

ORDINANCE NO. 1441

AN ORDINANCE OF THE CITY OF SANDPOINT, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING SANDPOINT CITY CODE SECTIONS 6-1-4-1 PROHIBITED PARKING, 6-1-4-2 COMPLIANCE WITH PARKING REGULATIONS AND 6-2 PUBLIC PARKING REGULATIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS: The City of Sandpoint has implemented a comprehensive parking management program intended to improve parking turnover, increase parking availability in high-demand areas, provide affordable parking opportunities for residents and downtown employees, and generate revenue for the maintenance, operation, and improvement of public parking facilities;

WHEREAS: The City's existing parking regulations were adopted under a prior parking management system consisting primarily of non-metered two-hour, three-hour, and four-hour curbside parking and free municipal parking lots;

WHEREAS: The City's parking management program now includes metered parking, paid parking lots, parking kiosks, mobile payment systems, digital permits, license plate-based parking sessions, permit parking, and boat launch parking management;

WHEREAS: Existing provisions of Title 6 no longer accurately reflect the City's current parking management practices and contain outdated references to non-metered parking areas and municipal parking lots that no longer operate under those conditions; and

WHEREAS: The City Council finds it necessary and in the public interest to modernize the City's parking regulations while preserving Council authority to establish parking rates, permit programs, time limits, exemptions, and operational requirements by resolution;

NOW THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Sandpoint, Idaho that:

ORDINANCE SECTION 1 – AMENDMENT TO CITY CODE 6-1-4-1, 6-1-4-2, and 6-2:

Sandpoint City Codes 6-1-4-1 Prohibited Parking, 6-1-4-2 Compliance with Parking Regulations and 6-2 Public Parking Regulations, are hereby amended as follows:

6-1-4-1: - Prohibited Parking:

- A. Idling Motor Vehicle: No driver of a motor vehicle shall leave the vehicle unattended upon any street or public place while running and unsecured.
- B. Double Parking: Double parking shall not be permitted on any of the streets within the city unless the vehicle qualifies for an exemption.
- C. Parking on Curbing: No vehicle shall be parked or stand on the sidewalk or on any portion of the curbing along any of the streets of the city.
- D. Commercial Vehicle: No commercial vehicle over twenty-two feet (22') in length shall be parked overnight on a street in any residentially zoned area of the city.

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E. All Night Parking: It shall be unlawful to park a vehicle between the hours of two o'clock (2:00) a.m. and six o'clock (6:00) a.m. of any day on a street or highway in areas where overnight parking is prohibited. ~~A map of the Downtown Limited Parking Zone may be obtained from City Hall or on the city's website.~~

F. Parking of Trucks In ~~Downtown Limited Parking Zone~~ Regulated Parking Areas: Parking of trucks longer than twenty-two feet (22') and/or truck trailers is hereby prohibited ~~on streets or public parking areas within the downtown limited parking zone~~ within regulated parking areas as established by resolution of the city council. Recreational vehicles are not included in this limitation and may legally park within the ~~downtown limited parking zone~~ regulated parking areas unless prohibited by posted signage or other applicable regulation.

G. Downtown Parking Limit: ~~The area designated as the "downtown limited parking zone" is regulated by two (2), three (3) and four (4) hour parking limits on the streets and a twenty-four (24) hour limit within the city parking lots, unless posted otherwise. Monthly parking permits may be purchased at Sandpoint City Hall or online at the city's website.~~ Public streets and public parking lots within regulated parking areas shall be subject to the time limits, payment requirements, permit requirements, and other parking regulations established by resolution of the city council and posted by official signage, pavement markings, pay station instructions, or other official notice. Parking permits may be purchased or obtained through a method authorized by the city.

H. Winter Parking Limit: Winter parking restrictions are in effect December 1 through March 1. Parking on the street is limited to only the even side of the street, unless posted otherwise. The even side of the street is defined by the even numbered addresses. Where signed or delineated by markings, parking on the street is prohibited on either side of any street designated as an "emergency snow routes," as established by resolution of the city council. All vehicles parked on the street shall be cleared from snow within twenty-four (24) hours of a snow event.

I. Cul-de-sac Parking Limit: Cul-de-sac is a short local street having but one end open for vehicular traffic, the opposite end being terminated with a permanent turn-around. Parking on the street is prohibited within the turn-around of a cul-de-sac, as posted. The turn-around begins and ends on either side of the radius.

(Ord. 1352, 6-6-2018; Ord. 1398, 10-12-2022)

6-1-4-2: - Compliance with Parking Regulations:

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A. Owner's Responsibility: The owner of every motor vehicle is deemed ultimately responsible for compliance with parking regulations of the city. It shall be unlawful for the driver or owner of a vehicle to disobey:

1. Signage regulating the time or manner of parking;
2. Code requirements regarding the kind of vehicle permitted to park at any place; or
3. Any other parking restriction ~~given by any sign, signal, stripe or line, payment requirement, permit requirement, pay station instruction, or regulation given by any sign, signal, stripe, line, pavement marking, pay station, or official notice,~~ erected or placed on the public streets or in public parking lots as authorized by the city.

B. Regulation by City Council: The location, duration, terms and conditions of specially regulated parking areas upon the public streets or within public parking lots may be established by resolution of the city council. The provisions of special parking regulations shall be communicated by signage or by pavement markings which provide notice to vehicle operators.

C. Stopping, Standing and Parking: No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic, or at the direction of a public safety officer or traffic control device, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. On a crosswalk;
5. Within twenty feet (20') of a crosswalk at an intersection, unless otherwise indicated;
6. Between a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless the traffic authority indicates a different length by signs or markings;
7. On a roadway side of any vehicle stopped or parked at the edge or curb of a street;
8. Upon any bridge or other elevated structure upon a highway;
9. In an alley so as to hinder or block traffic;

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10. In front of a mailbox in a manner that would prevent the distribution of mail by the United States Postal Service. Postal carriers must be able to drive into and out of the delivery area without backing up;

11. In a parking space designated for handicapped parking except for a vehicle that is momentarily in the space for the purpose of allowing a handicapped person to enter or leave the vehicle, unless the vehicle is displaying a special license of the handicapped, or official handicapped card issued by the state, or an official temporary handicapped card issued by the state or another state;

12. Upon any officially marked bicycle lane, bicycle path, footpath or other separate right-of-way specifically set aside for use by pedestrians or nonmotorized vehicles except at an intersection or when entering or leaving a roadway at a driveway, private road or alley. This section shall not apply to authorized emergency vehicles meeting the conditions specified in title 49 of the Idaho Code, or authorized maintenance and construction vehicles while actually engaged in work upon a roadway or nonmotorized right-of-way; or city employees;

13. At any place where traffic control devices regulating stopping, standing, or parking are placed at the direction of the city council by duly passed resolution, to regulate the flow of traffic or to ensure the safety of motorists or pedestrians;

14. Facing against the flow of traffic;

15. Where prohibited by signs or painted red curbs;

16. With the vehicle's wheels more than eighteen inches (18") from the curb.

CHAPTER 2 - ~~NONMETERED PARKING REGULATIONS~~ PUBLIC PARKING REGULATIONS

6-2-1: - Short Title:

This chapter shall be known as the ~~Nonmetered Parking~~ Public Parking Regulation Chapter.

(Ord. 824, 4-21-1986)

6-2-2: - Definitions:

METERED PARKING AREA: Any public street, curbside parking space, public parking lot, public boat launch parking area, or other public parking facility where payment, registration, validation, or initiation of a parking session is required through a parking meter, pay station, kiosk, mobile payment application, text-to-pay system.

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online payment system, permit system, or other city-authorized payment or registration method.

NONMETERED PARKING AREA: Any public street, curbside parking space, public parking lot, or other public parking facility where parking is regulated by posted time limits, permit requirements, loading restrictions, no parking restrictions, or other restrictions, but where payment is not required.

PARKING PERMIT: Any city-issued or city-authorized parking permit, pass, license plate credential, digital credential, or other authorization allowing a vehicle to park subject to the terms, conditions, locations, time limits, and privileges established for that permit.

REGULATED PARKING AREA: Any public street, curbside parking space, public parking lot, public boat launch parking area, or other public parking facility where the parking, standing, or stopping of vehicles is allowed, limited, priced, prohibited, reserved, or otherwise controlled by this chapter, by resolution of the city council, or by official signs, pavement markings, pay station instructions, or other official notices.

ROADWAY: That portion of a street between the regularly established curb lines.

SIDEWALK: That portion of a street between the curb lines and the adjacent property lines.

STREET: Every way set apart for public travel except alleyways, bridle paths, bicycle paths and footpaths.

VEHICLE: A conveyance propelled by motor power.

(Ord. 824, 4-21-1986)

6-2-3: - ~~Downtown Limited Parking Zone~~ Regulated Parking Areas:

~~The "downtown limited parking zone" shall mean nonmetered zones within which the parking of vehicles shall be allowed, controlled, regulated and inspected by marking or recording methods. The downtown limited parking zone established for the purposes of this chapter and the areas where limitations apply shall be described by resolution adopted by the city council.~~

Regulated parking areas may include metered parking areas, nonmetered time-limited parking areas, paid parking areas, permit parking areas, loading zones, no parking areas, restricted parking areas, public parking lots, public boat launch parking areas, and other public parking facilities.

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The city council may, by resolution, establish and amend the locations, hours, rates, time limits, permit privileges, exemptions, and other regulations applicable to regulated parking areas.

Parking may be monitored, controlled, regulated, or enforced by marking, electronic recording, payment records, permit records, license plate entry, pay station records, mobile payment records, digital enforcement systems, photographs, or other lawful enforcement methods.

(Ord. 1177, 7-18-2007)

6-2-4: - Signs and Official Notices:

The City of Sandpoint has the responsibility for installing or authorizing traffic control signs, parking signs, pay station instructions, curb markings, pavement markings, or other official notices in regulated parking areas ~~in the downtown limited parking zone established by resolution of the governing body,~~ for the purpose of giving notification of the maximum time for parking, payment requirements, permit requirements, loading restrictions, no parking restrictions, overnight restrictions, seasonal restrictions, boat launch parking restrictions, and other traffic and parking regulations ~~in the downtown limited parking zone.~~

(Ord. 1177, 7-18-2007)

6-2-5: - Time Limits, Fees, and Parking Lot Regulations:

The maximum time limit permitted for parking ~~in the downtown parking zones~~ regulated parking areas shall be two (2) hours, three (3) hours or four (4) hours per ~~the parking signs on the streets, and up to twenty-four (24) hours in the three (3) city parking lots~~ established by resolution of the city council and as posted by official signs or other official notices. Time limits may include, but are not limited to, two-hour, three-hour, four-hour, daily, overnight, seasonal, permit-based, or lot-specific limits. ~~The free city parking lots are designated as the ITD parking lot—West of 5th Avenue, the downtown city parking lot—on 3rd Avenue between Church and Oak Streets; and the Sand Creek parking lot—off Bridge Street across Sand Creek from downtown.~~

Parking fees, hourly rates, daily rates, permit fees, boat launch fees, processing fees, transaction fees, and other parking-related charges shall be established by resolution of the city council. The city council may establish different rates, time limits, permit privileges, exemptions, and enforcement hours for different streets, blocks, parking lots, boat launch areas, vehicle classes, permit types, seasons, days, or times of day.

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Public parking lots and other public parking facilities shall be subject to the time limits, payment requirements, permit requirements, and other restrictions established by resolution of the city council and posted at the facility.

(Ord. 1352, 6-6-2018)

6-2-6: - Violations:

It shall be unlawful for any person to cause, allow, or to permit any vehicle registered in the name of, or operated by, such person to be parked, stopped, or left standing in any regulated parking area in violation of this chapter, or any official sign, pay station instruction, pavement marking, curb marking, or other official notice regulating parking. ~~at a location in the downtown limited parking zone, including the city parking lots, in violation of the provisions of this chapter or any municipal signs restricting parking.~~

~~No person shall remove, obstruct, and/or in any manner destroy the parking marks upon the tires of cars, which marks have been placed by person(s) authorized by city to keep track of the length of time vehicles are parked. The first violation shall be an infraction punishable by a fine of one hundred dollars (\$100.00.) A new or subsequent violation may be charged as a misdemeanor with the maximum penalty as provided in section 1-4-1 of this code.~~

Violations include, but are not limited to:

- A. Parking beyond the posted maximum time limit;
- B. Parking beyond the time purchased, registered, permitted, or otherwise authorized;
- C. Failure to pay a required parking fee;
- D. Failure to properly initiate, register, or maintain a parking session when required;
- E. Parking without a valid permit where a permit is required;
- F. Parking in violation of the terms, limits, or privileges of a parking permit;
- G. Use of an expired, invalid, suspended, revoked, altered, transferred, or misused permit;
- H. Parking in a no parking zone, loading zone, reserved space, restricted area, or other area not authorized for the vehicle or use;
- I. Launching, retrieving, or otherwise using a City boat launch without a valid boat launch permit or without paying the required launch fee at a kiosk or other City-authorized payment system, and;
- J. Parking in violation of overnight, seasonal, boat launch, vehicle-trailer, or lot-specific restrictions.

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(Ord. 1309, 12-3-2014)

6-2-7: - Record of Violations:

It shall be the duty of the chief of police, or the chief's designee, under the direction of the governing body, to ~~keep account of all violations of this section~~ cause records to be kept of violations of this chapter. Such records may include the location, date and time of the violation, vehicle make, license plate number and state, photographs, payment records, permit records, electronic enforcement records, notice records, and any other facts necessary to document the circumstances of the violation. Retention of such data shall follow City and State laws pertaining to data retention. ~~He shall cause to be kept an account of and report each vehicle occupying a parking location in the downtown limited parking zone that is or has been parked in violation of any of the provisions of this section, the date and hour of such violation, the make and the state license number of such vehicle and any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.~~

(Ord. 1177, 7-18-2007)

6-2-8: - Notice of Violation:

The chief of police, or the chief's designee, shall cause notice of a parking violation to be issued. ~~to be attached to such vehicle a notice stating that it has been parked in violation of this chapter and instructing the owner or operator to report to the city treasurer or his duly authorized deputy and pay in full satisfaction of such violation a fee set by resolution adopted by the city council.~~

Notice may be attached to the vehicle, mailed to the registered owner, delivered electronically where authorized, or otherwise issued by any lawful method.

The notice shall state that the vehicle has been parked in violation of this chapter and shall instruct the owner or operator to pay the applicable parking violation fee, penalty, or charge in the amount set by resolution of the city council.

(Ord. 824, 4-21-1986)

6-2-9: - Exemptions; Handicapped Parking:

~~Those vehicles bearing valid and current license plates and bearing the official handicapped insignia and symbol on the license plate shall be exempted from the time restrictions as provided in Idaho Code 49-213. Those vehicles bearing valid and current license plates and designated "DV" only are entitled to park within a space for a period not to exceed the maximum two (2) hour time limit. Nothing herein shall~~

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~~authorize, except, exempt or permit any vehicle to park in a "no parking zone" or other restricted parking areas.~~

Vehicles displaying valid disabled license plates or placards shall be subject to the rights, privileges, and limitations established by Idaho Code.

Nothing in this section shall authorize any vehicle to park in a no parking zone, loading zone, fire lane, reserved area, access aisle, area not designated for parking, or other restricted parking area unless expressly authorized by law or official posted signage.

(Ord. 824, 4-21-1986)

6-2-10: - Responsibility of Registered Owner:

Every person in whose name a vehicle is registered shall be responsible for any violation of this chapter for over parking or unlawful parking caused by the parking of said vehicle in violation hereof. It shall be no defense that the vehicle was parked illegally or over parked by another unless proof is presented that said vehicle had been stolen and had not been returned to the registered owner by the date of the violation.

(Ord. 824, 4-21-1986)

6-2-11: - ~~Over Parking Fees~~ Parking Violation Fees:

Over parking fees shall be set by resolution adopted by the city council. Parking violation fees, overparking fees, unpaid parking fees, permit violation fees, and other parking-related penalties or charges shall be set by resolution adopted by the city council.

(Ord. 969, 3-20-1995)

6-2-12: - Civil Penalty:

The operator or registered owner of each motor vehicle found to be ~~overparked~~ parked in violation of this chapter and upon notice of violation as herein set forth shall pay a parking fee, violation fee, penalty, or charge as set by resolution adopted by the city council.

Upon nonpayment of ~~said parking fee~~, any the registered owner or operator of a vehicle shall be liable and responsible for payment of all fees, penalties, costs and attorney fees incurred in the collection of such ~~fees~~ amounts as a civil penalty for which the city shall be entitled to recover civil judgment from a court of competent jurisdiction.

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Upon entry of judgment, the city shall have each, every, and all rights of enforcement of that judgment as provided to any judgment holder by the provision of Idaho Code.

(Ord. 969, 3-20-1995)

6-2-13: - Criminal Penalty:

Any parking violation that is unpaid or contested, or where more than three (3) violations occur in any one month, may be prosecuted as an infraction with a fine not to exceed one hundred dollars (\$100.00). Such penalty shall be in addition to any civil penalty imposed.

ORDINANCE SECTION 2 - REPEAL AND SEVERABILITY:

- A. Any provision of the *Sandpoint City Code* found to be inconsistent with this Ordinance is hereby repealed.
- B. Should any provision of this Ordinance be deemed unlawful or unconstitutional, such finding shall not affect the remaining provisions of this Ordinance.

ORDINANCE SECTION 3 – PUBLICATION AND EFFECTIVE DATE:

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

PASSED AND ADOPTED AS AN ORDINANCE OF THE CITY OF SANDPOINT, IDAHO, AT A REGULAR SESSION OF THE SANDPOINT CITY COUNCIL ON _____, 2026.

Jeremy Grimm, Mayor

Attest: _____
Meri Jane Bohn, City Clerk