

CHAPTER 13

PARKING¹

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ARTICLE I. IN GENERAL

Sec. 13-1. Parking ordinance.

This Chapter shall be known as the "Parking Ordinance of Bath County" and may be so cited.

State law reference - Code of Virginia, Section 46.2-1220, 1999 Amendments.

Sec. 13-2. Purpose.

In order to promote the health, safety, and welfare of Bath County residents, and to provide for the safe, orderly and equitable use of parking spaces in the County's commercial centers, the County hereby regulates parking of motor vehicles at designated sites within the County.

¹ **Contents of this Chapter are based upon the following County ordinance** - Ord. of December 12, 2000; amended by Ord. of October 14, 2003.

Sec. 13-3. No parking areas along entrances to public roads.

Within any sites wherein parking is regulated under Article II of this Chapter 13, the Administrator of Bath County, in consultation with appropriate officials from the Virginia State Highway Department and the Bath County Sheriff's Office, is hereby authorized to establish areas, along the public roadways and adjacent to parking entrances or alleyways off such public roadways, where no parking will be allowed in order to provide additional sight distances for vehicles pulling out from such parking areas and alleyways. The Administrator shall cause the curbs of any such no parking areas to be painted yellow upon which the restriction against parking in such painted area shall become effective.

Secs. 13-4 to 13-19. Reserved.

ARTICLE II. PARKING RESTRICTIONS

Sec. 13-20. Downtown Hot Springs.

(a) Parking on both sides of the roadway in downtown Hot Springs, from the intersection of Rt. 220 and Rt. 615 southwest along Rt. 615 to the eastern boundary of the Hot Springs Fire Department property (Tax Map No.72-33A) is hereby regulated in accordance with Sec. 13-3.

(b) From Monday through Friday during the hours of 8:00 a.m. to 6:00 p.m., and on Saturday during the hours of 8:00 a.m. and 2:00 p.m., no person shall park a vehicle in the same parking space within the area designated in Sec. 13-20(a) for more than 30 consecutive minutes.

(c) The Administrator of Bath County is hereby authorized to establish up to three loading and unloading zones within the area designated in Sec. 13-20(a) to accommodate deliveries to and from businesses within such area. Such zones shall be identified by signs in accordance with Sec. 13-30.

Secs. 13-21 to 13-29. Reserved.

ARTICLE III. VIOLATIONS AND ENFORCEMENT

Sec. 13-30. Signs to indicate restrictions.

The County of Bath shall place signs at such locations as are necessary to inform the public of the parking restrictions applicable in the designated areas specified in Article II of this Chapter 13.

Sec. 13-31. Violation.

(a) It shall be unlawful for any person to park a vehicle in violation of any of the restrictions imposed by this Chapter 13.

(b) In any prosecution charging a violation of this Chapter, proof that the vehicle described in the complaint, summons, parking ticket citation, or warrant was parked in violation

of this Chapter, together with proof that the defendant was at the time the registered owner of the vehicle, as required by Virginia Code Section 46.2-600 et seq., shall constitute in evidence a prima facie presumption that the registered owner of the vehicle was the person who committed the violation.

Sec. 13-32. Penalties.

(a) Any person who parks in violation of the restrictions of this Article shall be guilty of a Class 4 misdemeanor.

(b) In addition to the penalty imposed by Sec. 13-32(a), the motor vehicle of any person who is found to have violated this Chapter two or more times within a period of twelve months shall be impounded or immobilized by the arresting law-enforcement officer at the time any subsequent citation for a violation of this Chapter is issued. Such impoundment shall be for a period of seven days at the owner's expense.

Sec. 13-33. Enforcement and prosecution.

(a) The Bath County Sheriff's Department shall be responsible for enforcement of the provisions of this Chapter.

(b) The Commonwealth's Attorney and/or the County Attorney shall prosecute all violations of this Chapter.

Sec. 13-34. Effective date.

The parking restrictions applicable to a specific area described by Article II of this Chapter shall become effective upon the posting of signs as required by Sec. 13-30.