Sponsors: Commissioner Powell
Commissioner Stewart

Second Reading: September 9, 2019
Publication Date: September 19, 2019

ORDINANCE NO. 2019 - 020

ORDINANCE DELETING AND RESTATING CHAPTER 72 - PARKING REGULATIONS AND REVISING CHAPTER 75 - PARKING SCHEDULES OF THE CITY OF FRANKLIN CODE OF ORDINANCES

WHEREAS, the City of Franklin has certain ordinances regulating parking that are antiquated and are in need of revision; and

WHEREAS, the City of Franklin desires to amend its existing parking ordinances to update the ordinances that are currently in existence.

NOW, THEREFORE, BE IT ORDAINED by the City of Franklin, Kentucky, acting by and through its Board of Commissioners as follows:

Chapter 72 entitled "Parking Regulations" is hereby deleted as set forth herein and is restated to read as follows:

§ 72.01 PARKING REGULATIONS.

- (A) Every motor vehicle parked on the streets of the city where there are parking spaces designated by the Mayor and/or City Commission shall be parked within such spaces.
- (B) Every motor vehicle parked on the streets where there are such designated parking spaces shall be parked with one side parallel to the curb or sidewalk, and the wheels or the side next to the curb or sidewalk shall be placed at a distance not exceeding 18 inches from the curb or sidewalk.
- (C) No motor vehicle shall be stopped or left standing on any street of the city unless it is parked as designated in divisions (A) or (B) above; however, a vehicle may be stopped for passengers or freight but only long enough for that purpose and in no event longer than five minutes.
- (D) All motor vehicles in parking shall be parked on the right-hand side of the street and shall be turned to the right to park. All vehicles in leaving their parking spaces shall be carefully moved therefrom to the left.
- (E) No motor vehicle or other vehicle shall be parked within ten (10) feet of a fire <u>hydrant or on or over a water</u> meter.
- (F) No vehicle may be parked continuously in or at one location on any city street, roadway, or designated parking space or public parking lot for more than Twenty-Four (24) consecutive hours. Provided, however, that persons who reside in the Downtown Historical District shall be exempt from this requirement, and the provisions of § 72.06 shall apply to those residents unless they fail to visibly post the City parking pass.
- (G) No vehicle shall be parked in a manner that interferes with a trash receptacle or dumpster access or removal.
- (H) No vehicle shall be parked within twelve (12) feet of the entrance to a driveway or directly across from the entrance to a driveway.
- (I) No vehicle shall be parked in or within thirty (30) feet of an intersection.
- (J) No vehicle shall be parked on a residential street unless parking has been designated on said street by the Mayor or City Commission or parking in a driveway is not practicable.
- (K) No vehicle shall be parked within twelve (12) feet of a mailbox, except after 5 p.m. or on days when mail is not delivered (Sundays and federal government holidays). Provided, however, a resident will be allowed to park in front of his or her own mailbox.
- (L) No vehicle shall be parked on a curve if it obstructs the regular flow of traffic or disrupts the clear and unobstructed view of approaching traffic.
- (M) No vehicle shall be parked on the road side of any vehicle already stopped or parked, whether legally or illegally (double parking), by the side of a street or road.
- (N) It shall be unlawful to park a vehicle in a front yard, a side yard, or in a rear yard except as provided in these Ordinances or in the Regulations of the Franklin-Simpson Planning and Zoning Commission.

- (O) It shall be unlawful to park a vehicle over or on any part of the city sidewalk or curb that is parallel to or touching the city street or right of way including, but not limited to any part of the sidewalk that is part of a driveway.
- (P) No vehicle shall be parked in such a manner that obstructs the free use of the street, and an unobstructed width of not less than 15 feet of the street must be left open for the free passage of other vehicles.
 - (Q) No vehicles shall be parked on/in any cul-de-sac.
- (R) No inoperative or unlicensed motor vehicles shall be parked on city streets or parking lots.
- (S) No vehicles shall be stopped or parked in an alley, except for the purpose of actively loading or unloading goods or passengers for a duration not to exceed ten (10) minutes.
- (T) No heavy-duty commercial vehicles may be parked in residential areas unless the vehicle is loading or unloading goods or has a service call in the immediate area. In the case of loading or unloading or a service call, the heavy-duty commercial vehicle shall not be parked in residential areas for longer than a one (1) hour period.
- (U) A vehicle parked in a designated, diagonal city parking space shall not exceed twenty (20) feet in overall vehicle length so as to not hinder normal flow of vehicle traffic.
- (V) Parking of any tractor, tractor trailer, trailer body, mobile home, house trailer, camper trailer, RV, bus or any similar vehicle or equipment on any street within any residential area or city square is prohibit except during approved events on the square or when prior approval is obtained from the Board of Commissioners

§ 72.02 PARKING ZONES.

- (A) When markings or signs are placed giving notice of no parking or limited parking zones, no person shall park any vehicle contrary to the instruction shown on such markings or signs.
- (B) Markings or signs designating such parking zones shall be erected at the direction of the Mayor. (1980 Code, § 540.1-2) Penalty, see § 72.99

8 72.03 LOADING ZONES AND TAXI STANDS.

No motor vehicles or other vehicles shall be parked by curbs that are painted, or otherwise marked to designate a loading zone or taxi stand.

(1980 Code, § 540.1-3) Penalty, see § 72.99

§ 72.04 PARKING METER ZONES.

- $-(\Lambda)$ The word *VEHICLE* as used in this section shall mean any device in, upon or by which any person or property is or may be transported upon a street or highway, except those operated upon rails or tracks.
- (B) The parts of streets in the city where parking meters shall be installed in accordance with the provisions hereof are established as parking meter zones.
- -(C) In addition to the parking meters now installed, there may be installed other parking meters at such places as directed by the Mayor with the approval of the City Commission.
- —(D) The Mayor shall provide for installation of meters, including curb or street marking lines, regulation and operation thereof, and shall cause the meters to be maintained in good workable condition. Meters shall be placed upon the curb, sidewalk or other available space next to the individual parking places and meters shall be constructed as to display a signal showing legal parking for a designated period of time upon deposit therein of the proper coin, or coins of the United States, as indicated by instructions on the side of meters, the signal to remain in evidence until expiration of the parking period so designated, at which time a change of signal or some other mechanical operation shall indicate expiration of the parking time.
- (E) The city is vested with the authority to enter into contract for the purchase and installation of parking meters and to provide payment therefor exclusively from the receipts obtained by the city from their operation, and the means of payment shall be in addition to any other purchasing powers heretofore granted the city by its character, or by the laws of the state.
- (F) (1) When a vehicle is parked next to a parking meter, the owner or operator of the vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking and upon entering the parking space shall immediately deposit in the meter one or more coins of the United States, as indicated by instructions on the meter. No person shall fail to park within designated area, or fail or neglect to deposit the proper coin or coins.
- (2) The parking space may then be used by such vehicle during the legal parking limit provided by ordinance, and the vehicle shall be considered as unlawfully parked if it remains in the space beyond the legal parking limit and/or when the parking meter displays a signal showing such illegal parking. Between the hours of 8:00 a.m. and

5:00 p.m. on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays and between the hours of 8:00 a.m. and 8:00 p.m. on Saturdays, it shall be unlawful for the owner or operator of any vehicle to enter such parking space without immediately depositing coin or coins of the United States for the parking time desired, and between the designated hours it shall be unlawful, except as herein provided for the owner or operator of any such vehicle to permit any such vehicle to remain in such parking space for a longer period than in indicated on the parking meter as the legal parking limit. Irrespective of the amount of coins deposited in a parking meter, it shall be unlawful during the designated hours for the owner or operator of a vehicle to permit the same to remain in such parking space for a period longer than two hours; however, a vehicle may enter a parking space where the meter shows unused time and may remain in that parking space for the unused time without charge. The parking spaces may be used without charge on Sundays and holidays of Fourth of July, Thanksgiving and Christmas.

- —(G) No person shall deposit or cause to be deposited in any parking meter any slug or other substitute for coins of the United States.
- -(H) No unauthorized person shall tamper with, break or destroy any parking meter.
- —(I) It shall be the duty of the traffic officers to take the parking meter numbers, and the state tag numbers or other identification of all persons violating any provision of this section and make complaint thereof to the police court of the city.
- —(J)—The fee required to be deposited in the meters is levied as a police regulation and inspection fee to cover the cost of providing parking spaces, parking meters and installation and maintenance thereof, the cost of regulation and inspection, operation, control and use of the parking meter spaces and zones created herein, for the regulation and control of traffic moving into, in and out of the city, and maintenance of the city streets, and for the cost of any resultant traffic administration expense, traffic safety devices, signs, signals, marking, policing, lighting, traffic surveys and safety programs.

(1980 Code, § 540.1-4) Penalty, see § 72.99

§ 72.05 HANDICAPPED PERSONS AND PERSONS TRANSPORTING THE HANDICAPPED.

- —(A)—On the application of any person who has lost the use of a leg or both legs, or an arm or both arms, or any combination thereof, or any person who is blind, or any person with a dependent so handicapped who transports such dependent, the city, through the City Clerk, shall issue to such person a special decal bearing the universal handicapped symbol, to be placed on the dashboard of any motor vehicle used to transport such a handicapped person.
- (1) The decal shall be distinctly marked. Permits issued under this section shall expire on first Tuesday of each year.
- (2) The Office of Commercial Development shall formulate rules and regulations necessary to implement the handicapped parking permit program.
- (B) Any other provision to the contrary notwithstanding, a motor vehicle bearing a decal issued pursuant to this section, when operated by a handicapped person or when transporting a handicapped person, may be parked in a designated handicapped parking place, or when parked elsewhere, may be parked for two hours in excess of the legal parking period permitted by the city. Such a motor vehicle may be parked in a loading zone for that period of time necessary to permit entrance or exit of the handicapped person to or from the parked vehicle, but in no circumstances longer than 15 minutes.
- (C) This section shall neither permit parking where city government ordinances or city police regulations prohibit parking for the purpose of creating a fire lane or to accommodate heavy traffic during morning, afternoon or evening hours, nor to permit a motor vehicle to be parked in such a manner as to constitute a traffic hazard. (Ord. 540.2-7, passed 3-12-1984) Penalty, see § 72.99

§ 72.02 Vicarious Responsibility.

- (A) The person in whose name a vehicle is registered at the time of the violation shall be absolutely responsible for all fines, fees and penalties. It shall be no defense that the vehicle was illegally parked by someone other than the registered owner, unless it is shown that at the time of the violation the vehicle was stolen and not in the possession of the registered owner.
- (B) An owner of a vehicle who is engaged in the business of renting or leasing vehicles under written rental or leasing agreements shall not be liable for parking fines and penalties imposed under this Subchapter on such rented or leased vehicles, if within fifteen (15) days after receiving notice of the parking violation, the lessor provides to the

Police Department the true name, address and driver's license number of the person in possession of the vehicle at the time of the issuance of the citation. A lessor who fails to comply shall be treated as any other owner.

§ 72.03 Hearing.

- (A) Any person cited for a parking violation may contest the determination that a violation occurred by requesting in writing a hearing before the Franklin-Simpson Code Enforcement Board. The request for a hearing shall be delivered to the City Clerk at City Hall addressed to the Code Enforcement Board within fourteen (14) days from the date of issuance of the parking citation. When a hearing has been requested, the Board shall schedule a hearing for the next regular meeting of the Board that will permit adequate notification to be made to all parties. Not less than ten (10) days before the date of the hearing, the Board shall notify the requester of the date, time and place of the hearing. The notice may be given by first class mail; by personal delivery; or by leaving the notice at the person's usual place of residence with any individual residing therein who is eighteen (18) years of age or older and who is informed of the contents of the notice. Any person requesting a hearing who fails to appear at the time and place set for the hearing shall be deemed to have waived the right to a hearing to contest the citation and shall be deemed to have refused to pay the fine levied by the citation. The Board shall enter a final order determining the violation was committed and shall impose the appropriate civil penalty. A copy of the order shall be furnished to the violator.
- (B) At the hearing after consideration of the evidence, the Board shall determine whether a violation was committed. Where it is not established that the violation was committed, an order dismissing the citation shall be entered. Where it is established that a violation was committed, the Board shall uphold the citation and order the owner to pay the citation within fourteen (14) days from the date of the written order of the Board. A copy of such order shall be furnished to the owner. Any person ordered to pay the fine who fails to do so within fourteen (14) days shall be deemed to have refused to pay the fine levied by the citation and a \$15.00 late fee and all costs incurred by the City in collecting the civil penalty shall be added to the original fine amount.
- (C) The Board may consider the parking citation and any other written report made under oath by the Code Enforcement Officer or other officer who issued the citation in lieu of the officer's personal appearance at the hearing. All other testimony shall be taken under oath and recorded. Formal rules of evidence shall not apply, but fundamental due process shall be observed and shall govern the proceedings.
- (D) An appeal from the Board's determination may be made to the Simpson District Court within thirty (30) days of the Board's written order. The appeal shall be initiated by the filing of a complaint and a copy of the Board's order in the same manner as any civil action under the Kentucky Rules of Civil Procedure and as set out in the applicable State statutes. If no appeal of the final order of the Board is filed within the time allowed, the Board's order shall be deemed final for all purposes.

§ 72.04 Vehicle Impoundment without Notice.

- A vehicle may be impounded without giving prior notice to its owner under the following circumstances:
- a. The vehicle is impeding or likely to impede the normal flow of vehicular or pedestrian traffic;
- b. The vehicle poses an immediate danger to the public safety;
- c. The vehicle is illegally parked within ten (10) feet of a fire hydrant;
- d. The vehicle, without a valid designated plate or placard issued under State law, is parked in a space clearly marked and designated for use by disabled persons;
- e. A police officer reasonably believes that the vehicle is stolen;
- f. A police officer reasonably believes that the vehicle or its contents constitute evidence of an offense and such impoundment is reasonably necessary to obtain or preserve such evidence; provided, however, that nothing in this Section shall be construed to authorize seizure of a vehicle without a warrant where a warrant would otherwise be required;
- g. The vehicle is parked in a public right-of-way or on other publicly owned or controlled property in violation of any law, ordinance or regulation, and there are two (2) or more outstanding parking citations issued against the vehicle that have not been responded to, appealed to the Code Enforcement Board or paid, or none of the final orders of the Code Enforcement Board have been appealed to Simpson District Court;
- h. The vehicle is abandoned or is a junk vehicle; or,
- <u>i</u>. The vehicle is parked, stopped or standing upon a street or public way in violation of any City ordinance or State statute at the time the citation is issued.

§ 72.05 Redemption of Impounded Vehicles.

Vehicles impounded by the City shall be redeemed only under the following circumstances:

- a. Only the registered owner or other person entitled to possession based on proof of ownership or right to possession may redeem an impounded vehicle. A person redeeming an impounded vehicle must produce a valid driver's license. A vehicle impounded for reasons of unpaid parking citations should only be released upon proof that all penalties, fines or forfeitures currently owed by the registered owner have been satisfied by full payment.
- b. Any person redeeming a vehicle impounded by the City shall pay the towing contractor for costs of towing and impoundment prior to redeeming the vehicle.
- c. The owner or other person entitled to possession of a vehicle which has been impounded may challenge the validity of such impoundment by requesting in writing a hearing before the Code Enforcement Board.
- d. The hearing shall be conducted at the next regularly scheduled Code Enforcement Board hearing date. Not less than ten (10) days prior to the date set for hearing, the Board shall notify the person requesting the hearing of the date, time and place of the hearing. Any person requesting a hearing who refuses or, except for good cause, fails to appear at the time and place set for the hearing shall be deemed to have conceded on his and the owner's behalf the validity of the impoundment.
- e. At the hearing after consideration of the evidence, the Board shall determine whether the impoundment was valid and reasonable. Where it is not established that the impoundment was justified, an order to that effect shall be entered, and all fines and fees paid because of the impoundment shall be returned. Where it is established that the impoundment was justified, the Board shall uphold the impoundment and enter an Order establishing all fines and fees. A copy of such order shall be furnished to the owner or person appearing on behalf of the owner. The Board may consider the parking citation and any other written report made under oath by the officer who issued the citation in lieu of the officer's personal appearance at the hearing.
- f. An appeal from the Board's determination may be made to the Simpson District Court within thirty (30) days of the Board's written order. The appeal shall be initiated by the filing of a complaint and a copy of the Board's order in the same manner as any civil action under the Rules of Civil Procedure. If the Court finds that the impoundment was justified, the owner shall be ordered to pay to the City all fines, fees and penalties occurring as of the date of the judgment.
- g. The City shall possess a lien on a vehicle impounded for all fines, penalties and fees imposed thereon. Such lien shall be superior to and have priority over all other liens except the towing company for its towing charges and any person who claims a security interest on the vehicle. All vehicles towed at the request of the City for violations of this Chapter shall be towed by companies approved by the City and stored at the location of the towing company.
- h. If within ten (10) business days of impoundment a vehicle has not been claimed or a hearing has not been requested, a notice shall be mailed by certified mail to the registered owner, if known, and lienholders of record, affording such parties the right within ten (10) days from the date of the notice to claim the vehicle or request a hearing. The notice shall state that, if no hearing is requested, the vehicle shall be deemed abandoned unless the charges thereon are paid within forty-five (45) days of receipt of the notice. After forty-five (45) days from the date of the receipt of the notice, the vehicle shall be deemed abandoned and the vehicle escheat to the City. If the vehicle is judged suitable for use, the City may obtain a certificate of registration and ownership from the Simpson County Clerk pursuant to KRS 186.020 and either use the vehicle for governmental purposes or sell the vehicle in accordance with the applicable City policies or ordinances regarding disposition of surplus property. If the vehicle is not suitable for use, it may be sold for its scrap or junk value. Nothing in these provisions shall otherwise affect the rights or obligations between the owner of the motor vehicle and those persons who claim a security interest therein.

§ 72.06 Resident Parking in Downtown Historic District.

The City Commission has previously designated a certain defined area as the Downtown Historic District. As the buildings in this area have been renovated, there have been multiple residential units constructed within said buildings. Accordingly, residents of those units should be allowed longer parking privileges in the Downtown Historic District than those set forth in §72.01(F) above. Therefore, the following shall apply to those residents:

a. The City shall provide two (2) parking passes per residential unit per calendar year to the owner/landlord of the building containing a residential unit at no cost to the owner/landlord. Owner/landlord shall provide the parking passes to the tenants.

- b. Any person residing in a residential unit in the Downtown Historic District that has the parking pass visibly displayed in his/her vehicle shall be allowed to continuously park in or at one location on any city street, roadway, or designated parking space or public parking lot in the Downtown Historic District for a period of time not to exceed seven (7) days without prior notification of the Code Enforcement Officer. If a resident of the Downtown Historic District needs to park his or her vehicle in one location for a longer period of time, they may request an extension of time to park from the Code Enforcement Officer, which request shall not be unreasonable denied.
- c. <u>If a resident of a unit in the Downtown Historic District fails to display the parking pass where it is visible to the Code Enforcement Officer or other enforcement authorities, the provisions of this §72.06 shall not apply.</u>

№ § 72.99 PENALTY.

- (A) Any person who violates § 72.01 or § 72.06 shall be fined \$25 for the first offense, \$50 for the second offense, and \$100 for the third and each subsequent offense.
- (B) Each day a violation continues shall be a separate and distinct offense. All penalties shall be payable within fourteen (14) days from the date of the parking citation if the citation is not appealed. If the parking citation is not appealed to the Code Enforcement Board and the civil penalty is not paid within fourteen (14) days, the applicable civil penalty shall double. Any costs incurred by the City in the collection of the parking citation penalty shall also be added to the original fine amount.
- (C) The Code Enforcement Board may, in its discretion, increase the civil penalties for any parking citations appealed to the Board and which are upheld by the Board. The maximum civil penalty that the Code Enforcement Board may impose shall be \$100.00 per violation, except for parking in designated handicapped zones and the maximum civil penalty that the Code Enforcement Board may impose for that violation shall be \$100.00 per violation.
- (D) All parking violation payments shall be made to the City of Franklin Finance Department.

Chapter 75 entitled "Parking Schedules" is amended to read as follows:

CHAPTER 75: PARKING SCHEDULES

- I. Reserved parking for handicapped persons
- SCHEDULE I: RESERVED PARKING FOR HANDICAPPED PERSONS.
- (A) There shall be immediately created three restricted parking places reserved for the use of handicapped motorists.
- (B) On each of these, restricted parking places shall be placed on the north, south, <u>east and west</u> sides of the Public Square next to the crosswalk.
- (C) Each reserved parking place shall be designated by special marking on the road surface and an appropriate sign placed next to said parking place on the sidewalk.
- (D) Parking in these restricted areas shall be restricted to:
 - (1) Automobiles bearing special handicapped license plates;
 - (2) Automobiles loading or unloading persons who require a device to assist them in moving about, i.e., wheelchair; and
 - (3) (a) Automobiles loading or unloading person who have been professionally diagnosed as having impaired ambulatory ability.

- (b) Said motor vehicles will still be subject to normal parking violations and penalties.
- (E) Any person violating the provisions of divisions (A) through (D) above shall be fined no less than \$2550 and no more than \$100 for each violation.
- (F) The Police Department of the city is authorized to have towed away from said restricted parking areas any automobile found in violation herein at the owner's expense.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

August 26, 2019 FIRST READING

September 9, 2019 SECOND READING

At a meeting of the Board of Commissioners of the City of Franklin, Kentucky, held on September 9, 2019, on motion made by <u>Commissioner Bennett</u> and seconded by <u>Commissioner Powell</u> the foregoing ordinance was adopted, after full discussion, by the following vote:

YES LARRY DIXON, MAYOR

YES JAMIE POWELL

YES BROWNIE BENNETT

YES WENDELL STEWART

YES HERBERT WILLIAMS

APPROVED BY:

Cathy Dillard, City Clerk City of Franklin, Kentucky

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SUMMARY OF ORDINANCE CITY OF FRANKLIN, KENTUCKY

A summary of an ordinance of the City of Franklin, Kentucky, adopted by the Board of Commissioners on September 9, 2019, which summary is also the title or caption of said ordinance:

ORDINANCE NO. 2019 - 020

ORDINANCE DELETING AND RESTATING CHAPTER 72 – PARKING REGULATIONS AND REVISING CHAPTER 75 – PARKING SCHEDULES OF THE CITY OF FRANKLIN CODE OF ORDIINANCES

This ordinance added to Section 72.01 and deleted all of Sections 72.02, 72.03, 72.04, and 72.05. It restated Sections 72.02, 72.03, 72.04, 72.05 and added new Sections 72.06 and 72.99. It further revised Chapter 75: Parking Schedules.

It also provides for penalties, with this section being set forth in full hereinbelow and, in addition, the summary of the remaining sections are set forth as follows:

SECTION 72.01. Parking Regulations. Sets forth general parking regulations.

SECTION 72.02. <u>Vicarious Responsibility</u>. Sets forth that vehicle owner is responsible for all fines, fees and penalties unless vehicle was stolen. Owners of vehicles under written rental or leasing agreements are not responsible if follow certain guidelines.

SECTION 72.03. <u>Hearing.</u> Sets forth the reasons and procedures to contest a parking violation, in addition to providing directions for an appeal.

SECTION 72.04. <u>Vehicle Impoundment Without Notice</u>. Sets forth the reasons a vehicle may be impounded without notice to its owner.

SECTION 72.05. Redemption of Impounded Vehicles. Sets forth the guidelines and actions required to redeem an impounded vehicle. Impoundment may be challenged by requesting a hearing before the Code Enforcement Board. The Code Enforcement Board's decision may be appealed to the Simpson District Court. The towing company and City may possess a lien upon the vehicle. If impounded vehicle not claimed, it may be sold.

SECTION 72.06. Resident Parking in Downtown Historic District. Persons residing in the area defined as the Downtown Historic District shall be provided with two parking passes per residential unit at no cost to the owner/landlord. Said parking passes shall be visibly displayed in vehicles to allow continuous parking at any public designated parking space for a time not to exceed seven days, unless an extension was requested and granted by the Code Enforcement Officer. If a resident fails to display his/her parking pass where it is visible, these provisions shall not apply.

SECTION 72.99. Penalty.

- (A) Any person who violates § 72.01 or § 72.06 shall be fined \$25 for the first offense, \$50 for the second offense, and \$100 for the third and each subsequent offense.
- (B) Each day a violation continues shall be a separate and distinct offense. All penalties shall be payable within fourteen (14) days from the date of the parking citation if the citation is not appealed. If the parking citation is not appealed to the Code Enforcement Board and the civil penalty is not paid within fourteen (14) days, the applicable civil penalty shall double. Any costs incurred by the City in the collection of the parking citation penalty shall also be added to the original fine amount.
- (C) The Code Enforcement Board may, in its discretion, increase the civil penalties for any parking citations appealed to the Board and which are upheld by the Board. The maximum civil penalty that the Code Enforcement Board may impose shall be \$100.00 per violation, except for parking in designated handicapped zones and the maximum civil penalty that the Code Enforcement Board may impose for that violation shall be \$100.00 per violation.
- (D) All parking violation payments shall be made to the City of Franklin Finance Department.

CHAPTER 75: PARKING SCHEDULES - Reserved Parking for Handicapped Persons.

This chapter provides that restricted parking places are reserved for the use of handicapped motorists on each side of the public square. Each space will be specially marked and restricted to automobiles bearing special handicapped license plates, automobiles loading or unloading persons with a device to assist them in moving about, and automobiles loading or unloading persons who have been professionally diagnosed as having impaired ambulatory ability. Any person violating the provisions above shall be fined no less than \$50 and no more than \$100 for each violation. The Police Department of the city is authorized to have towed away from said restricted parking areas any automobile found in violation herein at the owner's expense.

The full text of this ordinance is available at City Hall during normal business hours.

CERTIFICATION

I, the undersigned City Clerk of the City of Franklin, Kentucky, hereby certify that the foregoing Summary of Ordinance No. 2019-020 of the City of Franklin, Kentucky was approved by the Board of Commissioners after second reading on September 9, 2019, and was further approved for publication following adoption according to law.

Witness my hand this Quantum day of September, 2019.

Cathy Dillard, Clerk City of Franklin, Kentucky

PREPARATION CERTIFICATE

The undersigned Attorney at Law licensed to practice in Kentucky hereby certifies that the foregoing Summary of Ordinance No. 2019-020 of the City of Franklin, Kentucky, was prepared by the undersigned and constitutes a general summary of certain essential provisions of said ordinance, reference to the full text of which ordinance is hereby made for a complete statement of its provisions and terms.

W. SCOTT CRABTREE

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