

**BEFORE THE 2009 JUDICIAL COUNCIL OF GUAM  
RESOLUTION NO. JC 09-020**

**RELATIVE TO APPROVAL OF PARKING RULES AND REGULATIONS FOR THE  
JUDICIARY OF GUAM PROPERTY**

**WHEREAS**, Title 7 GCA § 8106 confers authority to the Chief Marshal of Guam to perform such duties as may be directed by the Judicial Council, or as may be directed by rules adopted by the Judicial Council; and

**WHEREAS**, Title 16 GCA § 3343, "Vehicles on Certain Property," provides that "(a) No person shall drive, . . . stop, park or leave standing any vehicle, . . . upon the . . . grounds of any . . . government of Guam building, or institution . . . except with the permission of, and upon and subject to such conditions and regulations as may be imposed by, the governing board of such . . . government of Guam building or institution." Title 16 GCA § 3343 further provides that "(b) Every governing board . . . shall erect or place appropriate signs giving notice of any special conditions or regulations that may be imposed hereunder and every such board. . . shall also prepare and keep available at the principal administrative office of such board . . . a written statement of any and all such special conditions and regulations adopted hereunder."

**WHEREAS**, the Chief Marshal caused to be drafted proposed Parking Rules and Regulations for the Judiciary of Guam property ("Parking Rules and Regulations"); and

**WHEREAS**, the Parking Rules and Regulations were circulated to the Guam Bar Association in September and October of 2009, and were placed on the agenda of a duly notice meeting of the Judicial Council of Guam for September 2009, and were again discussed at the duly noticed meeting of the Judicial Council of Guam for October 2009; and

**WHEREAS**, the Judicial Council concluded it would be appropriate to adopt the Parking Rules and Regulations and a suitable exercise of the authority of the Chief Marshal of the Courts or his deputies to enforce these Parking Rules and Regulations;

**NOW THEREFORE BE IT RESOLVED** that after motion made and seconded, the proposal to adopt the Parking Rules and Regulations attached hereto as Exhibit A was PASSED by the Judicial Council.

**DULY ADOPTED** this 15<sup>th</sup> day of October, 2009 at a duly noticed meeting of the Judicial Council of Guam.

  
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**ROBERT J. TORRES**, Chairman

Date: 101509

ATTEST:

  
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**JOLEEN F. RESPICIO**, Secretary  
Date: 101509

## **EXHIBIT A**

### **Parking Rules & Regulations for the Judiciary of Guam property**

- **Obeying Signals and Orders**
  - Every person operating a vehicle upon any area, or road, or throughway within the Judiciary of Guam property, must at all times comply with any lawful order, signal, or direction of the Marshal of the Courts or Deputy Marshal, or Police Officer of the Guam Police Department. Whenever traffic is controlled or directed by traffic lights, signs, mechanical or electrical signals, or pavement markings, all such shall be obeyed unless the Marshal of the Courts or Deputy Marshal, or Police Officer of the Guam Police Department directs otherwise.
- **Speed Limits**
  - All vehicles operated within the Judiciary of Guam property shall comply with the speed limits prescribed and posted by the Marshal of the Courts. Where no other limit is posted, the maximum speed limit is five (5) MPH within the Judiciary of Guam property.
- **Responsibility in Cases of Accidents**
  - In addition to all other requirements of law, the driver of any vehicle involved in an accident at the Judiciary of Guam property, which results in injury or death to any person or damage to property shall make a report of such accident to the Marshals Division, Security Section, or to the Guam Police Department, within four (4) hours of such accident.
- **Right-Of-Way**
  - A vehicle traveling the main throughway of the Judiciary of Guam property, shall have the right-of-way over any vehicle on a parking lane, parking stall, driveway or other intersection unless otherwise directed by traffic signals or by the Marshal of the Courts or Deputy Marshal, or Police Officer of the Guam Police Department. Vehicles leaving the Judiciary of Guam property shall yield to all traffic of adjoining streets, roads or routes.
- **Reducing Speed**
  - On approaching a street intersection or junction of any road or parking intersection, driving through the Judiciary of Guam property, or any vehicle, which has stopped to discharge or take on passengers, the driver of the vehicle shall reduce its speed.
- **Parking**
  - In parking vehicles at the Judiciary of Guam property, no person shall:
    - **PARKING AREAS.** Park a vehicle except in an area designated and posted for parking.
    - **NO PARKING ZONE:** Park a vehicle in a marked no parking zone.
    - **TIMES.** Park a vehicle in any area for a period longer than is prescribed and posted for that area by the Marshal of the Courts.

- **RESTRICTED AREAS.** Park a vehicle in a restricted area unless there is, displayed on the vehicle in the manner required by the Marshal of the court, a parking permit issued by the Judiciary of Guam for the area.
- **DOUBLE PARKING.** Double-park a vehicle on the throughway of the Judiciary of Guam property.
- **ABANDONMENT.** Abandon a vehicle at the Judiciary of Guam property; a vehicle shall be presumed abandoned if it is left parked and unattended for a period longer than forty-eight (48) hours unless it is parked in a space set aside for parking longer than forty-eight (48) hours.
- **IMPROPER PARKING.** Park a vehicle in a space marked for the parking of vehicles in such a way as to occupy a part of another marked space.
- **KEY IN IGNITION.** Leave a vehicle unattended or parked with a key in its ignition switch, its motor running, a key in its door lock or with door(s) open.
- **FIRE HYDRANTS.** Park a vehicle within ten (10) feet of a fire hydrant or in front of a driveway.
- **WASHING CARS.** Except as authorized by the Marshal of the Court, park a vehicle for the purposes of washing, cleaning, polishing, or repairing it, except for those minor repairs necessary to remove such vehicle to an authorized area or from the Judiciary of Guam property.

- **Loading & Unloading Zones**

- No vehicle may be parked at any curbside within the Judiciary of Guam property for more than five (5) minutes, or for any purpose other than dropping off or picking up passengers. A vehicle there for longer than five (5) minutes may be ticketed or towed away at the owner's expense.

- **Parking in Roadways**

- No vehicles shall be parked on the travel portion of the roadway or throughway in front of or the surrounding of the Judiciary of Guam property, and any vehicle parked there-at may be ticketed or towed away at the owner's expense.

- **Tenant Parking**

- Vehicles of the Judiciary of Guam tenants and their employees shall be parked only at designated areas for such parking. The use of Judiciary of Guam and Tenant Employees

parking areas may be subject to additional rules established from time to time by the Judiciary of Guam.

- **Public Parking**

- Public parking areas at the Judiciary of Guam property have been set aside for the use of the general public and entry and exits to such areas are identified by directional and informational signs.

- **Change in Parking Rules**

- The parking rules set forth are subject to change at any time by the Marshal of the Court, in conjunction with the Administrator of the Courts and the Judicial Council. Any change shall be evidenced by signs announcing the new parking rules, and a description of such changes shall be on file at the office of the Administrator of the Courts.

- **Removal and Disposition of Vehicles**

- Whenever a vehicle is parked so as to create a blockage or other hazard to the orderly flow of traffic to or from the Judiciary of Guam property or on the roadways adjoining the Judiciary of Guam property, or when a vehicle has been abandoned, the Marshal of the Court may order the vehicle removed to and stored at a designated parking location at the owner's expense. After thirty (30) days continuous parking in the public parking lots a vehicle will be deemed abandoned unless prior parking arrangements have been made. The abandoned vehicle, after sixty (60) days, will be auctioned off, after public notice of sale, to the highest bidder for cash, if prior thereto no claim has been made by any person or, if there has been a claim, storage charges have not been paid.