

ORDINANCE 1170

AN ORDINANCE OF THE CITY OF WILLISTON AMENDING SECTION 10-315 OF THE WILLISTON CODE OF ORDINANCES TO AMEND THE ORDINANCE TO MATCH THE STATE STATUTE.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA.

That Section 10-315 be amended, and as amended be enacted as follows:

Sec. 10-315. Parking in spaces designated for mobility-impaired prohibited.

A person may not stop, stand, or park any vehicle in any designated parking space that is reserved for the mobility-impaired unless the vehicle displays a mobility-impaired identification certificate issued by the director to a mobility-impaired person or displays a disabled veteran plate issued under N.D.C.C. § 39-04-18(2)(j). A mobility-impaired person may not permit the use of a certificate issued under this section by a person who is not mobility-impaired when that use is not in connection with the transport of the mobility-impaired person. The registered owner of a vehicle may not allow that vehicle to be used in a manner that violates this section. Proof of intent is not required to prove a registered owner's violation of this section. The registered owner, however, may be excused from a violation if the owner provides the citing authority with the name and address of the person operating the vehicle at the time of the violation. A vehicle may temporarily use a space reserved for mobility-impaired persons without a mobility-impaired certificate for the purpose of loading and unloading mobility-impaired persons. A violation of this section is a nonmoving violation for which a fee of \$100 must be imposed. Notwithstanding N.D.C.C. § 29-27-02.1, 100% of the fee imposed and collected under this section is appropriated on a continuing basis to the local committee on persons with disability for the development of job opportunities for disabled individuals in the community.

If a law enforcement officer finds that the certificate is being improperly used, the officer may report to the director any such violation and the director may, in the director's discretion, remove the privilege. Any person who is not mobility-impaired and who exercises the privileges granted a mobility-impaired person under this section is guilty of an infraction for which a fee of \$100 must be imposed.

Any motor vehicle licensed in another state which displays a special authorized vehicle designation issued by the licensing authority in that state for vehicles used in the transportation of mobility-impaired persons must be accorded the same privileges provided in this section for similar vehicles licensed in this state if the laws of the other state provide the same privileges to North Dakota motor vehicles displaying the special identifying certificate authorized in this section.

Commissioner Bervig moved the adoption of the foregoing Ordinance. The Motion was seconded by Commissioner Siemieniewski. On roll call vote of the Commissioners vote "AYE": Gjovig, Siemieniewski, Bervig, Klug and the following Commissioners vote "NAY": N/A. Absent and not voting: Bekkedahl.

WHEREUPON, the Motion was passed and the Ordinance declared adopted this 26th day of August, 2025.


Howard Klug, President
Board of City Commissioners

ATTEST:

Hercules Cummings,
Director of Finance and City Auditor

First Reading: August 12, 2025

Second Reading: August 26, 2025

Published: August 30, 2025

Adopted the 26th day of August, 2025.