

ORDINANCE NO.592

AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF LONG BEACH, MISSISSIPPI, ESTABLISHING A GENERAL PARKING ORDINANCE WITHIN THE CITY OF LONG BEACH, MISSISSIPPI; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen of the City of Long Beach, Mississippi, having made due investigation therefore, do now find, determine, adjudicate and declare that it is necessary and proper to adopt the following ordinance governing and relating to parking all vehicles within the city limits of the City of Long Beach, Mississippi; now therefore,

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AS FOLLOWS:

ARTICLE 1. PARKING ALLOWED ONLY IN DESIGNATED AREAS

The City of Long Beach regulation of parking and stopping (hereinafter referred to as "parking") shall be governed by this ordinance. Parking in Long Beach is permitted only in lots and areas designated as permitted for parking, and in accordance with posted signage. Parking in un-designated areas, or in any area in which parking is prohibited, shall be a misdemeanor violation of municipal ordinance. For purposes of this ordinance, a parking violation is the violation of any provision of this ordinance or any other municipal ordinance providing for or regulating the parking or stopping of a vehicle. Nothing contained in this ordinance shall be construed to repeal, restrict or amend any other ordinance which shall continue to remain in full force and effect as if this ordinance had not been adopted.

ARTICLE 2. FINES

Violations of this ordinance shall be punishable by a fine not to exceed \$100.00. In addition, vehicles parked in un-designated areas or in any area in which parking is prohibited are subject to and may be being towed and stored, at the owner's expense.

ARTICLE 3. PARKING CITATION FORMS

The parking citation shall be the notice of violation for purposes of this article. The parking citation shall contain information concerning the nature, date, time and location of the alleged violation, the state vehicle license plate number, and make of car. In those cases where a license plate is not visible and/or legible, either the vehicle identification number or the state inspection tag number may be used in lieu of the state vehicle license plate number. In the case

of delivery vehicles, the certificate of public necessity and convenience number (CPNC) may also be in lieu of the state vehicle license plate number. The parking citation shall also contain information advising the person charged of the manner and the time in which he may contest the violation charged in the notice. The parking citation shall also provide that a failure to timely answer or appear before the City of Long Beach Municipal Court shall be considered a prima facie admission of the violation set forth in the parking citation, in which event the City of Long Beach Municipal Court may assess the appropriate fine or fines and all penalties thereto and collect the same and issue receipts.

ARTICLE 4. PARKING CITATIONS - SERVICE.

A parking citation shall be served personally upon the operator of a vehicle who is present at the time of service. If the operator is not so served, or is not present, the parking citation shall be served upon the registered owner of the vehicle by affixing the parking citation to the vehicle in a conspicuous place thereon. The original parking citation shall be signed by the issuing officer who shall affirm the truth of the facts set forth therein. An operator of a vehicle who is not the owner thereof, but who uses or operates the vehicle with permission of the owner, express or implied, shall be considered the agent of the owner to receive a parking citation required to be served upon the operator or registered owner of a vehicle in accordance with the provisions of this article.

If the registered owner or operator of a vehicle drives the vehicle away from or in any manner leaves the site of the violation while the issuing officer is preparing the parking citation, or refuses service of the parking citation and drives away from or in any manner leaves the site of the violation, this fact shall be duly noted on the original and all copies of the parking citation. This original and all copies of a parking citation shall constitute a business record of the city and shall constitute prima facie evidence that the parking citation was issued and that an attempt at service thereof was made in accordance with the provisions of this article.

ARTICLE 5. EFFECTIVE DATE.

This Ordinance shall take effect and be in force thirty (30) days after its adoption, publication and enrollment thereof as provided by law.

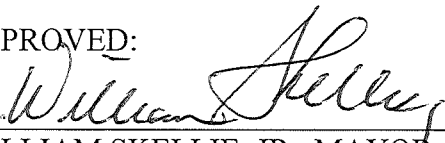
The above and foregoing Ordinance No. 592 was introduced in writing by Alderman Parker who moved its adoption. Alderman Ponthieux seconded the motion to adopt the

Ordinance, and after discussion, no member of the Board of Aldermen having requested the Ordinance to be read by the City Clerk, and the question being put to a roll call vote, the result was as follows:

Alderman Leonard Carrubba	voted	Aye
Alderman Gary Ponthieux	voted	Aye
Alderman Bernie Parker	voted	Aye
Alderman Kay Couvillon	voted	Aye
Alderman Ronnie Hammons	voted	Aye
Alderman Mark Lishen	voted	Aye
Alderman Carolyn Anderson	voted	Aye

The question having received the affirmative vote of all the Aldermen present and voting, the Mayor declared the motion carried and said Ordinance Number 592 adopted and approved this, the 21st day of August, 2012.

APPROVED:



WILLIAM SKELLIE, JR., MAYOR

ATTEST:



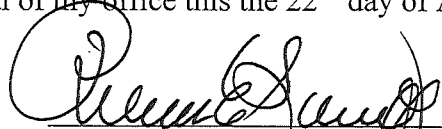
REBECCA E. SCHRUPF, CITY CLERK

C E R T I F I C A T E

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

I, the undersigned, Rebecca E. Schruff, City Clerk within and for the City of Long Beach, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of that certain Ordinance #592 of the City of Long Beach, Mississippi, adopted by the Mayor and Board of Aldermen at a regular meeting duly held and convened on the 21st day of August, 2012, as the same appears of record in Ordinance Book #8, pages 72-75, inclusive, in my office at the City Hall in said City.

Given under my hand and the official seal of my office this the 22nd day of August, 2012.



Rebecca E. Schruff, City Clerk

(SEAL)