

1 **..Title**

2 **Clarification of Parking and Impounding Violation Citations** – For the purpose of clarifying
3 that parking citations are not limited to paper notices placed on vehicles; copyediting and
4 reforming the section to current legislative writing standards; and generally dealing with failure
5 to pay parking fines.

6 **..Body**

7
8 **CITY COUNCIL OF THE**
9 **City of Annapolis**

10 **Ordinance 3-25**

11
12 **Introduced by: Mayor Buckley**

13
14 **Referred to:**

15 Transportation Committee

16
17 **AN ORDINANCE** concerning

18
19 **Clarification of Parking and Impounding Violation Citations**

20
21 **FOR** the purpose of clarifying that parking citations are not limited to paper notices placed on
22 vehicles; copyediting and reforming the section to current legislative writing standards;
23 and generally dealing with failure to pay parking fines.

24
25 **BY** repealing and reenacting with amendments the following portions of the Code of the City
26 of Annapolis, 2025 Edition:
27 **12.20.240**

28
29 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
30 **COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

31
32 **Title 12 - VEHICLES AND TRAFFIC**

33 **Chapter 12.20 - Stopping, Standing and Parking**

34 **Section 12.20.240 - Failure to pay parking fine.**

35 ~~A. In all cases of parking or impounding violations, the police officer, parking enforcement~~
36 ~~officer or the authorized agent who discovers a vehicle illegally parked in the absence of the~~
37 ~~operator, shall attach a summons to the vehicle in a conspicuous place, or if the operator is~~
38 ~~present, deliver the summons to the operator. A copy of the summons shall be retained by~~
39 ~~the officer or the authorized agent, and shall bear certification under penalty of perjury by~~
40 ~~the officer or the authorized agent attesting to the truth of the matter set forth in the~~

Explanation: ~~Strikethrough~~ indicates matter stricken from existing law.
 Underlining indicates a change to the City Code.
 Underlining & black - copyediting or reformatting of existing Code section
 Underlining & red - new matter added to the code.

1 summons. A violator who posts the collateral as set forth on the summons forfeits the
2 collateral on the date of the stated hearing. All fines, penalties or forfeitures for the violation
3 of parking and impounding ordinances, laws or regulations shall be paid directly to the
4 authorized agent in uncontested cases.

5 ~~B. If the person summoned desires a hearing, that person shall provide the authorized agent
6 written notice of the desire for a hearing at least five days prior to the date of hearing as set
7 forth in the summons. Upon receipt of the notice of desire for a hearing, the authorized
8 agent shall forward to the district court a copy of the citation and a copy of the notice from
9 the person who received the citation indicating the person's desire for a hearing. When
10 notice of a desire for a hearing is given, the person summoned also shall provide written
11 notice to the authorized agent that the person desires the presence of the officer or the
12 authorized agent who issued the summons at the time of the hearing. If the person
13 summoned does not notify the authorized agent that the person desires the presence of the
14 officer or the authorized agent at the time of the hearing, it is not necessary that the officer
15 or the authorized agent who issued the summons appear, and the copy of the summons
16 bearing the certification by the officer or the authorized agent shall be prima facie evidence
17 of the matters set forth in the summons.~~

18 ~~C. Failure to pay the parking fine in a timely manner is subject to a fine as established by
19 resolution of the City Council.~~

20 ~~D. The Chief of Police or the authorized agent shall cause notice of the provisions of this
21 section to be printed clearly and in a conspicuous place on all summonses for parking and
22 impounding violations used, subject to provisions of this chapter and Chapters 12.24 and
23 12.32.~~

24 ~~E. No summons shall be issued setting a trial date less than fifteen days from the date of the
25 offense.~~

26 **A. Parking and Impounding Violations.**

27 **1. Authority to Issue.**

28 **a. When a police officer, parking enforcement officer, or authorized agent
29 discovers a vehicle illegally parked and the operator is not present, they
30 shall issue a citation in a form prescribed by the City or the authorized
31 agent.**

32 **b. The officer or authorized agent must keep a copy of the citation and
33 summons and include a certification, under penalty of perjury, affirming
34 the truth of the information stated on the citation.**

35 **2. Paying the Penalty.**

Explanation: Strikethrough indicates matter stricken from existing law.
Underlining indicates a change to the City Code.
Underlining & black - copyediting or reformatting of existing Code section
Underlining & red - new matter added to the code.

1 a. Failure to timely pay the parking fine associated with the citation shall
2 subject the cited vehicle owner to an additional fine as established by
3 annual resolution of the City Council.

4 b. All fines, penalties, or forfeitures for violations of parking and
5 impounding ordinances, laws, or regulations shall be paid directly to the
6 authorized agent.

7 **B. Contesting the Citation.**

8 1. If the owner of the vehicle on which the citation was issued wishes to contest the
9 citation, they shall:

10 a. Provide written notice to the authorized agent at least 10 days before the
11 scheduled hearing date specified on the citation; and

12 b. Inform the authorized agent in writing that they would like the officer or
13 authorized agent who issued the citation to be present at the hearing.

14 2. If the owner of the cited vehicle does not inform the authorized agent of their
15 request to contest the citation, then it is not required for that officer or authorized
16 agent to attend. In these instances, a copy of the citation and summons certified by
17 the officer or authorized agent will be accepted as prima facie evidence of the
18 claims stated in the citation.

19 3. Upon receiving the notice requesting a hearing, the authorized agent shall forward
20 a copy of the citation and the person's notice of desire for a hearing to the district
21 court.

22 C. The Chief of Police or their authorized agent shall ensure that the provisions of this
23 section are prominently displayed on all parking citations and impounding violations in
24 accordance with this chapter and Chapters 12.24 and 12.32.

25 D. No trial date shall be scheduled less than 15 days after the date of issuance of the citation.

26
27 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**
28 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect upon passage.
29