

ORDINANCE NO. 10- 934

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, UPDATING SECTION 10.04.100 OF THE BLACK DIAMOND MUNICIPAL CODE REGARDING PARKING FEES

WHEREAS, city parks perform a vital social function by providing a place for individuals and families to enjoy a natural setting and escape many of the sounds and activities that are otherwise part of city life; and

WHEREAS, this social function shall become even more important in the future as population growth brings increased density and commercial development occurs within our city; and

WHEREAS, the City is authorized to impose user fees to regulate the use of parks and parking facilities and to provide funding for maintenance and capital improvement costs associated with such use; and

WHEREAS, the City wishes to update and revise the existing city code regarding parking fees at Lake Sawyer Boat Launch Park,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The existing Black Diamond Municipal Code 10.04.100 is hereby repealed and replaced with the following:

10.04.100 Payment of parking fee or annual pass required.

A. A vehicle with a boat trailer may park in the City of Black Diamond at Lake Sawyer Boat Launch Park on SE 296th Street only if the required parking fee is paid in advance or the vehicle prominently displays, in the manner directed by the city, a current, valid annual parking pass that has been issued for that vehicle. Failure to pay the vehicle with boat trailer parking fee as required herein or clearly display a current, valid annual parking pass issued for that vehicle is a civil infraction subject to a one hundred dollar civil penalty.

B. Parking fee: A daily fee shall be paid in advance for each vehicle with a boat trailer parking at Lake Sawyer Boat Launch Park. The fee shall be five dollars. Future daily parking fee rates will be established by a resolution of the city council.

The city will provide a pay station in which the fee shall be deposited. Payment of the fee will entitle the vehicle to be parked for a continuous twelve hour period in a single calendar day, subject to such park hours of operation and closure as are prescribed by the city. If a vehicle leaves the parking area and then returns, another parking fee shall be paid in full.

C. Annual Pass.

1. In lieu of paying the daily parking fee set forth above, an annual parking pass may be purchased from the city for a specific vehicle with a boat trailer and prominently displayed on such vehicle, in the manner directed by the city, while the vehicle is parked at Lake Sawyer Boat Launch Park.

2. Duration. An annual pass will be valid until December 31st of the year in which it is issued.

3. Fee. An annual pass for vehicle with boat trailer parking will be issued for a vehicle upon payment of the appropriate annual pass fee. The fee shall be sixty dollars per vehicle year, thirty-five dollars per vehicle per year for senior citizens sixty-five years of age and older, and thirty-five dollars per vehicle per year for persons with a valid state of Washington disabled vehicle permit. A ten dollar replacement fee will be charged to replace a lost or stolen pass or to change the vehicle to which it will apply. Future fee rates for the annual pass will be established by a resolution of the city council.


4. Proof of Identity. A person must prove they are the registered or legal owner of the vehicle by showing identification and registration at the time of purchase of the annual pass. (Ord. 783 § 1, 2005; Ord. 766 § 1, 2004; Ord. 762 § 1, 2004).

Section 2. Severability. Each and every provision of this Ordinance shall be deemed severable. In the event that any portion of this Ordinance is determined by final order of a court of competent jurisdiction to be void or unenforceable, such determination shall not affect the validity of the remaining provisions thereof, provided the intent of this Ordinance can still be furthered without the invalid provision.

Section 3. Effective date. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced on the 4th day of February, 2010.

Passed by the City Council on the 4th day of February, 2010.



Mayor Rebecca Olness

ATTEST:



Brenda L. Martinez, City Clerk

APPROVED AS TO FORM:

Noel Treat, City Attorney

Posted: 2-5-2010
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