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1 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
2 ALBUQUERQUE:

3 SECTION 1. The Traffic Code, ROA 1994, Sections 8-1-3-10, 8-1-3-11, and 8-
4 1-3-99 are hereby amended as follows:

5 § 8-1-3-10 CITATION OF A PARKED VEHICLE.

6 (A) Affixed Parking Citation. Whenever a motor vehicle without a driver is
7 found in violation of this code or state law or parked or stopped in violation of
8 any provision of Article 5 of this Chapter 8 of the code of ordinances or state
9 law, the officer, parking enforcement officer, or security officer finding such
10 vehicle shall take its license plate number and any other information which
11 may identify its owner of use, and shall conspicuously affix to such vehicle a
12 parking citation for the driver to answer to the charge alleged within ten days
13 during the hours at the place, or by the method specified in the citation.

14 (B) Mailed Parking Citation. Automated enforcement technologies may be
15 used by the Albuquerque Police Department, parking enforcement officer or
16 security officer in determining violations of any provision of Article 5 of this
17 Chapter 8 of the code of ordinances. If an officer, parking enforcement officer,
18 or security officer determines through investigation of evidence provided
19 through automated enforcement technologies a motor vehicle to be in
20 violation of any provision of Article 5 of this Chapter 8 of the code of
21 ordinances, and the officer, parking enforcement officer, or security officer
22 through investigation determines that such evidence can be shown to have
23 been collected at the date and time of the violation and show the license plate
24 number or any other information which may identify the violating vehicle's
25 owner of use, the investigating officer may issue a parking citation by United
26 States Postal Service mail to the address of the registered owner of the
27 violating vehicle for the registered owner to answer to the charge alleged
28 within twenty days of issuance of the citation during the hours at the place or
29 by the method specified in the citation. "Issuance of the citation" shall mean
30 the date on which the citation is mailed.

31 § 8-1-3-11 FAILURE TO PAY FOR PARKING CITATION.

32 (A) Affixed Parking Citation. If the alleged violator does not pay an affixed
33 parking citation within a period of ten days, a letter shall be sent to the

1 registered owner of such vehicle setting forth the time of the alleged violation,
2 listing the presumptions provided for in § 8-5-1-39, and informing the alleged
3 violator of the violations and warning that a complaint shall be delivered to the
4 Metropolitan Court against the registered owner of such vehicle, if there is no
5 payment of the parking fine within 30 days of the date on which the violation
6 occurred.

7 (B) Mailed Parking Citation. If the alleged violator does not pay a mailed
8 parking citation within a period of twenty days of issuance of the citation, a
9 letter shall be sent to the registered owner of such vehicle setting forth the
10 time of the alleged violation, listing the presumptions provided for in § 8-5-1-
11 39, and informing them of the violations and warning that a complaint shall be
12 delivered to the Metropolitan Court against the registered owner of such
13 vehicle, if there is no payment of the parking fine within 45 days of the date of
14 issuance of the citation.

15 § 8-1-3-99 PENALTY.

16 (B)(4) Fines for any affixed parking violation, including § 7-5-3 Display and
17 Sale of Motor Vehicles, if not paid within ten days of the occurrence of the
18 violation, shall be two times the amount of the fine, and if not paid within 20
19 days of the occurrence of the violation, shall be three times the amount of the
20 fine, unless the person cited has initiated court proceedings to answer the
21 charges within ten days of the issuance of the citation. Fines for any mailed
22 parking citation, if not paid within twenty days of the issuance of the citation,
23 shall be two times the amount of the fine, and if not paid within thirty days of
24 the issuance of the violation, shall be three times the amount of the fine,
25 unless the person cited has initiated court proceedings to answer the charges
26 within twenty days of the issuance of the citation.

27 SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause,
28 word or phrase of this Ordinance is for any reason held to be invalid or
29 unenforceable by any court of competent jurisdiction, such decision shall not
30 affect the validity of the remaining provisions of this Ordinance. The Council
31 hereby declares that it would have passed this Ordinance and each section,
32 paragraph, sentence, clause, word or phrase thereof irrespective of any
33 provision being declared unconstitutional or otherwise invalid.

1 **SECTION 3. COMPILATION. SECTION 1 of this Ordinance amends, is to be**
2 **incorporated in, and is to be compiled as part of the Revised Ordinances of**
3 **Albuquerque, New Mexico, 1994 in Sections 8-1-3-10, 8-1-3-11, and 8-1-3-99.**

4 **SECTION 4. EFFECTIVE DATE. This Ordinance takes effect five (5) days**
5 **after publication by title and general summary.**

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1 PASSED AND ADOPTED THIS 16th DAY OF December, 2024
2 BY A VOTE OF: 7 FOR 1 AGAINST.

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For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers
Against: Sanchez
Excused: Lewis

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Dan Lewis, President
City Council

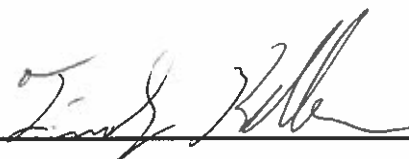
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APPROVED THIS 24 DAY OF December, 2024

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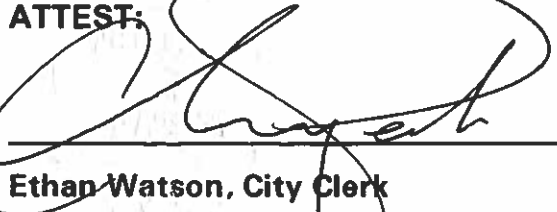
Bill No. O-24-54

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Timothy M. Keller, Mayor
City of Albuquerque

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ATTEST:


Ethan Watson, City Clerk

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