

CITY OF MYRTLE BEACH
COUNTY OF HORRY
STATE OF SOUTH CAROLINA

AN ORDINANCE TO AMEND CHAPTER 12, ARTICLE III, DIVISION 2, PARKING METERS IN SECTION 12-136 AND 12-140 TO PROVIDE THAT THE METERED PARKING VIOLATION INITIAL ASSESSMENT IS \$30.00, AND THAT THE FIRST LATE PAYMENT ASSESSMENT IS AN ADDITIONAL \$30.00 FOR AN UNPAID PARKING TICKET.

NOW THEREFORE, IT IS HEREBY ORDAINED THAT CHAPTER 12 OF THE CODE OF ORDINANCES OF THE CITY OF MYRTLE BEACH IS AMENDED BY AMENDING SECTIONS 12-136 AND 12-140 AS FOLLOWS, WITH REPEALED LANGUAGE SHOWN AS STRICKEN THROUGH, ENACTED LANGUAGE AS UNDERLINED, AND UNCHANGED LANGUAGE SHOWN IN CONTEXT:

Sec. 12-136. - Notice of metered parking violation.

(a) Whenever a police officer, or other person authorized by designation or contract to enforce the provisions of this article shall observe a vehicle parked in violation of the provisions contained in this article, he or she is authorized, in addition to all other authorized methods of enforcement, to issue a parking citation or ticket on a form approved by the police chief, and affix such citation or ticket to the parked vehicle.

(b) The metered parking citation, ticket or form so issued shall, as a minimum, contain on its face the identification of the issuer, the license plate number or vehicle identification number (VIN) of the parked vehicle, the location, date and time of the issuance, the nature of the offense, the location of the meter if applicable, the payment for the cited violation, the place and manner which payment or appeal may be made.

(c) The traffic citation authorized herein shall also contain a warning that if the reduced bond amount of \$30.00 required by the citation is not posted within 30 days, it shall be increased by an additional ~~\$10.00~~ \$30.00 ~~on first as a late assessment and \$15.00 on second late assessment~~, and that failure to pay the total amount may result in immobilization, impoundment, in the issuance of a warrant for arrest, or application for debt satisfaction as permitted by law.

Sec. 12-140. - Payment of reduced amount; nonpayment; late assessments; right to trial.

(a) Payment for a violation shall be remitted within 30 days of issuance of the citation. On the 31st day after issuance, a late charge assessment of ~~\$10.00~~ \$30.00 shall be added to the amount of the citation. Soon thereafter a notice of amount due shall be sent to the owner indicating that the full remittance of the original amount plus the late charge assessment is due within 15 days of the date of the notice. On the 45th day after issuance and

1 nonpayment, a 2nd late assessment of \$15.00 shall be added to the total.
2 Soon thereafter a 2nd notice of total amount due shall be sent to the owner
3 indicating that the full remittance of the original amount plus the two late
4 charges is due within 15 days of the date of the 2nd notice. Thereafter, after
5 the 60th day of issuance and nonpayment, a warrant for parking violations
6 may be issued or the city may invoke any remedy permitted by law for debt
7 collection, or vehicle impoundment or immobilization.

8 (b) *Request and right to criminal adjudication.* In lieu of appeal or
9 payment of the reduced amount, persons who receive a parking citation may
10 elect to invoke the right of trial upon their written request for and
11 acceptance of a warrant in substitution of each parking ticket issued. Upon
12 receiving a request for such trial, a warrant shall be issued and a courtesy
13 copy of that warrant will be mailed to the owner's address listed in the
14 vehicle's registration information along with the date and time of the trial.
15 The original warrant will be served at the time of the trial. Service of a
16 warrant vests the municipal court with jurisdiction to hear and dispose of the
17 charge for which the warrant was issued and served. Upon conviction after
18 trial, the person shall be punished for each violation in accordance with
19 section 1-9, up to \$500.00 or 30 days imprisonment for each violation.
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21 This ordinance shall become effective upon adoption.
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24

25 _____
26 JOHN RHODES, MAYOR

27 ATTEST:
28

29 _____
30 JOAN GROVE, CITY CLERK
31

32 1st Reading:

33 2nd Reading: