

FILED

DEC 6 4 31 PM 1979

JUNE WAGNER
COUNTY CLERK
D. Buchanan
DEPUTY

BEFORE THE
BOARD OF COUNTY COMMISSIONERS
FOR
TILLAMOOK COUNTY,
OREGON

ORDINANCE # 12

AN ORDINANCE REGULATING THE PARKING OF MOTOR VEHICLES ON COUNTY OWNED PROPERTY ADJACENT TO THE COURTHOUSE; ESTABLISHING A PERMIT SYSTEM; DESIGNATING AREAS FOR PERMIT PARKING AND PUBLIC PARKING; SETTING PENALTIES FOR VIOLATIONS THEREOF.

THE BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON DOES
ORDAIN AS FOLLOWS:

1.

ARTICLE I

INTRODUCTORY PROVISIONS

SECTION 1.010 TITLE

THIS ORDINANCE SHALL BE KNOWN AS THE TILLAMOOK COUNTY COURTHOUSE PARKING ORDINANCE AND MAY BE SO PLEADED AND REFERRED TO.

SECTION 1.020 PURPOSE

IT IS THE PURPOSE OF THIS ORDINANCE TO PROVIDE AN ORDERLY METHOD GOVERNING THE PARKING OF MOTOR VEHICLES ON COUNTY OWNED GROUNDS ADJACENT TO THE COURTHOUSE IN ORDER TO INSURE THE SAFETY OF COUNTY PROPERTY, THE SAFETY AND CONVENIENCE OF VISITORS UPON SAID REAL PROPERTY, THE PREVENTION OF FIRE HAZARDS, THE CONVENIENCE OF THE GENERAL PUBLIC, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

SECTION 1.030 SCOPE

THIS ORDINANCE IS ENACTED PURSUANT TO THE PROVISIONS AND AUTHORITY CONTAINED IN ORS 275.420 and 275.430.

ARTICLE II

BASIC PROVISIONS

SECTION 2.010 COMPLIANCE WITH ORDINANCE PROVISIONS

A MOTOR VEHICLE MAY BE PARKED ON COUNTY LANDS ADJACENT TO THE COUNTY COURTHOUSE ONLY AS THIS ORDINANCE PERMITS.

SECTION 2.020 DESIGNATION OF PARKING AREAS

THE FOLLOWING PORTIONS OF COUNTY PROPERTY ARE DESIGNATED FOR THE PARKING OF MOTOR VEHICLES.

AREA I

1. FOUR PARKING SPACES PRESENTLY LEASED FROM TILLAMOOK CITY LOCATED AT THE EAST END OF THE CITY OWNED PARKING LOT WHICH IS SITUATED ON THE NORTH SIDE OF FIRST STREET AT LAUREL AVENUE.

AREA II

2. ALL THAT PORTION OF THE COURTHOUSE PROPERTY LYING EASTERLY OF THE COURTHOUSE AND WESTERLY OF MADRONA AVENUE PRESENTLY DESIGNATED FOR THE PARKING OF MOTOR VEHICLES OR THOSE PORTIONS THEREOF WHICH MAY HEREAFTER BE DESIGNATED BY THE BOARD OF COMMISSIONERS FOR THE PARKING OF MOTOR VEHICLES THEREON.

2.

SECTION 2.030 CREATION OF A PERMIT SYSTEM

THERE IS, HEREBY CREATED A PERMIT SYSTEM FOR THE PARKING OF MOTOR VEHICLES WITHIN THE DESIGNATED PARKING AREAS FOR THOSE PARKING SPACES WHICH ARE NOT DESIGNATED FOR HANDICAPPED/WHEELCHAIR PARKING. THE PERMIT SYSTEM SHALL OPERATE AS FOLLOWS:

1. THE BOARD OF COMMISSIONERS MAY AUTHORIZE A PARKING SPACE FOR ANY PERSON WHO CAN SHOW A DEMONSTRATED NEED TO APPEAR AT THE COUNTY COURTHOUSE ON A REGULAR BASIS.
2. ONLY ONE PERSON WILL BE ASSIGNED TO EACH DESIGNATED NUMBERED PARKING SPACE.
3. ANY AUTHORIZATION GIVEN UNDER THE PROVISIONS OF THIS ORDINANCE MAY BE REVOKED AT ANY TIME BY THE BOARD OF COMMISSIONERS. THE PERMIT HOLDER WILL BE AFFORDED AN OPPORTUNITY FOR HEARING BEFORE THE BOARD IF REQUESTED.
4. NO AUTHORIZATION GIVEN UNDER THE PROVISIONS OF THIS ORDINANCE MAY BE REASSIGNED BY ANY PERSONS OTHER THAN THE BOARD OF COMMISSIONERS. THE AUTHORIZED PERMIT HOLDER, MAY HOWEVER, ALLOW ANOTHER PERSON TO USE THE PARKING SPACE DURING TEMPORARY ABSENCES.

SECTION 2.040 HANDICAPPED/WHEELCHAIR PARKING

THE BOARD OF COMMISSIONERS MAY HEREAFTER DESIGNATE ONE OR MORE SPACES WITHIN THE DESIGNATED PARKING AREAS FOR EXCLUSIVE USE BY HANDICAPPED PERSONS WHILE CONDUCTING BUSINESS IN THE COUNTY COURTHOUSE.

SECTION 2.050 EFFECTIVE PERIODS

THE PROVISIONS OF THIS ORDINANCE SHALL BE EFFECTIVE DURING THE HOURS OF 7:00 a.m. THROUGH 6:00 p.m. ON MONDAY THROUGH FRIDAY.

ARTICLE III

REMEDIES

SECTION 3.010 ENFORCEMENT

1. THE SHERIFF OF TILLAMOOK COUNTY SHALL ENFORCE THE TERMS AND PROVISIONS OF THIS ORDINANCE AND ISSUE CITATIONS FOR VIOLATIONS HEREUNDER.

2. THE SHERIFF OF TILLAMOOK COUNTY MAY, AFTER NOTIFYING THE TILLAMOOK CITY POLICE, CAUSE TO BE TOWED FROM THE DESIGNATED PARKING AREAS ANY VEHICLES PARKED IN VIOLATION OF THE TERMS AND PROVISIONS OF THIS ORDINANCE. VEHICLES SO REMOVED WILL BE PLACED IN STORAGE IN THE APPROPRIATE GARAGE OR LOT IN ACCORDANCE WITH THE PREVAILING PRACTICES OF LOCAL POLICE AGENCIES.

SECTION 3.020 PENALTY

ANY PERSON VIOLATING ANY OF THE PROVISIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE PROVISIONS OF ORS 275.990 (2) AND 275.440.

ARTICLE IV

MISCELLANEOUS PROVISIONS

SECTION 4.010 SEVERABILITY

THE PROVISIONS OF THIS ORDINANCE ARE SEVERABLE. IF ANY SECTION, SENTENCE, CLAUSE OR PHRASE OF THIS ORDINANCE IS ADJUDGED BY A COURT OF COMPETENT JURISDICTION TO BE INVALID THE DECISION SHALL NOT AFFECT THE VALIDITY OF THE REMAINING PORTIONS OF THIS ORDINANCE.

SECTION 4.020 ADOPTION

THIS ORDINANCE SHALL BE IN FORCE AND EFFECT UPON PASSAGE PURSUANT TO A RESOLUTION DULY MADE AND ENTERED THIS DAY.

PASSED THIS 9th DAY OF November 1979.

1st READING: August 17, 1979
2nd READING: August 31, 1979
3rd READING: November 9, 1979

BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Granville Simmons
Granville Simmons, Chairman

F. E. Knight
F.E. Knight, Commissioner

APPROVED AS TO FORM:

Warren A. McMinimee
Warren A. McMinimee
County Legal Counsel

Gerald A. Woodward
Gerald A. Woodward, Commissioner

4.