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ORDINANCE NO. 25,709

ORDINANCE RELATING TO MOTOR VEHICLES AND TRAFFIC, MUNICIPAL COURT, VEHICLES FOR HIRE, AND GENERAL SCHEDULE OF FEES, AMENDING CHAPTERS 32, 33, 56 AND 60 OF THE OKLAHOMA CITY MUNICIPAL CODE, 2010, AMENDING SECTION 32-1, DEFINITIONS, SECTION 32-4, APPLICATION OF CHAPTER TO PUSHCARTS OR ANIMALS, SECTION 32-48, PARKING ENFORCEMENT SPECIALISTS AUTHORIZED TO ENFORCE HANDICAP, AND FIRE LANE PARKING ORDINANCES; ISSUANCE OF CITATION, SECTION 32-92, AUTHORIZED GENERALLY, SECTION 32-98, VEHICLES ON PRIVATE PROPERTY, SECTION 32-105, PLACE OF IMPOUNDMENT, SECTION 32-110, RELEASE OF IMPOUNDED VEHICLES, SECTION 32-111, SPECIAL LIENS, SECTION 32-366, DESIGNATION, SECTION 32-367, HOURS OF OPERATION, SECTION 32-369, INSTALLATION OF PARKING METERS, SECTION 32-370 TIME PERIODS AND COST THEREOF, SECTION 32-371, INDICATION OF REMAINING TIME, SECTION 32-372, METER TO INDICATE PARKING REGULATIONS APPLICABLE, SECTION 32-373, MARKING OF SPACES, SECTION 32-374, MANNER OF PARKING IN SPACES, SECTION 32-375, PARKING WITHOUT PAYMENT PROHIBITED, SECTION 32-377, PARKING FOR MORE THAN ONE TIME PERIOD PROHIBITED, SECTION 32-378, USE OF UNLAWFUL OR UNACCEPTABLE PAYMENT PROHIBITED, SECTION 32-379, TAMPERING WITH PARKING METERS AND RECEIPTS PROHIBITED, SECTION 32-380, EXCEPTION FOR VEHICLES TRANSPORTING PHYSICALLY DISABLED PERSON, SECTION 32-382, USES OF PARKING METER PROCEEDS, SECTION 32-410, LOADING IN METER ZONES; ADOPTING A NEW ARTICLE XIX, RESERVED PARKING FOR RECHARGING ELECTRIC VEHICLES, SECTION 32-624, PURPOSE, SECTION 32-625, DESIGNATION OF RESERVED PARKING SPACES FOR ELECTRIC VEHICLES, SECTION 32-626, UNLAWFUL PARKING PROHIBITED, SECTION 32-627, VIOLATIONS AND ENFORCEMENT, PENALTY; AMENDING SECTION 33-64 SCHEDULE OF FINES FOR PARKING VIOLATIONS, AND SECTION 56-60B, STOPPING OR PARKING IN BRICKTOWN CORE DEVELOPMENT DISTRICT AND DOWNTOWN BUSINESS DISTRICT; ADOPTING A NEW SECTION 60-32-10, FEES FOR IMPOUND OF MOTOR VEHICLES, AND AMENDING SECTION 60-32-37, FEES FOR HOODING PARKING METERS

ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

Section 1. That Sections 32-1 and 32-4 of Article I of Chapter 32 of the Oklahoma City Municipal Code, 2010, are hereby amended to read as follows:

CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE I. IN GENERAL

§ 32-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

(1) *Accessible electric vehicle charging station* means an electric vehicle charging station location where the battery charging equipment is located within accessible reach of a barrier-free access aisle and the electric vehicle.

(2) *All-battery electric vehicle* means any vehicle that operates exclusively on electrical energy from an off-board source that is stored in the vehicle's batteries.

~~(4)~~(3) *Alley* means any narrow highway ordinarily located in the interior portion of platted blocks and ordinarily used for service or delivery purposes at the rear of stores, dwellings or buildings.

~~(2)~~(4) *Ambulance* means a motor vehicle constructed, reconstructed or arranged for the purpose of transporting ill, sick, or injured persons.

(5) *Battery charging station* means electric vehicle charging equipment designed to provide source electricity to charge batteries within electric vehicles.

~~(3)~~(6) *Bicycle* means a device propelled by human power upon which any person may ride, having two tandem wheels.

~~(4)~~(7) *Bicycle lane* means a portion of a roadway designated for bicycle use and defined by pavement markings, curbs, signs, or other traffic control devices.

~~(5)~~(8) *Bicycle path* means an area which is on a completely separate right-of-way designated for the exclusive use of bicycles and pedestrians with cross flows by motorists minimized.

~~(6)~~(9) *Bicycle route* means any roadway so designated and signed which allows a bicycle operator to use the full traffic lane, notwithstanding the traffic lane's continued use by other vehicles. On roadways consisting of two or more lanes in the same direction of travel, the bicycle route shall be the outside or furthest right-hand through traffic lane only. The Traffic and Transportation Commission is hereby authorized to designate bicycle routes in accordance with this article and the Oklahoma City Bicycle Transportation Plan, or as may hereafter be amended. A Share the Road sign does not indicate a designated bicycle route.

~~(7)~~(10) *Business district* means the territory contiguous to and including a highway if there are buildings within 600 feet of the highway in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations, and public buildings which occupy at least 300 feet of frontage on one side or 300 feet collectively on both sides of the highway.

~~(8)~~(11) *Cellular telephone* means an analog or digital wireless telephone authorized by the Federal Communications Commission to operate in the frequency bandwidth reserved for cellular telephones.

~~(9)~~(12) *Commercial vehicle* means a vehicle designed, maintained, or used primarily for the transportation of goods or fare-paying passengers.

~~(10)~~(13) *Commission* means the Traffic and Transportation Commission of the City.

~~(11)~~(14) *Compose, send or read with respect to a text message* means the manual entry, sending or retrieval of a text message to communicate with any person or device.

~~(12)~~(15) *Crosswalk* means:

(a) that part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs from the edges of the traversable roadway; and

(b) any portion of a roadway at an intersection or elsewhere distinctly designated for pedestrian crossing by lines or other markings on the surface.

~~(13)~~(16) *Director* means the Public Works Director.

~~(14)~~(17) *Double park* means parking or stopping a vehicle on the roadway side of another vehicle already parked adjacent to the edge or curbing of the roadway.

~~(15)~~(18) *Driver or operator* means a person who drives or is in actual physical control of a vehicle.

~~(16)~~(19) *Electronic communication device* means an electronic device that permits the user to manually transmit a communication of written text by means other than through an oral transfer or wire communication. This term does not include a device that is physically or electronically integrated into a motor vehicle or a voice-operated global positioning or navigation system that is affixed to a motor vehicle, or a hands-free device that allows the user to write, send or read a text message without the use of either hand except to activate, deactivate or initiate a feature or function.

(20) *Electric vehicle* means any vehicle that is licensed and registered by the State of Oklahoma or any other state to operate lawfully on public roads, streets, and other

public rights-of-way; which derives its power either partially or exclusively, from electrical energy from a battery for motive purposes. Electric vehicles include only:

(a) a plug-in all battery electric vehicle; or

(b) a plug-in hybrid electric vehicle.

(21) Electric vehicle parking space means any marked parking space that identifies the use to be only for the parking and charging of an electric vehicle.

~~(17)~~(22) *Emergency* means an unforeseeable occurrence of temporary duration causing or resulting in an abnormal increase in traffic volume, cessation or stoppage of traffic movement, or creation of conditions hazardous to normal traffic movement, including fire, storm, accident, riot, or spontaneous assembly of large numbers of pedestrians in such a manner as to impede the flow of traffic.

~~(18)~~(23) *Emergency vehicle* means vehicles of the Fire and Police Departments and legally authorized ambulances and emergency vehicles of municipal departments or public service corporations while acting in an emergency in accordance with their officially-designated function.

~~(19)~~(24) *Intersection* means the point at which two or more ~~roads~~ roadways, streets, ~~and/or~~ or highways meet, cross or otherwise intersect.

~~(20)~~(25) *Laned roadway* means a roadway which is divided into two or more clearly marked lanes for vehicular traffic.

~~(21)~~(26) *Limit lines* means boundaries of parking areas, loading zones and non-traffic areas and lines indicating the proper place for stopping where stops are required.

~~(22)~~(27) *Limited access highway* means a highway, street, or roadway in respect to which owners or occupants of abutting property or lands and other persons have no legal right of access, except at such points and in such manner as may be determined by the public authority having jurisdiction over the highway, street or roadway.

~~(23)~~(28) *Loading zone* means a space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

~~(23.1)~~(29) *Median* means the dividing area, either paved or unpaved, that is located approximately in the center of a highway, street, or roadway and that separates lanes of traffic going in opposite directions.

~~(24)~~(30) *Motorcycle, motor scooter, and motor bicycle* means a motor vehicle, other than a tractor, having a seat or saddle for the use of the driver and designed to travel on not more than three wheels in contact with the ground.

~~(25)~~(31) *Motor vehicle* means a vehicle which is self-propelled or propelled by electric power obtained from overhead wires, but not operated upon rails.

(32) *Multi-space parking pay station* means an automated kiosk which collects payment in exchange for the right to park a vehicle in a multi-space parking zone or parking meter space for a designated amount of time.

(33) *Multi-space parking receipt* means a document which specifies the total amount paid and the amount of time reserved for the multi-space parking zone or parking meter space.

(34) *Multi-space parking zone* means designated multiple parking spaces for which payment is made at a multi-space parking pay station, and which may additionally encompass one or more electric vehicle parking spaces.

(35) *Non-electric vehicle* means any vehicle that does not meet the definition of electric vehicle.

~~(26)~~(36) *Off-road recreational vehicle* means any multi-wheeled vehicle designed to travel over unimproved terrain which weighs less than 500 pounds and has an engine total displacement volume of less than 500 cubic centimeters.

~~(27)~~(37) *Park or parking* means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers, providing such loading and unloading is in an authorized place.

(38) *Parking meter* means a device which collects payments in exchange for the right to park a vehicle in a designated and corresponding parking space for a limited amount of time.

(39) *Parking meter space* means that area corresponding to a designated parking meter intended to accommodate a single stationary vehicle.

~~(28)~~(40) *Pedestrian* means any person on foot or operating a wheelchair.

(41) *Plug-in hybrid electric vehicle* means an electric vehicle that (1) contains an internal combustion engine or other propulsion source in combination with an electric motor, which allows power to be delivered to drive wheels by an electric motor; (2) charges its battery primarily by connecting to the electrical utility grid or other off-board electrical source; (3) may additionally be able to sustain battery charge using an on-board internal-combustion-driven generator; and (4) has the ability to travel powered by electricity.

~~(29)~~(42) *Police officer* means an officer of the Police Department or any person authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

~~(30)~~(43) *Private road or roadway* means a way or place in private ownership or leading to property in private ownership and used for vehicular traffic by the owner and those having express or implied permission from the owner.

~~(31)~~(44) *Railroad* means a carrier of persons or property upon cars other than streetcars, operated upon stationary rails.

~~(32)~~(45) *Railroad train* means a locomotive or engine, with or without cars attached, which is operated upon fixed rails and is not a streetcar.

~~(33)~~(46) *Recumbent bicycle* means a bicycle which places the operator in a reclining position.

~~(34)~~(47) ~~*Residence*~~*Residential district* means the territory contiguous to and including a highway, street or roadway not comprising a business district.

~~(35)~~(48) *Right-of-way* means the right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

~~(36)~~(49) *Roadway* means that portion of a street or highway improved, designed, or ordinarily used for vehicular travel, exclusive of the ~~berm or~~ shoulder. If a highway or street includes two or more separate roadways, the term "roadway" as used herein shall mean any one of the roadways included in the highway or street and not all such roadways collectively.

~~(37)~~(50) *Safety zone* means the area of space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is marked or indicated by adequate signs so as to be plainly visible at all times.

~~(38)~~(51) *School zone* means any street, roadway, or highway or portion thereof officially designated and marked as a school zone.

~~(39)~~(52) *Shoulder* means ~~the portion of the roadway~~ an area contiguous with the traveled way for accommodation of stopped vehicles, for emergency use, and for lateral support of base and surface courses.

~~(40)~~(53) *Sidewalk* means that portion of a roadway, street, or highway between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians.

~~(41)~~(54) *Skateboard* means a device consisting of a short narrow board of any material with wheels affixed to the underside, designed to be ridden by a person.

~~(42)~~(55) *Standing* means any stopping of a vehicle whether occupied or not.

~~(43)~~(56) *Stop, when required*, means the complete cessation of movement.

~~(44)~~(57) *Stop or stopping, when not required*, means any stopping of a vehicle except when necessary to avoid conflict with other traffic or in compliance with the direction of a Police Officer or traffic signal.

~~(45)~~(58) *Street or highway* means the entire width between the boundary lines of every way publicly maintained roadway when any part thereof is open to the use of the public for purposes of vehicular travel.

~~(46)~~(59) *Text message* includes a text-based message, instant message, electronic message, photo, video or electronic mail.

~~(47)~~(60) *Through street or boulevard* shall mean a street, roadway, or highway or portion thereof at the entrances to which:

(a) vehicular traffic from intersecting streets, roadways, or highways is required by law to come to a full stop before entering or crossing; and

(b) stop signs are erected as provided in this chapter.

~~(48)~~(61) *Traffic* means pedestrians, ridden or herded animals, vehicles, and other conveyances either singly or together while using any street, roadway, or highway for purposes of travel.

~~(49)~~(62) *Traffic control devices* means any device legally authorized and used for the purpose of regulating, warning or guiding traffic.

~~(50)~~(63) *U-turn* means a turn by which a vehicle reverses its course of travel on the same street.

~~(51)~~(64) *Vehicle* means a device in, upon, or by which any person or property is or may be transported or drawn upon a street, roadway, or highway, to include electric vehicles, except devices ~~moved by human power or~~ used exclusively upon stationary rails or tracks and wheelchairs, skateboards, and other devices not suitable for travel on roadways.

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§ 32-4. – Application of chapter to pedicabs, pushcarts or animals.

Every person propelling any pushcart or riding an animal upon a roadway, and every person driving any animal-drawn vehicle or human-powered vehicle on a roadway, shall be subject to the provisions of this chapter applicable to the driver of any motor vehicle, except those provisions which by their very nature can have no application. All restrictions pertaining to bicycles shall also apply to any and all human-powered vehicle with any number of wheels.

Section 2. That Section 32-48 of Division 2 of Article II of Chapter 32 of the Oklahoma City Municipal Code, 2010, is hereby amended to read as follows:

CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 2. PARKING REGULATION ENFORCEMENT SECTION

* * *

§ 32-48. Establishment of parking ~~Parking enforcement specialists and the powers and duties granted to parking enforcement specialists authorized to enforce handicap, and fire lane parking ordinances; issuance of citation.~~

Parking enforcement specialists are established within the parking regulation enforcement section. These specialists shall have the following powers and duties:

- (1) enforce ~~handicap~~ parking regulations in those spaces reserved for the physically disabled and properly designated as required by Chapter 59, Section ~~59-6910.2.E(2)~~ 59-10650 and Chapter 32, Section 32-319(c) of this Code.
- (2) enforce parking regulations in those areas properly marked as fire lanes.
- (3) issue citations for vehicles improperly marked and improperly parked in ~~handicap~~ parking spaces reserved for the physically disabled. ~~The citation shall contain the time, date, vehicle tag number, make, year and color of the vehicle parked in violation of Chapter 32, Section 32-319. The handicapped parking specialist shall conspicuously affix a copy of the citation to the vehicle. The citation shall be on a form provided by the City.~~
- (4) issue citations for vehicles improperly parked in fire lanes. ~~The citation shall contain the time, date, vehicle tag number, make, year and color of the vehicle parked in violation of Chapter 20, Section 20-146. The parking specialist shall conspicuously affix a copy of the citation to the vehicle. The citation shall be on a form provided by the City.~~

(5) the said citation shall be filed with the Municipal Court within three days after issuing the citation. issue citations for vehicles improperly parked in spaces designated for charging electric vehicles.

All citations issued pursuant to this section shall contain the time, date, vehicle tag or VIN number, make, year and color of the vehicle in violation to the extent that all such information is readily available at the time of issuance. The citation shall be on a form provided by the City, and shall be conspicuously affixed to the vehicle in violation whenever possible.

Section 3. That Sections 32-92, 32-98, 32-105, 32-110, 32-111 of Division 4 of Article 2 of Chapter 32 of the Oklahoma City Municipal Code, 2010, are hereby amended to read as follows:

CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE II. ADMINISTRATION AND ENFORCEMENT
DIVISION 4. IMPOUNDMENT OF VEHICLES

* * *

§ 32-92. - Authorized generally.

Members of the Police Department are hereby authorized, within the limits set forth in this division, in Division 6 of this article, in Article XVIII of this chapter, and in Article VI of Chapter 35, to impound motor vehicles under the circumstances hereinafter enumerated. No impoundment shall be valid unless made under order of an authorized police officer. Each authorized impound of a motor vehicle shall impose an administrative fee which shall be paid by the person to whom the vehicle is released, or collected upon sale if the vehicle is not claimed. The amount of such fee shall be established in Chapter 60, the General Schedule of Fees.

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§ 32-98. - Vehicles on private property.

(a) An unattended vehicle found to be in violation of Section 32-319 may be impounded when the required complaint has been properly made and filed as provided in this section.

(b) If a violation of the provisions of Section 32-319 occurs, the owner or legal occupant who complains shall sign a complaint against the person parking the vehicle on the owner's or legal occupant's property, or if the identity of the person parking the vehicle is unknown, then the complaint may be filed against the registered owner of the vehicle. The complaint shall be verified and shall allege that the complaining party

is the owner or legal occupant of the property upon which the vehicle is parked or standing.

(c) Upon filing of the complaint by the property owner or legal occupant, or if there is cause to believe that the provisions of Section 32-95 have been complied with or the provisions of Section 32-319 have been violated, the Police Department may cause the vehicle to be impounded, in compliance within the provisions set forth in this division, in Division 6 of this article, or in Article VI, Division 4 of Chapter 35, from the property and placed in storage.

* * *

§ 32-105. - Place of impoundment.

Every vehicle that is impounded under the provisions of this division, in Article XVIII of this chapter, and in Article VI of Chapter 35 of this Code shall be removed to a the nearest garage or place of safekeeping designated by the City for such purpose, and to no other place.

* * *

§ 32-110. - Release of impounded vehicles.

(a) *Wrecker services authorized to release vehicles.* Duly authorized wrecker services contracting with the City to remove and store vehicles lawfully impounded by the City are hereby authorized to release, upon satisfactory proof of interest, a vehicle impounded under this chapter to such person presenting such proof of interest and proof of compliance with the compulsory insurance law unless the vehicle is lawfully towed from impound, upon the following conditions when no longer needed for investigation by the Police Department and and/or pursuant to the provisions of Article XVIII of this chapter or Article VI of Chapter 35, if applicable, subject to the following:

- (1) if the person seeking the release has a valid title or the vehicle is registered, which registration can be verified by the Oklahoma Tax Commission or any similar governmental entity that records and verifies the ownership of vehicles for any other state, and that the person has a valid driver's license or a temporary one issued when that person surrenders his license or other proper identification.
- (2) if the person has a bill of sale from a local automobile dealer and the person has a valid driver's license or other proper identification.
- (3) if the person has an insurance verification form and the vehicle identification number is on this card, and on the day of the attempted release the Oklahoma Tax Commission verifies that the registered owner is the person

seeking release of the vehicle, and the person has a valid driver's license or other proper identification.

(4) if the registered owner is unable to be present, but sends the title or registration and a notarized statement describing the vehicle and giving the wrecker service the owner's permission to release the vehicle to the person presenting the title or registration and letter and that person has proper identification. The wrecker service shall keep on file the original letter.

(5) the person attempting to obtain the release must pay the City's impound administrative fee and sign a hold harmless agreement releasing the City and wrecker service from any and all liability in releasing ~~said~~ the vehicle. The Police Department shall provide the forms.

(6) the party claiming an interest in an impounded vehicle that is directed to the City-contracted wrecker service shall submit to the wrecker service proof of compliance with the following requirements by written instruments or other suitable documents:

~~(a)~~(A) proof of interest; and

~~(b)~~(B) agreement to save and hold harmless the City and all of its employees; and

~~(c)~~(C) compulsory insurance law unless the vehicle is lawfully towed from impound.

(7) the forms used by the wrecker service shall be approved as to form and legality by the Municipal Counselor or ~~his~~ designee and retained by the wrecker service and kept available for review, together with a copy of the release order for five years.

(b) ~~Municipal Counselor and Police Department and Municipal Counselor~~ to review under certain circumstances. If the person is unable to present satisfactory proof of interest in the impounded vehicle and proof of compliance with the compulsory insurance law to the City-contracted wrecker service as enumerated in Subsection (a), then that person shall be directed to the Police Department and the Chief of Police or ~~his~~ designee who shall evaluate the person's claim of interest and/or ownership and, if satisfied that the person has a valid claim, then the Police Department shall authorize the wrecker service to release of the vehicle to ~~said~~ the person. The Police Department and the Chief of Police or ~~his~~ Designee may also refer a person's claim of interest and/or ownership to the Office of the Municipal Counselor for evaluation and release. The provisions of this subsection do not apply to vehicles impounded pursuant to Article VI of Chapter 35.

(c) ~~*Contesting Contents of removal or storage; hearing by Municipal Counselor's office.*~~ Whenever any vehicle has been impounded in the manner provided for by this division, the registered or legal owner of the vehicle may contest the validity of the removal or storage by filing a written request for a hearing. The indication in the appropriate box on the form provided by the Police Department shall satisfy the written request requirement of this section. Such written request must be filed before the vehicle is retrieved from storage. Provided, however, the City shall not be required to provide a hearing if the request is received more than ten days following actual or constructive notice to the owner or driver of the vehicle that ~~said~~ the vehicle has been so removed or stored. Failure of either the registered or legal owner to timely request or to timely appear upon a scheduled hearing shall satisfy the hearing requirement of this section.

(d) Release of vehicles impounded pursuant to Article VI of Chapter 35 shall be controlled by the provisions of Chapter 35.

(e) Any and all procedures relating to any vehicle impounded as a "public nuisance per se" under Article VI of Chapter 35 shall be controlling, except to the extent that once a mandatory holding period expires Subsection (a) of this section may be utilized to facilitate a release.

(f) The hearing provided for by this subsection shall be scheduled within 72 hours of the request, excluding weekends and holidays. The Municipal Counselor or designee shall be the hearing officer and shall apply the law to the evidence to determine whether the vehicle removal and storage were justified. If the removal and storage are deemed justified, the vehicle owner shall bear the cost of reasonable removal and storage. If deemed unjustified, the owner shall not be charged any fees or costs relating to the impoundment or storage of the vehicle. The Municipal Counselor or his/her Designee conducting any such hearing shall also be authorized to reduce the accrued fees and costs as determined appropriate based upon the facts.

(g) The provisions of this section do not apply to motor vehicles impounded pursuant to Division 6 of this article or pursuant to Article VI of Chapter 35 unless expressly provided therein.

§ 32-111. - Special liens.

(a) Every person lawfully in possession of a vehicle impounded under the authority of this division, Division 6 of this article, or Article XVIII of this chapter and/or pursuant to Article VI of Chapter 35 shall have a special lien thereon for the compensation due him from the owner of such impounded vehicle for all expenses incurred.

(b) Said lien may be foreclosed by a sale of such abandoned vehicle upon giving notice and in the manner ~~following. The notice shall contain:~~ required by state law.

~~(1) the name of the party bringing action and the name of the owner or any person claiming any interest therein.~~

~~(2) a full description of the vehicle, giving all available information as to the make, year and serial number, license tag with year and the state from which the tag was issued.~~

~~(3) a full statement of all the facts.~~

~~(4) the amount of the claim, giving a full description of the work, labor, storage or any other costs involved.~~

~~(5) the date, time and place of the sale.~~

~~(6) the notice shall be posted in three public places in the county in which the vehicle is to be sold at least ten days before the time specified therein for such sale, and a copy of said notice shall be mailed to the registered owner as recorded in the office of the Oklahoma Tax Commission, the City Auditor, and any other person claiming any interest in the motor vehicle, at their last known mailing address, by registered mail on the same date of posting said notice.~~

(c) Proceedings for such sale shall not be commenced until ten days after the said lien has accrued. After this ten-day period, but before sale, the registered owner of the vehicle shall have a right to contest the impoundment pursuant to Section 32-110.

(d) A return of such sale shall be made at the time of sale and shall contain a statement as to proof of posting and mailing of the notice of sale of abandoned vehicle.

(e) The City shall have a lien upon the proceeds of sale to pay its administrative impound fee. Any funds remaining after the payment of the lien all perfected liens and costs incurred therein shall be remitted to the owner, if such owner is known, and if such owner or the address of such owner is not known, to the City Treasurer to be deposited in the general fund of the City.

Section 4. That Sections 32-366, 32-367, 32-369, 32-370, 32-371, 32-372, 32-373, 32-374, 32-375, 32-377, 32-378, 32-379, 32-380 and 32-382 of Article XI of Chapter 32 of the Oklahoma City Municipal Code, 2010, are hereby amended to read as follows:

CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE XI. METERED PARKING

§ 32-366. - Designation.

(a) The Director is hereby authorized, subject to the approval of the Commission and the Council, to establish parking meter zones spaces and multi-space parking pay station zones upon those streets or parts of streets where it is determined that the installation of parking meters and multi-space parking pay stations are ~~is~~ necessary to aid in the regulation, control, and inspection of parking vehicles.

(b) The Director shall prepare and maintain a schedule of those locations designated as parking meter zones spaces and multi-space parking pay station zones. The schedule shall be designated as "SCHEDULE IX. Parking ~~Meter~~-Zones." The original of Schedule IX shall be kept in the office of the City Clerk as a public record.

§ 32-367. - Hours of operation.

In parking meter zones spaces and multi-space parking pay station zones, the parking of vehicles or electric vehicles upon streets shall be regulated by parking meters and multi-space parking pay stations between the hours of 8:00 a.m. and 6:00 p.m. as specified in accordance with the provisions of Sections 32-296 and 32-300 ~~on any day except Sundays and public holidays~~.

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§ 32-369. - Installation of parking meters.

The Public Transportation and Parking Department shall install parking meters and multi-space parking pay stations in the parking meter zones spaces and multi-space parking pay station zones established as provided in this article upon the curb adjacent to each designated parking space or in reasonable proximity to multi-space parking pay station designated parking spaces.

§ 32-370. - Time periods and cost thereof.

The parking meters or multi-space parking pay stations shall be capable of being operated, either automatically or mechanically, upon the deposit of payment, for the full period of time for which parking is lawfully permitted in any such parking meter zonespace, or multi-space parking pay station zone, or, ~~in lieu thereof~~, for the lesser periods of time specified and for the fees established in Chapter 60, the General Schedule of Fees.

§ 32-371. - Indication of remaining time.

Each ~~mechanical~~ parking meter shall be so designed, constructed, installed, and set that, upon the expiration of the time period registered, it will indicate an appropriate signal that the lawful parking meter period has expired. Multi-space parking pay stations which issue cards or multi-space parking pay station receipts shall indicate time

purchased and time of expiration. Said The cards or multi-space parking pay station receipts shall be properly displayed on the driver's side of the vehicle's dashboard or windshield. Multi-space parking pay stations that depend upon license plate numbers may require the customer to enter the vehicle's license plate number if the pay station does not have the capacity to acquire the license plate number automatically. If the pay station has the capacity to transmit payment data to enforcement equipment, a receipt will be provided upon request.

§ 32-372. – Parking Meter or multi-space parking pay station to indicate parking regulations applicable.

Each parking meter or multi-space parking pay station shall bear thereon a legend indicating the days and hours when the deposit of payment is required in accordance with the provisions of Sections 32-296 and 32-300, the value of the payment to be deposited, and the limited period of time for which parking is lawfully permitted in the parking meter ~~zone~~ space or multi-space parking pay station zone in which such parking meter or multi-space parking pay station is located.

§ 32-373. Marking of spaces.

The Director shall designate the parking space or spaces adjacent to each parking meter or multi-space parking pay station for which such meter or pay station is to be used by appropriate ~~markings~~ indicators, including, but not limited to, markings upon the curb or markings upon the pavement of the street, or signage. Parking ~~meter~~ spaces so designated shall be of appropriate length and width so as to be accessible from the traffic lanes of such street.

§ 32-374. - Manner of parking in spaces.

No person shall park a vehicle in any parking ~~meter~~-space during the restricted and regulated time applicable to the metered parking space-meter zone or multi-space parking zone in which such parking meter or multi-space parking pay station is located so that any part of the vehicle occupies more than one space or protrudes beyond the markings designating that space, ~~except that a~~ A vehicle which is of a size too large to be parked within a single parking ~~meter~~-space shall be permitted to occupy up to two adjoining parking meter-spaces when payment has been deposited in the parking meter or multi-space parking pay station for each space so occupied.

§ 32-375. Unlawful parking ~~Parking without payment~~ prohibited.

No person shall permit a vehicle to remain parked in any parking meter ~~zone~~ space or multi-space parking pay station zone when the meter, multi-space parking pay station receipt, card, or electronic device indicates the parking time has expired. No person shall permit a vehicle to remain parked in a multi-space parking pay station zone when the cards or multi-space parking pay station receipts issued by a multi-space

parking pay station are not properly displayed. The continued occupation of the parking space at an expired meter, space, with an expired card or expired multi-space parking pay station receipt, or without properly displayed cards/ or receipts in a multi-space parking pay station zone, shall constitute new and separate offenses. If the multi-space parking pay station operates upon license plate data, no person shall permit a vehicle to remain parked in any parking meter space or multi-space zone beyond the time that has been purchased. Each offense is punishable by a fine as provided by the current parking fine schedule for each interval of occupation of the respective space's maximum time allotment, to be measured from the time of issuance of the initial citation for unlawful parking.

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§ 32-377. - Parking for more than one time period prohibited.

No person shall park a vehicle in any parking meter space or multi-space parking zone for a ~~consecutive~~ period of time longer than that the maximum, initial limited period of time for which parking is lawfully permitted ~~in the parking meter zone in which the meter is located,~~ regardless of additional payment or time purchased.

§ 32-378. - Use of unlawful or unacceptable payment prohibited.

No person shall deposit or attempt to deposit in any parking meter or multi-space parking pay station any slug, button, foreign currency, or ~~any other device or substance~~ any other form of unlawful or unacceptable payment as a substitute ~~substitutes~~ for domestic coins, or currency, or any other lawful form of ~~unlawful, or unacceptable,~~ payment.

§ 32-379. - Tampering with ~~parking meters and~~ receipts prohibited.

It shall be unlawful for, and a violation for, any unauthorized person to deface, injure, remove, or tamper with, ~~open or willfully break, destroy or impair the usefulness of any parking meter, or multi-space parking pay station receipts / or~~ cards received from the same.

§ 32-380. - Exception for vehicles transporting physically disabled person.

A vehicle transporting or driven by a physically disabled person may be parked in a metered parking space, or multi-space parking pay station zone, without payment for the parking space when the motor vehicle has a properly displayed official insignia issued by the Department of Public Safety identifying the vehicle as one used by or under the direction of a physically disabled person ~~only under the following conditions:~~

~~(1) when the motor vehicle has a properly displayed official insignia issued by the Department of Public Safety identifying the vehicle as one used by or under the direction of a physically disabled person; and~~

~~(2) when the purpose of such parking is to load or unload a physically disabled person.~~

In no event shall this special parking privilege exceed the restricted or regulated time applicable to a parking meter ~~zone space or multi-space parking pay station zone.~~

* * *

§ 32-382. - Uses of parking meter and multi-space parking pay station proceeds.

The ~~coins~~ payment required to be deposited in parking meters and multi-space parking pay stations or otherwise paid as provided in this article are levied and assessed as fees to cover the regulation and control of parking upon public streets; the costs of parking meters and multi-space parking pay stations, their installation, inspection, supervision, operation, repair, and maintenance; control and use of parking spaces; and regulating the parking of vehicles in parking meter ~~zones spaces, multi-space parking pay station zones, or electric vehicle parking spaces;~~ and the costs of acquiring, establishing, improving, maintaining, and operating public off-street parking facilities.

Section 5. That Section 32-410 of Article XII of Chapter 32 of the Oklahoma City Municipal Code, 2010, is hereby amended to read as follows:

**CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE XII. LOADING ZONES
DIVISION 1. GENERALLY**

* * *

§ 32-410. - Loading in parking metered ~~zones~~ spaces and multi-space parking zones.

Vehicles used for the purpose of transporting merchandise shall be permitted to use parking spaces or electric vehicle parking space adjacent to parking meters and multi-space parking pay stations for loading or unloading merchandise between the hours of 8:00 a.m. and 10:00 a.m. on days when parking limit restrictions are applicable, without ~~depositing coins making payment~~ in the meters or multi-space parking pay stations adjacent to the parking spaces, if such vehicles are stopped so as to be centered as nearly as possible in a single meter space and in the manner required for parking in such space. Such vehicles shall be equipped with permanent signs designating the vehicle as a delivery car as provided in this division.

Section 6. That a new Article XIX is added to Chapter 32 of the Oklahoma City Municipal Code, 2010, to read as follows:

CHAPTER 32
MOTOR VEHICLES AND TRAFFIC
ARTICLE XIX. RESERVED PARKING FOR RECHARGING ELECTRIC VEHICLES

§ 32-624. Purpose.

The purpose of this article is to authorize the designation of certain parking spaces on city streets at electric charging stations for exclusive use by electric vehicles while charging.

§ 32-625. Designation of Reserved Parking Spaces for Electric Vehicles.

- (a) Traffic and Transportation Commission is hereby authorized to designate, by the installation of appropriate signs, parking spaces for the exclusive use of recharging electric vehicles.
- (b) Spaces designated as reserved for charging electric vehicles shall be clearly marked as such.
- (c) Where signs designating a parking space for the sole use of charging electric vehicles are erected, no person shall park a vehicle upon any street, municipal parking lot, municipal parking garage, or portion of any street, parking lot, or parking garage so designated unless such vehicle is an electric vehicle and is connected to an electric charging station.
- (d) A vehicle transporting a physically disabled person may be parked in an electric vehicle parking space, without payment for the parking space only under the following conditions:
 - (1) when the motor vehicle has a properly displayed official insignia issued by the Department of Public Safety identifying the vehicle as one used by or under the direction of a physically disabled person; and
 - (2) while in the act of loading or unloading a physically disabled person.

In no event shall this special parking privilege exceed the restricted or regulated time applicable to a parking meter space or multi-space parking pay station zone.

§ 32-626. Unlawful Parking prohibited.

No person shall permit a non-electric vehicle to remain parked in any electric vehicle parking space. The continued occupation of the parking space at an expired meter, with

expired card or expired multi-space parking pay station receipt, or absent other verifiable proof of lawful payment when authorized, or without properly displayed cards or receipts when required, in a multi-space parking pay station zone, shall constitute a new and separate offense punishable by fine as provided by current parking fine schedule for each interval of occupation of the respective space's maximum time allotment to be measured from the time of issuance of the initial citation for unlawful parking.

§ 32-627. Violations and Enforcement; Penalty.

(a) Any person convicted of violating any provisions of this article shall be guilty of a Class "a" offense.

(b) Any vehicle parked in such a space must abide by all other parking regulations applicable to such parking space.

Section 7. That Section 33-64 of Article IV of Chapter 33 of the Oklahoma City Municipal Code, 2010, is hereby amended to read as follows:

**CHAPTER 33
MUNICIPAL COURT
ARTICLE IV. COURT OPERATIONS DIVISION**

* * *

§ 33-64. - Schedule of fines for parking violations.

The amount of the fine which may be accepted by the Department of Court Administration in satisfaction of a parking violation shall be as follows:

		minimum fine	fine after arraignment date
(1)	parking meter	15.00	24.00
(2)	Sections 32-304, 32-305, 32-306, 32-308, 32-310, 32-406, 32-407, 32-409, 10-109, 10-112 and 56-60B parking (unless otherwise provided in this Schedule)	50.00	70.00
(3)	parked with improper tag	50.00	100.00
	if obtained, proof required	30.00	
(4)	physically disabled parking	150.00	200.00
(5)	fire-related parking Sections 32-304(a)(4) and (10) and 20-102	100.00	125.00
(6)	other	15.00	24.00
(7)	trespassing	50.00	70.00

(8)	residential yard parking	100.00	125.00
(9)	<u>Section 32-626 electric vehicle parking space</u>	<u>50.00</u>	<u>70.00</u>

Section 8. That Section 56-60B of Division 4 of Article I of Chapter 56 of the Oklahoma City Municipal Code, 2010, is hereby amended to read as follows:

CHAPTER 56
VEHICLE FOR HIRE AND OTHER TRANSPORTATION SERVICES
ARTICLE I. MOTOR VEHICLES FOR HIRE
DIVISION 4. ADDITIONAL OPERATING REQUIREMENTS FOR TAXIS ONLY

§ 56-60B. - Stopping or parking in the Bricktown Core Development District and Downtown Business District.

- (a) The operator of a taxicab shall not park such vehicle upon any street at any place in the Bricktown Core Development District or the Downtown Business District, as those terms are defined in the Official Zoning Districts Map of The City of Oklahoma City, other than in a taxicab stand or other designated taxicab loading zone. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking regulations for the purpose of and while actually engaged in the expeditious loading or unloading of passengers; however, the operator of a taxicab shall not park such vehicle at any parking meter or multi-space parking pay station zone within the Bricktown Core Development District or the Downtown Business District.
- (b) Violation of this section shall constitute a Class "a" offense.

Section 9. That a new Section 60-32-10 is added to Chapter 60 of the Oklahoma City Municipal Code, 2010, to read as follows:

CHAPTER 60
GENERAL SCHEDULE OF FEES

* * *

ARTICLE 32
MOTOR VEHICLES AND TRAFFIC

* * *

ARTICLE II. ADMINISTRATION AND ENFORCEMENT

§ 60-32-10. Fees for Impound of Motor Vehicles.

Fee per impound by Police Department \$50.00

Fee per release of Nuisance Abatement Hold on motor vehicle \$100.00

Section 10. That Section 60-32-37 is hereby amended in Chapter 60 of the Oklahoma City Municipal Code, 2010, to read as follows:

**CHAPTER 60
GENERAL SCHEDULE OF FEES**

* * *

***ARTICLE 32
MOTOR VEHICLES AND TRAFFIC***

* * *

ARTICLE XI. METERED PARKING

§ 60-32-37. - Fees for hooding parking meters.

- (1) Administrative fee\$35.00
- (2) Daily fee (per space) ...~~\$10.00~~..\$20.00

INTRODUCED AND READ in open meeting of the Council of The City of Oklahoma City this 1st day of August, 2017.

PASSED by the Council and **SIGNED** by the Mayor of The City of Oklahoma City this 29th day of August, 2017.

ATTEST: (Seal)

Frances Kersey
CITY CLERK

s/b Mick Cornett
MAYOR