

CITY OF BELLEVUE, IDAHO

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ORDINANCE NO. 2026-03

AN ORDINANCE OF THE CITY OF BELLEVUE, IDAHO, AMENDING BELLEVUE'S CITY CODE BY AMENDING TITLE 1; ADMINISTRATION, CHAPTER 4; GENERAL PENALTY, AND TITLE 6; MOTOR VEHICLES AND TRAFFIC, CHAPTER 3; PARKING VEHICLES AND TRAILERS WITHIN PUBLIC WAY; ADDING CODE ALLOWING THE
10 PLACING OF TICKETS WHICH CITE FOR INFRACTION THE OWNER OF A MOTOR VEHICLE OR TRAILER WHICH IS IN VIOLATION OF BELLEVUE CITY CODE, AND PROVIDING FOR FEE AMOUNTS TO BE SET BY RESOLUTION; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

15 WHEREAS, Idaho Code §50-313 grants care, supervision, and control of public rights-of-way within the limits of cities to the governing bodies of such cities, save for rights-of-way designated as part of the state highway system; and

WHEREAS, The City of Bellevue is obligated to preserve the general health, safety, morals, and welfare, and strives to manage and maintain public property, including rights-of-way, to this end;
20 and

WHEREAS, The City of Bellevue aims to steward rights-of-ways with care to ensure they are beautiful, clean, and functional; and

WHEREAS, the Bellevue Common Council strives to ensure that all ordinances and provisions of City Code are able to be consistently and responsibly enforced by Staff.

25 NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE CITY OF BELLEVUE, IDAHO, AS FOLLOWS:

SECTION 1

Title 1, Chapter 4: General Penalty of the Bellevue City Code is hereby amended as follows:

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CHAPTER 3

PARKING VEHICLES OR PLACING PERSONAL PROPERTY ON PUBLIC RIGHTS-OF-WAY

1-4-1: GENERAL PENALTY

35 **Note: For brevity and clarity, unmodified portions of this section have been omitted from this ordinance. All omitted portions of this section remain unmodified.*

B. Infraction: When the offense is designated as an infraction by any section or provision of this Code or by State law, it is punishable only by a penalty ~~not exceeding three hundred dollars (\$300.00)~~ consisting of a fine established by resolution of the Council depending on the violation type, exclusive of court costs and no incarceration may be imposed.

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SECTION 2

Title 6, Chapter 3: Parking Vehicles or Placing Personal Property Within Public Rights-of-Way of the Bellevue City Code is hereby amended as follows, with the addition of a new section:

CHAPTER 3

45 **PARKING VEHICLES OR PLACING PERSONAL PROPERTY** **ON PUBLIC RIGHTS-OF-WAY**

**Note: For brevity and clarity, unmodified portions of this chapter have been omitted from this ordinance. All omitted portions of this chapter remain unmodified.*

6-3-8: ENFORCEMENT AND PENALTIES FOR VEHICLES AND

50 **TRAILERS:**

A. Applicability:

1. This section shall apply to all vehicles or trailers located or controlled in a manner which violates this Code.
2. Whenever this section refers to vehicles, such statement shall also apply to trailers.

55 B. Violation Type and Penalty:

1. Primary Penalty: A violation of any applicable provision shall be an infraction pursuant to Section 1-4-1 of this Code, for which a ticket may be issued pursuant to this section. Fines charged in accordance with this provision may vary by violation type and shall be established by resolution of the Council.

60 C. Vehicle Ownership as Evidence:

1. If any vehicle is found parked in any manner which violates any provision of this chapter, and the identity of the operator cannot be determined, the owner in whose name such vehicle is registered, or the named lessee in a rental or lease agreement for such vehicle, shall be held prima facie responsible for such violation.
2. Any citation against a presumed owner of any vehicle or trailer made pursuant to this chapter shall be dismissed if such person has made a bona fide sale or transfer of the

vehicle or trailer, has delivered possession to the purchaser, and has complied with all applicable state requirements for transfer of ownership of the vehicle or trailer.

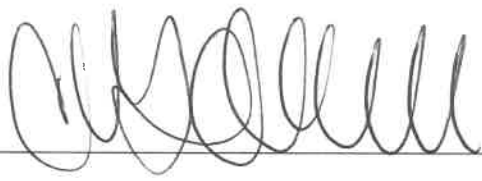
D. Tickets and Procedures:

- 70 1. Tickets: The Marshal, Planning and Zoning Administrator, Public Works Director,
Street Superintendent, or designee of any of these, upon observing a vehicle parked in
violation of the provisions of this chapter, may leave upon such vehicle an individual
parking ticket for each such violation. Each parking ticket shall bear the date and hour
of leaving the same at or upon the vehicle, the make of the vehicle and its license
75 number, the specific violation, the amount of the fine, and any instructions for
payment and appeal.
2. Fees and Appeals: Each person receiving a parking ticket issued pursuant to this
section shall pay the corresponding fee within fifteen (15) days of the issuance of
such ticket. However, if such person should feel that the citation was issued in error,
80 they may file an appeal form with the City Clerk or designee within this same fifteen
(15) day period. Should the appeal be denied, the ticket fee must be paid, minus any
late fee.
3. Scofflaw list: Any vehicle with one or more overdue parking fines that are ninety (90)
days delinquent shall be placed on the scofflaw list. Should a vehicle be placed on the
85 scofflaw list, the City or contracted party shall send notice to the registered owner of
the vehicle.

SECTION 3: EFFECTIVE DATE:

This Ordinance shall be in full force and effect from and after its passage and publication as
90 required by law.

PASSED AND APPROVED by the CITY OF BELLEVUE, IDAHO this ^{13th} ~~July~~ day of July 2026.



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Christina Giordani, Mayor

ATTEST:



Amy Phelps, City Clerk

