EXPLANATION: Matter underlined is new; matter in brackets and stricken [--] is material to be repealed.

BILL NO. 7269

ORDINANCE NO. 6678

ORDINANCE TO AMEND TITLE 6 OF THE RENO MUNICIPAL CODE ENTITLED "VEHICLES AND TRAFFIC" BY DEFINING PARKING ENFORCEMENT OFFICER IN CHAPTER 6.04 ENTITLED DEFINITIONS"; DESIGNATING PARKING ENFORCEMENT OFFICER'S AUTHORITY IN CHAPTER 6.06 ENTITLED "RULES OF THE ROAD"; AND AMENDING CHAPTER 6.30 ENTITLED "PARKING VIOLATIONS/ CIVIL INFRACTIONS" TOGETHER WITH MATTERS WHICH PERTAIN TO OR ARE NECESSARILY CONNECTED THEREWITH.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RENO DOES ORDAIN:

SECTION 1: Title 6, Chapter 6.04 entitled "Definitions"; by adding Section 6.04.385 "Parking Enforcement Officer"; Chapter 6.06 entitled "Rules of the Road"; by amending Section 6.06.010 "Authority of police, parking enforcement, and fire department officials"; amending Chapter 6.30 entitled "Parking Violations/Civil Infractions" and other matters properly related thereto: is hereby amended to read as follows:

CHAPTER 6.04. - DEFINITIONS

Sec. 6.04.385. - Parking Enforcement Officer

"Parking Enforcement Officer" means an enforcement official authorized by this ordinance to enforce this title and all state laws used for the purpose of regulating parking, including the issuance of citations and assistance in the impoundment or immobilization of vehicles in violation of this title and state parking laws.

CHAPTER 6.06. – RULES OF THE ROAD

Sec. 6.06.010. - Authority of police, parking enforcement, and **fire department officials.**

(a) It shall be the duty of the officers of the police department, or such officers as are assigned by the chief of police to enforce all street traffic laws of this city and all of the state vehicle laws applicable to street traffic in this city.

(b) Officers of the police department and other such persons as are designated by the chief of police are hereby authorized to direct all traffic by voice, hand or signal in conformance with

traffic laws, provided that, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department and other such persons as are

designated in writing by the chief of police may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.

(c) Officers of the fire department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

(d) Parking Enforcement Officers shall have a primary duty to enforce all parking regulations of this city and all state vehicle parking laws applicable to streets, public property, and public rights-of-way in this city.

CHAPTER 6.30. - PARKING VIOLATIONS/CIVIL INFRACTIONS

State Law reference— Local authority to regulate parking, NRS 484.441.

Sec. 6.30.010. - Violation—Infraction.

It is a civil infraction, for which both the registered owner and the operator of a vehicle are liable, for such vehicle to be parked or found in violation of any of the parking (non-moving traffic) laws which are set forth in this chapter.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.020. - Same—Notice of infraction.

Whenever any vehicle is found in violation of the parking (non-moving traffic) laws which are set forth in this chapter, a notice of infraction must be issued.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.030. - Notice of infraction—Form.

(a) The notice of infraction must be on the form which is prescribed by the City of Reno and must contain the following information:

(1) The state and license number and make of the vehicle which is parked in violation of the provisions of this Code;

(2) The location at which the violation occurred;

(3) The date and time of the violation;

(4) The number of the parking meter which is adjacent to the vehicle, or the parking space number, if the vehicle is violating a parking regulation respecting the use of parking meters, as provided for in Chapter 6.08 of this Code;

(5) The signature of the person who issues the notice of infraction;

(6) The section of this Code which allegedly is being violated;

(7) Information which advises of the manner in which, and the time within which, the notice of infraction should be answered;

(8) A warning that repeated violations may result in the impounding or immobilizing of vehicle;

(9) Any other reasonable information which is prescribed by the ~~public works department~~ City of Reno

(b) Vehicles without a license plate shall be identified by the Vehicle Identification Number (VIN) and the Make of the vehicle. Vehicles without a license plate or visible VIN shall be identified by make, model, color, style, and any other information that will facilitate identifying the vehicle in the future. Vehicles without a license plate or VIN shall not be exempt from the requirements of the Reno Municipal Code.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.040. - Same—Issuance.

The notice of infraction may be issued by any peace officer, parking enforcement officer, or by any person who is authorized by the ~~public works department~~ City Manager or the Reno Police Department.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.050. - Same—Filing.

The original notice of infraction, or a facsimile thereof, must be filed with the Reno City Clerk and retained by the Reno City Clerk and is deemed to be a public record of matters which are observed pursuant to a duty which is imposed by law and is prima facie evidence of the facts which are alleged therein. A duplicate of the notice of infraction must be served on the person to whom it is issued as provided in section 6.30.060. (Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.060. - Same—Service.

(a) The notice of infraction must be served upon the owner and/or operator of the vehicle by affixing the notice to the vehicle in a conspicuous place. Service of the notice of infraction by affixation has the same force and effect and is subject to the same penalties for the disregard thereof, as if the notice of infraction were personally served on the owner and/or operator of the vehicle. In lieu of service by affixation, the notice of infraction may be personally served upon the owner and/or operator of the vehicle.

(b) For the purposes of this chapter, an operator of a vehicle who is not the owner thereof but who uses or operates the vehicle with the permission of the owner, express or implied, is deemed to be the agent of the owner to receive a notice of infraction, whether it is personally

served on the operator or served by affixation, and service in either manner is also deemed to be lawful service upon the owner.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.070. - Liability.

The operator of a vehicle is liable for the civil fines which are imposed pursuant to this chapter. The registered owner of the vehicle, even if they are not the operator thereof, is also liable for such civil fines, unless they are able to demonstrate that the vehicle was used without their permission, express or implied. A registered owner who pays any civil fine pursuant to this chapter has the right to recover from the operator of the vehicle the civil fines so paid, and has a cause of action in any court which has appropriate jurisdiction against the operator of the vehicle for the amount so paid.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.080. - Notice of infraction—Duties of respondent.

(a) A person who responds to a notice of infraction must:

(1) "Admit" the commission of the infraction and pay the appropriate civil fine.

(2) "Deny" liability for the infraction.

(b) The burden to prove any defense shall be upon the person raising such defense.

(c) A person may "admit" pursuant to paragraph (1) of subsection (a) of this section by paying the amount of the civil fine for the violation committed to the Reno City Clerk.

(d) A person may "deny" liability pursuant to paragraph (2) of subsection (a) of this Section only by appearing in person before the Reno City Clerk at which time a date for a hearing on the infraction shall be scheduled by the Reno City Clerk.

(e) If the hearing officer finds that the infraction has not occurred or an infraction has been committed but one or more of the defenses set forth below is applicable, the hearing officer may dismiss the notice of infraction and release the registered owner and/or operator from liability thereunder. Such defenses include, but are not limited to:

(1) At the time of the receipt of the notice, possession of the subject vehicle had been acquired in violation of the criminal laws of the State of Nevada.

(2) If the notice of authorized use alleges a violation of any ordinance pertaining to a parking meter, such meter was mechanically malfunctioning to the extent that its reliability is questionable.

(3) Compliance with the subject ordinances would have presented an imminent and irreparable injury to persons or property.

(4) In cases in which the provisions of RMC 6.06.070(b) are found to apply.

(f) If the hearing officer finds that the infraction has been committed, but the subject vehicle was mechanically incapable of being moved from such location for a period less than six

hours, the hearing officer may reduce the civil fine associated therewith, but in no event shall such civil fines be reduced below the sum of $10.00**.**

(g) If the hearing officer finds that an infraction has been committed and no applicable defense exists, the hearing officer may, in the interest of justice and on behalf of the city, enter into an agreement for the timely or periodic payment of the applicable penalty.

(h) (1) In a contested citation proceeding, a party against whom the hearing officer has entered a finding of liability and assessment of fine, by default or otherwise may, if the assessed fine has been paid, appeal to the Reno Municipal Court within ten days from the date of entry of the finding and assessment. Appeal shall be made by filing with the Reno City Clerk a written notice containing the appellant's name, current address, phone number, citation number, and a statement that the appellant appeals the finding and assessment.

(2) Upon receipt of timely notice of appeal, the city clerk shall forward the notice, together with a copy of the citation and a copy of the hearing officer's finding and assessment to the Reno Municipal Court and a copy of the same to the office of the city attorney.

(3) On appeal, the matter shall be resolved in a civil action, except that no formal complaint need be filed nor summons issued. The proceedings shall be governed by section 6.30.110 of this chapter. The filing of the notice of appeal shall constitute a submission by the appellant to the jurisdiction of the Reno Municipal Court and to all notices and orders issued by said court during appeal, and to final judgment of said court on resolution of the appeal.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.090. - Same—Judicial enforcement.

Judicial enforcement of notices of infraction must be by way of civil suit in the Reno Municipal Court. A certified copy of the notice of infraction constitutes a prima facie showing that an infraction occurred.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.100. - Commencement of civil action—Procedure.

The action may be commenced at any time after the expiration of 40 days following the date on which the notice of infraction was served pursuant to section 6.30.110, by the filing of a complaint in the name of the City of Reno and the issuance of a summons with respect thereto, and service of such complaint and summons on the defendant must be made by certified mail, return receipt requested, addressed to the registered owner of the vehicle at his last known address, as indicated by the vehicle registration which is maintained by the Nevada Department of Motor Vehicles or in any other manner which is authorized by law. The proceedings in Reno Municipal Court for actions commenced pursuant this chapter shall be governed by Rules 1 and 3 through 87 of the Justice Court Rules of Procedure. (Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.110. - Same—Time limit.

Civil actions pursuant to this chapter may only be commenced within two years after the date on which the infraction occurred, except as provided in section 6.30.610, and the standard of proof which is applied is the preponderance of the evidence. The city has satisfied its burden of proof if it shows that an infraction occurred and that the vehicle was registered to the defendant on the date on which the infraction occurred, unless either of these elements is satisfactorily rebutted by the defendant. The defendant may assert the defenses set forth in section 6.30.080(e) and (f), and the court may dismiss the notice of the infraction if it finds the defenses set forth in section 6.30.080(e) are applicable and may reduce the fine if the court finds that the defenses set forth in section 6.30.080(f) are applicable.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.120. - Monetary sanctions for parking violations—Not exclusive.

The enforcement of parking (non-moving traffic) laws under this chapter is not exclusive and shall not prevent the institution and the prosecution of criminal proceedings in the Reno Municipal Court against the registered owner and/or operator of such vehicle, who has been served with six or more infractions to which the registered owner and/or operator of such vehicle has not responded.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.130. - Stopping or standing prohibited generally.

(a) A person shall not stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer, or official traffic-control device in any of the following places:

(1) On a sidewalk, bike lane, or parkway;

(2) In front of a public or private driveway;

(3) Within an intersection;

(4) Within 15 feet of a fire hydrant;

(5) On a crosswalk;

(6) Within 20 feet of a crosswalk;

(7) Within 50 feet of the nearest rail of a railroad except in an authorized parking area or other area designated by the traffic engineer or designee;

(8) Within 20 feet of a driveway entrance to any fire station and, on the side of a highway opposite the entrance to any fire station, within 75 feet of such entrance;

(9) Alongside or opposite any highway excavation or obstruction when such stopping, standing or parking would obstruct traffic;

(10) Upon any bridge or other elevated structure or within a highway tunnel, except in an authorized parking area or other area designated by the traffic engineer or designee;

(11) Within five feet of a public or private driveway;

(12) At any place where official traffic-control devices prohibit stopping, standing or parking; and

(13) (a) On the highway side of any vehicle stopped or parked at the edge of or curb of a highway.

(b)It is unlawful for the owner or driver of any vehicle or trailer or commercial motor vehicle, as defined in RMC 6.04.110, with or without towed units, having an overall length of more than 24 feet to stand or park the same within District No. 1 at any time except with a permit issued in accordance with RMC Chapter 6.11; provided, however, that a vehicle carrying passengers may stop for the purpose of picking up or discharging passengers at designated bus stops.

(c)It is unlawful for the owner or driver of any vehicle or trailer or commercial motor vehicle, as defined in RMC 6.04.110, with or without towed units, having an overall length of more than 24 feet or a height of more than eight feet or a width of more than eight feet exclusive of side-view mirrors to stand or park the same at any time on any street or highway or alley except while such vehicle is picking up or discharging passengers.

(1) The owner or driver of a recreational vehicle may stand or park the recreational vehicle immediately in front of the real property of the owner or driver of the recreational vehicle for the purpose of picking up or discharging passengers or preparing the recreational vehicle for use or storage in a lawful manner. For purposes of the subsection, a motor vehicle is defined as a vehicular-type unit primarily designed as temporary living quarters for travel, recreational or camping use, which may be self propelled or mounted upon or drawn by a motor vehicle.

(2) No motor vehicle and/or trailer shall remain standing or parked for a period of more than (48) consecutive hours.

(3) For the purposes of this section, a vehicle and/or trailer or commercial motor vehicle, as defined in RMC 6.04.110, with or without towed units, not otherwise prohibited in subsection (d) shall be considered to have been parked or left standing for 48 consecutive hours if it is still visible on the same street after being posted.

(4) At the conclusion of the 48-hour period as described in subsection (d)(1), at least 48 hours must elapse before the start of a new 48-hour period, during which time the vehicle and/or trailer or commercial motor vehicle as defined in RMC 6.04.110, with or without towed units, not otherwise prohibited in subsection (d) must be removed from in front of the real property of the owner of the vehicle and/or trailer or agent of the owner thereof.

(d) It is unlawful for the driver of any placarded vehicle and/or trailer or commercial motor vehicle, as defined in RMC 6.04.110, with or without towed units to stop, stand or park the vehicle and/or trailer or commercial motor vehicle as defined above on any street or highway or alley for any purpose except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control signal. Violation of RMC 6.30.130 (d) shall be deemed a public nuisance and the registered business identified on the vehicle shall be subject to the penalties provided in RMC Chapter 8.22 titled “Nuisances”.

(e) It is unlawful for the driver of any vehicle to stand or park the same upon any street or highway for the purpose of introducing gasoline, petroleum product, fuel or other combustible material into the vehicle, and it is unlawful for any person to introduce gasoline, petroleum product, fuel or other combustible material into any vehicle while the same is standing or parked upon any street or highway; provided, however, that it shall be lawful to so introduce gasoline, petroleum product, fuel or other combustible material into a vehicle from a container not exceeding five gallons in capacity in the event the fuel supply in the vehicle has become exhausted.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5341, § 1, 5-28-02; Ord. No. 5738, § 1, 9-14-05; Ord. No. 5776, § 1, 12-1-05; Ord. No. 5967, § 1, 9-12-07; Ord. No. 6051, § 1, 8-20-08; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.135. - Permits for temporary oversize vehicle parking.

(a) The city clerk or designee may issue a temporary permit for the parking of a vehicle and/or trailer or commercial motor vehicle as described in RMC 6.06.390(d), with or without towed units, only pursuant to findings set forth in this section.

(1) The vehicle and/or trailer or commercial motor vehicle, with or without towed units, belongs to visitors or house guests temporarily residing in the city. Such permit shall be valid for a maximum period of seven days, will not be issued for successive periods, and will not be issued to vehicles registered to a residence in the City of Reno. Such permit will not be issued more than six times within any 12-month period.

(2) The vehicle and/or trailer or commercial motor vehicle, with or without towed units, belongs to a new resident, or is newly purchased, and suitable permanent parking or storage is being arranged. Such permit will not be issued for successive periods and shall be valid for a maximum period of 30 days.

(3) The vehicle and/or trailer or commercial motor vehicle is used as the sole means of transportation, and the parking of such vehicle is not reasonably possible on the owner's premises. Such permit shall be valid for a maximum period of 12 months and may be renewed for successive 12-month periods. The owner is required to provide an affidavit under penalty of perjury and any other documentation showing the vehicle and/or trailer or commercial motor vehicle is the owner's sole means of transportation.

(b) Such permit as is issued pursuant to this section must be prominently displayed in the front windshield of the permitted vehicle and/or trailer or commercial motor vehicle for ease of inspection.

(c) Nothing in this section shall be construed to permit the use of a vehicle and/or trailer or commercial motor vehicle for sleeping or dwelling purposes outside a recreational vehicle park as governed by Title 18 of the Reno Municipal Code.

(Ord. No. 5738, § 2, 9-14-05; Ord. No. 5776, § 2, 12-1-05; Ord. No. 6051, § 2, 8-20-08; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.140. - Stopping or standing at hazardous places prohibited.

When official traffic-control devices are erected at hazardous or congested places, a person shall not stop, stand or park a vehicle in any such designated place.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.150. - Method of parking.

(a) It is unlawful for any person to stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of traffic and with the right-hand wheels of the vehicle within 18 inches of the curb line or edge of the roadway, except on one-way streets where the wheels of either side of the vehicle shall be within 18 inches of the curb line or edge of the roadway, and except culs-de-sac in residential zones where parking may be other than parallel.

(b) It is unlawful to park any vehicle so as to be on or overlap any parking line which is marked upon the surface of any street or highway for the purpose of designating a parking space; provided, however, that outside the boundaries of District No. 1 it shall be lawful to back a vehicle to the curb only for such time as shall be necessary to load or unload merchandise or material, and then only if ample space be left in the roadway for one lane of traffic to pass such a vehicle, and that within the boundaries of District No. 1 it shall only be lawful to back a vehicle to a curb for the purpose of loading or unloading merchandise or material at the time and place and under the conditions specified in a permit issued by the city traffic engineer.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.160. - Angle parking.

Upon those highways which have official traffic-control devices permitting angle parking, a person shall not stop, stand or park a vehicle other than at the angle to the curb or edge of the highway indicated by such devices.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.165. - Qualified alternative fuel vehicles parking charging stations.

(a) No person shall stop, stand, or park a vehicle other than a qualified alternative fuel vehicle as defined in section 6.04.485 within any space marked or signed as reserved for "electric or alternative fuel vehicle parking while charging only."

(b) It is unlawful to park or permit to be parked any qualified alternative fuel vehicle in a space with a charging station that is marked as "vehicle parking while charging only" if such vehicle is not in the process of charging.

(c) Qualified alternative fuel vehicles may be parked in any space designated for public parking, subject to the restrictions that would apply to any other vehicle that would park in that space or complies with section 6.06.240.

(d) For purposes of this section, the following definitions apply:

Electric or alternative fuel vehicle parking space means any marked parking space that identifies the use to be exclusively for the parking of a qualified alternative fuel vehicle.

Vehicle charging station means a public parking space that is served by battery charging station equipment that has as its primary purpose the transfer of electric energy (by conductive or inductive means) to a battery or other energy storage device in an electric vehicle, and that is 1) publicly owned and publicly available (e.g., Park and Ride parking, public library parking lot, on-street parking), or 2) privately owned and publicly available (e.g., shopping center parking, non-reserved parking in multi-family parking lots).

(e) Violations of this section shall be subject to a civil fine and penalty set forth in section 6.30.620 of the Reno Municipal Code.

(Ord. No. 6434, § 1, 8-9-17)

Sec. 6.30.220. - Parking in alleys.

No vehicle shall be parked in an alley or left so parked temporarily within District No. 1 or outside District No. 1 where designated by the city council and signs are placed giving notice thereof, except for such period of time as is reasonably necessary for the purpose of loading or unloading such vehicle. If commercial vehicles are required to be parked in alleys for the purpose of making utility installation, maintenance, or repairs, the vehicles shall be so parked as not to block the passage of other vehicles and shall not be so parked in alleys unless written consent to do so is first obtained from the city manager or his designated representative, or as permitted for service parking as allowed by section 6.30.360.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.230. - Service vehicle standing zones in street.

If a business requiring a service vehicle standing zone, as provided under section 6.30.150 shall be situated without access to an alley, the city council by formal action is empowered to grant such zones on the street.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.240. - Stopping or standing prohibited when signs required.

(a) In such areas as the city council has heretofore or may hereafter designate as "no parking" or stopping areas, the director of traffic and transportation shall cause such areas to be appropriately marked by red paint placed and maintained upon the entire curb surface within such area, omitting any crosswalk area.

(b) It shall be unlawful for any person to stop, stand or park a vehicle in any area so designated as a "no parking" or stopping area; except that a bus may stop in such a red zone when the same has been authorized to be, and has been marked or signed as, a bus stop, and a taxi or vehicle for the transportation of persons or property for hire may stop in certain red zones as

provided in this title, and vehicles of the city and of the officials of the city may stop in such red zone which has been authorized to be, and has been marked or signed, for "municipal cars only."

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.250. - Reserved.

Editor's note— Ord. No. 5270, § 1, adopted Sept. 25, 2001, repealed § 6.30.250, which pertained to restricted parking zones. See the Administrative Code Comparative Table.

Sec. 6.30.290. - Stopping for loading or unloading only.

When such areas as the city council may hereafter designate as "loading zones" have been appropriately marked by yellow paint placed and maintained upon the entire curb surface along such area, with a proper sign erected and designated "loading zone" along the yellow zone, it shall be unlawful for any person to stop or stand a vehicle except for the purpose of loading or unloading passengers or materials except under certain restrictions, as follows:

(a) **Private vehicles**, or vehicles for personal use**.** The loading or unloading of passengers shall not consume more than three minutes and that of unloading or loading of passengers and their luggage or miscellaneous cargo shall not consume more than five minutes.

(b) **Commercial vehicles**, or vehicles used for commercial purposes. The loading or unloading of passengers, materials, cargo, delivery or pickup of express and parcel post packages and United States mail shall not consume more than 20 minutes unless permission be obtained from the police department authorizing the standing of a vehicle for a longer period of time while unloading or loading.

(c) **Application of restrictions and exceptions.** The aforementioned restrictions shall be effective on weekdays and also on Saturdays between the hours commencing with 8:00 a.m. and concluding at 6:00 p.m., unless the areas are posted otherwise. If the areas are posted by signs, as, for example, stating "day or night" or "24 hours," then and in such instances the restrictions shall be in effect for the period indicated by the signs. Except as indicated by such appropriate signs, all loading zones shall be open to public parking on weekdays and Saturdays between the hours commencing with 6:00 p.m. and concluding with 8:00 a.m., and they shall likewise be open to public parking on Sundays and holidays for the full 24 hours of such days.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5969, § 2, 9-12-07; Ord. No. 6194, § 1, 7-6-11)

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.301. - Parking of overweight vehicles prohibited.

It is unlawful for the driver or owner of a commercial motor vehicle, as defined in RMC 6.04.110, with or without towed units, rated by the manufacturer's nominal rating in excess of 10,000 unladen pounds, to park such commercial motor vehicle, whether attended or unattended,

except for the purpose of loading or unloading passengers, materials or merchandise or for any purpose incident to any lawful construction project located within the immediate vicinity of such parked vehicle, upon streets or alleys within the city.

(Ord. No. 4997, § 1, 4-13-99; Ord. No. 6051, § 3, 8-20-08; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.310. - Parking limited in parking lots.

(a) When signs, authorized by action of the city council, are in place giving notice thereof, no person shall stop, stand or park any vehicle upon any ~~street or~~ city-owned or city-operated public parking lot for a period of time longer than the period specified on the sign.

(b) When signs, authorized by action of the city council, are in place giving notice thereof, no person shall stop, stand or park any vehicle upon any ~~street or~~ city-owned or city-operated public parking lot between the hours specified on the sign or as otherwise specified on the sign.

(c) The provisions of this Section shall be subject to the application of special or more restrictive provisions contained in this chapter and relating to the parking of vehicles. (Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.320. - Unlawful parking with locked doors.

It is unlawful for any person to leave standing or parked any vehicle when the doors of the same are locked in which there is a person who cannot readily escape therefrom.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.330. - Parking for certain purposes.

(a) No person shall park any vehicle or trailer or semitrailer or any vehicle and trailer or semitrailer upon any highway, street, alley, or city-owned or city-operated public parking lot for the principal purpose of:

(1) Displaying such vehicle or trailer or semitrailer or vehicle and trailer or semitrailer for sale:

(2) Washing, greasing, repairing or constructing such vehicle or trailer or semitrailer or vehicle and trailer or semitrailer, except repairs necessitated by an emergency;

(3) Soliciting business;

(4) Selling merchandise from such vehicle or trailer or semitrailer or vehicle and trailer or semitrailer;

(5) Storage, or dead storage, for more than ~~48~~ 72 hours.

(b) Storage, or dead storage, will be deemed in compliance if the vehicle is registered and moved from the location where it was originally posted. If the vehicle is not registered, missing

license plates, or appears abandoned, it will be deemed in compliance if the vehicle is not visible from the location where it was originally posted**.**

(c) No person whose business involves the repairing, servicing, towing, wrecking or salvaging of vehicles or trailers or semitrailers shall park, leave standing, or store any vehicle or trailer or semitrailer or any vehicle and trailer or semitrailer on any highway, street, alley, or cityowned or city-operated public parking lot after that person has accepted, obtained or exercised custody of the vehicle or trailer or semitrailer or vehicle and trailer or semitrailer.

(d) Violation of RMC 6.30.330 (c) shall be deemed a public nuisance, and the registered business licensee shall be subject to the penalties provided in RMC Chapter 8.22 titled “Nuisances”.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5521, § 1, 12-3-03; Ord. No. 5738, § 3, 9-14-05; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.340. - Emergency parking signs.

(a) Whenever the traffic engineer shall determine that an emergency traffic congestion is likely to result from the holding of public or private assemblages, gatherings or functions, or for other reasons, the traffic engineer shall have the power and authority to order temporary signs to be erected or posted indicating that the operation, parking or standing of vehicles is prohibited on such streets and alleys as the traffic engineer shall direct during the time such temporary signs are in place. Such signs shall remain in place during the existence of such emergency and the traffic engineer shall cause such signs to be removed promptly thereafter.

(b) When signs authorized by the provisions of this section are in place giving notice thereof, it is unlawful for any person to operate, park or stand any vehicle contrary to the directions and provisions of such signs.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.350. - Preferential parking rights.

Whenever a space is vacant next to a curb, sufficient only for the parking of one vehicle, and any vehicle has been stopped in the line of traffic for the purpose of backing into the space, such vehicle shall have the preferential right to such parking space over any following vehicle.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.360. - Service and business parking.

(1) The city engineer or designee is authorized to issue a permit for "service parking," which term means use of parking meter space while rendering service in cleaning, painting, adjusting or making minor repairs or replacements in or to buildings or building equipment

or to public utilities in the vicinity of the service parking space, or service parking in an alley, loading zone, taxicab stand, or bus stand, upon the following conditions:

(a) Application shall be made to the city engineer or designee on a form provided by the city. The applicant shall set forth the applicant's business and the necessity for such permit.

(b) If it appears that a necessity exists, the city engineer or designee may authorize the issuance of such permit upon payment of the fees and under the conditions hereinafter prescribed.

(c) Upon payment of the prescribed fee, the city engineer or designee may authorize the number of vehicles eligible for "service parking" deemed necessary or convenient for the applicant.

(d) Upon entering any space available, the permittee shall follow the prescribed method as set forth by the Public Works Department for the use of the "service parking" permit.

(e) The city engineer or designee, or the police department may revoke any permit if used for any purpose other than that authorized herein, or for any violation of the terms and conditions of this section. Upon revocation, any issued device used to indicate "service parking" status shall be immediately returned to the city engineer or designee and all fees paid shall be forfeited. Police officers finding vehicles in "service parking" status shall investigate the use being made thereof, and if it is found in violation of this section, shall issue a citation to the permittee and shall remove the vehicle from "service parking" status.

(f) The fee for a permit shall be in accordance with a set list of fees approved by the city council and kept on file in the office of the city engineer.

(g) It is unlawful for any permittee to violate any of the provisions of this section, or for any other person to have in his possession any issued device used to indicate "service parking" status issued by the city engineer when not authorized by the permittee in this Code.

(2) The city engineer is authorized to issue a permit for "business parking," which term means use of parking space for general business use upon the following conditions:

(a) The business property has no off-street parking.

(b) The permit shall only be valid in a metered parking space immediately adjacent to the business property, except as otherwise allowed under the permit issued by the city engineer.

(c) No more than one permit shall be issued to any one business.

(d) Application shall be made to the city engineer on a form provided by the city. The applicant shall set forth the applicant's business name and the necessity for such permit .

(e) If it appears that a necessity exists, the city engineer may authorize the issuance of such permit upon payment of the fees and under the conditions hereinafter prescribed.

(f) Upon entering any metered space available, the permittee shall follow the prescribed method as set forth by the Public Works Department for the use of the "business parking" permit.

(g) The city engineer or designee, or the police department may revoke any permit if used for any purpose other than that authorized herein, or for any violation of the terms and conditions of this section. Upon revocation, any issued device used to indicate "business parking" status shall be immediately returned to the city engineer or designee and all fees paid shall be forfeited. Police officers finding vehicles in "business parking" status shall investigate the use being made thereof, and if it is found in violation of this section, shall issue a citation to the permittee and shall remove the vehicle from "business parking" status.

(h) The fee for a permit shall be in accordance with a set list of fees approved by the city council and kept on file in the office of the city engineer.

(i) It is unlawful for any permittee to violate any of the provisions of this section, or for any other person to have in his possession any issued device used to indicate "business parking" status issued by the city engineer when not authorized by the permittee, and violations shall be punished as provided in this Code. (Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.400. - Handicapped parking.

(a) Any parking space designated for the handicapped must be indicated by a sign:

(1) Bearing the international symbol of accessibility with or without the words "Parking," "Handicapped Parking," "Handicapped Parking Only," or "Reserved for the Handicapped," or any other word or combination of words indicating that the space is designated for the handicapped; and

(2) Stating "Minimum fine of $250.00 for use by others" or equivalent words; and

(3) The bottom of which must be not less than four feet above the ground.

(b) In addition to the requirements of subsection (a), a parking space designed for the handicapped which:

(1) Is designed for the exclusive use of a vehicle with a side-loading wheelchair lift; and

(2) Is located in a parking lot with 60 or more spaces, must be indicated by a sign using a combination of words to state that the space is for the exclusive use of a vehicle with a side-loading wheelchair lift.

(c) If a parking space is designed for the use of a vehicle with a side-loading wheelchair lift, the space which is immediately adjacent and intended for use in the loading and unloading of a wheelchair into or out of such a vehicle must be indicated by a sign:

(1) Stating "No Parking" or similar words which indicate that parking in such a space is prohibited;

(2) Stating "Minimum fine of $250.00 for violation" or similar words indicating that the minimum fine for parking in such a space is $250.00; and

(3) The bottom of which must not be less than four feet above the ground.

(d) An owner of private property upon which is located a parking space described in subsection (a), (b) or (c) shall erect and maintain or cause to be erected and maintained any sign required pursuant to subsection (a), (b), or (c), whichever is applicable. If a parking space described in subsection (a), (b), or (c) is located on public property, the governmental entity having control over that public property shall erect and maintain or cause to be erected and maintained any sign required pursuant to subsections (a), (b), or (c), whichever is applicable.

(e) A person shall not park a vehicle in a space designed for the handicapped by a sign that meets the requirements of subsection (a), whether on public or privately owned property, unless he is eligible to do so and the vehicle displays: (1) Special license plates issued pursuant to NRS 482.384;

(2) A special or temporary parking placard issued pursuant to NRS 482.384;

(3) A special or temporary parking sticker issued pursuant to NRS 482.384;

(4) Special license plates, a special or temporary parking sticker, or a special or temporary parking placard displaying the international symbol of access issued by another state or a foreign country; or

(5) Special license plates for a disabled veteran issued pursuant to NRS 482.377.

(f) Except as otherwise provided in this subsection, a person shall not park a vehicle in a space that is reserved for the exclusive use of a vehicle with a side-loading wheelchair lift and is designated for the handicapped by a sign that meets the requirements of subsection (b), whether on public or privately owned property, unless:

(1) He is eligible to do so;

(2) The vehicle displays the special license plates or placard set forth in subsection (e); and

(3) The vehicle is equipped with a side-loading wheelchair lift.

A person who meets the requirements of paragraphs (1) and (2) may park a vehicle that is not equipped with a side-loading wheelchair lift in such a parking space if the space is in a parking lot with fewer than 60 parking spaces.

(g) A person shall not park in a space which:

(1) Is immediately adjacent to a space designed for use by a vehicle with a side-loading wheelchair lift; and

(2) Is designated as a space in which parking is prohibited by a sign that meets the requirements of subsection (c), whether on public or privately owned property.

(h) A person shall not use a plate, sticker or placard set forth in subsection (e) to park in a space designed for the handicapped unless he is a person with a permanent disability,

disability of moderate duration or temporary disability, a disabled veteran, or the driver of a vehicle in which any such person is a passenger.

(i) A person with a permanent disability, disability of moderate or temporary disability to whom a:

(1) Special license plate, or a special or temporary parking sticker, has been issued pursuant to NRS 482.384 shall not allow any other person to park the vehicle or motorcycle displaying the special license plate or special or temporary parking sticker in a space designed for the handicapped unless the person with the permanent disability, disability of moderate duration or temporary disability is a passenger in the vehicle or on the motorcycle, or is being picked up or dropped off by the driver of the vehicle or motorcycle, at the time that the vehicle or motorcycle is parked in the space designed for the handicapped.

(2) Special or temporary parking placard has been issued pursuant to NRS 482.384 shall not allow any other person to park the vehicle which displays the special or temporary parking placard in a space designated for the handicapped unless the person with the permanent disability, disability of moderate duration or temporary disability is a passenger in the vehicle, or is being picked up or dropped off by the driver of the vehicle, at the time that it is parked in the space designated for the handicapped.

(j) An operator who is physically handicapped or who is transporting a physically handicapped person may park a motor vehicle displaying a special parking permit or special plates issued pursuant to NRS 482.384 or 482.377 for not more than four hours at any one time in parking zones restricted as to the length of time parking is permitted, without penalty or removal of such vehicle, if such parking is otherwise consistent with public safety.

(k) An operator of a motor vehicle displaying license plates issued pursuant to NRS 482.377 is exempt from the payment of any parking fees, including those collected through parking meters, charged by the city.

(l) Violations of any of the provisions of this section shall be subject to the following fines:

(1) $250.00 for the first and second violations; and

(2) $500.00 for the third and all subsequent violations.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5799, § 1, 1-25-06; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.420. - Registration of vehicles.

It is unlawful to park any vehicle of any kind or description whatever on any street, highway or alley within the city unless the same has a valid current registration placed in the vehicle, and has attached and conspicuously displayed on the vehicle the number of plate or plates currently assigned thereto by the state motor vehicle department or any other state of the United States.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.430. - Display of license plates.

(a) The license plates for a motor vehicle other than a motorcycle, power cycle or motor vehicle being transported by a licensed vehicle transporter shall be attached thereto, one in the rear, and except as otherwise provided in subsection (b), one in the front. The license plate issued for all other vehicles required to be registered shall be attached to the rear of the vehicle. The license plates shall be displayed during the current calendar year or registration period.

(b) If the motor vehicle was not manufactured to include a bracket, device or other Contrivance to display and secure a front license plate, and if the manufacturer of the motor vehicle provided no other means or method by which a front license plate may be displayed upon and secured to the motor vehicle:

(1) One license plate must be attached to the motor vehicle in the rear; and

(2) The other license plate may, at the option of the owner of the vehicle, be attached to the motor vehicle in the front.

(c) Every license plate shall at all times be securely fastened to the vehicle to which it is assigned so as to prevent the plate from swinging and at a height not less than 12 inches from the ground, measuring from the bottom of such plate, in a place and position to be clearly visible, and shall be maintained free from foreign materials and in a condition to be clearly legible.

(d) It is unlawful for any person to display, or cause or permit to be displayed, or to have in possession any registration certificate, license plate, certificate of ownership, or other document of title knowing the same to be fictitious or to have been cancelled, revoked, suspended or altered.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5954, § 1, 7-11-07; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.440. - Parking on sidewalks or public parks prohibited.

No vehicle shall be parked upon or within any sidewalk area or upon any area designated as a public park, except at a designated parking lot, designated parking space, permanent or temporary driveway or alley entrance.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.450. - Parking in residential permit parking district.

(a) Unless a valid zone parking permit be properly displayed, no vehicle shall be parked upon any street or public way within a permit parking district.

(b) Permanent residents within a permit parking district may apply to the city clerk's office for a permit to park their vehicle(s) upon the streets or public ways of the permit parking district in which such applicant resides.

(c) A fee shall be charged pursuant to the fee schedule as adopted by the Reno City Council for the issuance of each permit or replacement permit, and such fee shall be used by the city to defray the cost of enforcement of the provisions of this chapter.

(d) Permits shall be limited to one permit per bedroom of the address associated with the property as determined by the Washoe County Assessor.

(e) Permits issued under the provisions of this chapter shall be valid commencing either January first and expiring June thirtieth of the same year or commencing July first and expiring December thirty-first of the same year for non-homeowners and non-long-term residents. Homeowners and long-term residents providing the aforementioned proof of status shall be issued an annual permit, valid commencing July first and expiring June thirtieth of the next calendar year.

(f) A permit issued under the provisions of this chapter shall be personal, nonassignable and nontransferable. Each such permit shall be valid only for a specifically prescribed vehicle.

(g) Each address shall receive one visitor pass at no additional charge. Violations in the use of the visitor pass will result in the revocation of such pass issued to the address.

The parking prohibitions of this section herein shall not apply to clearly marked service or delivery vehicles which are being used to provide temporary services to or make immediate deliveries to residents of the permit parking district.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11; Ord. No. 6399 § 1, 4-27-2016)

Sec. 6.30.460. - Parking meters.

It shall be unlawful and a violation of this chapter subject to a civil fine and penalties as set forth in section 6.30.620 of the Reno Municipal Code for any person:

(a) To cause, allow, permit or suffer any vehicle registered in the name of, or operated by such person to be parked overtime, or beyond the period of legal parking time established for any parking meter district as herein described, or to transact with any parking meter any payment for the purpose of parking beyond the maximum legal parking time for the particular designated space in a parking meter district.

(b) To park any vehicle across any line or marking of a parking meter space or in such position that the vehicle shall not be entirely within the area designated by such lines or markings.

(c) To permit any vehicle to remain or be placed in any parking space adjacent to any parking meter, or traffic-control signage indicating metered parking, while said meter is indicating that the vehicle occupying such parking space has already been parked beyond the period prescribed for such parking space.

(d) To deface, injure, tamper with, open or willfully break, destroy, or impair the usefulness of any parking meter, or traffic-control signage indicating metered parking, under the provisions of this chapter.

(e) To transact or cause to be transacted in any parking meter any slug, device or metal substance, or other substitute for lawful payment.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5969, § 3, 9-12-07; Ord. No. 6066, § 1, 11-10-08; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.470. - Parking in fire lane.

No person shall park any vehicle in a fire apparatus access road or otherwise obstruct such road or public or private property, provided the fire apparatus access roads shall be identified by signs which state "No Parking Fire Lane" and if curbing exists it shall be painted red, or otherwise designated as a fire lane.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.480. - Parking obstructing fire hydrant.

No person shall stop, stand or park a vehicle near any fire hydrant that would prevent such hydrant from being immediately discernible or in any other manner deter or hinder the fire department from gaining immediate access to said hydrant.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.490. - Removal of vehicle—Circumstances.

Members of the Reno Police Department, and officials designated by the City Manager, are authorized to remove a vehicle, regardless of registration status, from a street or highway to the nearest garage or other place of safety, or to a garage which is designated or maintained by the police department or otherwise maintained by the city, under the circumstances hereinafter enumerated:

(a) When any vehicle is left unattended upon any street, alley, roadway, dedicated city property, highway, bridge, viaduct or causeway, or in any tube or tunnel, if such vehicle constitutes an obstruction to traffic, a public nuisance, or an imminent hazard;

(b) When a vehicle upon a street, alley, roadway, dedicated city property, highway, bridge, viaduct or causeway, is so disabled as to constitute an obstruction to traffic and the person who is in charge of such vehicle is, by reason of physical injury or other reason, incapacitated to the extent that he is unable to provide for its custody or removal, or is not in the immediate vicinity of the disabled vehicle;

(c) When any vehicle is illegally parked in a parked space or location for 24 hours or more or is parked so illegally as to constitute a definite hazard, public nuisance, or obstruction to the normal movement of traffic, required street maintenance, or repair by the city;

(d) When the person who is driving or in actual physical control of a vehicle is arrested for any alleged offense for which the arresting officer is required by law to take such person before a proper magistrate without unnecessary delay;

(e) When any vehicle is found parked in such a manner as to constitute a fire hazard or an obstruction to fire-fighting apparatus, including marked fire hydrants;

(f) When any vehicle has ~~five~~ three or more notices of infraction which have not been responded to by the registered owner and/or operator of such vehicle, after being warned that repeated violations may result in impounding or immobilizing the vehicle;

(g) Whenever impoundment is ordered by the Reno Municipal Court after a show cause hearing has been conducted in connection with the immobilization of such vehicle, as provided by sections 6.30.580 and 6.30.520 to 6.30.560, inclusive; or

(h) Whenever impoundment is ordered by the hearing officer after a hearing has been conducted in connection with the immobilization of such vehicle, as provided by sections 6.30.570 and 6.30.580.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 5969, § 4, 9-12-07; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.500. - Same—Notice—Known owner.

Whenever a person removes a vehicle from a street, as authorized in section 6.30.490, and such person knows or is able to ascertain from the registration records in the vehicle or by other reasonable means the name and address of the owner thereof, such person must immediately give, or cause to be given, notice in writing, if possible, to the owner of the fact of such removal, the reasons therefore and the place to which the vehicle has been removed. In the event that the vehicle is stored in a public garage, a copy of the notice shall be given to the proprietor of the garage.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.510. - Same—Notice—Unknown owner.

Whenever a person removes a vehicle from a street pursuant to section 6.30.490 and does not know and is not able to ascertain the name of the owner, or for any other person is unable to give the notice to the owner, as provided in section 6.30.500, and the vehicle is not returned to the owner within a period of three days, such person must immediately send or cause to be sent a written notice of such removal by mail to the Nevada Department of Motor Vehicles and file a copy of such notice with the proprietor of the garage or place in which the vehicle is stored. Such notice must include a complete description of the vehicle, the date, time and place from which it was removed, the reasons for such removal and the name of the garage in which the vehicle is stored.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.520. - Automobile immobilizers—Authorized.

The use of automobile immobilizers, sometimes referred to as "Denver boots" or "French boots," is hereby authorized within the city as an aid in the enforcement of the parking ordinances of the city.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.530. - Same—Conditions for use.

An automobile immobilizer may be used if one of the following conditions exists:

(1) The complaint and summons in a civil suit, commenced pursuant to section 6.30.100 in respect to a notice of infraction which was affixed to the vehicle on which the immobilizer is placed, has been returned by the United States Postal Service as undeliverable at the address which is shown thereon, and service of such complaint and summons has been attempted with due diligence and not affected within ten days after the date of such return; or

(2) The registered owner of the vehicle on which the immobilizer is placed has a judgment for civil fine against him in respect of such vehicle which remains unpaid for at least 30 days after such judgment has been served upon him, either personally or by certified mail, return receipt requested.

(3) Whenever any vehicle has ~~five~~ three or more notices of infraction which have not been responded to by the registered owner and/or operator of such vehicle, after being warned that repeated violations may result in the impounding or immobilizing the vehicle.

(4) It is a misdemeanor for any unauthorized person to deface, injure, tamper with, open, break, destroy or remove the immobilizer, impair the usefulness thereof or attempt to do any of those acts.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.540. - Same—Procedure.

If either of the conditions which are set forth in section 6.30.530~~(a)~~ (1) and ~~(b)~~ (2) exists, the procedures which are prescribed in sections ~~6.30.550~~ 6.30.560 to 6.30.590, inclusive, must be followed before an immobilizer may be placed on the vehicle and the vehicle may be impounded.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.560. - Same—Impoundment procedure.

(a) If an immobilizer is placed on the vehicle, a copy of the order to immobilize must be affixed thereto, and the registered owner must be afforded a hearing ~~in the Reno Municipal Court~~ on the following day to show cause why the vehicle should not be impounded. In no case may a vehicle be immobilized on a day which precedes a day on which the ~~court is not in session~~ the City of Reno offices are closed.

(b) At the hearing, the registered owner or his/her agent may present such evidence and argument as he deems appropriate in order to persuade the court not to enter an order to impound. The court must order the immobilizer to be removed if the owner pays a $50.00 removal fee, plus the civil fine, in connection with the notice of infraction with respect to which the immobilizer was placed on the vehicle, if a judgment in respect of the notice of infraction has been entered or if the owner does not desire a trial on that infraction. If a judgment in respect of that notice of infraction has not been entered and the owner desires a trial on that infraction, the court must set a date for that trial and order the immobilizer to be removed, if the owner pays the $50.00 removal fee and agrees to appear for trial.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.570. - Vehicles with ~~five~~ three or more outstanding notice of infractions—Impoundment procedures.

(a) Except as provided in section 6.30.610, whenever any vehicle has ~~five~~ three or more notices of infraction within two years which have not been responded to by the registered owner and/or operator of such vehicles, after being warned that repeated violations may result in the impounding or immobilizing the vehicle, and an immobilizer is placed on the vehicle, a notice to immobilize shall be affixed thereto and the registered owner, or the owner's agent, must be afforded a hearing before a hearing officer designated by the city on the following day, Saturdays, Sundays and city holidays excepted.

(b) The notice to immobilize must state among other things:

(1) That the vehicle has been immobilized for having ~~five~~ three or more notices of infraction which have not been responded to by the registered owner and/or operator of such vehicle, after being warned that repeated violations may result in the impounded or immobilizing the vehicle;

(2) That it is a misdemeanor for any unauthorized person to deface, injure, tamper with, open, break, destroy or remove the immobilizer, impair the usefulness thereof or attempt to do any of those acts;

(3) That the registered owner of the vehicle is afforded a hearing before a hearing officer on the following day to determine whether there was probable cause to immobilize the vehicle and why the vehicle should not be impounded; and

(4) That if the registered owner or owner's agent does not appear at the scheduled hearing, an order to impound the vehicle shall be issued.

(c) (1) The hearing proceedings shall be conducted in an informal manner and shall not be bound by the formal rules of evidence or procedure. The owner or owner's agent shall be accorded the essential elements of due process of law, including notice, and an opportunity to be heard and defend the owner's position.

(2) The hearing officer shall determine whether the city had probable cause pursuant to subsection (3) of section 6.30.530 to immobilize the vehicle in question.

(3) At the conclusion of the hearing, the hearing officer shall prepare a written decision and a copy of such decision shall be provided to the person requesting the hearing. The decision of the hearing officer may be appealed to the Reno Municipal Court as set forth in section 6.30.090 of this chapter. Failure of the registered owner or the owner's agent to request or attend such a scheduled post-seizure hearing shall be deemed a waiver of the right to such hearing.

(4) The hearing officer shall determine whether there was probable cause to immobilize the vehicle and, in appropriate cases, whether fees and charges should be reduced in the interest of justice. In the event that the hearing officer determines that the vehicle should be released without fees or with a reduction in fees, the hearing officer shall prepare and date a written waiver of such fees. Copies of the waiver shall be furnished the vehicle

owner or vehicle owner's agent and the police department. The vehicle shall then be released to the owner or the owner's agent for fees paid to recover the vehicle from impound. If the hearing officer determines the immobilization was justified pursuant to subsection (3) of section 6.30.530, the owner or his agent shall be responsible for costs of removal fees of $50.00, plus civil fines, in connection with the notices of infraction.

(d) In the event the registered owner or his/her agent does not appear, or does not pay the removal fee and refuses to pay the civil fines, the hearing officer shall enter an order to impound the vehicle. In hardship cases, the hearing officer may allow the fines to be paid in installments. Failure to pay installments seven consecutive days from the due date, will result in the vehicle being deemed abandoned and eligible for disposal and subject to RMC 6.30.580 without requiring further administrative action**.** (Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.580. - Impoundment and release.

Upon the issuance of an order to impound, the vehicle must be taken to the impound yard, impounded and the immobilizer removed. If a vehicle is impounded pursuant to this section, it may be released by a further order of the court or the hearing officer, and only then, if all of the charges for the removal of the immobilizer and for towing and storage are paid in full, in addition to the civil fine, and penalties in connection with the notice of infraction with respect to which the vehicle was impounded.

If the vehicle has not been claimed for more than seven consecutive days, the vehicle shall be deemed abandoned and be disposed of in accordance with the provisions of NRS 487.205 to 487.270, inclusive.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.590. - Automobile immobilizers—Authorized placement.

Automobile immobilizers may be placed under the authority of the Reno Police Department or officials designated by the City Manager ~~employees of the Public Works Department~~ of the City of Reno.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.600. - Same—Unlawful acts.

It is unlawful for any unauthorized person to deface, injure, tamper with, open, break, destroy or remove any automobile immobilizer, impair the usefulness thereof or attempt to do any of those acts.

(Ord. No. 4054, § 1, 2-12-91; Ord. No. 6194, § 1, 7-6-11)

Sec. 6.30.620. - Schedule of civil fines.

(a) The civil fines and penalties imposed for infractions of the parking (non-moving traffic) laws and regulations set forth in this chapter shall be listed on the City Council adopted fee schedule effective July 1, 2024.

SECTION 2: In compliance with NRS 237.080, the Reno City Council hereby finds that this ordinance amendment does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion or a business.

SECTION 3: This Ordinance shall be in effect May 24, 2024.

SECTION 4: The City Clerk and the Clerk of the City Council of the City of Reno are hereby authorized and directed to have this ordinance published in one issue of the Reno Gazette Journal, a newspaper printed and published in the City of Reno.

PASSED AND ADOPTED this 22nd day of May, 2024, by the following vote of the Council:

AYES:	Reese, Martinez, Duerr, Ebert, Taylor		
NAYS:	None		
ABSTAIN:	None	ABSENT:	Brekhus, Schieve

APPROVED this 22nd day of May, 2024.

_____
HILLARY L. SCHIEVE
MAYOR OF THE CITY OF RENO

ATTEST:

_____
MIKKI HUNTSMAN
CITY CLERK AND CLERK OF THE CITY
COUNCIL OF THE CITY OF RENO, NEVADA

EFFECTIVE DATE: FRIDAY, May 24, 2024