



OWOSSO PUBLIC SAFETY

202 S. WATER ST. • OWOSSO, MICHIGAN 48867-2958 • (989) 725-0580 • FAX (989)725-0528

MEMORANDUM

DATE: August 27, 2018
TO: City Council
FROM: Kevin Lenkart, Public Safety Chief
RE: Amend Section 33-53 to reflect the 2018 Fee Schedule

Recommendation:

Approve the amendment of section 33-53 to clarify that parking fines are established by resolution.

Background:

In June of this year Council approved an update to the Fee Schedule, including restructuring the fines for parking violations. Current Owosso City Code Section 33-53 also establishes fines for various parking violations and lists which fines can be paid at the parking violations bureau, leading to the potential for confusion. In this instance the Fee Schedule supersedes the ordinance and the ordinance needs to be amended to make it clear that the fines for parking violations are established by resolution (i.e. the Fee Schedule).

Fiscal Impact:

Minimal, if people park as directed.

RESOLUTION NO.

**FIRST READING & SET A PUBLIC HEARING FOR
AN ORDINANCE AMENDING SECTION 33-53, SCHEDULE OF FINES,
OF THE CODE OF ORDINANCES TO CLARIFY
PARKING FINES ARE SET BY RESOLUTION**

WHEREAS, the City of Owosso adopted the 2018 Fee Schedule on June 6, 2018, which, in part, establishes fines for various parking violations; and

WHEREAS, the City of Owosso also has an ordinance on its books establishing fines for parking violations, leading to confusion; and

WHEREAS, City of Owosso staff recommends the ordinance be changed to clarify the fines are set by resolution.

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF OWOSSO ORDAINS THAT:

SECTION 1. AMENDMENT. That Section 33-53, *Schedule of fines*, of Chapter 33, *Traffic and Motor Vehicles*, Article III, *Parking, Stopping and Standing*, Division 2, *Parking Violations Bureau*, of the Code of Ordinances is hereby amended to read:

Sec. 33-53. - Schedule of fines.

~~The following fines shall be paid to the parking violations bureau.~~ **Fines for the following violations shall be established by resolution and paid to the parking violations bureau.** An additional penalty may be assigned if it is necessary to issue a warrant for the alleged violator's arrest.

Violation No.	If Paid Within 72 Hrs.	If Paid After 72 Hrs.
(1) Expired parking meter	\$ 1.00	\$ 3.00
(2) Parking over legal limit in areas other than business districts defined in section 33-37	3.00	3.00
(3) Parking over legal limit in business districts defined in section 33-37, third and subsequent violations in each calendar year	5.00	10.00
(4) Moving to evade time limitations	5.00	10.00
(5) Parking in prohibited zone	10.00	15.00
(6) Parking in loading zone	3.00	5.00
(7) Parking on sidewalk or crosswalk	10.00	15.00
(8) Parking at yellow curb	3.00	5.00
(9) Overtime parking in 3:00 a.m. to 6:00 a.m. zone	3.00	5.00
(10) Parking within fifteen (15) feet of fire hydrant	10.00	15.00
(11) Parking in handicapped zone	50.00	100.00
(12) Double parking	10.00	15.00
(13) Parked facing wrong way	10.00	15.00

(14) Blocking driveway	10.00	15.00
(15) Across parking line	3.00	5.00
(16) Blocking alley	10.00	15.00
(17) Blocking traffic	10.00	15.00
(18) Parking over twelve (12) inches from curb	10.00	15.00
(19) Abandoned car	10.00	15.00
(20) Parking of a truck or commercial vehicle with a gross weight in excess of five (5) tons or in excess of twenty-two (22) feet in length in violation of the provisions of section 5.61 of the Uniform Traffic Code	25.00	50.00
(21) Other parking violation	10.00	20.00
(22) Fifth violation of any above violation within a thirty-day period	100.00	100.00

SECTION 2. EFFECTIVE DATE. This amendment shall become effective twenty days after passage.

SECTION 3. AVAILABILITY. This ordinance may be purchased or inspected in the city clerk's office, Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m.

SECTION 4. PUBLIC HEARING. A public hearing is set for Monday, September 17, 2018 at 7:30 p.m. for the purpose of hearing citizen comment regarding the proposed ordinance amendment.