

CHAPTER 12 TRAFFIC AND PARKING¹

ARTICLE I. IN GENERAL

Sec. 12-1. Definitions in General

The definitions in A.R.S. title 28 (A.R.S. § 28-101 et seq.) shall be applicable to this Chapter unless a term is specifically defined in this Chapter, or unless the context requires otherwise.

Sec. 12-2. Definitions Pertaining to this Chapter

For the purposes of interpretation of this Chapter, the following words and phrases shall mean:

(a) *Arterial Streets* - All major arterial streets and arterial streets as designated on the existing street classification map.

(b) *City* – The City of Maricopa.

(c) *Collector Streets* - All streets designated as collector streets and minor collector streets on the existing street classification map.

(d) *Curb loading Zone* - Space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials designated by the City Engineer.

(e) *Dumpster* – A large metal bin for refuse designed to be hoisted onto a specially equipped truck for emptying or hauling away.

(f) *Local Streets* - All streets that provide direct access to residential, commercial, industrial, or other abutting land and for local traffic movements, and that connect to collector or arterial streets or both.

(g) *Motor Vehicle or vehicle* – A wheeled vehicle that is propelled by an internal combustion engine that does not operate on rails and that is capable of carry a passenger or passengers.

(h) *Non-motorized vehicle* – Any trailer or other device that is not self-propelled and is designed with the intended purpose of being towed behind a vehicle.

(i) *Official Traffic Control Devices* - All signs, signals, parking meters, markings, and devices not inconsistent with this chapter, placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

(j) *Operator* - A person who operates or is in actual physical control of a motor vehicle.

(k) *Oversized Motor Vehicle* – Any motor vehicle eighty-four (84) inches or more in width, excluding side mirrors, and more than twenty-two (22) feet in length or a gross vehicle weight rating of eight thousand (8,000) pounds or more.

(l) *Owner* - A person who holds the legal title to a motor vehicle.

(m) *Parade* - Any march or procession consisting of people, animals or vehicles, or combination thereof, except funeral processions, upon any public street, sidewalk or alley, which does not comply with normal and usual traffic regulations or controls.

(n) *Private Emergency Vehicles* - Authorized emergency vehicles other than those defined by A.R.S. § 28-101, and including private ambulances, private escort vehicles of funeral and other processions, emergency vehicles of public service corporations, and such others as may be designated by the City

¹ As of 10/16/2014

Adopted Chapter 12 by Ordinance 14-13 on 09/16/2014

Council. All traffic laws and ordinances are applicable to such private emergency vehicles when they are not proceeding under an emergency situation.

(o) *Procession* - An orderly file of six (6) or more vehicles with suitable escort, such escort being approved by the Chief of the Police Department.

(p) *Rights-of-Way* - All property used as a public thoroughfare and lying between the exterior boundary lines of any area granted to or received by the city by grant, gift, easement, deed, dedications or operations of law for street, alley, walk or utility purposes.

(q) *Sidewalk* - That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians.

(r) *Stand or Standing* - The halting of a vehicle, whether occupied or not, other than for the purpose of and while actually engaged in receiving or discharging passengers.

(s) *Stop or Stopping, when prohibited* - Any halting, even momentarily, of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control sign or signal.

(t) *Stop or Stopping, when required* - The complete cessation from movement of a vehicle.

(u) *Street Classification Map* - The street classification map in the form as last adopted and amended by the City Council.

(v) *Tank Semi-trailer* - A vehicle designed for transporting flammable liquids and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by the towing vehicle.

(w) *Tank Trailer* - A vehicle without motive power designed for transporting flammable liquids and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

(x) *Tank Truck* - A truck having a tank for the transportation of flammable liquids.

(y) *Temporary Storage Unit* - A transportable, non-motorized unit designed and used primarily for temporary storage of building materials (before they are utilized for building purposes), household goods, and other such materials for use on a limited basis on residential property.

Secs. 12-3--12-10. Reserved.

ARTICLE II. ADMINISTRATION AND ENFORCEMENT

Sec. 12-11. Enforcement

(a) It shall be the duty of the City Police Department to provide for the enforcement of the street traffic regulations of the City and all of the State vehicle laws applicable to street traffic in the City, to make arrests for traffic violations, to assist in the prosecution of those persons charged with violations of law, to investigate accidents and to assist the City Engineer in developing ways and means to improve traffic conditions and to carry out all duties specifically imposed upon the City Police Department by this Chapter.

(b) Any peace officer of the City may be authorized by the Police Chief to perform any of the duties of the police department included in this Chapter.

(c) The City Police Department shall keep a record of all violations of the traffic laws of the City or of the State vehicle laws of which any person has been charged in accordance with the City of Maricopa Records Management Program (ORD 07-03), A.R.S. § 41-1346 and A.R.S. § 41-1347.

(d) The Police Chief may appoint traffic accident investigators who may investigate traffic accidents within the City limits and commence an action or proceeding before a court or judge for any violation of a State statute or city ordinance relating to traffic laws, provided that such violation is related to a traffic accident within the City's jurisdiction. A traffic accident investigator appointed pursuant to this subsection shall: (1) be unarmed at all times during the course of their duties and will not act as a certified police officer (2) be a City employee and (3) shall file written reports as required by A.R.S. § 28-667.

(e) All forms for records of violations and notices shall be serially numbered.

(f) Unarmed Police Aides. As specified in Section 3-97 of the City Code, the Chief of Police reserves the right to employ or utilize volunteer members of the police department to enforce city ordinances regulating the parking of vehicles and any other traffic related ordinances as directed by the Chief of Police or designee.

Sec. 12-12. Civil Traffic Procedure

(a) The rules of procedure in civil traffic violation cases shall apply to determinations of whether or not a person is responsible for an offense under this Chapter, unless otherwise expressly provided.

(b) An action or proceeding brought before the municipal court alleging a violation of this Chapter may be commenced by the issuance of a notification of violation; which may be served in person, attached to the vehicle, or by regular mail as provided in A.R.S. §28- 1591; or by the use of an Arizona traffic ticket and complaint. If the proceeding is commenced by notification of violation, the notification may be signed by any police officer or any other duly authorized agent of the City police department.

Sec. 12-13. Payment of Penalty Fee Upon Receipt of Notice of Violation

(a) Any person who becomes aware that a notice of violation has been issued with respect to an alleged violation of any provision of this Chapter may, in lieu of court proceedings, pay the base penalty fee and any state or local mandatory surcharges within thirty (30) days of the date of violation indicated on the notice of violation.

(b) The presiding judge of the municipal court shall, from time to time, adopt a table of charges and penalty fees for violations of this Chapter consistent with ordinances and resolutions of the City council.

(c) If the owner or operator of a vehicle for which a notice of violation has been issued fails to pay the penalty fee indicated, or request a civil traffic hearing as provided in subsection (d) below, within thirty (30) days from the date the notice of violation was issued, an additional \$20 penalty fee shall be added to the base penalty fee.

(d) The owner or operator of a vehicle for which a notice of violation has been issued may contest the violation by requesting a civil traffic hearing. The request for hearing must be in writing and

shall be submitted to the hearing officer or designee within thirty (30) days of the date of the notice of violation.

(e) If the owner or operator of a vehicle for which a notice of violation has been issued fails to pay the amount of the fine or request a hearing within thirty (30) days of the issuance of the notice of violation, then a summons and complaint shall be issued to the registered owner of the vehicle. The notice of violation for a parking violation shall be issued within sixty (60) days from the date of the notice of violation. The summons shall command the registered owner to appear in the City court on a date and time certain.

(f) When a person is found responsible for a violation by a judge or a civil traffic hearing officer, whether by default or after a hearing, the judge or hearing officer shall impose a civil sanction for the violation, which shall be not less than the amount of the prescribed fine, as indicated in subsection (a) above, any additional fine for the violation as provided in subsection (c), above, if applicable, and any additional fees, surcharges and penalties required by state, federal or local laws.

(g) The provisions of subsections (a) and (f) of this Section notwithstanding, a judge or civil traffic hearing officer may waive, suspend or reduce the penalty fee that would otherwise be required for a violation of Section 12-58 below, if at the time of a hearing in City court it has been proven that the vehicle that was the subject of the violation was eligible for and had been issued a valid distinguishing insignia placard at the time of the violation. If a person is found responsible for such a violation and a civil sanction is imposed, however, the amount of the civil sanction imposed shall be subject to all of the applicable fees, surcharges and penalties described in subsection (f) of this Section.

(h) A civil sanction imposed pursuant to subsections (f) or (g) above, shall be a civil judgment. Such judgment may be recovered by the City as any other civil judgment including any applicable fees and charges.

Sec. 12-14. Enforcement Procedures

(a) It shall be the duty of each individual, who is authorized to issue notices of violation, to keep account of all violations of this Chapter, and to attach to a vehicle that is unlawfully parked, a notice of violation that shall include the date, time and location of the violation; the state and license number of the vehicle unlawfully parked; and the code provisions violated.

(b) The notice of violation will be in writing and will inform the person owning or operating the vehicle of the violation of the base fine and of the additional penalty fee that may be incurred by failing to pay the base penalty fee within the time period listed on the notice of violation. The notice will also state that failure to pay the base penalty fee within the required time period will result in the filing of a summons and complaint in municipal court.

(c) A copy of the notice of violation need not be personally served upon the owner or operator of the vehicle that is the subject of the violation, but may be served by attaching a copy of the notice of violation to the vehicle, as provided in subsection (a) above.

Sec. 12-15. Authority to Designate Crosswalks, Establish Safety Zones, Designate No Parking Zones and to Mark Traffic Lanes

The City Engineer or Chief of Police is authorized:

(a) To designate and maintain, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary.

(b) To establish safety zones of such kind and character and at such places as he may deem necessary for the protection of pedestrians.

(c) To designate permanent or temporary no parking zones along City streets and rights of ways, and to maintain such zones, by appropriate signage, as he may deem necessary for the safe flow of traffic and for the protection of pedestrians.

(d) To mark lanes for traffic on street pavement at such places as he may deem advisable, consistent with the traffic laws of the City.

Sec. 12-16. Authority to Place and Obedience to Turning Markers

(a) The City Engineer is authorized to place markers, buttons, or signs within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as so indicated may conform to or be other than as prescribed by law.

(b) When authorized markers, buttons or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no Operator of a vehicle shall disobey the directions of such indications.

Sec. 12-17. Authority to Place and Obedience to Restricted Turn Signs

(a) The City Engineer is authorized to determine those intersections at which Operators of vehicles shall not make a right, left, or U-turn and shall place proper signs at such intersections. The making of such turns may be prohibited entirely or between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs, or such signs may be removed when such turns are permitted.

(b) Whenever authorized signs are erected indicating that no right, left, or U-turn is permitted, no Operator of a vehicle shall disobey the directions of any such sign.

Sec. 12-18. One-Way Streets and Alleys

(a) The City Engineer may designate any streets or alleys which are to be limited to one-way traffic.

(b) Whenever the City Engineer designates any one-way street or alley, he shall cause to be placed and maintained signs giving notice thereof and no such regulation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

Sec. 12-19. Regulation of Traffic at Intersections

The City Engineer may designate through streets, intersections where stops are required, and intersections where vehicles shall yield the Right-of-Way.

Sec. 12-20. Crosswalks

The City Engineer shall designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary.

Sec. 12-21. Safety and School Zones

The City Engineer shall establish safety zones in accordance with ARS § 28-797 and ARS §28-641 and at such places as he may deem necessary for the protection of pedestrians.

Sec. 12-22. Curb Markings

The City Engineer shall designate restricted parking zones by use of signs, painted curbs, or both.

(a) If the curb is painted red, parking shall be prohibited in the area adjacent to the painted curbs at all times. Curbs painted red may also indicate bus loading zones, but only when accompanied by appropriate signs, in which case bus loading and unloading shall not be prohibited.

(b) If the curb is painted yellow, the space adjacent to the curb so painted shall be used exclusively by vehicles during the loading or unloading of freight during those hours designated by signs placed at either one or both ends of such zone.

Secs. 12-23--12-30. Reserved.

ARTICLE III. TRAFFIC CONTROL

Sec. 12-31. Obedience to Traffic Regulations

(a) It is unlawful, except as otherwise provided in this Code, for any person to do any act forbidden or fail to perform any act required by this Chapter or willfully fail or refuse to comply with any lawful order or direction of any police officer, police volunteer or duly authorized agent of the City in the performance of their duties related to the enforcement of this Chapter.

(b) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, not less than twenty five dollars (\$25), and no more than five hundred dollars (\$500).

Sec. 12-32. Directing Traffic

(a) The City police department, including appointed volunteers, is hereby authorized to direct all traffic by voice, hand or signal.

(b) Fire officials, when at the scene of a fire, may direct or assist the City police department in directing traffic there at or in the immediate vicinity thereof.

(c) Public works employees, when at the scene of an emergency or an active construction site may direct or assist the police or fire departments in directing traffic there at or in the immediate vicinity thereof.

Sec. 12-33. Traffic Control Devices

(a) The City Engineer shall provide for the placement and maintenance of traffic control devices, signs, signals, and markers when and as required under the traffic regulations of the City, and may place and maintain such additional traffic control devices as may be deemed necessary to regulate traffic under the traffic laws of the City or under state law or to guide or warn traffic.

(b) The Operator of any vehicle shall obey the instructions of any official traffic control device applicable thereto placed in accordance with the traffic regulations of the City unless otherwise directed by a police officer or other duly authorized City agent, subject to the exceptions granted in this Chapter or by state law.

Sec. 12-34. Drivers to Obey Traffic Signs

(a) Whenever traffic signs are erected as provided in this Chapter, every Operator of a vehicle shall obey such signs unless otherwise directed by the City police department or a traffic control signal. No Operator shall drive upon or through any private property such as a commercial property, oil station, vacant lot or similar property to avoid obedience of any regulation included in this Chapter.

(b) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of one hundred dollars (\$100).

Sec. 12-35. Limitations on Turning Around

(a) The Operator of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street unless such movement can be made safely and without interfering with other traffic.

(b) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of one hundred dollars (\$100).

Sec. 12-36. Driving on Private Property

(a) No person shall operate, drive or leave any motor vehicle, motorcycle, motor scooter, dune buggy, jeep or other form of transportation propelled by an internal combustion engine upon the private property of another or upon public property which is not held open to the public for vehicle use, without permission from the owner of the property or the person entitled to immediate possession thereof, or the authorized agent of either.

(b) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of one hundred dollars (\$100).

Sec. 12-37. Operation of Vehicles on Vacant Lots

(a) No person shall operate a vehicle on or across any portion of a vacant lot other than on an established dustproof driveway, except during activities authorized by the City.

(b) Any Violation of this section shall be punishable by a fine of \$50.

Sec. 12-38. Processions

(a) No procession or parade, except funeral processions, shall be held without first securing a permit from the City, and all such requests for permits shall state the time, place of formation, proposed line of march, destination and such other information as the City may set forth therein.

(b) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of one hundred dollars (\$100).

Sec. 12-39. Prohibition Against the Use of Engine Brakes

(a) It shall be unlawful for a person to operate or permit the operation of the engine of a commercial vehicle so as to assist in braking or slowing the vehicle through the use of any engine brake or engine retarding device on any street or roadway within the City unless the vehicle is an emergency services vehicle.

(b) Any Violation of this section shall be punishable by a fine of \$100.

Sec. 12-40. Suspension of Traffic and Parking Ordinances

(a) The Chief of Police or designee is authorized to adopt regulations necessary to temporarily suspend traffic and parking ordinances of the City to cover emergencies or special conditions.

Sec. 12-41. Placing Debris on a Public Roadway

(a) No person or persons will deliberately place debris, construction material or any other material in or on a public street within the City of Maricopa that will affect the safe flow of traffic, without having obtained the appropriate construction permit from the City.

(b) This section does not apply to city employees in performance of their roadway related duties.

(c) Any Violation of this section shall be punishable by a fine of \$100.

Sections. 12-42--12-50. Reserved.

ARTICLE IV. STOPPING, STANDING AND PARKING

Sec. 12-51. Presumption in Reference to Illegal Parking

In any prosecution charging a violation of this Article, proof that the particular vehicle described in the complaint was parked in violation of this Article, together with proof that the defendant named in the complaint was, at the time of such parking, the registered owner of such vehicle shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

Sec. 12-52. Method of Parking

The City Engineer may have erected signs requiring parking at an angle to the curb, allowing parking on the left hand curb on one-way streets, notifying Operators that parking is prohibited and restricting parking in any way that may be necessary. When such signs have been erected, no person shall

stop or stand a vehicle in disobedience to such parking restrictions. City employees, or their agents, may disobey such parking restrictions if necessary to perform their public duties.

Sec. 12-53. Prohibited Parking

Unless otherwise directed by a police officer or other duly authorized City agent or in accordance with properly erected signage to the contrary, no person shall stop, stand, or park any motorized or non-motorized vehicle on any City street, roadway, or right of way:

- (a) In such a manner or under such conditions as to obstruct or impede traffic in any manner.
- (b) In such a manner as to block an alley or the entrance to a private driveway except for the loading or unloading of materials, and not then unless such loading or unloading can be accomplished without interference to the free movement of vehicular traffic.
- (c) In any area designated, signed, and marked as a fire lane.
- (d) Within thirty-three (33) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy five (75) feet of the entrance when properly posted.
- (e) Within fifteen (15) feet of a fire hydrant.
- (f) For the principal purpose of displaying such vehicle thereon for sale, hire or rental.
- (g) For the principal purpose of painting, greasing or repairing said vehicle except for repairs necessitated by an emergency.
- (h) For the principal purpose of washing or polishing such vehicle or any part thereof when a charge is made for such services.
- (i) Within a lane designated for the making of turning movements or for the operation of bicycles
- (j) Within an intersection.
- (k) On a crosswalk.
- (l) Within twenty (20) feet of a crosswalk at an intersection.
- (m) Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway.
- (n) Within an area designated as a public transit stop.
- (o) Within fifty (50) feet of the nearest rail of a railroad crossing or within eight (8) feet six (6) inches of the center of any railroad track, except while a motor vehicle with motive power attached is loading or unloading railroad cars.
- (p) On the roadway side of any vehicle stopped or parked at the edge or curb of a street (double parking).
- (q) On a sidewalk or in that area between the curb and sidewalk or on those roadways without curbs in a manner so as to force a pedestrian to walk in the traveled portion of the roadway.

- (r) Upon any bridge or other elevated structure upon a street.
- (s) Alongside or opposite any street excavation or obstructions when stopping, standing or parking would impede traffic.
- (t) Upon any public street, public Right-of-Way or public property when such vehicle does not display current registration.
- (u) Except as otherwise provided in this chapter, no person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of the vehicle within eighteen (18) inches of the curb or edge of the roadway.
- (v) Directly in front of a community or individual postal box served by the U.S. Postal Service except for the purpose of delivering or collecting mail.
- (w) In violation of posted no parking signs or while the area of a painted red curb.
- (x) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of forty dollars (\$ 40).
- (y) Vehicles parked in violation of these subsections are subject to removal and storage at the expense of the registered owner under A.R.S. §28-872.

Sec. 12-54. Parking Duration

- (a) No person shall park any vehicle upon any public street or upon publicly owned, maintained or operated property for a period of seventy-two (72) or more consecutive hours. For purposes of this Section, the vehicle shall be considered to have remained parked unless, during the seventy-two (72) hour period, said vehicle has been moved at least one hundred feet (100') from the position it previously occupied, or the odometer on said vehicle exhibits a change of at least one-tenth of one mile.
- (b) Vehicles parked in violation of subsection (a) are subject to removal and storage at the expense of the registered owner.
- (c) Any violation of this section shall be punishable by a fine of forty dollars (\$40).

Sec. 12-55. Parking on Private Property

- (a) It is unlawful for the Operator of a motor vehicle to park the vehicle in or upon property of another without first obtaining permission of the person legally entitled to possession of the property.
- (b) Vehicles in violation of this Section may be subject to removal pursuant to A.R.S. §9-499.05.
- (c) Any violation of this section shall be punishable by a fine of fifty dollars (\$50).

Sec. 12-56. Emergency; No Parking

(a) No person shall park a vehicle upon any public highway, street or parking lot in violation of an emergency no parking sign that has been conspicuously posted.

(b) The Chief of Police or designee is authorized to post emergency no parking signs on public highways streets or parking lots for the purpose of street maintenance, construction, special events or any community related event. The duration of emergency no parking shall be no longer than seventy two (72) hours. After a reasonable attempt has been made to contact the owner, any vehicle parked in violation shall be removed at the owner's expense.

(c) Any violation of this section shall be punishable by a fine of fifty dollars (\$50).

Sec. 12-57. Prohibition Against the Parking of Oversized Motor Vehicles and Non-Motorized Vehicles

(a) Subject to the exceptions below, no person shall stop, stand, or park any oversized or non-motorized vehicle on any public street, road or alleyway within any residential or commercial district.

(b) The prohibition set forth in subsection (a) shall not apply to oversized vehicles, or non-motorized vehicles parked for a period of less than twelve (12) hours for the purpose of loading, unloading, cleaning, or other activity preparatory to or incidental to travel.

(c) The prohibition set forth in subsection (a) shall not apply to oversized vehicles, or non-motorized vehicles parked in residential areas zoned as rural where the minimum lot size is one acre or more.

(d) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, not less than one hundred dollars (\$100).

Sec. 12-58. Restricted Parking Areas for the Physically Disabled; Identification; Sanctions

(a) Except as provided in subsection (d), no person may Stop, Stand or park a motor vehicle within any specially designated and marked parking space provided for a physically disabled person, which includes the area indicated by hash marks painted adjacent to each such space, in accordance with this Section, A.R.S. § 28-882, or any related statute or City Code provision, whether on public or private property, unless the motor vehicle is transporting a person eligible for the distinguishing insignia placard or number plates bearing the international wheelchair symbol, and either the motor vehicle displays the distinguishing insignia placard, or the motor vehicle displays number plates bearing the international wheelchair symbol.

(b) Parking spaces subject to this Section shall be clearly and conspicuously designated as being reserved for the physically disabled in the following manner:

(1) Each such space shall be prominently outlined with paint and the internationally accepted wheelchair symbol shall be painted conspicuously on the ground to the rear of the parking space.

(2) Each space shall be posted with a permanent sign, located not less than three (3) feet or more than six (6) feet above the grade. The sign shall bear the internationally accepted wheelchair symbol and shall indicate that the parking space is "reserved" or "reserved parking."

(3) Each sign posted on a parking place reserved for the physically disabled on private property shall additionally indicate: "Posted pursuant to City Code Section 12-58." The addition of this statement on such sign or signs shall constitute a waiver of any objection by the owner of the property to enforcement of this Section by the police department and shall authorize police officers and other duly authorized agents to enforce the provisions of this Section.

(c) If a police officer or other duly authorized agent finds a motor vehicle in violation of this Section, a complaint shall be issued to the Operator or other person in charge of the motor vehicle, or a notice of violation placed on the vehicle, as appropriate.

(d) Any person who is chauffeuring a physically disabled person shall be allowed, without a distinguishing insignia placard or number plates bearing the international wheelchair symbol, to park momentarily in any such parking space for the purpose of loading or unloading such physically disabled person. No complaint shall be issued to the driver for such momentary parking.

(e) Physically disabled person, as used herein, means a person who is physically disabled within the meaning of A.R.S. § 28-2409, or any superseding statute.

(f) It is unlawful to Stop, Stand, or park a vehicle in such a manner as to block or deny access to a wheelchair curb access ramp, except that this provision shall not prohibit the operator of a vehicle from temporarily Stopping in accordance with other parking regulations for the purpose of and while actually engaged in loading or unloading physically disabled passengers.

(g) Any person, or persons, violating or failing to comply with any provision of this Section shall be fined, upon conviction, a sum of one hundred and fifty dollars (\$150).

Sec. 12-59. Placement of Temporary Storage Units and Dumpsters

(a) Unless permitted by the City Engineer, Temporary Storage Units and Dumpsters are prohibited from being placed in the public Right-of-Way or streets.

(b) The property owner(s) and/or Lessee(s) of the property and supplier that is found in violation of Section 12-59, shall be fined, upon conviction, a sum of one hundred dollars (\$100).

(c) The Property owner(s) and/or Lessee(s) of the property and Supplier shall be jointly and severably be liable for all costs incurred by the City for the removal of the Temporary Storage Unit or Dumpster.

Secs. 12-60--12-100. Reserved.