

## CHAPTER 8

### PENALTY FOR REFUSAL TO FURNISH INFORMATION OR SIGN CIVIL TRAFFIC CITATION

#### SECTION:

**10-8-1: REFUSAL TO FURNISH INFORMATION OR SIGN CITATION**

**10-8-2: PENALTY**

**10-8-1: REFUSAL TO FURNISH INFORMATION OR SIGN CITATION:**

Any person who fails to furnish the citing officer or his designate the information required for completion of a civil traffic citation or who, after request by the citing officer, refuses to sign a civil traffic citation shall be guilty of a misdemeanor. (1771)

**10-8-2: PENALTY:**

Any person who shall violate any of the provisions of Section 10-8-1 of the Mesa City Code shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed two thousand five hundred dollars (\$2,500.00) or by imprisonment in the City jail for a period not to exceed six (6) months, or by both such fine and imprisonment. (1771,2466)

## CHAPTER 9

### PRIVATE PARKING AREAS

#### SECTION:

**10-9-1: PARKING IN PRIVATE PARKING AREAS**

**10-9-2: CONSENT AND NOTICE TO POLICE AND RELEASE OF VEHICLE**

**10-9-1: PARKING IN PRIVATE PARKING AREAS:**

(A) No person shall park a vehicle in any private parking area without the express or implied consent of the owner or the agent of the owner of such property. (1862)

(B) The owner or the agent of the owner of any private parking area shall be deemed to have given consent to unrestricted parking by the general public in such parking area unless such parking area is posted with signs as prescribed by this Section which are clearly visible and readable from any point within the parking area and at each entrance thereto. The signs shall contain the following information: (1862)

1. Restrictions on parking. (1862)

2. That violator's vehicle will be towed away at violator's expense. (1862)
3. Telephone number of Mesa Police Department. (1862)
4. Each sign shall state "Mesa City Code, Title 10, Chapter 9." (1862)

**10-9-2: CONSENT AND NOTICE TO POLICE AND RELEASE OF VEHICLE:**

- (A) No person shall tow or transport a vehicle from a private parking area without the permission of the owner or operator of the vehicle, unless requested to do so by a law enforcement agency or upon a written towing order signed by the real property owner or his agent specifying the vehicle to be towed. The signed towing request must be in the possession of the person towing or transporting the vehicle. (1862)
- (B) No person shall hold or attempt to hold any vehicle towed from a private parking area without the consent of the vehicle owner or operator as security for accrued towing and/or storage fees. A vehicle owner or agent of a vehicle owner may recover the towed vehicle from the tow driver or tow company upon providing reliable identification such as a driver's license or other evidence of name and address of the registered owner or driver for assistance in billing and collection of towing and/or storage charges. (This Subsection shall not apply to vehicles deemed to constitute a public nuisance pursuant to Mesa City Code Section 10-3-25[B]4.) (2576)
- (C) Any person towing or transporting any vehicle from any private parking area without the express permission of the vehicle owner or operator shall notify the City of Mesa Police Department immediately upon the taking of such action and provide the following information: (1862,2576)
1. Name and address of the owner of the vehicle, if known. (1862,2576)
  2. The vehicle license number and description. (1862,2576)
  3. Reason the vehicle was moved without the permission of the owner or operator. (1862,2576)
  4. Location from which the vehicle was taken. (2576)
  5. Location to which the vehicle was taken. (1862,2576)
  6. Name, address, and telephone number of the person or company that towed or transported the vehicle. (1862,2576)
- (D) Penalty. Any person who violates or fails to comply with any of the provisions of Section 10-9-2 of the Mesa City Code shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed two thousand five hundred dollars (\$2,500.00) or by imprisonment for a period not to exceed six (6) months, or by both such fine and imprisonment. (1862,2576)