

Chapter 174-116 WAC

PARKING REGULATIONS

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

174-116-045 Parking permits—Housing residents. [Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-045, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-045, filed 9/22/83.] Repealed by 88-19-097 (Order 88-3, Resolution No. 88-32), filed 9/20/88. Statutory Authority: RCW 28B.40.120(12).
 174-116-070 Speed. [Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-070, filed 9/22/83; Order 72-7, § 174-116-070, filed 10/27/72.] Repealed by 87-14-020 (Order 87-2, Resolution No. 87-13), filed 6/24/87. Statutory Authority: RCW 28B.40.120(11).
 174-116-090 Motor vehicle registration. [Order 72-7, § 174-116-090, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-100 Parking permits required. [Order 72-7, § 174-116-100, filed 10/27/72.] Repealed by Order 73-4, filed 11/27/73. Later promulgation, see WAC 174-116-105.
 174-116-105 Valid parking permits required. [Order 77-3, § 174-116-105, filed 12/16/77; Order 75-2, § 174-116-105, filed 8/12/75. Formerly WAC 174-116-100.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-110 Parking permits. [Order 72-7, § 174-116-110, filed 10/27/72.] Repealed by Order 73-4, filed 11/27/73. Later promulgation, see WAC 174-116-115.
 174-116-115 Parking permit regulations. [Statutory Authority: RCW 28B.40.120(11), 81-19-092 (Order 81-3, Motion No. 81-36), § 174-116-115, filed 9/18/81; 80-06-034 (Order 80-2, Motion No. 80-13), § 174-116-115, filed 5/9/80, effective 9/1/80; Order 77-3, § 174-116-115, filed 12/16/77; Order 75-2, § 174-116-115, filed 8/12/75. Formerly WAC 174-116-110.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-120 Parking permit valid. [Order 72-7, § 174-116-120, filed 10/27/72.] Repealed by Order 73-4, filed 11/27/73. Later promulgation, see WAC 174-116-125.

174-116-130 Display of parking permits. [Order 72-7, § 174-116-130, filed 10/27/72.] Repealed by Order 73-4, filed 11/27/73. Later promulgation, see WAC 174-116-135.
 174-116-135 Parking permits displayed. [Order 75-2, § 174-116-135, filed 8/12/75. Formerly WAC 174-116-130.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-140 Parking areas. [Order 75-2, § 174-116-140, filed 8/12/75; Order 73-4, § 174-116-140, filed 11/27/73; Order 72-7, § 174-116-140, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-150 Violation, penalty, impounding. [Statutory Authority: RCW 28B.40.120(11), 78-08-088 (Order 78-2, Motion 78-26), § 174-116-150, filed 7/31/78; Order 75-2, § 174-116-150, filed 8/12/75; Order 73-4, § 174-116-150, filed 11/27/73; Order 72-7, § 174-116-150, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-160 Bicycle parking. [Order 72-7, § 174-116-160, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-170 Bicycle travel. [Order 72-7, § 174-116-170, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-180 Bicycle equipment, brakes, lights. [Order 72-7, § 174-116-180, filed 10/27/72.] Repealed by 83-20-016 (Order 83-4, Resolution No. 83-42), filed 9/22/83. Statutory Authority: RCW 28B.40.120(11).
 174-116-190 Pedestrian right of way. [Order 72-7, § 174-116-190, filed 10/27/72.] Repealed by 87-14-020 (Order 87-2, Resolution No. 87-13), filed 6/24/87. Statutory Authority: RCW 28B.40.120(11).
 174-116-260 Fines and penalties. [Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-260, filed 9/22/83.] Repealed by 87-14-020 (Order 87-2, Resolution No. 87-13), filed 6/24/87. Statutory Authority: RCW 28B.40.120(11).

WAC 174-116-010 Purpose. (1) To expedite college business, protect state property, provide maximum safety and convenience for all.

(2) To assure access at all times for emergency vehicles and personnel.

(3) To provide funds to obtain and maintain suitable campus parking facilities.

(4) To protect and control vehicular traffic.

[Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-010, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-010, filed 9/22/83; Order 72-7, § 174-116-010, filed 10/27/72.]

WAC 174-116-011 Regulations. Drivers and owners of vehicles on the property of The Evergreen State College are responsible for safe and lawful operation of those vehicles. Individuals operating or parking vehicles on college-owned property must at all times comply with the campus regulations, ordinances of Thurston County and laws of the state of Washington.

[Statutory Authority: RCW 28B.40.120(11), 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-011, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-011, filed 9/22/83.]

WAC 174-116-020 Authority. (1) The Evergreen State College through its board of trustees is authorized to establish traffic and parking regulations as stated in RCW 28B.10.560. The board of trustees reserves the right to add, delete or modify portions of these regulations including the appended fee and fine and penalty schedules in accordance with its regulations and applicable laws. Administration and enforcement of these parking regulations will be delegated to the department of public safety and parking office.

(2) The Evergreen State College parking office is authorized to issue annual, quarterly, daily, car-pool, and special permits to park upon the campus. Special permits are issued pursuant to the provisions of these regulations. All outstanding campus parking violations must be satisfactorily settled before a special permit will be issued or renewed.

(3) The authority and powers conferred upon the director of public safety by these regulations may be delegated to subordinates.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-020, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(12), 88-19-097 (Order 88-3, Resolution No. 88-32), § 174-116-020, filed 9/20/88. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-020, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-020, filed 9/22/83; Order 72-7, § 174-116-020, filed 10/27/72.]

WAC 174-116-030 Enforcement. Whenever an unattended vehicle is observed in violation of the regulations herein set forth, the parking or public safety department shall take the registration number and other identifiable information and shall affix to such vehicle a parking infraction in a conspicuously visible location.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-030, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-030, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-030, filed 9/22/83; Order 72-7, § 174-116-030, filed 10/27/72.]

WAC 174-116-040 Parking permits—General information. Parking permits are issued by the parking office following application and the payment of the appropriate fees. All privately owned motor vehicles parked or left standing unattended on college property are required to display a currently valid Evergreen parking permit during the hours of 7:00 a.m. to 9:00 p.m., Monday through Friday throughout the calendar year. The college maintains the authority to sell and require the display of special event parking permits during times and days established by the college. Vehicles parked on campus pursuant to these regulations are required to display valid parking permits at all times and days of the week as established by these rules.

By delegation of the board of trustees, fees for parking and the effective date thereof, shall be approved by the president of the college. Prior to approval by the president, the college shall, after notice, hold a hearing on the proposed schedule. The hearing shall be open to the public, and shall be presided over by a presiding officer designated by the president. The presiding officer shall prepare a memorandum for consideration by the president, summarizing the contents of the presentations made at the hearing. Approved fee schedules shall be available in the public area of the parking services office and in the *Policy and Procedures Manual*.

[Statutory Authority: RCW B40.120(12) [28B.40.120(12)], 99-24-014, § 174-116-040, filed 11/22/99, effective 12/23/99. Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-040, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(12), 88-19-097 (Order 88-3, Resolution No. 88-32), § 174-116-040, filed 9/20/88. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-040, filed 6/24/87; 85-03-048 (Order 85-1, Resolution No. 85-5), § 174-116-040, filed 1/14/85; 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-040, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-040, filed 9/22/83; Order 72-7, § 174-116-040, filed 10/27/72.]

WAC 174-116-041 Parking permits—Special exceptions. All persons parking vehicles on campus will park in available space as established by The Evergreen State College parking regulations and will pay the established parking fee except as follows:

(1) Vehicles with government tax exempt licenses will be allowed to park without charge.

(2) Vehicles owned by contractors and their employees working on campus construction may be parked within available construction sites or designated areas without charge when displaying a construction permit issued by a TESC project manager through the parking office.

(3) Members of the press, television, radio and wire services, on official business, after obtaining a permit from the parking office, may park without charge.

(4) Taxis and commercial delivery vehicles may enter the campus without payment of the parking fee only for pick up and delivery of passengers, supplies and equipment.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-041, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-041, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-041, filed 9/22/83.]

WAC 174-116-042 Parking permits—Special permits. (1) Permanently and temporarily disabled persons may request parking permits from the parking office. Vehicles parked in handicapped spaces must display a valid paid parking permit and a state of Washington "disabled person parking permit" if the user is permanently disabled.

(2) Service providers may be issued a parking permit upon request from the division or unit benefiting from the services provided. Complimentary parking on campus will not be provided to persons intending to make personal solicitations from, or personal sales to, college employees or students.

(3) Extended period parking clearance may be obtained from the public safety or parking office for disabled vehicles, vehicles left for field trips, or other valid reasons that may necessitate leaving a vehicle on campus for more than a day.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-042, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-042, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-042, filed 9/22/83.]

WAC 174-116-043 Parking permits—Issuance and display. (1) All parking permits must be displayed so that they are clearly visible from the outside of the vehicle.

(2) Car pool permits may be purchased by faculty, staff and students. One transferable permit will be issued by the parking office for each car pool. The permit is transferable

only among the registered members of the car pool. The permit must be displayed on the dashboard of the car pool vehicle being used.

(3) Annual and quarterly parking permits must be displayed in the rear window area of the vehicle with the following exceptions:

(a) Convertible and truck permits may be affixed to the lower left corner of the front windshield.

(b) Motorcycle permits must be displayed so as to be readily visible.

(4) Daily parking permits shall be placed on the dashboard with date stamp facing up, so as to be clearly visible from the exterior of the vehicle.

(5) A parking permit application must be submitted to the parking office for each vehicle displaying a permit. Ownership of permits is not transferable except when approved by the parking office. If a registered vehicle is sold, the permit must be removed and surrendered to the parking office for a replacement or any refunds.

(6) Persons not residing on campus may apply for a duplicate permit for a second car either personally, family, or employer owned. Proof of ownership or appropriate authorization must be presented prior to issuance of a second permit. Two vehicles bearing the same numbered permit may not be parked on campus at the same time unless one also displays a valid daily permit.

(7) Vehicles displaying a valid permit may be parked in any designated campus parking lot. Vehicle parking in the modular housing area and F parking lot is restricted to residents. F lot parking permits are valid in B, C and F lots: Modular housing permits are valid in all of the campus parking lots.

(8) Permit holders may obtain a complimentary temporary permit at the parking booth for a vehicle being used as a temporary replacement.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-043, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(12), 88-19-097 (Order 88-3, Resolution No. 88-32), § 174-116-043, filed 9/20/88. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-043, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-043, filed 9/22/83.]

WAC 174-116-044 Parking permits—Validity periods. (1) Annual parking permits shall be valid from the date of issue until the first day of the following fall academic quarter.

(2) Quarterly parking permits shall be valid from the date issued until the first day of the following academic quarter.

(3) Daily parking permits shall be valid from the time purchased until 9:00 p.m. on the date of purchase.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-044, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-044, filed 6/24/87; 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-044, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-044, filed 9/22/83.]

WAC 174-116-046 Parking permits—Revocations. Parking permits are licenses and remain the property of the college. Parking permits may be recalled 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 in an unauthorized manner.

(3) Falsification of a second car parking permit application.

(4) Counterfeiting or altering a permit. Appeals of permit revocations must be made in accordance with the institutional hearing procedures outlined in infraction review committee's governing document.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-046, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-046, filed 9/22/83.]

WAC 174-116-050 Responsibility and presumption in reference to illegal parking. (1) The registered owner or permit holder shall be responsible for all parking violations involving the vehicle on which the permit is displayed.

(2) In any review, appeal or hearing alleging the violation of any parking regulation, proof that the particular vehicle described was stopped, standing or parked in violation of such regulation together with proof that the person named in the complaint or infraction at the time of such violation was the registered owner or permit holder of such vehicle shall constitute in evidence a prima facie presumption that the registered owner or permit holder was the person who parked or placed such vehicle in the location the violation occurred.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-050, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-050, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-050, filed 9/22/83; Order 72-7, § 174-116-050, filed 10/27/72.]

WAC 174-116-060 Designated and assigned parking areas. (1) The motor vehicle laws of the state of Washington and any rules stated herein shall be applicable at all times in areas covered under the scope of this policy including all college-owned property.

(2) The college assumes no liability for vehicles operated or parked on college properties. No bailment, but only a license, is created by the purchase and/or issuance of any permit.

(3) No vehicle shall be parked on the campus except in those areas set aside and designated as parking areas.

(4) No vehicle shall be parked in any parking area without a permit for that area.

(5) Vehicles may park only within marked spaces provided in each parking lot.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-060, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-060, filed 9/22/83; Order 72-7, § 174-116-060, filed 10/27/72.]

WAC 174-116-071 Parking—Prohibited places and fines. (1) No vehicle shall stop, stand or park so as to obstruct traffic along or upon any street or sidewalk or in any parking lot.

(2) No vehicle shall park, stop or stand in a location likely to interfere with traffic flow except momentarily to pick up or discharge passengers.

(3) No vehicle shall be parked on any lawn or grass areas except as required for maintenance or construction authorized by the director of facilities.

(4) The following schedule of fines for violations is hereby established:

(a) No valid permit	10.00
(b) Overtime parking	10.00
(c) Improper position	10.00
(d) Unauthorized parking in disabled space	25.00
(e) Parked at painted curb	10.00
(f) Parked in prohibited zone	10.00
(g) Obstructing traffic	10.00
(h) Parked in bus zone	25.00
(i) Parked in fire lane	25.00
(m) Altered permit	25.00

(5) No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the violator to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this section.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-071, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-071, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-071, filed 9/22/83.]

WAC 174-116-072 Impounding of vehicles. (1) No disabled or inoperative vehicle shall be parked on the campus for a period in excess of seventy-two hours. Vehicles which have been parked for periods in excess of seventy-two hours and which appear to be disabled or inoperative may be impounded and stored at the expense of the registered owner. Neither the college nor its employees shall be liable for loss or damage of any kind resulting from impounding and/or storage services provided by a private vendor. Notice of intent to impound will be posted on the vehicle twenty-four hours prior to impound. In any case, the owner or operator of a disabled vehicle should notify the public safety or parking office of the vehicle's location and estimated time of removal or repair.

(2) Any vehicle parked upon property of The Evergreen State College in violation of these regulations, including the motor vehicle and other traffic laws of the state of Washington, may be impounded and removed to such place for storage as the director of public safety selects. The expense of such impounding and storage shall rest solely on the owner or operator of the vehicle. Vehicles in violation of campus regulations or state traffic laws may also be impounded in place. Release from in-place impounds is contingent on payment of all outstanding fines and charges prior to release of the impounded/immobilized vehicle. The college and its employees shall not be liable for loss or damage of any kind resulting from such impounding and/or storage services provided by a private vendor.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-072, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-072, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-072, filed 9/22/83.]

WAC 174-116-080 Access. Privately owned motor vehicles shall be driven only on those roadways designed and built for their use. Marked "service" drives shall be used only by college employees conducting official business, emergency vehicles, and authorized delivery vehicles. All other vehicles are prohibited from traveling or parking in these areas.

Brick-paved and other designated areas are for pedestrian and bicycle traffic only, except as needed for emergency vehicles or for maintenance of buildings or grounds.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-080, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-080, filed 9/22/83; Order 72-7, § 174-116-080, filed 10/27/72.]

WAC 174-116-091 Special parking and traffic regulations and restrictions authorized. No person without authorization from the director of facilities or the director of public safety shall move, deface, or in any way change a sign, barricade, structure, marking or direction so placed, or previously placed, for the purpose of regulating traffic or parking.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-091, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-091, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-091, filed 9/22/83.]

WAC 174-116-092 Parking of motorcycles. (1) Motorcycles are, for the purpose of these regulations, considered to be motor vehicles and are subject to all parking regulations.

(2) Motorcycles may be parked in designated areas in addition to the regular parking lots.

(3) Motorcycles are not permitted on paths, sidewalks, in buildings or in pedestrian areas at any time.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-092, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-092, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-092, filed 9/22/83.]

WAC 174-116-119 Fines. (1) Payment.

(a) Persons cited for violation of these regulations are required to pay a fine within ten days of the date of notice of infraction.

(b) All fines are payable at the parking office. Fines may be paid in person during normal business hours or by mail. The notice of infraction must accompany any fine payment.

(2) Unpaid fines.

If any fine remains unpaid after ninety days from the date of the notice of infraction, the account will be referred to the controller's office for collection and the following actions may be taken:

(a) All services on campus may be withheld including academic registration for the following academic period.

(b) Transcripts may be withheld for any persons having outstanding unpaid fines.

(c) The college has authority to contract with collection agencies in order to collect public debts according to RCW 19.16.500.

(d) A vehicle accumulating three or more unpaid citations with one or more being ninety days delinquent in pay-

ment, may be impounded in-place until the outstanding fines are paid.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-119, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(12), 88-19-097 (Order 88-3, Resolution No. 88-32), § 174-116-119, filed 9/20/88. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-119, filed 6/24/87; 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-119, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-119, filed 9/22/83.]

WAC 174-116-121 Election to pay or contest a notice of infraction. The notice of infraction issued pursuant to these regulations shall direct the alleged violator that he/she may elect either to pay the fine applicable to the violation charged or to request a review with the infraction review committee within ten calendar days of the date of the infraction.

(1) If the alleged violator chooses to contest, a written request for a review will be filed with the chairperson of the infraction review committee, through the parking office. Requests for review forms are available at the parking office and at the parking booth. Requests for a review may be submitted without posting of the fine within ten calendar days after date of infraction.

(2) The infraction review committee will review the written request for review and notify the appellant by mail of its decision.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-121, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-121, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-121, filed 9/22/83.]

WAC 174-116-122 Appeal/hearing procedure. (1) If the decision of the infraction review committee is not supportive of the alleged violator's request, the alleged violator may request one hearing before the review committee to present his/her case in person. The infraction review committee will meet a minimum of once a month to hear such appeals.

(2) Persons requesting a hearing before the infraction review committee must make such requests to the chairperson of the committee in writing within ten calendar days of notification of the initial review decision.

(3) The appellant will be notified by the chairperson of the infraction review committee of the time and date of such hearing. Decisions rendered by the infraction review committee on appeals heard shall be binding.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-122, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-122, filed 6/24/87; 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-122, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-122, filed 9/22/83.]

WAC 174-116-123 Establishment of infraction review committee. The Evergreen State College infraction review committee is hereby established, the members of which shall be composed of the following:

(1) One faculty member appointed by the vice-president and provost;

(2) One exempt staff member appointed by the president;

(3) One classified staff member appointed by the executive vice-president for finance and administration;

(11/22/99)

(4) Two currently enrolled students appointed by the student communications center under the direction of the vice-president for student affairs.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-123, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-123, filed 6/24/87; 85-21-067 (Order 85-4, Resolution No. 85-32), § 174-116-123, filed 10/18/85, effective 1/1/86; 84-13-056 (Order 84-2, Resolution No. 84-28), § 174-116-123, filed 6/19/84; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-123, filed 9/22/83.]

WAC 174-116-124 Jurisdiction of the infraction review committee. The infraction review committee established by these regulations shall have jurisdiction to hear and review parking infractions involving alleged violations of these rules and to render a judgment as to the validity of such infractions.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-124, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-124, filed 9/22/83.]

WAC 174-116-125 Appeal/hearing procedure—Rules of evidence. The rules of evidence applicable to courts of law shall not apply and any oral or documentary evidence may be received, but the chairperson of the infraction review committee may exclude such evidence as is irrelevant, immaterial or unduly repetitious.

[Statutory Authority: RCW 28B.40.120(11), 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-125, filed 9/22/83; Order 77-3, § 174-116-125, filed 12/16/77; Order 75-2, § 174-116-125, filed 8/12/75. Formerly WAC 174-116-120.]

WAC 174-116-126 Appeal/hearing—Procedure—Review decision. Upon conclusion of the review and/or appeal, the chairperson of the infraction review committee shall render the decision of the review committee as to appropriateness of the assessed fines. The decision shall be recorded in the records maintained by the parking office and the secretary of the infraction review committee shall endorse his/her signature therein, certifying the record to be correct.

[Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-126, filed 6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-126, filed 9/22/83.]

WAC 174-116-127 Appeal/hearing—Mitigation and suspension of fines. Upon the showing of good cause or mitigating circumstances, the infraction review committee may impose any lesser fine than those established in WAC 174-116-260 of these regulations or may dismiss the fine. The chairperson may grant an extension of time within which to comply with the review and/or appeal decision. A person charged with a parking infraction who deems himself or herself aggrieved by the final decision in an internal adjudication may, within ten calendar days after written notice of the final decision, appeal further by filing a written notice with the parking office indicating their intention to pursue the infraction through the civil courts. Documents relating to the appeal shall be maintained for such court process.

[Statutory Authority: RCW 28B.10.560 (1)(a), 95-16-093, § 174-116-127, filed 7/31/95, effective 9/1/95. Statutory Authority: RCW 28B.40.120(11), 87-14-020 (Order 87-2, Resolution No. 87-13), § 174-116-127, filed

6/24/87; 83-20-016 (Order 83-4, Resolution No. 83-42), § 174-116-127,
filed 9/22/83.]