

ORDINANCE NO. A- 592

AN ORDINANCE AMENDING SECTIONS 4, 13, AND 16 OF ORDINANCE NO. A-511, ADOPTED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, AND REPEALING SECTION 14 OF SAID ORDINANCE: DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION 1. That Section 4 of Ordinance No. A-511, adopted by the City Council of the City of Conway, Arkansas on February 23, 1971, is hereby amended to read as follows:

"SEC. 4. Except in a period of emergency determined by an officer of the fire department or the police department, or except in compliance with the direction of a police officer or traffic control signal, when any vehicle shall be parked in a space regulated by a parking meter between the hours of 9:00 o'clock A.M. and 5:00 o'clock P.M. on Mondays to Saturdays, inclusive, (no charge shall be made for parking in meter spaces on Sundays), the owner, operator or driver of such vehicle shall, upon entering said parking space, immediately deposit one to ten cents in coins in the parking meter regulating such space and placed in front or alongside thereof (unless otherwise provided herein)."

SECTION 2. That Section 13 of said Ordinance No. A-511 is hereby amended as follows:

"SEC. 13. (a) The obtaining and maintenance of a loading zone within the City of Conway is hereby declared to be a privilege. Hereafter any business house within said areas may apply to the City Council for a loading zone permit in the manner hereinafter specified and the City Council may in its discretion authorize not to exceed two parking meter spaces to be reserved at all times during which parking meters are in operation for the purpose of loading and unloading merchandise and equipment.

(b) Any business house desiring to obtain such permit shall file written application therefor with the Clerk-Treasurer of the City upon such form as may now or hereafter be prescribed, together with the license fee therefor as hereinafter set forth, and the Clerk-Treasurer shall present the application to the City Council at its next meeting.

(c) For the privilege of maintaining a loading zone or zones within the City of Conway any business house shall pay to said City a license fee of \$10.00 per month for each such zone. Said license fee shall be paid quarterly in advance, beginning as of the effective date of this ordinance.

(d) Upon approval of such application and payment of the aforesaid license fee the Clerk-Treasurer shall issue the permit or permits for loading zone and the holder of such permit shall, at its sole expense, procure and install an approved sign designating the space to be a loading zone. The City shall remove the parking meter from the designated space and shall paint the curb thereof yellow."

SECTION 3. That Section 16 of said Ordinance No. A-511 is hereby amended as follows:

"SEC. 16 (a) The Chief of Police is hereby authorized and directed to supply police officers with citation tags for the purpose of giving notice to persons violating any provisions of this ordinance. Such notice may be given by delivering such tags to the violator or by affixing such tags to the vehicle. Such citation tag shall direct the violator to appear and to present such tag at a designated place on or before a date and

hour specified thereon. Nothing in this section shall be construed to abridge the power of a police officer to arrest any violator and take him into custody.

(b) PROCEDURE FOR TAGGING VEHICLES. Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the provisions or restrictions imposed by these sections, the officer finding such vehicle shall take its registration number and **may** take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a notice in writing on a form provided by the City for the operator or owner to answer to the charge against him within the time and at the place specified in the notice, and set forth in Sec. Fifteen (15) of this Ordinance. Should any motor vehicle remain stopped or parked in any metered space for two hours or longer after a notice or citation herein provided has been issued and affixed to such vehicle, an additional notice or citation shall be issued and affixed thereto for every two-hour period during which such vehicle remains so parked or stopped in such metered space after the initial notice or citation shall have been issued.

(c) PROCEDURE FOR IMPOUNDMENT OF VEHICLES. Any police officer may impound any motor vehicle parked at a place where parking is prohibited by this ordinance or which has been parked for more than one hour in excess of the time allowed for parking in any place, or which has been involved in two or more violations of these sections, for which citation tags have been issued and not presented as required herein. Any person desiring to redeem such impounded vehicle shall first pay such fine or fines as may be assessed by the judge of the Municipal Court for the violation or violations for which such motor vehicle was impounded."

SECTION 4. That Section 14 of said Ordinance No. A-511 is hereby repealed in its entirety.

SECTION 5. This ordinance being necessary for the safety and welfare of the inhabitants of the City of Conway, Arkansas, an emergency is hereby declared and this ordinance shall take effect and be in full force from and after its passage and publication.

PASSED: September 10, 1974.

APPROVED: _____
Mayor

ATTEST: _____
Clerk-Treasurer