

AN ORDINANCE TO UPDATE AND AMEND TOWN CODE §§ 12-500, 12-501, 12-502, 12-503, 12-503.1 AND ADD A NEW SECTION 12-507 REGARDING COUNTERFEIT OR FRAUDULENT PARKING RECEIPTS

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Blacksburg:

1. That §§ 12-500, 12-501, 12-502, 12-503, 12-503.1 are hereby amended and re-ordained, and a new § 12-507 added as follows:

Section 12-500. - General duties of town manager with respect to parking meters and pay stations payment devices.

(a) The town manager is authorized to provide for the installation or placing of parking meters *payment devices* at those locations in the town the manager may deem appropriate, and the regulation, control, operation, and use thereof in accordance with the provisions of this division, and to maintain such meters *devices* in good working condition. The town manager is authorized to erect, remove, maintain, or alter official signs which govern the type, manner, location, and duration of, or which prohibit or allow vehicular parking on public streets, other public areas of the town, and on other land owned or controlled by the town. Any such action shall be in accordance with the provisions of this division.

(b) ~~The town manager is also authorized to install or place parking pay stations, which are automated parking meters that manage multiple parking spaces. As used in this division, a reference to a "parking meter" shall also mean a "parking pay station" or "pay station" unless otherwise indicated by the context. As used in this division, "parking payment device" means any device used to accept payment for parking, such as parking meters, pay station kiosks, mobile devices and other payment methods approved by the Chief of Police. "Metered parking" means parking areas where payment, as set forth in this division is required.~~

Section 12-501. - Location; required signal; etc.

(a) ~~Parking meters installed pursuant to this division shall be placed upon the curbing immediately adjacent to individual parking spaces which are designated as provided in this division. Each parking meter shall be placed or set in such a manner as to show or display a signal that the parking space assigned to it is or is not legally in use. Each parking meter shall be installed and set to display, upon deposit of a coin of the United States of America therein or other authorized forms of payment, a signal indicating the legal parking time for the time allotted for such coin for the parking space upon which such meter is placed. Each meter shall be so arranged that upon the expiration of such parking limit, or the portion thereof for which the necessary payment has been made, it~~

~~will indicate by mechanical operation and proper signal that the lawful parking period has expired.~~

~~(b)~~ Parking ~~pay station~~ *payment devices* installed pursuant to this division shall be placed upon the curb alongside of or next to individual parking places within a block. Parking ~~pay station~~ *payment devices* may also be placed in town parking lots to manage parking spaces. ~~Each parking pay station~~ *Some payment devices shall may* print a receipt that indicates the legal time permitted for use of any parking space regulated by the ~~pay station~~ *parking payment device* upon the deposit of a coin or by other form of authorized payment. ~~In such cases, the~~ *The printed parking pay station payment device* receipt will indicate when the parking period expires.

Section 12-502. - Marking and use of metered spaces.

(a) The town manager or the manager's designated officers or employees shall place lines or markings on the curb, street, lot, or pavement to designate the parking space for which each ~~meter~~ *parking payment device* is to be used.

(b) It shall be unlawful for any person to park any vehicle in the spaces referred to in this section except within the lines and markings so established.

(c) When a parking space in any *metered* parking ~~meter~~ zone is parallel with the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked so that the foremost part of such vehicle shall be alongside of and nearest to the parking meter. When a parking space in any parking meter zone is diagonal to the curb or sidewalk, any vehicle parked in such parking space shall be parked with the foremost part of such vehicle directed at and nearest to such meter.

(d) It shall be unlawful for any peddler, itinerant merchant or any other person to use any metered parking space to display, offer, buy, sell or otherwise exchange for value any item, including but not limited to any and all goods, wares, flowers, prepared or unprepared food or any other product from any table or stand, or from any motor vehicle, trailer, cart, wagon or push cart.

(e) It shall be unlawful to use or occupy any metered parking space for any purpose except parking a registered motor vehicle.

Section 12-503. - Deposit of coin required, overtime parking generally.

(a) When any vehicle shall be parked in any space ~~next to which a parking meter is located~~ *for which payment is required under this division*, the operator of such vehicle shall, upon entering the parking space, immediately deposit, cause to be deposited, or assure the deposit of, one (1) or more coins of the United States of America or make payment through another authorized means of payment in such parking ~~meter~~ *payment*

device, calculated on the basis of one dollar (\$1.00) per hour. The parking space may then be lawfully occupied by such vehicle during the period prescribed as the parking time allowed in such zone, or the portion thereof for which the necessary payment has been made, but not to exceed the overall time limit provided in this article. If such vehicle shall remain in such parking space beyond the parking limit prescribed for such parking space, then upon the expiration of the parking limits, or the portion thereof for which the necessary coin or coins have been deposited or other authorized payment made, the parking ~~meters~~ *payment device* shall display a sign or signal showing illegal parking. In that event, the vehicle parked in such parking space shall be considered as parked overtime. The parking of a vehicle overtime in any such space shall be a violation of this section.

(b) It shall be unlawful for any person to permit a vehicle to remain or to be parked in any parking space ~~adjacent to any parking meter~~ managed by a ~~pay station~~ *parking payment device* ~~while such meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked~~ beyond the period of time prescribed for such parking space or if the time period for which parking has been paid has otherwise expired.

Section 12-503.1. - Maximum legal parking time; deposit of coin or other authorized payment for purpose of extending period for legal parking.

(a) The maximum period of legal parking time for all on street metered parking spaces and metered parking spaces in the Market Square Park Parking Lot, which is located at the corner of the 100 block of Draper Road NW and the 100 block of West Roanoke Street, shall be two (2) hours. The maximum period of legal parking time for metered parking spaces for the Progress Street Parking Lot, which is located off the 200 block of Progress Street NE, and the Church Street Parking Lot, which is located off the 100 block of Church Street NE, shall be four (4) hours. The period of lawful parking time shall be posted on all parking ~~meters~~ *payment devices or communicated by posted signs*.

(b) It shall be unlawful for any person to ~~deposit, or cause to be deposited, in a make an additional payment to a parking meter payment device any coin or coins, or other authorized payments,~~ for the purpose of extending the parking time beyond the period of legal parking time established for any parking space, as posted. ~~on the parking meter.~~

(c) This section is intended and shall be construed as follows: The period of legal parking time, at any one (1) time, is posted on the parking ~~meter~~ *payment device or the signs* controlling the parking space. No owner or operator shall allow, permit or suffer any vehicle to park in such space longer than the time posted, even though ~~another coin is~~

~~inserted in~~ *additional payment is made to the meter parking payment device or another authorized form of payment is made, and every such person failing to remove the vehicle from such space at the expiration of the posted time shall be in violation of this section.*

Section 12-507. - ~~Injuring, defacing, etc., meters.~~ *Damaging or defacing parking payment devices; fraudulent or counterfeit parking receipts.*

(a) It shall be unlawful for any unauthorized person to deface, ~~injure~~, *damage*, tamper with, open or willfully break, destroy or impair the usefulness of any ~~parking meter~~ *parking payment device*. A violation of this section shall constitute a Class I misdemeanor.

(b) *Any person who, with fraudulent intent, alters, forges or counterfeits any parking receipt issued by a parking payment device or who uses any parking receipt knowing it to have been altered, forged, or falsified, shall be guilty of a class 2 misdemeanor.*

2. That this ordinance will be effective on and after the date of its adoption.

Mayor

ATTEST:

Town Clerk

Introduction: _____

Public Hearing & Action: _____

APPROVED AS TO CONTENT:

Chief of Police

APPROVED AS TO LEGAL SUFFICIENCY:

Town Attorney