

Resolution No. 2014-117

A Resolution to Set the Amount of Penalties and Late Fees for Parking Violations

WHEREAS, the City of Rapid City has enacted ordinances to govern the parking of vehicles within the city; and

WHEREAS, violations of the various parking regulations subject the violator to a penalty; and

WHEREAS, the ordinances provide that the amount of the penalty and late fee are to be set by resolution of the Common Council; and

WHEREAS, the Common Council finds that the penalties and fees contained herein are fair, reasonable, necessary and proper for the associated violations of parking regulations.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Rapid City that the following penalties and late fees are established immediately upon the effective date of this Resolution:

| Violation | Code Section(s) | Penalty | Late Fee |
|---|---|----------------|-----------------|
| Contrary to posted sign | 10.40.010 10.40.020(A)(10) | \$5 | \$5 |
| No parking zone | 10.40.010 | \$5 | \$5 |
| Within intersection | 10.40.020(A)(1) | \$5 | \$5 |
| On crosswalk | 10.40.020(A)(2) | \$5 | \$5 |
| Within 25' of intersection | 10.40.020(A)(3) | \$5 | \$5 |
| Within 20' of fire station entrance | 10.40.020(A)(4) | \$5 | \$5 |
| Within 10' of fire hydrant | 10.40.020(A)(5) | \$5 | \$5 |
| In front of private driveway | 10.40.020(A)(6) | \$5 | \$5 |
| On a sidewalk | 10.40.020(A)(7) | \$5 | \$5 |
| Within 10' of residential mailbox | 10.40.020(A)(8) | \$5 | \$5 |
| Obstructing traffic | 10.40.020(A)(9) | \$5 | \$5 |
| Across/over a line | 10.40.020(A)(11) 10.40.040 10.44.040 10.44.070 | \$5 | \$5 |
| Yellow curb | 10.40.020(A)(12) | \$5 | \$5 |
| Against traffic | 10.40.040 | \$5 | \$5 |
| More than 12" from curb | 10.40.040 | \$5 | \$5 |
| Closer than 4' to any other vehicle (parallel) | 10.40.040 | \$5 | \$5 |
| Not entirely within designated area | 10.40.040 | \$5 | \$5 |
| Alley non-temporary | 10.40.050(A) | \$5 | \$5 |
| Blocking Alley | 10.40.050(B) | \$5 | \$5 |
| Alley contrary to sign | 10.40.050(C) | \$5 | \$5 |
| Near entrance to building | 10.40.060 | \$5 | \$5 |
| Between 2 a.m. and 6 a.m. Central Business District | 10.40.070 | \$5 | \$5 |
| Within 6' of railroad track | 10.40.080 | \$5 | \$5 |

| | | | |
|--------------------------------|-----------------|-------|------|
| Bus & Taxi stand | 10.40.090 | \$5 | \$5 |
| Handicapped space | 10.40.100 | \$100 | \$10 |
| Commercial vehicles | 10.40.110 | \$5 | \$5 |
| Freight on Main & St. Joseph | 10.40.120 | \$5 | \$5 |
| Loading zone violation | 10.40.160 & 170 | \$5 | \$5 |
| Fire lane violation | 10.40.190 | \$5 | \$5 |
| Sight triangle violation | 10.40.200 | \$5 | \$5 |
| No permit for zone | 10.44.010 | \$25 | \$10 |
| Double Parking | 10.44.020 | \$5 | \$5 |
| Civic Center zone violation | 10.44.070(E) | \$5 | \$5 |
| Airport loading zone violation | 10.44.070(G) | \$25 | \$10 |
| Snow removal area | 10.48.050 | \$25 | \$10 |
| Improper Parking | various | \$5 | \$5 |

BE IT FURTHER RESOLVED by the Common Council of the City of Rapid City that the following penalties and late fees for over-time parking violations are established immediately upon the effective date of this Resolution:

| Violation | Penalty | Late Fee |
|--------------------|---------|----------|
| 1st | \$5 | \$5 |
| 2nd | \$5 | \$5 |
| 3rd | \$5 | \$5 |
| 4th and subsequent | \$5 | \$5 |

BE IT FURTHER RESOLVED by the Common Council of the City of Rapid City that the following penalties and late fees are established effective February 1, 2015:

| Violation | Code Section(s) | Penalty | Late Fee |
|--|---|---------|----------|
| Contrary to posted sign | 10.40.010 10.40.020(A)(10) | \$10 | \$5 |
| No parking zone | 10.40.010 | \$25 | \$10 |
| Within intersection | 10.40.020(A)(1) | \$25 | \$10 |
| On crosswalk | 10.40.020(A)(2) | \$25 | \$10 |
| Within 25' of intersection | 10.40.020(A)(3) | \$10 | \$5 |
| Within 20' of fire station entrance | 10.40.020(A)(4) | \$50 | \$15 |
| Within 10' of fire hydrant | 10.40.020(A)(5) | \$50 | \$15 |
| In front of private driveway | 10.40.020(A)(6) | \$25 | \$10 |
| On a sidewalk | 10.40.020(A)(7) | \$25 | \$10 |
| Within 10' of residential mailbox | 10.40.020(A)(8) | \$10 | \$5 |
| Obstructing traffic | 10.40.020(A)(9) | \$25 | \$10 |
| Across/over a line | 10.40.020(A)(11) 10.40.040 10.44.040 10.44.070 | \$10 | \$5 |
| Yellow curb | 10.40.020(A)(12) | \$25 | \$10 |
| Against traffic | 10.40.040 | \$10 | \$5 |
| More than 12" from curb | 10.40.040 | \$10 | \$5 |
| Closer than 4' to any other vehicle (parallel) | 10.40.040 | \$10 | \$5 |

| | | | |
|---|-----------------|-------|------|
| Not entirely within designated area | 10.40.040 | \$10 | \$5 |
| Alley non-temporary | 10.40.050(A) | \$10 | \$5 |
| Blocking Alley | 10.40.050(B) | \$25 | \$10 |
| Alley contrary to sign | 10.40.050(C) | \$10 | \$5 |
| Near entrance to building | 10.40.060 | \$10 | \$5 |
| Between 2 a.m. and 6 a.m. Central Business District | 10.40.070 | \$10 | \$5 |
| Within 6' of railroad track | 10.40.080 | \$10 | \$5 |
| Bus & Taxi stand | 10.40.090 | \$10 | \$5 |
| Handicapped space | 10.40.100 | \$100 | \$20 |
| Commercial vehicles | 10.40.110 | \$50 | \$15 |
| Freight on Main & St. Joseph | 10.40.120 | \$25 | \$10 |
| Loading zone violation | 10.40.160 & 170 | \$10 | \$5 |
| Fire lane violation | 10.40.190 | \$50 | \$15 |
| Sight triangle violation | 10.40.200 | \$25 | \$10 |
| No permit for zone | 10.44.010 | \$25 | \$10 |
| Double Parking | 10.44.020 | \$10 | \$5 |
| Civic Center zone violation | 10.44.070(E) | \$10 | \$5 |
| Airport loading zone violation | 10.44.070(G) | \$25 | \$10 |
| Snow removal area | 10.48.050 | \$25 | \$10 |
| Improper Parking | various | \$10 | \$5 |

BE IT FURTHER RESOLVED by the Common Council of the City of Rapid City that the following penalties and late fees for over-time parking violations are established effective February 1, 2015:

No penalty shall be assessed if the vehicle has had no previous violations of any parking regulations in the ninety days preceding the present violation. A courtesy notice shall be issued informing the owner or operator of the violation and the fact that subsequent violations will be assessed a penalty. If the vehicle has had one or more parking violations in the ninety-day period preceding the present violation, the owner or operator shall, within 72 hours from the time when the notice of violation was attached to the vehicle, pay to the city's Finance Office as a penalty for and in full satisfaction of the violation, the amount shown below. If the person fails to pay the penalty within 72 hours, he or she shall pay to the Finance Office as a penalty for and in full satisfaction of the violation, the sum total of the penalty and late fee shown below.

| Violation | Penalty | Late Fee |
|--------------------|-----------------|----------|
| 1st | Courtesy notice | N/A |
| 2nd | \$10 | \$5 |
| 3rd | \$15 | \$10 |
| 4th and subsequent | \$25 | \$10 |

In the event of a computer hardware or software malfunction, or other failure that prevents the police department from accessing the records of parking violations, all penalties for violations of the above listed code sections shall be \$10, with a \$5 late fee, without regard to the number of previous violations.

Dated this ____ day of _____, 2014.

CITY OF RAPID CITY

Mayor

Attest

Finance Officer

(seal)