

AMENDING CHAPTERS 2 AND 70 OF THE DANE COUNTY CODE OF ORDINANCES, REVISING THE PARKING RAMP ORDINANCE

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Sections 2.06(579) – (582) are amended to read as follows:

(579)	70.07(1)	Improper parking	2555.00
(580)	70.07(3)	Overtime parking	4535.00
(581)	70.07(2)	Unlawful parking	4522.00
(582)	70.07(4)	Unlawful parking in 'disabled' or 'veteran' stall	200210.00

ARTICLE 3. Sections 70.02 – 70.04 are amended to read as follows:

70.02 AUTHORITY. This ordinance is created pursuant to authority granted by sections ~~59.01, 59.07(1)(b), (1)(m) and (64)~~59.03(1), 59.52(24), and ~~345.28 and~~ 349.14 of the Wisconsin Statutes.

70.03 ADMINISTRATION. The parking system established herein shall be ~~supervised by the committee and~~ administered ~~by the highway and transportation department and supervised by the committee and~~ by such other officials or employees as the board, upon recommendation of the committee, shall designate.

70.035 DEFINITIONS. As used in this chapter, the following words have the meanings indicated:

(1) City-County Building means that structure located in the City of Madison bounded by West Wilson Street, South Carroll Street, West Doty Street and Martin Luther King, Jr., Boulevard. The basement of the city-county building is that floor of the city-county building used for motor vehicle parking and the entrance to which is located on West Wilson Street.

(2) Commissioner means the ~~public works~~, highway and transportation commissioner.

(3) Committee means the public works and transportation committee of the county board of supervisors of the County of Dane.

(4) Department means the Dane County Highway and Transportation Department.

(45) Ramp means that certain multi-level motor vehicle parking facility fronting on the 200 block of West Main Street and bounded on its southwesterly side by South Henry Street and on its northeasterly side by South Fairchild Street.

ARTICLE 4. Sections 70.04 – 70.07 are amended to read as follows:

70.04 PARKING SYSTEM, GENERAL.

~~(1) Parking control and regulation shall be based on the meter system with designated vehicle stalls for each meter. Each stall shall be designated by suitable lines or marks.~~ Entrance to and exit from the parking ramp shall be by designated routes which shall be suitably posted for expeditious handling of the traffic. Specific regulations concerning the designation of stalls, payment for parking, the routing of traffic and the control of traffic shall be determined by the committee, or its designees, and the same shall be prominently posted for public notice. Vehicles authorized to lawfully park and operate in the parking ramp shall be limited and restricted to those vehicles which the ramp was designated to accommodate. Entrance may be refused to any vehicle deemed unsuited for operation or parking in the ramp.

~~(2) No person shall, without permission of the committee,~~ leave or park any motor vehicle or vehicles in the Dane County Parking Ramp contrary to a posted sign thereon if there is in plain view on such property a "No Parking" sign or a sign indicating limited or restricted parking.

~~(3) The committee is authorized to designate parking areas exclusively for the use of Dane County employees who have obtained the necessary permit from Dane County.~~

~~(4) The committee shall designate parking space in the Dane County Parking Ramp for the exclusive use of vehicles with disabled or veterans' license plates issued pursuant to sections 341.14(1), (1a), (1e), (1m), or (1q) or (1r) of the Wisconsin Statutes. The number and location of spaces so designated shall be within the sole discretion of the committee.~~

~~(5) The commissioner or his or her designee is hereby authorized to lease excess parking space in the Dane County Parking Ramp under such terms and conditions as the committee determines are reasonable. Said leases shall contain a termination clause in the event said space is needed for other parking purposes.~~

70.05 PARKING METERS, TIME AND RATES.

~~(1) The rate for general public parking meters shall be set at the rate of \$2.00 per hour for all meters.~~

~~(2) Meters Payment for parking shall be enforced 24 hours per day, 7 days per week, including holidays.~~

70.06 ~~PARKING METERS~~ PAYMENT STATIONS, OPERATION. The ~~public works,~~ highway and transportation department, under oversight of the committee, shall provide for the installation, regulation, control, operation and use of the parking meters provided for in this ordinance payment stations for collection of parking fees. ~~and shall maintain said meters in good operating condition.~~

93 **70.07 PARKING OF VEHICLES.**

94 (1) Vehicles shall be parked only in designated stalls ~~equipped with a meter~~ and
95 only in the manner prescribed herein.

96 (2) It shall be unlawful and a violation of this ordinance to park any vehicle
97 across any lines or marks indicating vehicle stalls, or to park vehicles in such a
98 manner that the same shall not be within the stall area designated by said lines
99 or marks or to park with the front of any vehicle facing the lane of traffic.

100 (3) The owner or operator of any vehicle using the ramp shall, upon entering a
101 parking stall, immediately deposit the required payment in the appropriate
102 parking meterpayment station for the time limit desired. If a vehicle shall remain
103 parked in a parking stall beyond the time limit for which payments were
104 deposited, ~~the parking meter shall display a sign indicating that the vehicle is~~
105 ~~illegally parked, and~~ such vehicle shall be considered in violation of this
106 ordinance.

107 (4) Except for a motor vehicle used by a physically disabled person as defined
108 under s. 346.503(1), Wis. Stats., no person may park, stop or leave standing
109 any vehicle, whether attended or unattended and whether temporarily or
110 otherwise, upon any portion of the ramp reserved, by official traffic signs
111 indicating the restriction, for vehicles displaying special registration plates under
112 section 341.14(1), (1a), (1e), (1m), ~~or~~ (1q) ~~or (1r)~~, Wis. Stats., or a special
113 identification card issued under section 343.51, Wis. Stats., or vehicles
114 registered in another jurisdiction and displaying a registration plate, card or
115 emblem issued by the other jurisdiction which designates the vehicle as a
116 vehicle used by a physically disabled person.

117 (5) Parking and traffic regulations established herein and restrictions or
118 regulations imposed by appropriate signs shall be obeyed and complied with by
119 all users of the ramp.

120
121 ARTICLE 5. Sections 70.09 – 70.10 are amended to read as follows:

122 **70.09 UNLAWFUL USE OF METERPAY STATION OR PARKING PERMIT.**

123 (1) It shall be unlawful and a violation of this ordinance to deposit or cause to be
124 deposited in any ~~parking meter or~~ pay station any device as a substitute for
125 means of payment indicated on said ~~meter or~~ pay station.

126 (2) It shall be unlawful and a violation of this ordinance to use any Dane County
127 parking permit assigned to another person or vehicle, or that is expired, voided,
128 cancelled or is in any manner invalid at the time it is used.

129
130 **70.10 INJURY OF PARKING METERPAY STATION.** It shall be unlawful and a
131 violation of this ordinance for any person to deface, injure, tamper with, open or
132 willfully damage, destroy or impair the usefulness of any parking meterpay
133 station installed and operated under the provisions of this ordinance, or to
134 cause such damage, defacement or other injury which would tend to destroy or
135 impair the usefulness of such meterdevice.

ARTICLE 6. Sections 70.12 – 70.14 are amended to read as follows:

70.12 ENFORCEMENT OF PARKING REGULATIONS.

(1)(a) Parking regulations established by this ordinance shall be enforced by means of a violation notice for overtime or otherwise improper parking of vehicles. Such violation notices shall be issued to the owner or operator and shall be attached conspicuously to any vehicle found in violation of the provisions of this ordinance.

(b) The violation notice shall ~~consist of a computer generated citation state the nature of the violation, the amount of forfeiture required under this ordinance, the date by which payment must be received or the violation contested, the procedure for contesting the violation,~~ and a payment envelope.

(c) The form and composition of violation notices shall be determined by the committee.

(2) Forfeitures ~~shall be collected~~ may be paid by means of "courtesy boxes," suitably labeled and conveniently located in the ramp to permit for the deposit of the envelopes provided for in section 70.12(1). Forfeitures may also be paid by United States Mail or the Dane County webpage when available.

(3)(a) The issuance of violation notices shall be by such personnel or attendants as determined by the committee.

(b) The recording of violations and the collection of unpaid forfeitures shall be through the office of the Dane County ~~Public Works,~~ Highway and Transportation Department.

(4) The owner or operator of a vehicle may contest a notice of violation by notifying the department in the manner set forth on the violation notice. If a violation notice is contested by the date specified, The Dane County Sheriff's Office will issue a citation to the owner or operator specifying an appearance date before the courts.

(5) If the person does not pay the forfeiture or appear in court on the date specified in the citation, the department may notify the Wisconsin Department of Transportation and request suspension of the vehicle's registration as provided in Wis. Stat. s. 345.28(4).

(6) The collection of unpaid forfeitures ~~shall~~ may also be enforced by ~~appropriate summons and complaint~~ complaint and warrant issued in the name of Dane County. ~~in conformity with section 345.28(2) of the Wisconsin Statutes. Complaints and warrants so issued shall comply with section 288.10 of the Wisconsin Statutes.~~

(57) Revenues from imposition of forfeitures shall be deposited with the county treasurer and accounted for by such methods and procedures as the board, upon recommendation of the committee, shall determine or as otherwise established by law.

(68) Revenues from use of ~~meters~~ pay stations shall be collected and accounted for by such methods and procedures as the board, upon recommendation of the committee, shall determine. Such revenues shall be deposited with the county treasurer along with revenue obtained from forfeitures for violation of this ordinance as determined by the board.

185 **70.13 PENALTIES.**

186 **(1) Overtime parking.** Any person violating the parking regulations established
187 by section 70.07(3) of this ordinance shall be subject to an initial forfeiture of
188 \$25 and shall be subject to additional forfeitures at the rate of \$25 for each hour
189 or fraction thereof the vehicle remains in violation, provided that there shall not
190 be more than three (3) ~~citations-violation notices~~ issued in any one 24-hour
191 period at any ~~one-meter stall~~. In the event such forfeiture is not paid within five
192 (5) days from the date of the violation, said forfeiture shall be increased to the
193 amount of \$35 for each offense. In the event that such forfeiture is not paid
194 within 30 days from the date of the violation, said forfeiture shall be increased to
195 the amount of \$45 for each offense. In accordance with section 346.50(2) and
196 346.50 (2a) of the Wisconsin Statutes, overtime parking regulations prescribed
197 herein shall not apply to those persons issued special registration plates
198 pursuant to section 341.14(1), (1a), (1e), (1m), (1q) or (1r) of the Wisconsin
199 Statutes.

200 **(2) Improper parking.**

201 **(a)** Any person violating the parking regulations established by section 70.07(1)
202 or (5) shall be subject to a forfeiture of \$45 for the initial violation, and shall be
203 subject to additional forfeitures at the rate of \$45 for each 24 hours thereafter
204 that the vehicle remains in violation of said section. A separate violation notice
205 shall be issued for each additional 24-hour period after the first violation and
206 each violation shall constitute a separate offense under this ordinance. In the
207 event such forfeiture is not paid within five (5) days from the date of the
208 violation, said forfeiture shall be increased to the amount of \$55 for each
209 offense. In the event that such forfeiture is not paid within 30 days from the date
210 of the violation, said forfeiture shall be increased to the amount of \$70 for each
211 offense.

212 **(b)** Any person violating the parking regulations established by section 70.07(2)
213 shall be subject to a forfeiture of \$15.00 for the initial violation, and shall be
214 subject to additional forfeitures at the rate of \$15.00 for each 24 hours
215 thereafter that the vehicle remains in violation of said section. A separate
216 violation notice shall be issued for each additional 24-hour period after the first
217 violation and each violation shall constitute a separate offense under this
218 ordinance. In the event such forfeiture is not paid within five (5) days from the
219 date of the violation, said forfeiture shall be increased to the amount of \$22.00
220 for each offense. In the event that such forfeiture is not paid within 30 days from
221 the date of the violation, such forfeiture shall be increased to the amount of
222 \$32.00 for each offense.

223 **(3) Removal of vehicles.** Vehicles parked overtime in excess of three (3) days
224 are subject to removal at the expense of the owner or operator, in addition to
225 any other forfeitures incurred under this ordinance. Vehicles improperly parked
226 in violation of section 70.07(2) and (4) or any regulation passed pursuant to
227 section 70.04 may be moved into a proper parking position or removed from the
228 ramp at the owner's expense, in addition to any other forfeitures issued under
229 this ordinance, where such action is deemed necessary to the proper operation
230 of the parking ramp.

231 (4) Use of cheating tokens or improper use of parking permit. (a) In addition to
232 penalties imposed by state statute, any person violating section 70.09(1) hereof
233 shall be subject to a forfeiture of \$75.00. (b) Any person violating section
234 70.09(2) shall be subject to a forfeiture of \$50.00.

235 (5) Damage to county property. In addition to penalties imposed by state
236 statute, any person violating section 70.10 hereof shall be subject to a forfeiture
237 of \$200.00.

238 (6) Other regulations. Any person violating any of the regulatory or restrictive
239 provisions established pursuant to section 70.04 hereof shall be subject to a
240 forfeiture of not less than \$15.00 nor more than \$200.00.

241 (7) Any person violating section 70.07(4) of this ordinance shall forfeit \$200.00.
242 In the event such forfeiture is not paid within five (5) days from the date of the
243 violation, said forfeiture shall be increased to the amount of \$210.00 for each
244 offense. In the event that such forfeiture is not paid within 30 days from the date
245 of the violation, such forfeiture shall be increased to the amount of \$225.00 for
246 each offense.

247 (8) Any person violating section 70.075(4) shall forfeit not less than \$10.00 nor
248 more than \$100.00.

249 (9) For forfeitures received pursuant to sec. (4), (5), (6) and (8) above, in the
250 event such forfeiture is not paid within five (5) days from the date of the
251 violation, such forfeiture shall be increased by the amount of \$10.00 for each
252 offense. In the event such forfeiture is not paid within 30 days from the date of
253 the violation, such forfeiture shall be increased by the amount of \$25.00 for
254 each offense.

255
256 **70.14 ACCIDENTS.** The City of Madison Police Department shall have
257 jurisdiction ~~infor~~ investigating any traffic accidents occurring in the parking ramp
258 ~~and assist in enforcing the parking and traffic regulations of this ordinance.~~

259
260 *[EXPLANATION: This amendment revises Chapter 2 and 70 regarding*
261 *enforcement of parking regulations in the Dane County Ramp.]*