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**CITY OF TEMPE  
REQUEST FOR COUNCIL ACTION****Council Meeting Date: 08/04/2016  
Agenda Item: 6B2**

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**ACTION:** Introduce and hold the first public hearing to adopt an ordinance amending the Tempe City Code, Chapter 19, relating to Motor Vehicles and Traffic, parking and civil sanctions. The second and final public hearing is scheduled for August 18, 2016. (Ordinance No. O2016.43)

**FISCAL IMPACT:** There is no fiscal impact on City funds.

**RECOMMENDATION:** Adopt Ordinance No. O2016.43.

**BACKGROUND INFORMATION:** This is a request for a Code Text Amendment to adjust the minimum civil sanction for loading zone violation to \$31, plus applicable City, County or State surcharges, fees/assessments to equal a total amount due of \$72, and adjust the minimum civil sanction for a fire lane violation fine to \$48, plus applicable City, County or State surcharges, fees/assessments to equal a total amount due of \$104.

On December 17, 2015, City Council approved a request to increase the fines for loading zone and fire lane violations to \$72 and \$104 respectively. The original intent of these increases was to be inclusive of City, County or State surcharges, fees/assessments that are added to the fine. However, the minimum civil sanctions of \$72 and \$104 are subject to applicable surcharges, fees/assessments, resulting in an unintended increase to the total cost of a citation to \$147 for each loading zone violation and \$206 for each fire lane violation. The amounts listed above are reflective of the original intent of the recommendation.

**ATTACHMENTS:** Ordinance

**STAFF CONTACT(S):** Alex Smith, Deputy Community Development Director – Special Projects, (480) 350-2708

Department Director: Dave Nakagawara, Community Development Director  
Legal review by: Teresa Voss, Assistant City Attorney  
Prepared by: DeeDee (D2) Kimbrell, Sr. Planner/Business Project Coordinator