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SENATE BILL NO. 86

Offered January 17, 1994

A BILL to amend and reenact §§ 46.2-1220 and 46.2-1221 of the Code of Virginia, relating to parking regulations.

Patrons—Chichester and Miller, K.G.; Delegate: Howell

Referred to the Committee on Transportation

Be it enacted by the General Assembly of Virginia:**1. That §§ 46.2-1220 and 46.2-1221 of the Code of Virginia are amended and reenacted as follows:**

§ 46.2-1220. Parking regulations in cities, towns, and certain counties; parking meters; presumption as to violation of ordinances.

The governing bodies of Arlington, Campbell, Chesterfield, Fairfax, Hanover, Henrico, Henry, Isle of Wight, James City, King George, Prince George, Prince William, Roanoke, Rockbridge, and Spotsylvania, and Stafford Counties and the governing body of any city or town may by ordinance provide for the regulation of parking within its limits, including the installation and maintenance of parking meters. The ordinance may require the deposit of a coin of a prescribed denomination, determine the length of time a vehicle may be parked, and designate a department, official, or employee of the local government to administer the provisions of the ordinance. The ordinance may delegate to that department, official, or employee the authority to make and enforce any additional regulations concerning parking that may be required, including, but not limited to, penalties for violations, deadlines for the payment of fines, and late payment penalties for fines not paid when due.

If any ordinance regulates parking on an interstate highway or any arterial highway or any extension of an arterial highway, it shall be subject to the approval of the Transportation Commissioner.

In any prosecution charging a violation of the ordinance or regulation, proof that the vehicle described in the complaint, summons, parking ticket citation, or warrant was parked in violation of the ordinance or regulation, together with proof that the defendant was at the time the registered owner of the vehicle, as required by Chapter 6 (§ 46.2-600 et seq.) of this title, shall constitute in evidence a prima facie presumption that the registered owner of the vehicle was the person who committed the violation.

§ 46.2-1221. Authority of county to regulate parking on county-owned or leased property or on county highways; parking meters; presumption as to violation of ordinances.

The governing body of any county may, by ordinance, provide for the regulation of parking on county-owned or leased property. Arlington, Campbell, Chesterfield, Fairfax, Henrico, Henry, Prince George, Prince William, and Rockbridge, and Stafford Counties may prohibit parking within fifteen feet of any fire hydrant or in any way obstructing a fire hydrant.

In any prosecution charging a violation of the ordinance or regulation, proof that the vehicle described in the complaint, summons, parking ticket citation, or warrant was parked in violation of the ordinance or regulation, together with proof that the defendant was at the time the registered owner of the vehicle, as required by Chapter 6 of this title, shall constitute in evidence a prima facie presumption that the registered owner of the vehicle was the person who committed the violation.

INTRODUCED

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