

ADOPTED

OCT 23 1996

ORDINANCE NO. 66A-39

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 11, MOTOR VEHICLES AND TRAFFIC, ARTICLE III, STOPPING, STANDING, AND PARKING, SECTION 11-40.1, PARKING SPACES RESERVED FOR HANDICAPPED; SUMMONS FOR UNAUTHORIZED USE; PENALTY.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 11, Motor Vehicles and Traffic, is hereby amended and reordained by amending Section 11-40.1, Parking spaces reserved for handicapped; summons for unauthorized use; penalty.

Chapter 11. Motor Vehicles and Traffic

Article III, Stopping, Standing, and Parking

Sec. 11-40.1. Parking spaces reserved for handicapped; summons for unauthorized use; penalty.

(a) It shall be unlawful for any operator of a motor vehicle to park in a parking space identified by an above-grade sign as reserved for the handicapped, except:

~~(1) A person possessing a special handicapped vehicle parking permit issued by the commissioner of motor vehicles pursuant to section 46.2-1238 of the Code of Virginia or a person transporting by passenger car, van or pickup truck the holder of any such permit, which permit shall be displayed in the window of the vehicle transporting the holder of the permit in order to permit the vehicle to park lawfully in a parking space reserved for the handicapped;~~

~~(2)~~ A handicapped person driving a motor vehicle displaying state license plates designated for handicapped persons or a state decal issued to handicapped persons and issued pursuant to section 46.2-731 of the Code of Virginia, or a person transporting a handicapped person in a motor vehicle displaying such license plates or decals; or

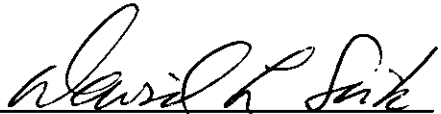
~~(1)~~ *A person with a disability that limits or impairs his or her ability to walk who is driving a motor vehicle displaying state disabled license plates, an organizational placard, a permanent removable windshield placard, or a temporary removable windshield placard issued under section 46.2-731 of the Code of Virginia, or a person using a motor vehicle displaying such license plate or placard described above who is transporting a person with a disability that limits or impairs his or her ability to walk; or*

~~(3)~~(2) A disabled veteran driving a motor vehicle displaying special license plates issued pursuant to section 46.2-739 of the Code of Virginia or a person transporting a disabled veteran in a motor vehicle displaying such special license plates.

(b) Any police officer of James City County may issue a summons charging a person parking in violation of paragraph (a) of this section, or if such person is not known, then the registered owner of the motor vehicle parked in violation of paragraph (a).

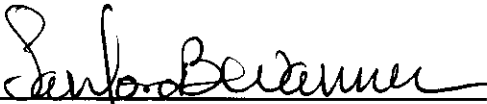
(c) Violation of the provisions of paragraph (a) of this section shall be a traffic infraction punishable by a fine of not more than ~~one hundred dollars (\$100.00)~~ \$250.

(d) The owner or duly authorized agent of a private parking space, or an agent of a public authority having control of a public space, which space is properly designated and marked for handicapped parking, shall have authority to have any vehicle not displaying handicapped parking permits or plates as described in paragraph (a) removed and stored. Possession may be regained by payment to the person who removed the vehicle of all reasonable costs for the removal and storage. The vehicle owner may contest the removal in the manner provided by section ~~46.2-1238~~ 46.2-1237 of the Code of Virginia.



David L. Sisk, Chairman
Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
TAYLOR	NAY
MAGOON	AYE
DEPUE	AYE
EDWARDS	AYE
SISK	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 23th day of October, 1996.