

# Chapter 495C-116 WAC

## PARKING AND TRAFFIC

### WAC

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**WAC 495C-116-010 Purpose for adopting parking and traffic rules.** Under the authority granted RCW 28B.50.-140(10), the board of trustees of Clover Park Technical College is granted authority to adopt rules for pedestrian and vehicular traffic upon public lands devoted to, operated by, or maintained by the college. The objectives of these rules are to:

- (1) Protect and control pedestrian and vehicular traffic;
- (2) Assure access at all times for emergency traffic;
- (3) Minimize traffic disturbances during class hours;
- (4) Facilitate the work of the college by assuring access to its vehicles and by assigning limited parking space for the most efficient use by all;
- (5) Regulate the use of parking spaces;
- (6) Protect state-owned property.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-010, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-020 Applicable parking and traffic rules.** (1) All rules in this chapter and all motor vehicle and other traffic laws of the state of Washington apply on the campus.

(2) The traffic code of the county of Pierce applies upon all lands located within the county of Pierce.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-020, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-030 Definitions.** The definitions set forth in this section apply throughout this chapter.

(1) "Board" means the board of trustees of Clover Park Technical College.

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(2) "Campus" means all lands and buildings devoted to, operated by, or maintained by Clover Park Technical College.

(3) "Campus security officer" means an employee of the college who is responsible for campus traffic control, parking, security, and safety.

(4) "College" means Clover Park Technical College.

(5) "Safety and security supervisor" means the college's safety and security supervisor.

(6) "Employee" means an individual appointed to the staff or administration of the college.

(7) "Guests or visitors" mean persons who come upon the campus as guests or persons who lawfully visit the campus.

(8) "Continuing permits" mean permits issued to full-time employees for an indefinite period of time.

(9) "Annual permits" mean permits that are valid from the date of issue until the first day of the following fall quarter.

(10) "Temporary permits" mean permits that are valid for a specific period designated on the permit.

(11) "Vehicle" means an automobile, truck, motor-driven cycle, scooter, or any vehicle otherwise powered.

(12) "Student" means any person enrolled in a program at the college.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-030, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-040 Authorization for issuance of permits.** (1) The campus security officer or a designee may issue parking permits to students, employees, and guests upon the following:

(a) When the vehicle is properly registered with the college;

(b) When a permanent or special parking permit is necessary to enhance the business or operation of the college.

(2) Additional permits are available at the current fee schedule to individuals who may be registered to drive any one of several vehicles. Only one vehicle registered to an individual under one permit fee is permitted to park on campus at any one time.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-040, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-050 Vehicle parking permits.** (1) All full-time and part-time employees and students of the college except evening continuing education employees and students shall obtain and display a currently valid parking permit on all vehicles parked or left standing unattended upon the college campus for either day or night classes, in accordance with WAC 495C-116-040.

(2) All persons parking on the campus shall, as required, secure and display a currently valid parking permit within

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five days from their date of registration or from their first day of employment.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-050, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-060 Responsibility of person to whom permit is issued.** The person to whom a parking permit is issued is responsible for all violations of rules involving the vehicle; however, that responsibility does not relieve the driver of the responsibility for violations of the rules established by this chapter. If a vehicle in violation is not registered with the college, the current registered owner will be responsible for the violations of the campus rules.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-060, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-070 Display of permits.** The parking permit issued by the college must be visibly affixed on the outside of the rear window of the vehicle for which the permit is issued, on the lower left-hand corner of the window as viewed from the rear of the vehicle or be suspended from the rearview mirror with the special hanger provided. Motorcycle permits must be affixed in a conspicuous place.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-070, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-080 Transfer of permits.** Parking permits are not transferable. If a vehicle is sold or traded, the permit is voided and the replacement vehicle must be registered and a permit will be reissued.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-080, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-090 Permit revocation.** Permits are licenses and are the property of the college, and may be revoked for any of the following reasons:

- (1) When the purpose for which the permit was issued changes or no longer exists;
- (2) When a permit is used on an unregistered vehicle or by an unauthorized person;
- (3) Falsification on a vehicle registration application;
- (4) Continued violations of parking and traffic rules;
- (5) Counterfeiting or altering of permits;
- (6) Failure to comply with the Washington State Financial Responsibility Act;
- (7) Unpaid fines.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-090, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-100 Right to refuse permit.** The college vice-president for operations and facilities or designee reserves the right to refuse the issuance of a parking permit to anyone who has had a previous permit revoked, or whose driving or parking record indicates a disregard for the rights or safety of others.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-100, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-100, filed 9/22/92, effective 10/23/92.]

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**WAC 495C-116-110 Appeal of permit revocation or refusal.** When a parking permit has been revoked under WAC 495C-116-090 or has been refused in accordance with WAC 495C-116-100 or when a fine or penalty has been levied against a violator of this chapter, that action by the vice-president for operations and facilities or designee may be appealed in accordance with WAC 495C-116-170.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-110, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-110, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-120 Delegation of authority.** The authority and powers conferred upon the president by this chapter are subject to delegation to subordinates.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-120, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-130 Enforcement.** (1) Parking and traffic rules will be enforced at all times.

(2) The vice-president for operations and facilities or designee is responsible for the enforcement of this chapter.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-130, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-130, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-140 Violation of parking and traffic rules.** (1) Operators of illegally operated or parked vehicles shall be warned or cited through an appropriate means that they are in violation of this chapter. All fines are payable at the cashier's office.

(2) In instances where violations are flagrant or repeated, and in the judgment of the campus security officer or designee, with appropriate documented evidence, the vehicle may be impounded.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-140, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-150 Issuance of traffic tickets or summons.** (1) The campus security officer or designee may issue a warning or citation for a violation of these regulations. The warning or citation must set forth the date, the approximate time, permit number, license information, and the nature of violation.

(2) The warning or citation may be served by attaching or affixing a copy in some prominent place outside the vehicle or by personally serving the operator.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-150, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-160 Fines and penalties.** The vice-president for operations and facilities or designee may impose the following fines and penalties for violation of this chapter:

(1) The college shall publish the schedule in the Student Handbook and on the traffic parking citation form.

(2) Fines will be assessed in accordance with the schedule for the following violations:

- (a) No valid permit displayed;
- (b) Visitor parking violations;

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- (c) Occupying more than one parking space;
- (d) Occupying a space or area not designated for parking;

- (e) Handicapped parking violation;
- (f) Parking in an area not authorized by a permit;
- (g) Parking in reserved staff space without authorization;
- (h) Blocking or obstructing traffic (may be towed if creating a safety hazard);
- (i) Parking adjacent to a fire hydrant (may be towed if creating a safety hazard);
- (j) Parking in a fire lane (may be towed if creating a safety hazard);
- (k) Parking in a zone or area marked no parking;
- (l) Other violations of college parking traffic rules.

(3) At the discretion of the vice-president for operations and facilities or designee, an administrator or staff member who has an accumulation of citations may be subject to disciplinary action or have the matter turned over to a private collection agency for the collection of past due fines. Other appropriate collection procedures may be initiated as deemed necessary.

(4) If a student fails or refuses to pay an uncontested fine that has been outstanding in excess of five working days, the vice-president for operations and facilities or designee may initiate the following actions:

- (a) The student may not be able to obtain college records until all fines are paid;
- (b) The student will not be able to register for subsequent quarters until all fines are paid.

(5) Vehicles parking in a manner so as to obstruct traffic, including access to and from parking spaces and areas, may be subject to a fine and may be impounded and taken to a place for storage selected by the campus security officer or designee. The expenses of the impounding and storage are the responsibility of the registered owner or driver of the vehicle.

(6) Vehicles impounded by means of an immobilizing device shall be charged a service fee according to the current fee schedule.

(7) The college is not liable for loss or damage of any kind resulting from impounding and storage of vehicles.

(8) Persons may appeal the issuance of a citation according to WAC 495C-116-170.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-160, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-160, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-170 Appeal of citations and penalties.** (1) Appeals must be made in writing, giving full particulars, including a list of witnesses and evidence expected to be presented, etc.

(2) Appeals must be submitted to the vice-president for operations and facilities or designee within five working days from the date of citation.

(3) If an appeal is not resolved to the satisfaction of the alleged violator, he or she has five additional working days from the receipt of the decision of the vice-president for operations and facilities or designee to appeal.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-170, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140,

(5/26/00)

42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-170, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-180 Disclaimer of liability by college.** The college assumes no liability under any circumstances for theft or damage occurring to motor vehicles, bicycles, or their contents. No bailment of any sort is created by the purchase of a parking permit.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-180, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-190 Designation of parking.** The parking spaces available on campus may be allocated and designated by the vice-president for operations and facilities in such a manner as will best achieve the objectives of this chapter.

(1) Special provisions shall be made for physically disabled employees, visitors, students, or their designees. Physically disabled individuals using handicapped parking spaces must display on that vehicle a valid state-issued disabled parking permit or license plate. The campus security officer or designee shall issue permits for temporarily handicapped persons and for those with state handicapped parking permits pending. In addition to the disabled permit, valid college parking permits must be displayed on the vehicle.

(2) Spaces specifically designated as "visitor" are to be used only by visitors driving vehicles without continuing or annual permits as specified by the posted signs.

(3) The vice-president for operations and facilities or designee may designate parking spaces for special purposes as deemed necessary.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-190, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-190, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-200 Parking within designated spaces.** (1) No vehicle may be parked on the campus except in those areas set aside and designated for parking.

(2) No vehicle may be parked so as to occupy any portion of more than one parking space or stall.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-200, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-210 Regulatory signs, markings, barricades, etc.** The vice-president for operations and facilities or designee may make and erect signs, barricades, and other structures and paint marks and other directions upon the streets, entrances, exits, and roadways for the regulation of traffic and parking upon the various public lands devoted to, operated by, or maintained by the college. Drivers of vehicles shall observe and obey all the signs, barricades, structures, markings, and directions.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-210, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-210, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-220 Speed limit.** No vehicle may be operated on the campus at a speed in excess of that posted, or such slower speed as is reasonable and prudent to the circumstances.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-220, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-230 Pedestrian right of way.** (1) The operator of a vehicle shall yield the right of way to any pedestrian. A pedestrian shall not leave a curb or other place of safety and walk or run into the path of an oncoming vehicle.

(2) When a sidewalk or crosswalk is provided, pedestrians shall proceed upon the sidewalk or crosswalk.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-230, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-240 Two-wheeled motorcycles or bicycles.** All vehicles and bicycles shall park in designated areas only.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-240, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-250 Report of accidents.** (1) The operator of a vehicle involved in an accident on campus resulting in injury or death of a person or claimed damage to either or both vehicles exceeding five hundred dollars shall immediately report the accident to the campus security office. Accidents occurring after the close of business must be reported the next working day.

(2) Other minor accidents may be reported to the campus security office for insurance record purposes.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-250, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-260 Disabled or inoperative vehicles—Impounding.** (1) Disabled or inoperative vehicles shall not be parked on the campus for a period exceeding seventy-two hours, without authorization from the vice-president for operations and facilities or designee.

(2) Vehicles parked over seventy-two hours without authorization may be impounded and stored at the expense of either or both the owner and operator of the vehicle.

(3) Notice of intent to impound will be posted on the vehicle and sent by registered mail to the legal owner at least forty-eight hours before impounding.

[Statutory Authority: RCW 28B.50.140(13). WSR 00-12-019, § 495C-116-260, filed 5/26/00, effective 6/26/00. Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-260, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-270 Authority to establish parking fee.** The president or designee shall set and review as necessary parking permit fees in accordance with WAC 495C-116-280 and a schedule of fines and penalties in accordance with WAC 495C-116-160.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-270, filed 9/22/92, effective 10/23/92.]

**WAC 495C-116-280 Parking permit fees.** Fees shall be levied in accordance with the current published fee schedule.

[Statutory Authority: RCW 28B.50.140, 42.30.075 and 1991 c 238. WSR 92-19-131, § 495C-116-280, filed 9/22/92, effective 10/23/92.]