



# ROTORUA DISTRICT COUNCIL TRAFFIC BYLAW 2018

# TRAFFIC BYLAW 2018

## Part 1 Preliminary

### 1 Introduction

- 1.1 This Bylaw is made under the Land Transport Act 1998, Local Government Act 1974, the Local Government Act 2002, the Bylaws Act 1910. In addition, traffic and parking issues are also regulated by other Acts and regulations which should be referred to in conjunction with this Bylaw.
- 1.2 This Bylaw shall be referred to as “Rotorua District Council Traffic Bylaw 2018.”
- 1.3 This Bylaw shall come into force and take effect on 3<sup>rd</sup> May 2019.

### 2 Objective

- 2.1 The objective of this Bylaw is to set the requirements for the parking and associated control of vehicular or other traffic on any road in the District, including state highways located within any urban boundaries that are otherwise controlled by the New Zealand Transport Agency.

### 3 Interpretation

- 3.1 In this Bylaw, unless inconsistent with the context:

**authorised officer** means any person appointed or authorised by the Council to act on its behalf and includes any Parking Warden appointed under section 128D of the Land Transport Act 1998 or enforcement officer authorised to carry out any of the duties provided for in this Bylaw.

**authorised period** means:

- a) That period of time commencing when the prescribed parking fee is inserted into a parking meter and ending when the parking meter indicates that the period has expired.
- b) That period of time commencing when the prescribed parking fee is inserted into a pay and display parking meter and ending when the expiry time noted on the parking receipt has expired.
- c) That period of time commencing when a vehicle is parked within an area which Council by resolution has designated as a “time limited” area and in which the appropriate sign(s) have been erected.

**authorised time** in relation to any coupon means that period of time, commencing when the coupon is activated, for which the coupon authorises the parking of a vehicle in a particular coupon parking area as determined by a notice displayed by Council in that area.

**bicycle** – see cycle.

**bus** has the same meaning as in the Land Transport (Road User) Rule 2004.

**bus lane** has the same meaning as in the Land Transport (Road User) Rule 2004.

**Council** means the Rotorua District Council.

**coupon** means a ticket entitling the holder to park within a defined coupon parking area.

**coupon parking area** means any area of land belonging to or under the control of Council which is authorised, by resolution of Council pursuant to Clause 13 of this Bylaw, as a place where vehicles may be parked using parking coupons.

**coupon parking space** means a parking space or section in a coupon parking area indicated by and lying within markings made by Council for the parking of a motor vehicle.

**cycle** has the same meaning as in the Land Transport (Road User) Rule 2004.

**cycle lane** has the same meaning as in the Land Transport (Road User) Rule 2004.

**cycle path** has the same meaning as in the Land Transport (Road User) Rule 2004.

**designated** means specified by Council by resolution.

**District** means the Rotorua District as from time to time constituted.

**driver** has the same meaning as in the Land Transport (Road User) Rule 2004.

**enforcement officer** has the same meaning as in the Land Transport Act 1998 and the Local Government Act 2002.

**footpath** has the same meaning as in the Land Transport (Road User) Rule 2004.

**goods vehicle** has the same meaning as in the Land Transport (Road User) Rule 2004.

**heavy motor vehicle** has the same meaning as in the Land Transport Act 1998.

**loading zone** has the same meaning as the Land Transport (Road User) Rule 2004.

**meter hood** means a bag or sign issued by Council for the purpose of indicating a temporary discontinuance of a parking space.

**metered space** means a parking space located in a parking meter area or a pay and display parking meter area.

**mobility concession card** means a card issued by the CCS Disability Action, or a similar organisation authorised by Council, which is to be displayed in vehicles operated by disabled persons and for which certain parking concessions are available.

**motorcycle** has the same meaning as defined in the Land Transport (Road User) Rule 2004.

**motor vehicle** has the same meaning as in the Land Transport Act 1998.

**parking** has the same meaning as defined in the Land Transport (Road User) Rule 2004.

**parking fee** means the fee payable for the parking of vehicle/s within a metered space for a permitted period. The term includes payment by coins or by any other means approved by Council.

**parking meter** means an apparatus used to facilitate the payment of parking fees in exchange for parking a vehicle in a parking meter area for a limited amount of time, and includes a pay and display parking meter.

**parking meter area** means any parking space or group of parking spaces (including within a building) declared by Council resolution to be a parking meter area and includes any area previously declared under this Bylaw to be a pay and display parking meter area.

**parking place** Has the same meaning as in section 591(6) of the Local Government Act 1974.

**parking receipt** means a receipt indicating the payment of a parking fee and the end of the period allowed for parking as fixed by the meter.

**parking space** means a portion of a parking place marked out with painted lines for the specific purpose of accommodating a parked vehicle.

**parking warden** means a parking warden appointed under section 128D of the Land Transport Act 1998.

**passenger service vehicle** has the same meaning as in the Land Transport Act 1998.

**pay and display parking meter** means an apparatus used to facilitate the payment of parking fees in exchange for parking a vehicle in a pay and display parking meter area for a limited amount of time.

**pay and display parking meter area** means any parking space or group of parking spaces (including within a building) declared by Council resolution to be a pay and display parking meter area under this Bylaw.

**public holiday** has the same meaning as in the Holidays Act 2003.

**public place** means a public place owned by or under the control of Council and includes any road.

**public work** means every activity which the Crown or Council (or their agents) are authorised to engage in and includes any investigation, enquiry, meeting or item required directly or indirectly for such activity.

**reserved parking space** means any parking space which has been reserved by Council for letting to any person for reserved parking and which is clearly marked by a sign, road marking, notice or number or otherwise as being not available for public parking.

**road** has the same meaning as in the Land Transport (Road User) Rule 2004.

**shared path** means a cycle path, a cycle track, a footpath, or some other kind of path that may be used by some or all of the following persons at the same time – (a) cyclists; (b) pedestrians; (c) riders of mobility devices; and (d) riders of wheeled recreational devices.

**shared zone** means a length of roadway intended to be used by pedestrians and vehicles (including cyclists).

**shipping container** means a standardised rectangular box or a similar container, used to transport freight by ship, rail and highway.

**skip bin** means a bin or similar receptacle used for the removal of waste.

**special vehicle lane** has the same meaning as the Land Transport (Road User) Rule 2004.

**storage charges** are a fee as specified from time to time in the Land Transport Act 1998 or in Regulations or Notices made pursuant to that Act.

**structure** means something made up or constructed of a number of parts that are held or put together in a particular way.

**towage fee** is a fee as specified from time to time in the Land Transport Act 1998 or in Regulations or Notices made pursuant to that Act.

**vehicle** has the same meaning as in the Land Transport Act 1998 and includes motor vehicles and heavy motor vehicles.

**verge** includes every verge, flowerbed, grass verge or plot, shrubbery or planted area which is laid out to not form part of the road carriageway.

- 3.2 Words implying the singular include the plural and vice versa.
- 3.3 Headings and bolding are only for convenience and may be ignored.
- 3.4 Resolutions of Council may be amended, rescinded or reinstated by a further resolution of Council. The latest resolution of Council shall be deemed to be the operative resolution.

## **Part 2 General Scope**

### **4 Parking on roads**

- 4.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may:
- 4.1.1 Limit, restrict or prohibit the parking or stopping of vehicles on any part of any public place.
  - 4.1.2 Permit the parking or stopping on any part of any public place of a particular class or classes of vehicles on such basis as may be designated.

## **Part 3 Metered parking**

### **5 Creation of parking meter areas**

- 5.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may:
- 5.1.1 Declare any part of a public place to be a parking meter area.
  - 5.1.2 Declare the number and position of metered spaces within a parking meter area.
  - 5.1.3 Declare the times and for how long vehicles may park in metered spaces.
  - 5.1.4 Fix the fees payable for the parking of vehicles within metered spaces in parking meter areas.
  - 5.1.5 Declare the mechanism for collecting fees and managing parking meter areas.
- 5.2 In accordance with any resolution under clause 5.1 Council shall mark out metered spaces in parking meter areas.

### **6 Creation of pay and display parking meter areas**

- 6.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may:
- 6.1.1 Declare any part of a public place to be a pay and display parking meter area.
  - 6.1.2 Declare the number and position of metered spaces within a pay and display parking meter area.
  - 6.1.3 Declare the times and for how long vehicles may park in metered spaces.
  - 6.1.4 Fix the fees payable for the parking of vehicles within metered spaces in pay and display parking meter areas.
  - 6.1.5 Declare the mechanism for collecting fees and managing pay and display meter areas.

- 6.2 In accordance with any resolution under clause 6.1 Council shall mark out metered spaces and provide pay and display parking meter/s with or without barrier arms in pay and display parking meter areas.

## **7 When parking in metered spaces applies**

- 7.1 Any resolution by Council concerning metered spaces will apply:

7.1.1 Every day of the week except Sundays and public holidays; and

7.1.2 Between the hours of 8.00am and 10.00pm on those days

except where signs relating to those metered spaces indicate otherwise.

## **8 Parking in metered spaces**

- 8.1 No vehicle shall be parked in a metered space other than completely within the lines defining that space.
- 8.2 Any vehicle may be lawfully parked in a metered space during the period which has been paid for.
- 8.3 No person shall park, or allow to be parked, any vehicle in any metered space in excess of the maximum time allowed for parking in that space. Unless the maximum authorised time is exceeded, it shall be lawful for the driver or person in charge of any vehicle, on the expiration of any authorised period of parking, to pay the prescribed parking fee and occupy the metered space for the further period indicated by the parking meter, mobile application or parking receipt.
- 8.4 No vehicle shall be parked in a metered space which is already occupied by another vehicle, provided however that it shall be lawful for more than one motorcycle to occupy any metered space at the same time.
- 8.5 Where more than one motorcycle occupies a metered space, each must pay the prescribed parking fee. No motorcycle shall remain parked in the metered space while either the parking meter shows that the time has expired or the period authorised has expired.
- 8.6 Subject to clause 8.7, if the metered space is parallel to the kerb or footpath, the driver of any vehicle (except a motorcycle) shall park the vehicle so that it is headed in the general direction of the movement of traffic on the side of the street on which it is parked.
- 8.7 A motorcycle may be parked otherwise parallel to the kerb or footpath provided that during the hours of darkness it shall be sufficiently illuminated so as to be visible from at least 50 metres.
- 8.8 If a metered space is at an angle (other than 90° to the kerb or footpath) the driver of any vehicle (except a motorcycle) occupying such space shall park the vehicle in such a manner that it is headed substantially in the general direction of the legal flow of traffic on the side of the street on which such vehicle is parked.
- 8.9 If a metered space is at an angle, the front of any vehicle parked in such space shall be facing in towards the kerb or footpath.

8.10 No person shall park or allow to be parked any vehicle in any metered space except as permitted by the provisions of this part of this Bylaw, or operate or attempt to operate any parking meter or pay and display parking meter by means other than as prescribed by this Bylaw.

8.11 Council may issue a parking permit authorising the permit-holder to park in a metered space without paying the prescribed parking fee. The permit must be clearly displayed on the dashboard of the vehicle. Clauses 8.3, 9, 10 and 12.2 do not apply to vehicles displaying a permit issued under this clause.

## **9 Payment of fees – parking meter areas**

9.1 As soon as any vehicle parks in a metered space in a parking meter area, the driver or person in charge of the vehicle shall immediately pay the prescribed fee. A vehicle is lawfully parked in a metered space in a parking meter area during the period of time paid for.

## **10 Payment of fees – pay and display parking meter areas**

10.1 As soon as any vehicle parks in a metered space in a pay and display parking meter area, the driver of the vehicle shall immediately pay the prescribed fee indicated on the pay and display parking meter.

10.2 The parking receipt issued by the pay and display parking meter shall be displayed on the inner side of the windscreen, or in the case of a vehicle not fitted with a windscreen in some other conspicuous position, but in all cases in a position which is easily visible by a parking warden.

10.3 For the purposes of clause 10.2 a parking receipt shall not be valid if:

10.3.1 The parking receipt is so torn, defaced or mutilated that the figures or other particulars thereon are not legible; or

10.3.2 The period of validity of the parking receipt has expired; or

10.3.3 Where applicable, the date and time of commencement of parking the vehicle is not indicated on the parking receipt in accordance with the instructions printed on the parking receipt.

## **11 Temporary discontinuance of a metered space**

11.1 Council may temporarily discontinue, by way of a meter hood, the use of any metered space. No unauthorised person may then stand or park a vehicle in that space.

11.2 Council may temporarily discontinue a parking place if a sign or signs indicating “No Standing or No Parking” are displayed. No person may then stand or park a vehicle there while the sign or signs are displayed.

11.3 Council may, upon receipt of a Temporary Traffic Management Plan, allocate either metered and/or restricted parking for the exclusive use of that event or activity, for the duration of the Temporary Traffic Management Plan.

**Part 4**  
**Non-metered parking**

**12 General parking places**

- 12.1 Council by resolution, and subject to the erection of the appropriate signs, or placement of markings, may:
- 12.1.1 Declare any public place to be a parking place.
  - 12.1.2 Specify the vehicles which shall be permitted to park there.
  - 12.1.3 State the days and hours within which parking shall be permitted there.
  - 12.1.4 State the conditions of parking in a parking place.
  - 12.1.5 Fix which part or parts of the parking place shall be available for public use and which part or parts may be available for reserved parking.
  - 12.1.6 Fix the prescribed fees and/or rentals
- 12.2 It shall be unlawful for a driver or person in charge of a vehicle leaving a parking space to return to that parking space or any parking space within the same parking place until a period of 30 minutes elapses from the time the vehicle has left the particular parking space to when it returns. This clause does not apply to parking meter areas that allow vehicles to park in multiple parks within a specified time period.
- 12.3 Mobility Concession
- 12.3.1 A mobility cardholder may park for double the prescribed time limit by showing a mobility card. The parking fee shall only be payable for the first half of the parking duration.

**13 Creation of coupon parking areas**

- 13.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may:
- 13.1.1 Declare any part of a public place to be a coupon parking area.
  - 13.1.2 Declare the number and position of parking spaces within a coupon parking area.
  - 13.1.3 Declare the times and for how long vehicles may park in parking spaces in a coupon parking area.
  - 13.1.4 Fix the fees payable for the parking of vehicles within parking spaces in coupon parking areas.
  - 13.1.5 Declare the mechanism for collecting fees and managing coupon parking areas.
- 13.2 In accordance with any resolution under clause 13.1 Council shall mark out parking spaces in coupon parking areas.



#### **14 Parking in coupon parking areas**

- 14.1 No person shall park a vehicle in a parking space in any coupon parking area at any time when parking by coupon applies unless there is displayed on the inner side of the windscreen, or in the case of a vehicle not fitted with a windscreen, in some other conspicuous position, one or more valid coupons sufficient to cover the entire period during which the motor vehicle is parked.
- 14.2 No vehicle shall remain parked in a parking space in any coupon parking area in excess of the authorised time.
- 14.3 For the purposes of clause 14.1 a parking coupon shall not be valid if:
- 14.3.1 The coupon is so torn, defaced or mutilated that the figures or other particulars thereon are not legible; or
  - 14.3.2 The period of validity of the coupon has expired; or
  - 14.3.3 Where applicable the date and time of commencement of parking the vehicle is not indicated on the coupon in accordance with the instructions printed on the coupon.

### **Part 5 Miscellaneous**

#### **15 Creation of special vehicle lanes**

- 15.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may declare any part of a road to be a special vehicle lane.

#### **16 Parking of heavy motor vehicles**

- 16.1 No person shall stop, stand or park a heavy motor vehicle, this includes trailers, for more than one hour in any public place where there is adjacent residential zoned land on either side of the road. It shall not be an offence to stop, stand or park such vehicle for such period as is reasonably required for the purpose of loading or unloading that vehicle in the course of trade.

#### **17 Creation of loading zones**

- 17.1 Council by resolution may, subject to the placement of appropriate signage:
- 17.1.1 Declare any part of a public place to be a loading zone.
  - 17.1.2 Declare the times and for how long vehicles may park in the loading zone.

#### **18 Towaway**

- 18.1 Any enforcement officer or authorised officer may have a vehicle moved or removed to some other position, including any appropriate premises designated by Council or the Police, if the vehicle:
- 18.1.1 Is left unattended in any public place so as to cause a nuisance or obstruction; or
  - 18.1.2 Fails to comply with the permitted use of the parking space.

18.2 Where any vehicle has been removed pursuant to clause 18.1 the owner or driver of that vehicle may be required to pay any or all of the following:

18.2.1 Any fine that may be imposed; and/or

18.2.2 A towage fee for the removal of the vehicle; and/or

18.2.3 Reasonable storage charges on a daily basis until the vehicle is uplifted.

## 19 **Skip bins**

19.1 No person shall place or cause to be placed skip bins on the road without the prior written consent of Council. Such consent may at any time be varied or revoked in writing by Council. The skip bin must also comply with the following:

19.1.1 The edge of the bin facing on-coming traffic must be a white or a fluorescent colour which is in contrast to the colour of the main body of the bin; and

19.1.2 The bin must be placed at least 1.0 m away from a traffic lane; and

19.1.3 The bin must be contained within an area on the road that has been fenced off with appropriate safety fencing.

19.2 No person shall place or cause to be placed skip bins in metered spaces without the prior written consent of Council. Such consent may at any time be varied or revoked in writing by Council.

19.3 In addition to receiving written consent from Council, any skip bin placed in a metered space must:

19.3.1 Have a meter hood issued for the parking space which shall be attached to the meter controlling the metered space being used; and

19.3.2 Be contained wholly within the parking space.

19.4 No skip bin shall be left on any road between half an hour after sunset of one day and half an hour before sunrise the following day unless properly lit by flashing amber lights on outer corners of the bin facing on-coming traffic.

19.5 Where any skip bin is placed on the road other than in accordance with clauses 19.1 to 19.4, such skip bin may be removed by Council.

19.6 Where any skip bin has been removed pursuant to clause 19.5, the owner or hirer of that bin may be required to pay any or all of the following:

19.6.1 Any fine that may be imposed; and/or

19.6.2 A towage fee for the removal of the bin; and/or

19.6.3 Reasonable storage charges on a daily basis until the bin is uplifted.

## **20 Shipping containers or other structures on roads**

- 20.1 No person shall place or cause to be placed a shipping container or other structure/s on any road without the prior written consent of Council. Such consent may at any time be varied or revoked in writing by Council.
- 20.2 In addition to receiving written consent from Council any shipping container or other structure on a road shall also comply with the following:
- 20.2.1 The edge of the container or structure facing on-coming traffic must be a white or a fluorescent colour which is in contrast to the colour of the main body of the container or structure; and
- 20.2.2 The container or structure must be placed at least 1.0 m away from a traffic lane; and
- 20.2.3 The container or structure must be contained within an area on the road that has been fenced off with appropriate safety fencing.
- 20.3 No shipping container or other structure shall be left on any road between half an hour after sunset of one day and half an hour before sunrise the following day unless properly lit by flashing amber lights on outer corners of the bin facing on-coming traffic.
- 20.4 Where any shipping container or structure is placed on the road other than in accordance with clauses 20.1 to 20.3 such shipping container or structure may be removed by Council.
- 20.5 Where any shipping container or structure has been removed pursuant to clause 20.4, the owner or hirer of such container or structure may be required to pay any or all of the following:
- 20.5.1 Any fine that may be imposed; and/or
- 20.5.2 A towage fee for the removal of the container or structure; and/or
- 20.5.3 Reasonable storage charges on a daily basis until the container or structure is uplifted.

## **21 Caravans / camper vehicles**

- 21.1 No person shall stop, stand or park any caravan, camper vehicle, house bus or mobile home on any road for any continuous period exceeding seven days without the prior written consent of Council.

## **22 Displaying vehicles on street**

- 22.1 No person shall use any public place for the keeping, placing or parking of any vehicle whether for sale, exhibition, demonstration, advertisement, signage or storage, except where from time to time Council may determine by resolution an area set aside for that purpose.

## **23 Use of cranes**

- 23.1 No person shall operate any crane, mobile crane, concrete pump truck, concrete truck, excavator or drill rig without the prior written consent of Council while parked or stopped on a road. Conditions may be imposed in granting such consent.

**24 Vehicle repairs**

24.1 No person shall park any vehicle on any road to carry out repairs unless those repairs are of both a minor and urgent nature.

**25 Misuse of mobility concession cards**

25.1 It shall be unlawful for the person who is the registered holder of a mobility card displayed not to be the driver of or a passenger in the vehicle displaying the mobility card.

**26 Bus stops**

26.1 Council by resolution, and subject to the placing and maintenance of the appropriate signs or markings, may:

26.1.1 Declare any part of a public place to be a bus stop or stand for passenger service vehicles;

26.1.2 Direct what type of passenger service vehicles may use any such bus stop or stand;

26.1.3 Define restrictions, stopping times, or change the type of passenger service vehicles that may use any such bus stop or stand.

26.2 Unless otherwise indicated by appropriate signage no passenger service vehicle shall remain stopped on a bus stop for any longer period than is necessary to pick up or set down passengers.

**27 Leaving objects on roads**

27.1 No person may place or leave objects on roads without reasonable excuse in circumstances that disregard the safety of other road users.

**28 Window washers**

28.1 No person may wash or clean the windows or attempt to wash or clean the windows of any vehicle or any part thereof in any public place in a manner that may be unsafe or intimidate or cause a nuisance to any person, or cause an obstruction to traffic.

**29 Vehicle and road use**

29.1 Council may by resolution:

29.1.1 Require vehicles on roads to travel in one specified direction only (one way); or

29.1.2 Prohibit vehicles turning from facing or travelling in one direction to facing or travelling in the opposite direction (performing a U-turn) on specified roads.

### 30 **Shared paths**

30.1 Council may by resolution:

30.1.1 Determine the length, route and/or location of a shared path; and

30.1.2 Determine priority for users on a shared path.

30.2 No person may use a shared path in a manner that contravenes a restriction made by the Council under this clause.

### 31 **Shared zones**

31.1 Council may by resolution specify any road or part of a road to be a shared zone.

31.2 Any resolution made under this clause may specify:

31.2.1 Whether the shared zone may be used by specified classes of vehicles;

31.2.2 The days and hours of operation of the shared zone (if they differ from 24 hours per day, 7 days per week); and

31.2.3 Any other restrictions on how the shared zone is to be used by the public, including how traffic and pedestrians will interact.

31.3 Except where the Council has by resolution specified otherwise, no person may stand or park a vehicle in a road or part of a road specified as a shared zone.

31.4 No person may use a shared zone in a manner that contravenes a restriction made by the Council under this clause.

### 32 **Exemptions**

32.1 The provisions of this Bylaw shall not apply to any vehicle parked, stopped or diverted by the direction of any authorised officer, enforcement officer or traffic control sign.

32.2 The provisions of this Bylaw shall not apply to any motor vehicle engaged on Council or other public work at that place where:

32.2.1 No other practicable alternative is available; and

32.2.2 The vehicle is being used with due consideration for other road users; and

32.2.3 The act which would otherwise be a breach of this part of this Bylaw is reasonably necessary for the purposes of the work.

### 33 **Fees and charges**

33.1 Council reserves the right to determine, by resolution, following the special consultative procedure provided for in the Local Government Act 2002, reasonable fees and charges for undertaking any inspection in terms of discharging its responsibilities under and in terms of this Bylaw.

## **Part 6 Offences**

### **34 Offences**

34.1 Every person commits an offence against this Bylaw who:

34.1.1 Causes or permits a vehicle to:

34.1.1.1 Straddle any lines defining a metered space; or

34.1.1.2 Encroach on more than one metered space unless his or her vehicle is of too great a length to be accommodated in one space. The person in charge of the vehicle requiring more than one metered space shall be liable for the parking fee in respect of each metered space encroached upon.

34.1.2 Parks any vehicle, which by reason of its condition or content causes an offensive odour in any public place.

34.1.3 Stops or parks, or permits the stopping or parking, of any vehicle on any footpath or verge.

34.1.4 Is in charge of any vehicle and fails to display a parking receipt as required by this Bylaw or allows any vehicle to remain in the metered space for any period in excess of that for which a parking receipt was issued.

34.1.5 Operates or attempts to operate any parking receipt dispenser or barrier arm by any means other than as prescribed by the particular apparatus and/or by this Bylaw.

34.1.6 Parks a vehicle in a parking place during the time it is reserved by Council for some other person or is not permitted to be used at that time by any vehicle.

34.1.7 Leaves a vehicle in a parking space except entirely within any lines defining a parking space.

34.1.8 Parks in a parking space a vehicle that is not of the class or classes permitted to use that parking space.

34.1.9 Wilfully or negligently obstructs any parking space.

34.1.10 Unloads any vehicle so as to cause or, be likely to cause, damage to the pavement or any footpath.

34.1.11 Misuses any parking meter or pay and display parking meter.

34.1.12 Interferes, tampers, or attempts to tamper with the working or operation of any parking meter or pay and display parking meter.

34.1.13 Without prior written consent of Council affixes or attempts to affix any placard, advertisement, notice list, document board or thing, or to paint, write upon or disfigure any parking meter or pay and display parking meter.

34.1.14 Commits, or causes to be committed, any act contrary to this Bylaw.

34.1.15 Omits, or knowingly permits to remain undone, any act required by this Bylaw.

34.1.16 Refuses or neglects to comply with any authorisation or any condition in any such authorisation, whether public or private, given pursuant to this Bylaw, or

34.1.17 Obstructs or hinders any authorised officer or enforcement officer in the performance of any power, or duty conferred upon him or her by this Bylaw.

34.1.18 Being the driver or person in charge of a vehicle, returns to the same parking space within the same parking place, within a period of less than 30 minutes from the time the vehicle left the particular parking space.

**35 Penalty**

35.1 Subject to any provision to the contrary, any person convicted of an offence against a provision of this bylaw made under Part 8 of the LGA 2002 is liable for a fine not exceeding \$20,000.

35.2 Any person breaching a provision of this bylaw made under section 22AB of the Land Transport Act 1998 and in respect of which no other penalty provision applies is liable for a fine not exceeding \$1,000.

THE COMMON SEAL of the )  
ROTORUA DISTRICT COUNCIL )  
was hereto affixed in the presence of: )



MAYOR

CHIEF EXECUTIVE