SANDHILLS COMMUNTIY COLLEGE
ORINANCE GOVERING PARKING, TRAFFIC AND THE REGISTATION OF MOTOR VEHICALS

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Traffic Rules and Regulations Ordinance

Ordinance Governing Traffic, Parking, and Registration of Motor Vehicles

Be it resolved that, pursuant to the authority vested in it by Chapter 115D-21 of the General Statutes of North Carolina, the Board of Trustees of Sandhills Community College adopts and records in its proceedings the following rules governing parking, traffic, and registration of motor vehicles on the campuses of Sandhills Community College.

These regulations are intended only to supplement the Motor Vehicle Laws of North Carolina, all provisions of which, under the terms of the above statute, now apply to the campuses of Sandhills Community College. From the date of the filing of these regulations in the Office of the Secretary of State, they shall apply to and be in effect on the streets, roads, alleys, sidewalks, walkways, parking spaces, parking areas, and parking lots on all parts of the campuses of Sandhills Community College.

The safety of our students, staff and faculty is a primary concern. The Sandhills Community College Police Department is a fully sanctioned law enforcement agency and sworn officers have full powers of arrest pursuant to North Carolina General Statute 115D-21.1.

ARTICLE I. GENERAL PROVISIONS

Section 1. Definitions

Abandoned vehicle: A motor vehicle that has remained parked for more than 10 days, which is determined to be "derelict" under North Carolina General Statute 20-137.7.

Employee: Any faculty member, administrative staff, clerical personnel, and all other nonstudent personnel employed by the college (including temporary, permanent, part-time, and fulltime employment).

No parking area: Any area not specifically marked, striped, or designated for parking.

Parking area: Any area specifically set aside, marked or assigned by Facility Services, for the parking of vehicles, permanently or temporarily.

Repeat offender: Any person committing three (3) or more traffic or parking violations within an academic year.

Student: Any person registered or enrolled in a full or part-time academic study who is not an employee.

Visitor: Any person not identified as an employee or student according to the definitions above.

Parking Permit/Decal: A sticker or temporary parking card from Sandhills Community College bearing printed message, including expiration date, giving permission to park in designated parking areas.

Section 2. Authority

As approved by North Carolina General Statutes, Chapter 115D-21, the Board of Trustees of Sandhills Community College through their designee, Vice President of Business and Administrative Services, shall be responsible for the registration, flow, and parking of vehicles on property; that is owned or leased in whole or in part by the State of North Carolina, and under control of the Board of Trustees of Sandhills Community College. Notwithstanding the above, the Police Department shall be responsible for the registration of student vehicles. The provisions of the regulations shall apply to the operators of all vehicles operated on any Sandhills Community College campuses and shall be in effect 24 hours a day, except as herein provided.

Liability: Sandhills Community College assumes no liability or responsibility for damage to or theft of personal property of any vehicle parked, or in operation, on the properties leased by or under the control of the Board of Trustees of the College.

Section 3. Violation of Ordinance

In addition to the criminal penalties set out by the North Carolina General Statutes, any person violating this or any regulation issued hereunder is subject to a civil penalty as set forth in this Ordinance.

Rules of Evidence: When a vehicle is found to be in violation of this Ordinance, it shall be considered prima facie evidence that the vehicle was parked:

• By the person holding the College parking permit for that vehicle, or
• By the person on file as owner of said vehicle with the North Carolina Division of Motor Vehicles or corresponding agency of another state.

ARTICLE II. VEHICLE REGISTRATION AND PARKING PERMITS

Section 1. Permit Eligibility

General Provision: All faculty, staff, and students in good standing with the college are eligible for and may obtain a parking permit. Motor vehicles parked on campus by students, faculty, or staff must be registered with the college and must display a valid, official Sandhills Community College vehicle parking permit.

Parking permits: Become invalid under the following conditions:
• Ownership of the vehicle is transferred to another person or entity.

• The permit holders association with the college ends.
• The permit holder is issued another permit relating to the same vehicle.
• The permit holder's parking privileges are forfeited as a result of disciplinary sanctions.
• The permit holder commits three (3) or more traffic or parking violations in an academic year.

Section 2. Registration of Motor Vehicles

Faculty/Staff vehicles: Must be registered through the Campus Switchboard. There is no cost to employees for vehicle registration and no limit on the number of vehicles that can be registered.

• **Faculty/Staff parking permits** are for the exclusive use of employees and do not entitle friends or relatives of employees to park in staff spaces, even with the permit.

Student vehicles: Must be registered as part of the college registration process. Vehicles brought onto campus after the college registration period has ended must be registered promptly through the college switchboard.

Registered students are **NOT** considered as visitors at any time. Students using alternate vehicles that are not registered with the college are to park in the student parking area and not in visitor areas.

Faculty, staff, and students who have been issued a vehicle registration permit are responsible for parking violations involving the vehicle for which that permit has been issued.

Temporary parking permits must be obtained when a permit holder vehicle is unavailable and he/she drives and parks another vehicle on campus.

Parking permits must be properly displayed on the vehicles for which they have been issued on the rear windshield or bumper, driver side, lower left hand corner.

Parking on campus is often limited and there is strict enforcement of traffic rules and regulations.

ARTICLE III. PARKING AND TRAFFIC RULES AND REGULATIONS

Section 1. General Provision

Faculty, staff, and students are subject to discipline in accordance with the provisions of this Ordinance and Sandhills Community College policies and procedures.

Section 2. Rules and Regulations

• No vehicle shall be driven in a careless or reckless manner or in a direction opposite to that indicated by appropriate signs or markings on roadways that are designated as one-way streets.
• Sandhills Community College campuses shall be deemed a business district, with a speed limit of 20 miles per hour on campus streets and 10 miles per hour in campus parking areas.
• All vehicles must park in the direction of the flow of the traffic pattern.
• Vehicles parking in a designated handicapped parking space must display a valid handicapped placard or distinguishable license plate issued to the operator or passenger (pursuant to North Carolina General Statute 20-37.5).
• A Sandhills Community College Handicap parking sticker must be displayed on vehicles displaying a North Carolina Handicap placard and parked in campus designated handicap spaces.
• Parking is prohibited as follows: on sidewalks or walkways; along the main driveway entering the college; in the driving lanes of parking areas; in loading or unloading areas; in fire lanes; on grass or landscaped areas; in approaches, on curbs or other portions of roadway or parking area that are not clearly marked for parking.
• No faculty, staff or student's vehicle may be parked in spaces specifically reserved for certain persons or functions.
• Agents authorized by Sandhills Community College administration have authority to remove, to a place of storage, any vehicle illegally stopped, parked, or abandoned, at the vehicle owner's expense.
• All traffic signs and regulations on Sandhills Community College properties are to be obeyed at all times. These regulations are strictly enforced, and fines are assessed to those in violation.
• Towing may be utilized to enforce these regulations.
• No overnight parking, except as, those that may be required for sports team events that may be out of town or employees away on training.
• No overnight parking of RV's or trailers unless they have prior approval from the Chief of Police (all vehicles left overnight must be registered with the Police Department).

Section 3. Enforcement

The College shall reserve the right to revoke any parking privileges and to remove a repeat offender's valid parking permit for flagrant violation of the Traffic Rules and Regulations, including failure to pay fines.

Fines
The Business Office is hereby authorized to collect a $5.00 fine for any of the following violations:

• Parked in no parking space/area
• Parked in visitor space
• Parked in faculty space
• Parked in student space

• Parked in driveway/access
• Parking in more than one space
• Driving wrong way in drive lanes
• Failure to display current parking decal
• Unsafe Movement
• Failure to register vehicle
• Failure to heed a stop or yield sign
• Improper display of parking decal
• Parking in manner creating a hazard
• Parking incorrectly in a parking space
• Driving in a hazardous manner/speeding/careless and reckless
• Any violation Chapter 20 NC General Statutes.
• Parked in unauthorized/handicap space

Towing
The Chief of Police is hereby authorized to have towed (or other lawful means of enforcement) any vehicle in violation of rules and regulations, as follows:

• Unauthorized parking in a handicap space.
• Unauthorized parking in a reserved space.
• Parking in area not designated for parking.
• Repeated violations of the parking rules.
• Parking in a manner that creates a hazard.
• Abandoned vehicles.

In addition to any fines assessed for a violation of this Ordinance, the owner of a vehicle that is towed from the college is responsible for payment of any towing and/or storage fee charged for such towing.

Notice of North Carolina State Law Concerning Towed Vehicles
Sandhills Community College provides a petition/appeal procedure for towing and parking violations.

Additionally, North Carolina G.S. 20-219.11 provides the following:

Whenever a vehicle with a valid registration plate or registration is towed as provided in G.S. 20-
219.11, the authorizing person shall immediately notify the last known registered owner of the vehicle of the following:

• A description of the vehicle.
• The place where the vehicle is stored.
• The violation with which the owner is charged, if any.
• The procedure the owner must follow to have the vehicle returned to him.
• The procedure the owner must follow to request a probable cause hearing on the towing.

The owner or any other person entitled to claim possession of the vehicle may request in writing a hearing to determine if probable cause existed for the towing. The request shall be filed with the magistrate in the county where the vehicle was towed. The magistrate shall set the hearing within 72 hours of his receiving the request.

The only issue at this hearing is whether or not probable cause existed for the towing. If the magistrate finds that probable cause did exist, the tower's lien continues. If the magistrate finds that probable cause did not exist; the tower's lien is extinguished. Any aggrieved party may appeal the magistrate's decision to district court.

For a more complete explanation of the above procedure, refer to North Carolina General Statutes, Chapter 20-219.11.

Section 4. Suspension of Parking Privileges

The Chief of Police along with the Dean of Campus Life (if a student) or the employee's Vice President, in addition to any other penalty, may suspend for up to one year the parking privileges of any individual found to be a repeat offender in flagrant violation of this Ordinance.

Section 5. Failure to Settle Fines, Fees, and Charges

Failure to settle outstanding traffic and parking fines, fees, and charges within 14 days after issuance of a citation may result in the collection of fees in the following manner:

• Penalties owed by faculty members and other employees of the college may be deducted from payroll checks.
• Penalties owed by students will be placed on the student's record until the penalties are paid.

Section 6. Petition/Appeal Procedure

Individuals issued a parking or traffic citation may appeal by returning a Traffic Violation Appeal form to the Chief of Police, Dean of Campus Life, or Dean of Continuing Education within seven (7) business days, excluding official college holidays, of the date of the citation. The right to appeal a citation is waived upon expiration of the seven (7) day period; no untimely appeals will be accepted for review.

Appeal forms are available at the Campus Switchboard at the Sandhills Community College main campus.

The appeal may be filed by fax, mail or in person. In all cases, your appeal must be received by the Chief of Police, Dean of Campus Life, or Dean of Continuing Education within seven (7) business days from the date the ticket was issued. The following information must be included with the appeal regardless of the method of submittal. Incomplete or illegible appeals cannot be processed, and the fine will remain as assessed.

• The original citation if submitting in person or by mail.
• A copy of the citation if filing by fax.
• Name.
• Current address.
• Vehicle license plate number and state.
• Parking permits number.

Unless otherwise specified in this section, the appeal and all arguments in support of the appeal will be submitted in writing. The Chief of Police, Dean of Campus Life, or Dean of Continuing Education shall review the appeal, considering the written statement of the appellant and relevant documents submitted and respond by mail to the address provided on the appeal form.

Appeal Hearings

Individuals whose driving or parking privileges are suspended or revoked or whose vehicle is towed will be allowed to appear before the Student Grievance Committee or faculty/staff Grievance Committee and provide relevant information in addition to the information provided in writing. A written request for an appeal hearing must be submitted directly to the respective Grievance Committee Chairs as outlined in the college rules and regulations. The individual will be notified in writing of the hearing date, time, and location.