margaret King, City Attorney

Filed with the City Clerk: April 28, 2010
Passed by the City Council: April 27, 2010
Date of Publication: April 30, 2010
Effective Date: April 27, 2010