

ORDINANCE NO.: 5003

AN ORDINANCE to repeal and recreate Section 44-103 and amending the Parking Violation Table in Section 44-1(b)(1) of the Code of Ordinances of the City of La Crosse regarding parking on City streets and property.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Section 44-103 is hereby repealed and recreated to read as follows:

44-103. - Parking on City streets and property.

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Single Block Face means one side of a single street within the block. For example, the entire south side of the 300 block of Main Street would be a single block face. The entire north side of the 300 block of Main Street would be considered a different block face.

Continuously Parked means once a vehicle is parked, the posted time restriction starts and does not stop or suspend regardless of movement within a single block face or after leaving and returning to the same block face.

Register a Vehicle means to manually or electronically enter the license plate and other required parking related information into the meter or pay station. All vehicles are required to register for free or paid parking if in a metered or pay station space, ramp or lot.

Payment means coin or currency of the United States, accepted debit card, credit card, or other officially authorized prepaid service or authorized valid permit.

- (b) *Exemptions.* On-duty Law enforcement, fire and other City of La Crosse municipal-owned vehicles, while conducting City business, are exempt from time zone restrictions and having to register or provide payment at metered or pay station spaces, lots and ramps. US Postal vehicles in performance of their duties are exempt from time zone restrictions and having to register or provide payment at metered or pay station spaces, lot and ramps.
- (c) *Time Restricted Street Parking.* In any area where free parking on a street is restricted by time and signs, and signs are properly posted to indicate such free parking time limitations, any vehicle parked within a single block face in excess of the restricted time period shall be considered to have continuously parked, and shall be subject to a citation for violation of such parking time restriction.
- (d) *Limitations on Block Face Parking.* In any area where free parking on the street is restricted by time and signs, and signs are properly posted to indicate such free parking time limitations, a vehicle is permitted to park for free within a single block face one (1) time per calendar day. Once a vehicle has parked and then moves, it cannot return to the same single block face until the next calendar day. Vehicles parked in excess of the restricted period/times shall be considered to have continuously parked, and shall be subject to a citation for violation of such parking time restriction.

- (e) *Time Restricted Ramps and Parking Lots.* In any area where free parking in a parking ramp or parking lot is restricted by time, and signs are properly posted to indicate such parking time limitations, a vehicle may park for free for the restricted amount of time posted one (1) time per calendar day. A vehicle parked in a ramp or lot shall be considered to have continuously parked and shall be subject to a citation for violation of such parking time restriction. Once a vehicle has parked and then moves, it cannot stay in or return to the same parking lot or ramp and park for free until the next calendar day.
- (f) *Metered/Pay Station Paid Parking Compliance.* No vehicle shall be parked on city streets, parking ramps or parking lots designated as a metered or pay station parking area, except pursuant to the terms and conditions regulating parking on said streets, ramps or lots as indicated upon signs or meters/pay stations as approved by the Board of Public Works and erected in the area.
- (g) *Metered or pay station restricted parking spaces.* Any vehicle parked in a metered or pay station parking area shall be parked parallel to the curb and in a manner that does not infringe upon another metered space. Any vehicle parked in an angled or perpendicular metered or pay station space shall be parked entirely within the area designated by lines or markings. Trucks and other commercial vehicles using parking meters shall park in such a manner that the least number of metered spaces are occupied.
- (h) *Duty to register vehicle and deposit payment.* When a vehicle is parked on a street or in a ramp or lot that is metered or has a pay station, the operator of said vehicle shall, upon entering a parking space, immediately register such vehicle at the meter or pay station, or by other approved means, and deposit or cause to be deposited any required payment, and the said parking space may then be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the part of the street, ramp or lot in which said parking space is located. If a vehicle remains in any such parking space beyond the parking time limit, the vehicle shall be considered as parked overtime and such parking shall be a violation.
- (i) *Commercial trucks, commercial vehicles.* Commercial trucks and vehicles may use metered spaces on public streets for loading and unloading merchandise to the abutting premises before the hour of 12:00 noon, without payment, and such vehicle must park centered as nearly as possible in a single metered space. In no case shall the stop for loading or unloading exceed thirty (30) minutes.
- (j) *False or unapproved payment prohibited.* No vehicle may be parked in a metered or pay station space where a person has deposited or caused to be deposited any false or unapproved form of payment.
- (k) *Tampering with marks.* No person shall intentionally, by physical or mechanical means or force or by the use of an instrument or device, damage, obliterate, erase or tamper with any mark placed by a City of La Crosse police officer or designated employee on the tire of a vehicle when the purpose for placing such mark is to identify the time such vehicle was found in a parked position. Damaging, obliterating, erasing or tampering with a tire mark placed by a City of La Crosse police officer or designated employee within the parked position or parking slot shall be evidence of intent to violate this subsection.

SECTION II: The Parking Violation Table included within Section 44-1(b)(1) is hereby amended to read as follows:

Parking Violation Table

| Violation | Initial Forfeiture | After 10 Days & Before 46 Days | 46 Days or After |
|---|---------------------------------|--------------------------------|------------------|
| § 44-107 Alternate Side Parking | | | |
| 1st & 2nd violation within 6 consecutive months | \$10.00 | \$20.00 | \$40.00 |
| 3rd, 4th & 5th violation within 6 consecutive months | \$20.00 | \$40.00 | \$80.00 |
| 6th violation and any additional within 6 consecutive months | \$40.00 | \$80.00 | \$160.00 |
| § 44-109 City Hall parking lot | \$20.00 | \$40.00 | \$80.00 |
| § 44-113 City lots & ramps | \$20.00 | \$40.00 | \$80.00 |
| § 44-39 Overtime Parking | | | |
| 1st & 2nd violation within 12 consecutive months | \$12.00 | \$24.00 | \$48.00 |
| 3rd, 4th & 5th violation within 12 consecutive months | \$24.00 | \$48.00 | \$96.00 |
| 6th violation and any additional within 12 consecutive months | \$48.00 | \$96.00 | \$192.00 |
| Wis. Stat. § 346.55, Trespass parking | \$50.00 | \$100.00 | \$200.00 |
| § 44-1(b)(k), Tampering with marks | \$130.00 plus applicable costs. | | |

SECTION III: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this division shall not be affected.

SECTION IV: This ordinance shall take effect and be in force from and after its passage and publication.

_____/s/_____
 Timothy Kabat, Mayor
 _____/s/_____
 Teri Lehrke, City Clerk

Passed: 7/13/17
 Approved: 7/17/17
 Published: 7/22/17