

**CITY OF MOORE
ORDINANCE 1034.23**

**AN ORDINANCE OF THE CITY OF MOORE, OKLAHOMA, AMENDING PART 15,
CHAPTER 6, SECTION 15-602 OF THE MOORE MUNICIPAL CODE, BY
AMENDING THE MAXIMUM FINE FOR PARKING IN A HANDICAPPED
PARKING SPACE FROM \$500.00 TO \$200.00, PROVIDING FOR REPEALER AND
PROVIDING FOR SEVERABILITY.**

NOW THEREFORE, be it ordained by the Council of the City of Moore, in the State of Oklahoma, as follows:

SECTION 1: **AMENDMENT** "Sec 15-602 Handicapped Parking Restrictions" of the Moore Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 15-602 Handicapped Parking Restrictions

- A. 1. It shall be unlawful for any person to place or park a motor vehicle in any parking space that is designated and posted as a reserved area for the parking of a motor vehicle operated by or transporting a physically disabled person unless such person has applied for and been issued a detachable placard indicating physical disability under the provisions of 47 O.S. § 15-112, and such placard is displayed as provided in 47 O.S. § 15-112 or in rules adopted pursuant thereto, or has applied for and been issued a physically disabled license plate, a disabled veterans license plate or a Purple Heart recipient license plate pursuant to the provisions of 47 O.S. § 1135.1 or 1135.2, and such license plate is displayed pursuant to the provisions of the Oklahoma Vehicle License and Registration Act (47 O.S. § 1101 et seq.), or has been issued a disability sticker issued by the Department of Veterans Affairs and/or federal military bases, or a physically disabled placard or license plate issued by another state.
- 2. It shall also be unlawful for any person to place or park a motor vehicle, whether with or without a physically disabled placard or plate, in any disabled parking space access aisle, wheelchair ramp, wheelchair loading/unloading area or any portion thereof.
- B. 1. Violation of these provisions shall be a misdemeanor and, upon conviction, the person shall be fined up to \$200.00, provided any person cited for a first offense of a violation of this section who has displayed a placard which has expired pursuant to 47 O.S. § 15-112(D)(4) or (D)(5) shall be entitled to dismissal of such charge and shall not be required to pay the fine or court costs

- if the person presents to the court within 30 days of the issuance of the citation a notice from the department of public safety that the person has obtained a valid placard pursuant to the provisions of 47 O.S. § 15-112(D).
2. In addition, vehicles unlawfully parked in violation of these provisions shall be subject to immediate tow by a licensed tow truck operator at the request of the landowner or a duly appointed agent of the landowner, at the request of any person unable to lawfully gain access to or move their vehicle, at the request of any person unable to lawfully gain access to the area blocked by the unlawfully parked vehicle, or at the request of appropriate law enforcement personnel. The owner of any vehicle unlawfully parked in violation of these provisions shall pay any and all reasonable and necessary costs associated with towing and storage of the vehicle.

State Law reference— Similar provisions, 47 O.S. § 11-1007.

SECTION 2: **REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: **SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

PASSED AND ADOPTED BY THE CITY OF MOORE COUNCIL

10-2-2023



Presiding Officer

A handwritten signature in blue ink, appearing to read "Mark Hamm", written over a horizontal line.

Mark Hamm, Vice Mayor, City of
Moore

Attest

A handwritten signature in black ink, appearing to read "Vanessa Kemp", written over a horizontal line.

Vanessa Kemp, City Clerk, City of
Moore

A handwritten signature in black ink, appearing to read "Brian K. Miller", written over a horizontal line.

Brian K. Miller, City Attorney,
Approved as to Form, City of Moore