

ORDINANCE NO. 1250

**AN ORDINANCE ADOPTING CHANGES TO PRINEVILLE CODE SECTION 72.41
AND ADOPTING PRINEVILLE CODE SECTION 72.44**

WHEREAS, Chapter II, Section 4 of the City of Prineville Charter provides:

Powers. The city has all powers that the constitutions, statutes and common law of the United States and Oregon expressly or impliedly grant or allow the city, as fully as this charter specifically enumerated each of those powers.

WHEREAS, the City of Prineville adopted Ordinance 967 controlling vehicular and pedestrian traffic on March 12, 1991 and certain updates are required; and

WHEREAS, City of Prineville respects citizen's due process rights to not be deprived of property without due process of law including notice and the right to a hearing.

**NOW, THEREFORE, THE PEOPLE OF THE CITY OF PRINEVILLE DO
ORDAIN AS FOLLOWS:**

1. Section 72.41 is amended to read as shown on Exhibit A attached hereto and by reference made a part hereof.
2. Section 72.44 as shown on Exhibit A attached hereto and by reference made a part hereof, is hereby adopted and made part of the Prineville City Code.

Presented for the first time at a regular meeting of the City Council held on March 26, 2019, and the City Council finally enacted the foregoing ordinance this ____ day of April, 2019

Stephen P. Uffelman
Mayor

ATTEST:

Lisa Morgan, City Recorder

Exhibit A

§ 72.41 FAILURE TO COMPLY WITH CITATION

If the operator does not respond to a parking citation affixed to a vehicle within five working days, the citing officer or city official may send a letter to the owner of the vehicle informing the owner of the violation and giving notice that if the citation is disregarded for a period of ten (10) days the fine will be doubled and the vehicle is subject to impoundment and may be sold if not redeemed.

§ 72.44 HEARING

After the issuance of a citation as provided in section 72.40 of this title, any person may object to the citation within five business days by filing an objection at the main office of City Hall. Said objection shall specify the basis for so protesting. The statement shall be referred to the City Council as part of its regular agenda at its next succeeding meeting. At the time set for consideration of the citation, the person protesting may appear and be heard by the Council; and the Council shall determine whether or not a violation occurred; and the determination shall be entered in the official minutes of the Council. Council determination shall be required only in those cases where a written statement has been filed as provided.