

**EXHIBIT "A"**

**STATEMENT OF BOISE CITY ATTORNEY  
AS TO ADEQUACY OF SUMMARY  
OF ORDINANCE NO. \_\_\_\_\_**

The undersigned, Joshua J. Leonard, in his capacity as Assistant City Attorney of the City of Boise City, Idaho, hereby certifies that he is a legal advisor of the City and has reviewed a copy of the attached Summary of Ordinance No. \_\_\_\_\_ of the City of Boise City, Idaho, and has found the same to be true and complete and provides adequate notice to the public pursuant to Idaho Code § 50-901A(3).

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2013.

\_\_\_\_\_  
Joshua J. Leonard  
Assistant Boise City Attorney

**SUMMARY OF ORDINANCE NO. \_\_\_\_\_  
OF THE CITY OF BOISE CITY, IDAHO**

**PUBLIC NOTICE IS HEREBY GIVEN** that the City of Boise City, Idaho, adopted at its regular meeting of \_\_\_\_\_, 2013, that Ordinance No. \_\_\_\_\_ entitled:

**AN ORDINANCE REPEALING BOISE CITY CODE CHAPTER 10-17 AND ENACTING A NEW CHAPTER 10-17; PROVIDING A TITLE; DEFINING TERMS; AUTHORIZING THE BOISE CITY PARKING SERVICES OFFICE TO DESIGNATE AND MARK PARKING METER SPACES, AND TO INSTALL, REGULATE, MAINTAIN, AND ENFORCE PARKING METERS, AND TO ISSUE, ADMINISTER, AND ENFORCE PERMITS GOVERNED BY THE CHAPTER; ESTABLISHING HOURLY PARKING METER RATES; PROVIDING THAT THE FIRST TWENTY (20) MINUTES OF PARKING AT A PARKING METER SHALL BE AT NO CHARGE; ESTABLISHING MINIMUM PARKING METER STANDARDS; ESTABLISHING, GENERALLY, THE DAYS AND HOURS OF PARKING METER ENFORCEMENT; RE-NAMING THE "GREEN VEHICLE PERMIT" THE "ZERO EMISSION VEHICLE PERMIT;" SETTING FORTH STANDARDS AND REQUIREMENTS FOR THE ISSUANCE AND USE OF PERMITS GOVERNED BY THE CHAPTER; DESCRIBING ACTS AND OMISSIONS THAT VIOLATE THE CHAPTER; ESTABLISHING MAXIMUM PENALTIES FOR MISDEMEANOR VIOLATIONS AND FINE AMOUNTS FOR PARKING VIOLATIONS; AUTHORIZING PERMIT DENIAL, SUSPENSION, OR**

**REVOCAION; DETERMINING THAT A REGISTERED VEHICLE OWNER IS PRIMA FACIE RESPONSIBLE FOR PARKING VIOLATIONS INVOLVING THAT VEHICLE; RE-AUTHORIZING THE EXISTING FIFTEEN DOLLAR (\$15) ADMINISTRATIVE PENALTY FOR FAILURE TO TIMELY PAY A PARKING FINE; PROVIDING THAT UNPAID PARKING FINES MAY BE SENT TO COLLECTIONS FORTY FIVE (45) DAYS AFTER THE VIOLATION; PROVIDING A SEVERABILITY CLAUSE; APPROVING AN ORDINANCE SUMMARY, AND PROVIDING AN EFFECTIVE DATE.**

This ordinance repeals Boise City Code Title 10, Chapter 17, and enacts a new Title 10, Chapter 17, entitled “Massage Establishment Licensing.” Section 01 defines several key terms. Section 02 authorizes the Boise City Parking Services Office to designate and mark parking meter spaces, and to install, regulate, maintain, and enforce parking meters. Section 03 sets parking meter rates of:

- initial 20 minutes.....free (using the “20 minutes free” feature)
- first paid hour .....\$1.50 /hour
- second paid hour .....\$3.00 /hour

Section 04 establishes minimum standards for parking meters, including information required to be displayed. Section 05 establishes, generally, the days and hours of parking meters are enforced, and exempts several holidays. Section 06 renames the Green Vehicle Permit the Zero Emission Vehicle Permit, and establishes standards for Zero Emission Vehicle Permits. Section 07 authorizes Delivery Permits, Meter Use Permits, and Meter Hoods, and establishes standards and requirements for their issuance and use. Sections 06 and 07, respectively, authorize the Parking Services Office to issue, deny, suspend, and revoke permits based upon established standards, and require payment of permit fees (all of which are in existing Boise City Code Title 10 Chapter 17, but are being moved by concurrent resolution to the City Clerk’s Licensing Fee Schedule). Sections 06 and 07 also authorize a right to appeal the denial, suspension, or revocation of a permit. Section 08 describes the acts and omissions that are violations, and specify whether a violation is a misdemeanor or a parking violation. Section 09 establishes fine amounts (ranging from \$10 to \$50) for parking violations, sets maximum penalties for misdemeanor violations of the chapter, and provides notice that permit violations may result in both a fine or misdemeanor penalties and administrative license penalty (suspension or revocation). Section 09 also puts prima facie responsibility for a vehicle parked in violation of the chapter on the registered owner of the vehicle. Section 10 establishes the procedures for contesting a parking violation and paying a parking violation, provides several acceptable means of service of a notice of parking violation, and sets forth the information required to be included on a notice of parking violation. Section 10 also re-authorizes the existing \$15 administrative “late fee” penalty for failure to appear to contest or pay a parking violation within 10 days of the date of violation, and authorizes the Parking Services Office to send unpaid parking fines to collections after 45 days from the date of violation. Section 11 provides that any portion of the

chapter found invalid is severable, having no effect on the validity of the remainder of the chapter.

The ordinance sets an effective date (the date of its passage, approval, and publication) and approves this summary. A copy of the full text of the ordinance is available at the City Clerk's Office, Boise City Hall, 150 North Capitol Boulevard, Boise, Idaho 83701. Examination may be requested in writing or in person during regular business hours of the City Clerk's Office, from 8:00 a.m. until 5:00 p.m., pursuant to Section 50-901A(4), Idaho Code.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF BOISE CITY, IDAHO:

ATTEST:

By: \_\_\_\_\_  
David H. Bieter  
MAYOR

By: \_\_\_\_\_  
Jade Riley  
*EX-OFFICIO* CITY CLERK