
CHAPTER 440
Parking

- 440.01 Scope.
- 440.02 Authority of County Administrator.
- 440.03 Violations; Citations and Notices.
- 440.04 Towing and Impounding.
- 440.05 Parking for Disabled Persons.
- 440.99 Penalty.

CROSS REFERENCES

- Parking lots - see ORS 98.810, 98.812, 98.818
 - Authority of counties to regulate parking - see ORS 810.160
 - Moving parked vehicles - see ORS 810.430, 811.565
 - Parking on roadways and shoulders - see ORS 811.550 et seq.
 - Parking in prohibited places - see ORS 811.550 et seq.
 - Exceptions for emergency vehicles - see ORS 820.300
 - Parking at Airport see S.U. & P.S. 1062.12, 1062.17, 1062.48
-

440.01 SCOPE.

This chapter regulates the movement and parking of motor vehicles within County owned properties called County facilities, including parking lots, parks, the Rogue Valley International-Medford Airport and the County Fairgrounds and Exposition Park. Where the County facility is within the limits of a city, this jurisdiction is exercised pursuant to formal action of the appropriate city council under ORS 203.040, consenting to the County's authority to do so.

(Ord. 85-1. Passed 2-6-85; Order 94-95. Passed 3-15-95.)

440.02 AUTHORITY OF COUNTY ADMINISTRATOR.

The County Administrator or his or her authorized representative is hereby authorized to establish motor vehicle regulations applicable within County facilities, by administrative order, including, but not limited to, the following regulations, where the County Administrator or his or her authorized representative finds such regulations to be necessary and in the public interest:

- (a) Prohibiting parking;
- (b) Setting parking time limits;

- (c) Prescribing the place or manner of parking;
- (d) Establishing tow-away zones;
- (e) Limiting parking to particular uses, purposes or times of day; or
- (f) Establishing parking meter regulations.

The County Administrator or his or her authorized representative shall post or place signs and markings giving reasonable notice of such regulations. Each regulation shall take effect upon the placing of the appropriate sign or marking.

(Ord. 85-1. Passed 2-6-85.)

440.03 VIOLATIONS; CITATIONS AND NOTICES.

- (a) No person shall cause or permit any vehicle owned or controlled by him or her to be parked in a County facility in violation of any regulation posted or marked pursuant to this chapter.
- (b) For purposes of charging, citing or proving any violation under this chapter, the registered owner of the vehicle is presumed to be the person who unlawfully parked the vehicle, but the presumption may be overcome by evidence specifically identifying the person who, in fact, so parked the vehicle
- (c) Parking violations under this chapter may be charged by an unsworn written notice complying with ORS 221.340 and in the form prescribed by the County Administrator or his or her authorized representative. If a person thus cited fails to appear or post bail within the time provided by the notice, or fails to respond to a notice sent by the Clerk of the Court or the Clerk of the Violations Bureau, or the County hearings officer, the Court may, on the County's application, issue and serve by mail an order requiring appearance to answer the charge, and, for a violation of such order, may punish the defendant for contempt as prescribed by law.
- (d) Citations or notices charging parking violations may be issued by the Sheriff, by any Deputy Sheriff or by any other officer or employee of the County authorized and designated by the County Administrator for such purpose.

(e) The County Administrator or his or her authorized representative may establish and operate a Violations Bureau or appoint a Clerk or a hearings officer to administer this chapter, maintain a file of pending complaints, ascertain addresses of defendants, accept bail, prepare notices and orders and perform such other services in the aid of enforcement as may be directed by the Court or the hearings officer having jurisdiction of the violation.

(Ord. 85-1. Passed 2-6-85; E. Ord. 2003-27. Passed 10-15-03; P.Ord 2003-26. Passed 10-29-03; E.Ord 2003-29. Passed 10-15-03; P.Ord. 2003-28. Passed 10-29-03.)

440.04 TOWING AND IMPOUNDING.

(a) If a vehicle is parked in a duly marked tow-away zone, or if a vehicle is parked in a place where parking is clearly prohibited by public authority or in a manner which constitutes a hazard or an obstruction to traffic within a County facility or public road outside City limits, or if ORS 819.110 applies to the vehicle, then any person authorized to issue citations under this chapter may cause the vehicle to be towed and impounded.

(b) The procedural requirements, and the liens and other legal consequences, of ORS 819.100 to 819.260 shall apply to all vehicles towed away or impounded by, or under the authority of, the County pursuant to this section. A vehicle which is towed and impounded because it is parked on a place where parking is clearly prohibited by public authority shall be dealt with as though ORS 819.110(1) were applicable to it.

(c) In the case of any vehicle towed and impounded under this section, any hearings prescribed by statute and duly requested shall be provided by the Jackson County Sheriff's Department to which the authority is hereby granted to make final disposition of the issues therein as prescribed by law.

(Ord. 85-1. Passed 2-6-85; Ord. 88-19. Passed 12-15-88.)

440.05 PARKING FOR DISABLED PERSONS.

The provisions of ORS 811.602 through 811.640, providing for parking by disabled persons, are hereby adopted by reference as they are now constituted, and made a part of this section as though fully set forth herein.

(E.Ord. 95-39. Passed 8-16-95; P.Ord. 95-40. Passed 8-30-95.)

440.99 PENALTY.

(a) Whoever violates any of the provisions of Sections 440.02 to 440.04 shall be fined not more than one hundred dollars (\$100.00), except as provided in Section 440.04(c). If a vehicle remains illegally parked after receiving a first citation, each hour thereafter may be deemed a separate violation and a citation issued for it. Bail for a parking violation under Sections 440.02 to 440.04 is five dollars (\$5.00) if posted within twenty-four hours, but thereafter it increases to ten dollars (\$10.00).

(b) The maximum penalty for unlawful parking in a space reserved for disabled persons pursuant to Section 440.05 is three hundred dollars (\$300.00). The minimum fine is one hundred ninety dollars (\$190.00) and may not be suspended unless the court finds that the defendant is indigent. Bail for a parking violation under Section 440.05 is one hundred twenty dollars (\$120.00).

(E.Ord. 95-39. Passed 8-16-95; P.Ord. 95-40. Passed 8-30-95; E.Ord 2003-29. Passed 10-15-03; P.Ord. 2003-28. Passed 10-29-03.)