

AN ORDINANCE No. 87-23-31  
**ADOPTED FEB 23 1987**

To amend and reordain Section 29-274 of the Code of the City of Richmond, 1985, concerning parking violations, to include within such section the penalty and provisions regarding payment of the penalty for a violation of Section 29-243.10, prohibiting the parking of motor vehicles within certain fire lanes within parking areas or lots designed to accommodate fifty or more vehicles.

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Patron - City Manager

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Approved as to form and legality  
by City Attorney

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THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That Section 29-274 of Chapter 29, Traffic and Motor Vehicles, of the Code of the City of Richmond, 1985, be and is hereby amended and reordained as follows:

Sec. 29-274. Parking violations; written notices; issuance of warrant or summons; penalty for noncompliance.

(a) Every person receiving written notice from a police officer, in the form approved by the director and the judge of the general district court, which shall be accompanied by or shall be printed on the reverse side of a "reply mail" envelope; which can be effectually sealed, that he has committed any of the following offenses, may waive his right to appear and be formally tried for the offense set forth in the notice, and upon voluntary payment of five

dollars (\$5.00) by check, draft or money order to the cashier, parking violations section of the department of finance within five (5) calendar days after receipt of such notice or upon voluntarily placing the notice, if separate, and five dollars (\$5.00) by check, draft or money order in the reply mail envelope and mailing it to the cashier, parking violations section of the department of finance so that it is postmarked within five (5) calendar days after receipt of such notice:

(1) Parked a vehicle in excess of the time designated on signs erected pursuant to section 29-241 in violation of sections 29-241, 29-286 or 29-290.

(2) Parked a vehicle where a parking meter has been installed without depositing the required coin in violation of section 29-287.

(3) Parked a motor vehicle on a highway or street on an angle where parallel parking has been prescribed by the director pursuant to section 29-241.

(b) Every person receiving written notice from a police officer, in the form approved by the director and the judge of the general district court, which shall be accompanied by or shall be printed on the reverse side of a reply mail envelope which can be effectually sealed, that he has committed any of the following offenses, may waive his

right to appear and be formally tried for the offense set forth in the notice, upon voluntary payment of ten dollars (\$10.00) by check, draft or money order to the cashier, parking violations section of the department of finance within five (5) calendar days after receipt of such notice or upon voluntarily placing the notice, if separate, and ten dollars (\$10.00) by check, draft or money order in the reply mail envelope and mailing it to the cashier, parking violations section of the department of finance so that it is postmarked within five (5) calendar days after receipt of such notice:

(1) Parked a vehicle upon a highway within fifteen (15) feet of a fire hydrant or fire station, in violation of section 29-242; or

(2) Parked a vehicle with its left side to the curb, in violation of section 29-256; or

(3) Parked a vehicle in an area of a highway designated by the director as a bus stop or taxicab stand, in violation of section 29-263; or

(4) Parked a vehicle in an area of a highway designated by the director as a place for loading or unloading vehicles in violation of section 29-262; or

(5) Parked a vehicle in a highway or part thereof, except an alley, in which parking of vehicles is

prohibited by rule or regulation made and promulgated by the director pursuant to section 29-241; or

(6) Parked a vehicle in an area of a parking lot open to the public and designated to accommodate fifty (50) or more vehicles in violation of section 29-243.10.

(c) Every person receiving written notice from a police officer, in the form approved by the director and the judge of the general district court, which shall be accompanied by or shall be printed on the reverse side of a reply mail envelope which can be effectively sealed, that he has committed any of the following offenses, may waive his right to appear and be formally tried for the offense set forth in the notice, upon voluntary payment of fifteen dollars (\$15.00) by check, draft or money order to the cashier, parking violations section of the department of finance within five (5) calendar days after receipt of such notice or upon voluntarily placing the notice, if separate, and fifteen dollars (\$15.00) by check, draft or money order in the reply mail envelope and mailing it to the cashier, parking violation section of the department of finance so that it is postmarked within five (5) calendar days after receipt of such notice:

(1) Parked a vehicle in an alley in which parking of vehicles is prohibited by rule or regulation made and promulgated by the director pursuant to section 29-241; or

(2) Parked a vehicle in a highway abreast of a vehicle already parked in a highway, in violation of sections 29-241 - 29-256; or

(3) Parked a vehicle in a highway in front of a private driveway across a sidewalk, in violation of section 29-242; or

(4) Parked a vehicle in a place reserved for handicapped persons in violation of section 29-244; or

(5) Parking a motor vehicle in such a manner that any portion of such vehicle is blocking a portion of an intersection.

(d) Every person receiving written notice from a police officer, in the form approved by the director and the judge of the general district court, which shall be accompanied by or shall be printed on the reverse side of a reply mail envelope which can be effectively sealed, that he has committed any of the following offenses, may waive his right to appear and be formally tried for the offense set forth in the notice, upon voluntary payment of fifty dollars (\$50.00) by check, draft, or money order to the cashier, parking violations section of the department of finance within five (5) calendar days after receipt of such notice or upon voluntarily placing the notice, if separate, and fifty dollars (\$50.00) by check, draft or money order in the

reply mail envelope and mailing it to the cashier, parking violations section of the department of finance so that it is postmarked within five (5) calendar days after receipt of such notice:

(1) Parked a motor vehicle having a gross weight in excess of seven thousand five hundred (7,500) pounds on any highway or public place in any residential district for more than two (2) hours other than for the expeditious unloading and delivery or pickup of merchandise or materials, or to park the same upon any highway or public place in any district between the hours of 12:00 midnight and 6:00 a.m. in violation of section 29-246.

(e) Every person receiving written notice from a police officer which shall be accompanied by or shall be printed on the reverse side of a "reply mail" envelope which can be effectually sealed, that his vehicle has been removed pursuant to sections 29-264 and 29-265, may waive his right to appear and to be formally tried for the offense set forth in the notice upon the voluntary payment of the amounts specified in subsections (1) or (2) below by check, draft or money order to the cashier, parking violations section of the department of finance within five (5) calendar days after receipt of such notice or upon voluntarily placing the notice, if separate, and the amounts specified in

subsections (1) or (2) below by check, draft or money order in the "reply mail" envelope and mailing it to the cashier, parking violations section of the department of finance so that it is postmarked within five (5) calendar days after receipt of such notice:

(1) Person has claimed and taken possession of vehicle parked in violation of this article at the parking area prior to completion of removal pursuant to sections 29-264 and 29-265; fine of twenty-three dollars (\$23.00).

(2) Person's vehicle has been removed pursuant to sections 29-264 and 29-265; fine of thirty-four dollars (\$34.00).

(f) Whenever a "reply mail" envelope is used for transmitting any check, draft or money order by mail to the cashier, parking violations section of the department of finance, pursuant to the provisions of this section, the responsibility for receipt of the check, draft or money order by the cashier by mail shall be that of the person receiving written notice of the commission of the offense stated therein.

(g) Any person who has received a notice pursuant to sections (a), (b) (c) and (d), and does not elect to waive his right to appear and be formally tried for the offense set forth in the notice, may, within five (5) calendar days

designated representative will cause a summons to be issued charging a violation of this section, or if no notice be mailed, the collector or the cashier shall on the twenty-first day following service of the initial written notice of violation, cause such warrant or summons to be issued.

The collector of taxes, or the cashier, shall have the option to accept payment of a fine as imposed pursuant to the provisions of this section, if same is received by mail and bears a postmark subsequent to the fifth day following a violation or if paid in person at the cashier's office and tendered a statement for the penalty, or the collector of taxes or cashier may refuse to accept any such payment that does not include the penalty as herein set out.

The nonreceipt of any notice mailed in accordance with the provisions of this section shall not excuse any violation for failure to pay a fine or penalty.

(i) Any person who has received a notice pursuant to subsections (a) through (e) and has failed to comply with subsections (a) through (g), or subsection (h), if applicable, shall, upon conviction, be punished by a fine of not more than one hundred dollars (\$100.00).

§ 2. This ordinance shall be in force and effect upon adoption.

**ORDINANCE OR RESOLUTION SUMMARY**  
**CITY OF RICHMOND, VIRGINIA**

<b>Resolution Ordinance No.</b> 87-23	<b>Subject</b>  To Amend Code to Establish Penalty for Parking in Certain Fire Lanes
<b>Requested by</b> City Manager	
<b>Received City Manager's Office</b> --	
<b>Summarized</b> 2/17/87	

**SUMMARY**

This Ordinance would amend and reordain Section 29-274 of the City Code and shall establish within such section the penalty and provisions regarding payment of the penalty for parking of motor vehicles within certain fire lanes in parking areas or lots designed to accommodate 50 or more vehicles.

Penalty \$10.00 - payable within 5 calendar days of receipt of ticket.

Companion Paper - Ordinance No. 87-22

**COUNCIL ACTION**

<b>On Docket</b> 2/23/87
<b>Amended</b> .....
<b>Adopted</b> .....
<b>Rejected</b> .....