

AN ORDINANCE

No. 195 B

AN ORDINANCE PROVIDING FOR THE INSTALLATION OF PARKING METERS AND ESTABLISHING REGULATIONS FOR THEIR USE AND OPERATION.

BE IT ORDAINED by the Town Council of the Town of Hamilton, Alabama:

Section 1. That for the purpose of this ordinance the following terms shall have the following meanings respectively ascribed to them in this section:

- a. The word "Vehicle" shall mean and include any device in, upon or by which any person or property is or may be transported upon a highway. A bicycle or motor bicycle shall be termed a vehicle.
- b. The word "Street" shall mean and include any public street, avenue, road, boulevard, highway or other public place located in the Town of Hamilton, Alabama, and established for the use of vehicles.
- c. The word "Person" shall mean and include an individual, firm, co-partnership or corporation.
- d. The word "Operator" shall mean and include every person who shall operate, drive or be in control of any vehicle upon any street.
- e. The word "Park" shall mean the standing of any vehicle, whether occupied or not, upon any street for a period of time greater than is reasonably necessary for the loading or unloading of persons or materials.

Section 2. The Mayor of the Town, hereby is authorized and directed to establish zones to be known as parking meter zones upon such streets of the Town of Hamilton as he shall select, with the approval of the Council, for the location of such zones and to cause parking meters to be installed and parking meter spaces to be designated as hereinafter provided. The Mayor from time to time, with the approval of the Council, may add to, change, or abandon said parking zones. In selecting, changing, or abandoning said parking meter zones the Mayor shall be guided and governed by location, amount of traffic, the demand for parking space, the congestion of traffic, the use of the street and all other traffic conditions which may be existent.

Section 3. The Mayor hereby is directed to provide for the installation, regulation, control, operation and use of the parking meters provided for in this ordinance and to maintain said meters in good workable condition. The said Mayor further is authorized and empowered to enter into a contract or contracts for such parts and maintenance of said parking meters as may be necessary to maintain the same in good operating condition, and to pay for such parts and maintenance exclusively from the receipts, funds and revenues

received for the operation of said parking meters.

Section 4. All parking meters installed in the parking meter zones established and provided in Section 2 hereof shall be placed upon the curb immediately adjacent to the individual parking spaces hereinafter described. Each parking meter shall be placed or set in such a manner as to show or display by a signal that the parking space adjacent to such meter is or is not legally in use. Each parking meter shall be installed and set to display upon the deposit of a one-cent coin, a five-cent coin, or a ten-cent coin of the United States therein a signal indicating legal parking for the period of time allowed for such respective amount, and shall continue to operate from the time of the deposit of such coin therein until the expiration of the time allowed for such respective coin. Each meter also shall be so arranged that upon the expiration of said allotted time it will indicate by a mechanical operation and the exhibit of a proper signal that the lawful parking period has expired.

Section 5. The Town hereby is instructed to have lines or markings painted or placed upon the curb or street adjacent to each parking meter for the purpose of designating the parking space for which said meter is to be used, and each vehicle parked along side of or next to any parking meter shall park within the lines or markings so established. It shall be unlawful and a violation of this ordinance to park any vehicle across any such line or marking or to park any vehicle in such a position that the same shall not be entirely within the area so designated by such lines or markings.

Section 6. When a parking space in any parking meter zone is parallel with the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked so that the foremost part of such vehicle shall be along-side of and next to the parking meter. When a parking space in any parking meter zone is diagonal to the curb or sidewalk any vehicle parked in such parking meter space shall be parked with the foremost part of such vehicle directed at and next to such meter.

Section 7. When any vehicle shall be parked in any space along-side of or next to which a parking meter is located in accordance with the provisions of this ordinance, the operator of said vehicle upon entering the said parking space shall immediately deposit or cause to be deposited in such parking meter a five-cent or a ten-cent coin of the United States, or a one-cent coin of the United States in case said parking meter is made to accept such one-cent coin, and at once shall put said meter into operation as thereon directed, and the said parking space may then be lawfully occupied by such vehicle during the period of time which has been prescribed for the amount of money deposited. If said vehicle shall remain parked in any such

parking space beyond the parking time limit allotted for the coin inserted in said meter, the parking meter shall display a sign or signal showing illegal parking, and in that event such vehicle shall be considered as parked over time and beyond the period of legal parking time and in violation of this ordinance.

Section 8. The insertion of a five-cent coin or a ten-cent coin of the United States into any parking meter shall allow the occupancy by a vehicle of the parking space in conjunction therewith during the period of parking time which has been prescribed by ordinance for the part of the street in which said parking space is located, and the parking meter shall be so set that it shall indicate the elapsing of said time. The insertion of a one-cent coin of the United States into any meter constructed to accept said coin shall entitle the vehicle to be parked in the parking space adjacent to said meter for a period of twelve minutes, and the meter shall be so adjusted that it indicates the elapsing of said time.

Section 9. It shall be unlawful for any person or operator to cause, allow, permit or suffer any vehicle to be parked overtime or beyond the period for which the coin he has inserted in the parking meter entitles the vehicle to occupy said parking space. It shall be unlawful for any person or operator to permit a vehicle to remain in any parking space adjacent to any parking meter while the said meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period for which the coin inserted in said meter entitles it to remain in said parking space.

Section 10. It shall be unlawful to deposit or cause to be deposited in any parking meter any slug, device or thing whatsoever other than a ten-cent, five-cent or a one-cent coin of the United States.

Section 11. It shall be unlawful for any person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this ordinance.

Section 12. Each police officer shall attach to every vehicle parking in violation of any of the provisions of this ordinance a notice that such vehicle has been so illegally parked and instruct the operator to report at the police department of said city in regard to such violation. Each such person may within twenty-four hours of the time when such notice was attached to such vehicle pay as the penalty for and in full satisfaction of such violation the sum of fifty-cents for the first offense; and for the second offense the sum of one dollar; and for the third and other offenses so committed he shall be assessed the sum of not less

parking space beyond the parking time limit allotted for the coin inserted in said meter, the parking meter shall display a sign or signal showing illegal parking, and in that event such vehicle shall be considered as parked over time and beyond the period of legal parking time and in violation of this ordinance.

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than three dollars (\$3.00), nor more than one hundred dollars (\$100.00) for each and every offense after the violation of more than two, or by imprisonment for a term not exceeding thirty days.

Section 13. The parking meters herein provided for shall control parking only between the hours of eight o'clock A. M. and six o'clock P. M. on all days except Sundays, and legal holidays, and on Proclamation of the Mayor. On Saturdays the designated hours shall be from eight o'clock A. M. to eight o'clock P. M. When said parking meters are not controlling parking as in this section provided, vehicles may be parked without inserting any coin in said meter, but the parking lines adjacent to said meters shall be adhered to in such parking in the same manner as is required during other times.

Section 14. This ordinance is intended to and shall be in addition to all other ordinances, rules and regulations concerning traffic, parking and the use of the streets, and shall not be taken to repeal any other ordinance or part of any ordinance unless in direct conflict therewith.

Section 15. Every person who violates or fails to comply with any of the provisions of this ordinance shall be fined in the amounts hereinabove set forth in Section 12 of this ordinance.

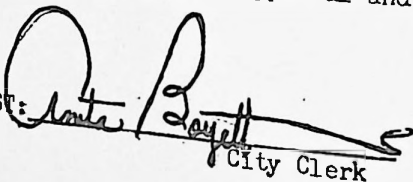
Section 16. Each separate section and each separate provision of each section of this ordinance shall be deemed independent and separate from every other section and provision, and the invalidity of any section or part of a section of this ordinance shall not affect the validity of the remainder of said section or the remainder of this ordinance, it being the intention of the City Council of said City to enact as a law separate provision herein regardless of its relationship to any or all of the other provisions, and regardless of the invalidity of any other provision.

Section 17. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Approved: \_\_\_\_\_

Mayor

ATTEST: \_\_\_\_\_

  
City Clerk

Passed this 14<sup>th</sup> day of August, 1960 by the Town Council  
of the Town of Hamilton, Alabama.

Approved this 14<sup>th</sup> day of August, 1960 by the Town Council  
of the Town of Hamilton, Alabama.

Recorded this 14<sup>th</sup> day of August, 1960.

Published this 14<sup>th</sup> day of August, 1960.

I, Anita Boyett, Town Clerk of the Town of Hamilton do hereby certify  
that the above is a true and correct copy of an ordinance adopted at a regular  
meeting of the City Council of the Town of Hamilton, at their regular meeting  
August 14, 1960.

Signed: Anita Boyett  
City Clerk

SEAL