

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL

State of Washington

BOARD OF TRUSTEES

(name of governing body)

BELLEVUE COMMUNITY COLLEGE - COMMUNITY COLLEGE DISTRICT VIII

(name of institution)

Resolution No. 120

Administrative Order No. 63

(1) Be it resolved by the board of Trustees

of the Bellevue Community College - Community College District VIII (institution)

acting at 3000 Landerholm Circle S.E., Bellevue, WA 98007 (place)

that it does promulgate and adopt the annexed rules relating to:

The amendment of permanent rules of Traffic and Parking Regulations for Community College District VIII (WAC 132H-116-350; WAC 132H-116-490; WAC 132H-116-510; WAC 132H-116-620; WAC 132H-116-670; WAC 132H-116-740; and WAC 132H-116-810).

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 79-08-109 filed with the code reviser on 7-30-79. Such rules shall take effect:

X pursuant to RCW 28B.19.050(2). at a later date, such date being _____

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, _____, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is:

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of WAC 1-13-040¹ that each order shall set forth an appropriate statement of state statutory authority (fill in statement (a), (b), or (c) as appropriate):

(a) This rule is promulgated pursuant to RCW _____ and is intended to administratively implement that statute.

(b) This rule is promulgated pursuant to RCW _____ which directs that the _____

(institution)

has authority to implement the provisions of _____

(name of act or RCW citation)

X (c) This rule is promulgated under the general rule-making authority of the Bellevue Community College - Community College District VIII

(institution)

as authorized in RCW 28B.50.140

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(5) This order after being recorded in the order register of this governing body is herewith transmitted to the Code Reviser for filing pursuant to chapter 28B.19 RCW and chapter 1-13 WAC.

APPROVED AND ADOPTED September 14, 1979

SEP 17 1979

By Thomas E. O'Connell Secretary, Board of Trustees

Title

CODE REVISER'S OFFICE WSR 79-10-052

50111

Pursuant to WAC 13.040, each rule making order adopted by an institution of higher education shall incorporate the most specific, but in no case omit all of the following language alternatives when adopting or amending rules:

(a) The most specific reference shall be to a section of law which the rule is implementing, and shall be quoted as follows: "This rule is promulgated pursuant to RCW _____ and is intended to administratively implement that statute."

(b) The next specific reference, and one which shall be used only if paragraph (a) of this subsection is not applicable, shall be to that portion of an act which directs an agency to adopt rules and regulations as necessary to implement the act, and shall be quoted as follows: "This rule is promulgated pursuant to RCW _____ which directs that the (agency) has authority to implement the provisions of (name of act or RCW citation)."

(c) The least specific reference, and one which shall be used only if paragraphs (a) and (b) of this subsection are not applicable, is one which indicates that the rule is promulgated under the agency's broad rule-making authority either in the agency enabling legislation or chapter 34.04 RCW, and shall be quoted as follows: "This rule is promulgated under the general rule-making authority of the (agency) as authorized in RCW _____."

STATE OF WASHINGTON
COMMUNITY COLLEGE DISTRICT VIII
BOARD OF TRUSTEES
September 11, 1979

RESOLUTION NO. 120

Administrative Order No. 63

A RESOLUTION Relating to the amendment of permanent rules of Traffic and Parking Regulations for Community College District VIII.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT VIII, STATE OF WASHINGTON:

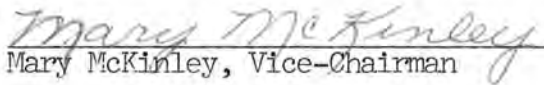
WAC 132H-116-350; WAC 132H-116-490; WAC 132H-116-510; WAC 132H-116-520; WAC 132H-116-540; WAC 132H-116-542; WAC 132H-116-570; WAC 132H-116-620; WAC 132H-116-670; WAC 132H-116-740; and WAC 132H-116-810 are each hereby amended.

APPROVED AND ADOPTED _____ September 11 _____, 1979.

BOARD OF TRUSTEES



Claire Thomas, Chairman
Board of Trustees



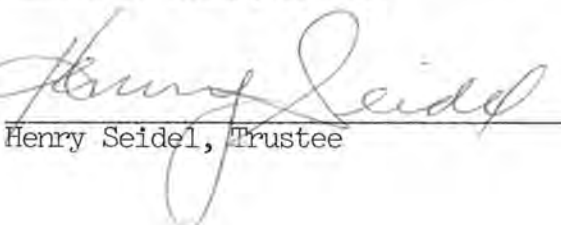
Mary McKinley, Vice-Chairman



Patricia McGlashan, Trustee



Samuel E. Kelly, Trustee



Henry Seidel, Trustee

ATTEST:



Thomas E. O'Connell
Secretary, Board of Trustees

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-350 PERMITS REQUIRED FOR VEHICLES ON CAMPUS. No person shall drive any vehicle, nor shall any person stop, park, or leave any vehicle, whether attended or unattended, upon the campus of Bellevue Community College without a permit issued by the Security Division, Cashier or Registration Offices. (~~Applications for parking permits are available at the Security Division, Cashier or Registration offices.~~) Permission to park on campus will be shown by display of a valid permit. (1) A valid permit is:

(a) A current vehicle permit and area designator (~~properly registered and~~) displayed in accordance with instructions. (See WAC 132H-116-280.)

(b) A temporary permit authorized by the Security Division and displayed in accordance with instructions (~~shown on permit~~).

(c) A parking permit issued by a gate attendant. This permit must be displayed on the vehicle in accordance with instructions shown on permit.

(d) A parking permit dispensed by machine at Bellevue Community College and displayed in accordance with instructions shown on permit.

(2) Parking permits are not transferable, except as provided in WAC 132H-116-530.

(3) The college reserves the right to refuse the issuance of a parking permit.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-490 ALLOCATION OF PARKING SPACE AND PRIORITIES OF APPLICANTS. The parking space available on the campus shall be allocated by the (~~Director of Plant Operations~~) Director of Campus Operations and Services among applicants for permits in such manner as will best obtain the objectives of these regulations. The (~~Director of Plant Operations~~) Director of Campus Operations and Services is further authorized to designate and mark the various parking areas on the campus with numbers or titles or both by posting of signs in those areas.

Students, staff and faculty may obtain daytime and/or evening parking on campus to the extent spaces are available as follows: (1) Student daytime parking is limited to areas designated Student Parking.

(2) Staff/Faculty daytime parking is limited to areas designated Staff/Faculty Parking.

(3) Evening parking, after 3:30 p.m., for students, staff and faculty is available in all designated parking areas with the exceptions of the (~~visitor parking lot, disabled~~) parking (~~lot~~) spaces for the handicapped and the college motor pool parking lot.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-510 SPECIAL PERMITS. (1) Physically handicapped faculty members, staff personnel and students may apply through the Security Office for a special parking permit in a reserved area. Such individuals must obtain a certificate from a physician indicating that special parking assignment is essential in order for them to perform their assigned duties or to attend classes.

(2) (~~Temporary employees~~) Salespersons, maintenance and service personnel, persons serving the college without pay, and other visitors who must frequently visit the campus on college business, may be issued a parking permit from the Security Division, upon request of the division benefit-

ing from the services provided, subject to approval by the (~~Director of Plant Operations~~) Director of Campus Operations and Services. Parking on campus will not be provided to persons intending to make personal solicitations from or personal sales to college employees or students.

(3) The Security Division Supervisor will assist college divisions which sponsor functions such as conferences, seminars, dinners and similar events, in arranging reserved parking and direction signs as needed. Notification must be received 48 hours in advance by the Security Division Supervisor.

(4) Overnight or extended period permits may be obtained from the Security Office for disabled vehicles, field trips or other valid reason that may necessitate the operator leaving the vehicle on the Bellevue Community College campus.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-520 PERMIT REVOCATIONS. Permits are licenses and the property of the college, and 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 (~~on an unregistered vehicle or~~) by an unauthorized individual.

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

(4) Continued violations of parking regulations.

(5) Counterfeiting or altering of permits.

(6) Failure to comply with a final decision of the Citation Review Committee.

(7) Appeals of permit revocations may be made to the Institutional Hearing Officer. Appeal must be filed within (~~seven (7)~~) fifteen (15) days of revocation.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-540 SECOND CAR PERMITS. (~~Faculty, staff and students may be issued a second car permit for another personally owned or family owned vehicle at the fee listed in the schedule of fees.~~)

Faculty, staff and students may be issued a second car permit for another vehicle either personally owned, family owned, or owned by their employer at the fee listed in the schedule of fees.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-542 TEMPORARY PERMIT. Any permit holder may obtain a temporary permit at the Security (~~Division~~) office without charge for (~~an unregistered~~) another vehicle when the (~~registered~~) vehicle (~~is~~) for which a permit was purchased is unavailable due to repair or for another valid reason. These permits are good for a period of two weeks only and may not be renewed.

WAC 132H-116-570 RESPONSIBILITY OF PERSON TO WHOM PERMIT ISSUED. The person to whom a permit is issued pursuant to these regulations shall be responsible for all parking violations of these rules and regulations involving the vehicle (~~(for)~~) on which the permit was (~~issued and to which it was affixed~~) displayed provided, however, that such responsibility shall not relieve other persons who violate these rules and regulations.

AMENDATORY SECTION (Amending Order No. 54, filed 12/9/77)

WAC 132H-116-620 FINES. The fines to be assessed for violations of these regulations shall be detailed in WAC 132H-116-890. (1) Fines - Payment

(a) Persons cited for violation of these regulations may respond either by filing a written appeal as detailed in WAC 132H-116-630 or by forfeiting a fine within fifteen (15) days of receipt of the citation.

(b) All fines are payable to the Bellevue Community College Cashier. Fines may be paid by mail by sending the citation and amount of fine to the Bellevue Community College Cashier.

~~((e)) Fines for permit violations and all other parking violations will be reduced to \$1.00 if paid within 48 hours, (excluding weekends and holidays) payable to the cashier in the college registration office.~~

(2) Fines - Unpaid

(a) If any citation remains unpaid after fifteen (15) days, ~~((a letter will be sent to the violator stating that if the citation remains unpaid for an additional five (5) days,))~~ the following action ~~((may))~~ shall be taken by Bellevue Community College:

~~((i)) A hold may be placed on transcripts.~~

(ii) ~~((A delay of registration))~~ Registration for the following quarter ~~(())~~ shall be delayed.

(iii) The college shall consider ~~((impound))~~ impounding violator's vehicle.

(iv) Faculty, students and staff will be unable to purchase parking permits unless outstanding tickets are paid.

~~((b)) If a violator has three (3) unpaid citations, a letter will be sent notifying the violator that the violator's vehicle will be impounded and held until all outstanding fines less than one year old are paid.~~

~~((e))~~ (b) These procedures will be applicable to all students, faculty and staff members receiving citations for violation of these regulations.

(3) Excessive Citations

(a) The Citation Review Committee may review the parking privileges of students, faculty and staff acquiring an excessive ~~((amount))~~ number of citations and may take action as the circumstances warrant.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-670 ELECTION TO FORFEIT OR CONTEST. The summons or parking/traffic violation notice issued pursuant to WAC 132H-116-660 of these regulations shall direct the alleged violator that he/she may elect either to forfeit the fine applicable to the violation(s) charged or to appeal the matter(s) to the Citation Review Committee. (1) If the alleged violator chooses to forfeit the fine(s), he/she may do so by paying directly to the Bellevue Community College cashier or by mail, forwarding the appropriate amount by check or money order to Bellevue Community College, attention

cashier. This shall be accomplished within 15 days of the date of citation. Such forfeiture shall constitute a waiver of the right to an appeal.

(2) If the alleged violator chooses to contest, a written appeal will be filed with the ~~((Chairperson))~~ Chairman of the Citation Review Committee, through the Dean ~~((of Student Services))~~ for Student Services and Development. Appeals must be submitted without posting of the fine within ~~((seven (7)))~~ fifteen (15) days after date of citation.

(3) Failure of an alleged violator to appear before the Citation Review Committee on the date set or to apply for a continuance of the Review date shall, unless extenuating circumstances are shown, constitute an admittance of guilt to the complaint and such penalty or fine may be imposed by the Citation Review Committee as is appropriate under the schedule of fines established pursuant to WAC 132H-116-620.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-740 IMPOUNDING OF VEHICLES. Any vehicle parked upon state lands devoted mainly to the educational, recreational, or parking activities of Bellevue Community College in violation of these regulations, including the motor vehicle and other traffic laws of the state of Washington and the traffic code of the city of Bellevue as incorporated in WAC 132H-116-320 may be impounded or immobilized and taken to such place for storage as the Campus Security/Safety Supervisor selects. The expense of such impounding and storage, ~~((as well as unpaid traffic and parking fines))~~ shall be charged to the owner or operator of the vehicle and paid by him prior to its release. The college and its employees shall not be liable for loss or damage of any kind resulting from such immobilization, impounding and/or storage. (1) Impounding of vehicles shall include but not be limited to the following:

- (a) Blocking roadway which blocks the flow of traffic.
- (b) Blocking walkway which impedes the flow of pedestrian traffic.
- (c) Blocking a fire hydrant or fire lane.
- (d) Safety hazard (danger to life, limb or property).
- (e) Any violator who has ~~((three (3)))~~ two (2) or more unpaid citations, as provided in WAC 132H-116-620 or these regulations.
- (f) Blocking another legally parked car.
- (g) Parked in a marked tow-away zone.

AMENDATORY SECTION (Amending Order No. 43, filed 8/10/76)

WAC 132H-116-810 PARKING AND TRAFFIC FINES SCHEDULE. Parking and Traffic fines shall be charged for offenses as indicated in the following fines schedule.

(1) Permit not displayed	((3.00))	\$ 5.00
(2) Occupying more than one space	((3.00))	5.00
(3) Occupying space not designated for parking.	((3.00))	5.00
(4) Failure to set brakes	((3.00))	5.00
(5) Failure to remove keys from ignition.	((3.00))	5.00
(6) Parking in area not authorized.	((3.00))	5.00
(7) Overtime parking.	((3.00))	5.00
(8) Parking in reserved stall	((3.00))	5.00
(9) Blocking Traffic.	((3.00))	5.00
(10) Parking adjacent to fire hydrant	((3.00))	5.00
(11) Parking in fire lane	((3.00))	5.00

(12) Parking in zone or area marked "NO PARKING". . .	((3.00))	<u>5.00</u>
(13) Impound or immobilization.	((3.00))	<u>5.00</u>
(14) Failure to yield right of way.	((5.00))	<u>10.00</u>
(15) Failure to stop - sign/signal.	((5.00))	<u>10.00</u>
(16) Speeding	((10.00))	<u>20.00</u>
(17) Reckless or negligent driving.	((15.00))	<u>30.00</u>
(18) Other violations of the college Parking and Traffic Regulations and its objectives.	((3.00))	<u>5.00</u>