

**CITY OF DAYTON, KENTUCKY
ORDINANCE NO. 2023#12**

**AN ORDINANCE AMENDING SECTIONS 72.27 AND 72.99
OF CHAPTER 72, PARKING REGULATIONS, OF THE
DAYTON CODE OF ORDINANCES.**

**NOW, THEREFORE, THE CITY OF DAYTON, CAMPBELL COUNTY,
KENTUCKY, HEREBY ORDAINS AS FOLLOWS:**

Sections § 72.27 and § 72.99 of Chapter 72, Parking Regulations, of the City of Dayton Code of Ordinances (“Code”) are hereby amended and replaced in their entirety as follows:

**§ 72.27 ISSUANCE OF PARKING TICKETS; IMMOBILIZATION AND
IMPOUNDMENT; PAYMENT OF FINE.**

(A) The Chief of Police is authorized and directed to supply officers with parking tickets for the purpose of giving notice to persons violating any provision of this title or other laws or ordinances affecting the use of streets in the City of Dayton, Kentucky (“City”). The notice may be given by delivering such ticket to the violator or by affixing it to the vehicle that is parked in violation of this ordinance or other laws. The parking ticket shall direct the offender when and where to appear to present the ticket for payment or how to appeal the citation.

(B) In the event the offender desires to contest the parking ticket, the procedure as outlined by KRS 82.620 et seq. shall be followed.

(C) The City may immobilize or impound a motor vehicle parked, stopped, or standing upon a street or public way within the City if the vehicle violates an ordinance or statute prohibiting parking, stopping, or standing in the location, manner, or at the time the vehicle is cited or for any other lawful reason.

(D) No vehicle shall be parked on any public way within the City if the vehicle has accumulated three unpaid parking citations that are not under appeal and as to which notice has been issued pursuant to KRS 82.615(2) of the Code. For vehicles with three or more unpaid parking citations, the City may temporarily immobilize a vehicle by means of a wheel clamp, boot, or similar device or impound the vehicle.

(E) The City, in addition to fines levied for parking or traffic offenses, may also impose reasonable towing, handling, and storage charges upon an impounded or immobilized vehicle.

(F) The City may condition the release of an impounded or immobilized vehicle upon the payment of any outstanding unpaid citations that have become final, including additional charges imposed for failure to pay the citations in a timely fashion, and any towing, handling, and storage charges imposed on the vehicle unless the owner or other person entitled to possession challenges the validity of the immobilization or impoundment pursuant to §72.34 of this Code.

(G) A vehicle may be released to the owner or other person entitled to possession only upon proof of ownership or right to possession. The City may require reasonable security, bond, or other assurances of indemnification from a person who is not the registered owner of the vehicle prior to releasing the vehicle to such person.

(H) Nothing in this section shall be construed to abridge the power of a police officer to arrest any violator and take him or her into custody for traffic violations where the penalty for its violation may result in incarceration upon conviction by the District Court.

* * *

§ 72.99 PENALTY

The owner of any motor vehicle, trailer, motorcycle, golf cart, or other mobile unit who violates any provision of Chapter 72 shall be subject to a civil offense. A civil fine of forty dollars (\$40) shall be imposed for each violation and shall be made payable to the Dayton City Clerk within seven (7) days after the issuance of a parking citation. If this fine is not paid or appealed within seven (7) days after the citation issuance, the fine amount will double. If the fine is not paid within thirty (30) day after its issuance, the fine amount will triple, plus accrue 8 percent annual interest for each day it remains unpaid after 30 days.


First Reading: Aug. 1, 2023

Second Reading: Sep 5, 2023

CITY OF DAYTON, KENTUCKY

By:  _____
Mayor Ben Baker

ATTEST:



Tristan Klein, City Clerk