

AN ORDINANCE to amend and reordain Section 22-114.1, Division 1, Article IV and to amend and reordain subsection (17a) of subsection (a), Section 22-152.6, Article V-A, all of Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 22 relates to MOTOR VEHICLES AND TRAFFIC, which Article IV relates to STOPPING, STANDING AND PARKING GENERALLY, which Division 1 relates to IN GENERAL, which Section 22-114.1 relates to PARKING IN SPACES RESERVED FOR HANDICAPPED PERSONS, which Article V-A relates to PAYMENT, CONTEST AND ENFORCEMENT OF PARKING CITATIONS, which Section 22-152.6 relates to and imposes PENALTIES FOR UNCONTESTED PARKING CITATIONS, which subsection (a) relates to TENDER OF PAYMENT WITHIN THIRTY DAYS WHEN UNCONTESTED and which subsection (17a) relates to and imposes PENALTIES FOR PARKING IN SPACES RESERVED FOR HANDICAPPED PERSONS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 22-114.1, Division 1, Article IV, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 22-114.1. Parking in spaces reserved for handicapped persons.

(a) It shall be unlawful for any operator of a motor vehicle to park in a parking space reserved for the handicapped at privately-owned shopping centers and business offices in the city or in a parking space restricted for the use of handicapped persons established pursuant to section 22-33(c)(13) of this Code except an operator entitled to display on the motor vehicle being operated by him a special license plate issued by the Commissioner of the Division of Motor Vehicles of the Commonwealth of Virginia, pursuant to section 46.1-104.1 of the Code of Virginia (1950), as amended, or a special decal or permit issued by the said Commissioner pursuant to section 46.1-104.1 or 46.1-254.2 of the Code of Virginia (1950), as amended, or a Disabled Driver Parking Permit issued pursuant to the Handicapped Drivers Reciprocal Parking Agreement between the states of Maryland, Virginia and the District of Columbia executed by the Governor of the Commonwealth of Virginia on April 19, 1978, or a permit issued by the director of traffic pursuant to this section. In any prosecution charging a violation of this section, proof that the motor vehicle involved did not display at least one of the aforesaid license plates, decals or permits shall constitute, in evidence, a prima facie presumption that such vehicle was parked in violation of the provisions of this section.

(b) Upon receipt of an application on a form prescribed by the director of traffic, the director of traffic shall issue a permit to persons whose physician certifies that they have a physical handicap which limits their mobility, which permit shall be valid for the duration of the existence of such limitation on mobility and shall entitle such person to park a motor vehicle for unlimited periods of time in parking zones restricted as to length of parking time permitted and shall exempt such person from payment of parking meter fees of the city; provided, however, that the provisions of this subsection shall not apply to zones where stopping, standing or parking is prohibited, or to parking zones for special types of vehicles, or to zones where parking is prohibited during heavy traffic periods during specified rush hours, or where parking would clearly present a traffic hazard. Use of such permits shall be limited to passenger vehicles and pickup or panel trucks as defined in section 46.1-1 of the Code of Virginia (1950), as amended, during times when the permit owner is being transported in such vehicle. The permit owner may give the permit to the vehicle operator who is chauffeuring the permit owner; provided, however, upon completion of the trip, the permit shall be returned to the permit owner. It shall be unlawful for any person to represent that he is entitled to a permit pursuant to this subsection when he is not so entitled or to fail to surrender a permit issued pursuant to this subsection to which he is no longer entitled.

Section 2. That subsection (17a), subsection (a), Section 22-152.6, Article V-A, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

(17a) Twenty dollars (\$20.00) for a violation of subsection (a) of section 22-114.1, "Parking in spaces reserved for handicapped persons."

Section 3. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

FRANK E. MANN  
Mayor

FINAL PASSAGE: FEBRUARY 24, 1979