

## ORDINANCE NO 2173

### AN ORDINANCE TO AMEND CHAPTER 8 OF THE CITY OF EUREKA SPRINGS MUNICIPAL CODE

**WHEREAS**, the City of Eureka Springs recognizes the need to increase parking violation fines and set time limits for those parking at or within city owned handicap parking spaces

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS:**

**SECTION 1:** That Section 8.40.03 Parking for the Disabled is hereby amended as follows:

The existing Subsection "E. Enforcement" shall become subsection "F. Enforcement" and the contents of this subsection shall not be changed.

Subsection E. shall be amended to read:

E. Time Limits:

There shall be a three (3) hour limit to the amount of time a person may park in a city owned or controlled disabled parking space. No person who may legally park at a city owned disabled parking space may remain parked in such space for longer than three (3) hours at one time. Any person(s) convicted of violating this subsection shall be fined twenty dollars (\$20.00) for each offense.

**SECTION 2:** That Section 8.44.01 Violations shall be amended to read as follows:

C. The violation fee for an expired parking meter or the failure to pay any pay parking metering device as approved and used by the city shall be ten dollars (\$10.00) for each ticketed offense. Other parking violation fees shall be set as follows:

1. Careless Parking: \$20.00
2. No parking zone: \$20.00
3. Loading zone violation: \$20.00
4. Post Office (excess of 20 minutes): \$20.00
5. Blocking driveway: \$25.00
6. Blocking traffic lane: \$25.00
7. Parking within 15 ft. of a fire hydrant: \$50.00
8. Blocking a fire station: \$100.00
9. Parking in a reserved space: \$20.00
10. Any other specified parking violation not covered in this chapter: \$20.00

**SECTION 3:** All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

**SECTION 4:** That in the event any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of the Ordinance, Code, code section or chapter as a whole, or any part or

provision other than the part so decided to be invalid or unconstitutional, and the remaining provision of the Ordinance, Code, code section or chapter shall remain in effect.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS THIS 25th DAY OF FEBRUARY, 2013.**

**APPROVED:**

**ATTEST:**

  
Ann Armstrong  
City Clerk/Treasurer

  
Morris Pate  
Mayor

All voted "Aye" – James DeVito, Joyce Zeller, David Mitchell, Terry McClung, and Mickey Schneider