



# Booting Ordinance

Parking Enforcement Division

City Marshals Department



# Current Booting Requirements

- **Three unpaid overdue citations in a calendar year**
  - Citations are considered unadjudicated after 10 days.
  - After 15 days, the citation is considered overdue and subject to a late fee.
- **First Notice**
  - Notice is sent to the registered owner and indicates that they need to request a hearing regarding impoundment and immobilization. Failure to request or appear at a hearing before the 10 day period will be a waiver of the opportunity
  - Vehicle registered owner is responsible for all fines and fees.
- **Hearing for Immobilization or Impoundment**
  - Owner requests a hearing with the Municipal Court Judge or Associate Judge to determine whether:
    - There are three or more unpaid unadjudicated parking violations within a calendar year related to the vehicle and;
    - Whether a compelling reason exists not to immobilize or impound the vehicle.



- **Second notice**

- When a hearing is requested, the judge will determine if an immobilization order should be issued and will notify the owner or their representative in person or through certified mail.
- If a hearing is not requested, the judge issues an order. A notice is sent to registered owner notifying them of the determination.

- **Execution of Immobilization order**

- Vehicle is placed on a boot list or flagged for booting in the parking software system.
- Next encounter with the vehicle, while parked on city property or streets, will result in immobilization device being attached to vehicle.

- **Release of Vehicle**

- Owners can reclaim vehicle or have boot removed after providing proof of ownership or right of possession and paying all fines and fees or setting up a payment plan.
- After payment arrangements are received, a signed release from the judge, Chief of Police or their designees, and proof of identity is required to release vehicle from impound or for the removal of the boot.



# New Ordinance Requirements

- **Three or more overdue unadjudicated parking citations**
  - Citations are still considered unadjudicated after 10 days.
  - Citations are overdue after 15 days.
- **Notice posted**
  - Written notice will be affixed to the windshield or other conspicuous location.
  - Notice contains the same information regarding requesting a hearing and overdue citations.
- **Hearing**
  - Only if a hearing is requested within the 10 day deadline will it go to the Municipal Court to appeal the boot decision.
  - It will then follow the same process as a hearing in current ordinance.
- **Vehicle is boot eligible**
  - Subject to immobilization and/or impound 10 days from posted notice date and upon next encounter on city property or streets.
- **Execution and Release of vehicle remains the same.**



# New Ordinance Changes

- Removes the need for court order to boot a vehicle unless a hearing is requested.
- Allows us to collect on citations from previous years in addition to current year.
- Still allows for owners of vehicles eligible for immobilization or impoundment to request a hearing to determine if a compelling reason exists to not immobilize or impound the vehicle.
- Communicates overdue citations and hearing request information directly to the driver/owner of the vehicle immediately.
- Allows Parking Enforcement to better enforce payment of the citations issued and compliance to ensure fines are not accrued.



# Outstanding Fines and Citations

- **2022**
  - \$425,630 in fines were issued.
  - Of that, we only received \$167,385 in payments.
  - Approximately \$283,310 in fines are still due.
- **Year-to-Date**
  - \$308,010 in fines have been issued.
  - Of that, we have only received \$85,831 in payments.
  - Approximately \$221,454 in fines are currently due.