

ORDINANCE NO. 3459

AN ORDINANCE to amend and reordain subsection (a) of Section 3-2-355 (REMOVAL OR IMMOBILIZATION OF MOTOR VEHICLES AGAINST WHICH THERE ARE OUTSTANDING PARKING CITATIONS), of Article S (PAYMENT, CONTEST AND ENFORCEMENT OF PARKING CITATIONS), Chapter 2 (TAXATION), Title 3 (FINANCE, TAXATION AND PROCUREMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That subsection (a) of Section 3-2-355 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 3-2-355 Removal or immobilization of motor vehicles against which there are outstanding parking citations.

(a) Whenever there is found a motor vehicle parked anywhere within the city, other than on property owned or occupied as a single family residence, which has three or more outstanding or otherwise unsettled parking citations issued for a violation of any provision of title 10, chapter 4, or title 5, chapter 8, articles C through G, of this code, such vehicle may, by towing or otherwise, be removed to another place for temporary storage and safekeeping by an officer or employee of the police department or by another person acting under the direction of such an officer or employee, or such vehicle may be immobilized in such manner as to prevent its removal or operation; provided, that no such vehicle when parked on private property shall be removed or immobilized unless written authorization to enforce this section has been given by the property owner or, when the property is held in common by an association of owners established pursuant to §§ 55-79.1 through 55-79.38 or §§ 55-79.39 through 55-79.103 of the Code of Virginia, by such association, and the city has agreed in writing that it will hold the property owner harmless from all loss, damage or expense, including costs and attorney's fees, that the owner may incur as a result of actions taken by the city pursuant to this section.

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Section 2. That this ordinance shall become effective upon the date and at the time of its final passage.

JAMES P. MORAN, JR.
Mayor

Final Passage: June 16, 1990

- (14) \$25 for a violation of section 10-4-14, "Use of bus stops;"
- (15) \$10 for a violation of section 10-4-15, "Stopping for loading or unloading passengers or cargo generally;"
- (16) \$10 for a violation of section 10-4-16, "Permit for parking truck beside railroad car on public right-of-way;"
- (17) \$10 for a violation of section 10-4-17, "Angle parking for loading and unloading;"
- (18) \$25 for a violation of section 10-4-18, "Use of loading zones;"
- (19) \$100 for a violation of subsection (a) of section 10-4-19, "Parking in spaces reserved for handicapped persons;"
- (20) \$10 for a violation of section 10-4-22, "How meter and space to be used;"
- (21) \$10 for a violation of section 10-4-23, "Overtime parking;"
- (22) \$10 for a violation of section 10-4-24, "Depositing coin in meter for purpose of extending time;"
- (23) \$10 for a violation of section 10-4-25, "Permitting vehicle to remain parked at meter after expiration of time limit;"
- (24) \$10 for a violation of section 10-4-28, "Parking across lines designating parking space;"
- (25) \$10 for a violation of section 10-4-30, "Interfering with enforcement of division;"
- (26) \$10 for a violation of section 10-4-33, "Use of metered parking lots by vehicles other than private passenger automobiles;"
- (27) \$25 for a violation of section 10-4-34, "Parking illegally in permit parking district;"
- (28) \$10 for a violation of section 5-8-114, "Designation of parking spaces; parking across lines;"
- (29) \$10 for a violation of section 10-4-40, "Location of parked vehicles;"
- (30) \$20 for a violation of section 10-4-37, "Failure to procure and display city license plate, windshield tag or decal;"
- (31) \$20 for a violation of section 10-4-38, "Parking without display of current state inspection sticker or current state license plate;"
- (32) \$20 for a violation of section 10-4-39, "Temporary parking prohibited;"
- (33) \$20 for a violation of section 9-12-162, "Use of locations other than designated parking spaces by sight-seeing buses;"
- (34) \$10 for a violation of section 9-12-163, "Use of parking spaces designated for use by sight-seeing buses by other vehicle;"
- (35) \$10 for a violation of section 9-12-164, "Use of designated spaces by sight-seeing buses;"

(36) \$25 for a violation of section 10-4-41, "Parking prohibited at certain locations;"

(37) \$100 for a violation of section 10-4-42, "Parking prohibited near fire hydrant, etc."

(b) If payment is tendered after the expiration of 30 calendar days from the date the citation is issued, \$10 in addition to the penalty imposed by subsection (a) above for the violation for which the citation was issued; provided, that in the event the 30th calendar day from the date the citation is issued is a Saturday, Sunday or legal holiday, such additional penalty shall not be imposed if payment is tendered in the amount required by subsection (a) above on the next succeeding business day; and provided, further, that if such payment is remitted to the director of finance in a sealed envelope bearing a postmark on or before midnight of the 30th calendar day from the date the citation is issued, no such additional penalty shall be imposed. (Code 1963, Sec. 22-152.6, as amended by Ord. No. 2596, 6/13/81, Secs. 1, 2; Ord. No. 2712, 9/14/82, Sec. 1; Ord. No. 2720, 10/16/82, Sec. 1; Ord. No. 2968, 9/15/84, Sec. 2; Ord. No. 3073, 9/14/85, Sec. 2; Ord. No. 3141, 6/14/86, Secs. 1-4; Ord. No. 3188, 3/21/87, Sec. 1; Ord. No. 3297, 6/18/88, Sec. 1; Ord. No. 3345, 11/22/88, Sec. 7; Ord. No. 3403, 9/16/89, Secs. 1, 2)

Sec. 3-2-355 Removal or immobilization of motor vehicles against which there are outstanding parking citations.

(a) Whenever there is found any motor vehicle parked upon the streets or public grounds of the city which has received three or more parking citations issued for a violation of any provisions of title 10, chapter 4 or title 5, chapter 8, articles C through G, which are unpaid or otherwise unsettled, such vehicle may, by towing or otherwise, be removed for safekeeping by or under the direction of a police officer to the city vehicle impounding lot or such vehicle may be immobilized in such manner as to prevent its removal or operation except by such persons as shall be authorized to do so by the chief of police.

(b) It shall be the duty of any police officer removing or immobilizing a motor vehicle or under whose direction such vehicle is removed or immobilized, to inform as soon as practicable the owner of the removed or immobilized vehicle of the nature and circumstances of the prior unsettled parking violation notices for which or on account of which such vehicle was removed or immobilized. In any case involving immobilization

of a vehicle pursuant to this section, there shall be placed on such vehicle, in a conspicuous manner, a notice warning that such vehicle has been immobilized and that any attempt to move such vehicle might result in damage thereto.

(c) The owner of an immobilized vehicle, or other duly authorized person, shall be allowed not less than 24 hours from the time of immobilization to repossess or secure the release of the vehicle, following which such vehicle may be removed to a storage area for safekeeping under the direction of a police officer.

(d) The owner of such removed or immobilized motor vehicle, or other duly authorized person, may repossess or secure the release of the vehicle by payment of outstanding parking violation notices for which the vehicle was removed or immobilized and by payment of all reasonable costs incidental to the immobilization, removal and storage of the vehicle, and the efforts to locate the owner of the vehicle. Should such owner fail or refuse to pay such fines and costs, or should the identity or whereabouts of such owner be unknown and unascertainable, such vehicle may be sold as provided by section 5-8-46 of this code. (Code 1963, Sec. 22-152.7)

CHAPTER 3

Purchases and Contractual Services

Editorial note: Prior to its amendment by Ord. No. 2757, Ch. 3 of Title 3 consisted of §§ 3-3-1—3-3-13 as derived from Code 1963, §§ 2-74, 2-79—2-84, 2-86, 2-87, 2-91, 2-93 and 2-93A.

Charter reference: Purchasing division of department of finance, charter, Sec. 5.12; competitive bidding, charter Sec. 5.13.

ARTICLE A

General Provisions

- § 3-3-1 Purpose.
- § 3-3-2 Application.
- § 3-3-3 Judges of general district court, judge of juvenile and domestic relations court, etc., as using agencies; purchases of provisions, etc., needed by sheriff or for city jail.
- § 3-3-4 Application of chapter to school board, Alexandria library, etc.
- § 3-3-5 Public improvement and public works contracts.
- § 3-3-6 Definitions.
- §§ 3-3-7 through 3-3-10 reserved.

ARTICLE B

Purchasing Division

- § 3-3-11 Establishment of purchasing division.
- § 3-3-12 Appointment of purchasing agent.
- § 3-3-13 Authority and duties of purchasing agent.
- § 3-3-14 Rules and regulations.
- § 3-3-15 Delegation.
- § 3-3-16 Unauthorized purchases.
- §§ 3-3-17 through 3-3-20 reserved.

ARTICLE C

Cooperative Procurement

- § 3-3-21 Agreements with other public bodies.
- § 3-3-22 Assistance from state director of division of purchase and printing.
- § 3-3-23 Purchases from federal government.
- §§ 3-3-24 through 3-3-30 reserved.

ARTICLE D

Contract Formation and Methods of Source Selection

Division 1. Competitive Sealed Bidding.

- § 3-3-31 Competitive sealed bidding required.
- § 3-3-32 Competitive bidding on state aid projects.
- § 3-3-33 Public access to procurement information.
- § 3-3-34 Employment discrimination by contractor prohibited.
- § 3-3-35 Prequalification of bidders.
- § 3-3-36 Notice of invitation to bid.
- § 3-3-37 Use of brand names.
- § 3-3-38 Comments on specifications.