

# Residential Parking Ordinance Update

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# Issues With The Current Commercial Vehicle Ordinance

- ▶ Difficult to enforce because of the requirement that the vehicle be used for commercial use.
- ▶ Some requirements focus on weight of vehicles.
- ▶ The Home Based Business Exemption is difficult for Code Enforcement Staff to enforce.
- ▶ The current code requires police enforcement when vehicles with attached trailers are parked on the streets.

# Constitutional Provisions related to Commercial Vehicle Ordinances

- ▶ 1<sup>st</sup> Amendment: “Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the **freedom of speech**, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.”
- ▶ Given the protections provided by the First Amendment, our Ordinance should refrain from regulating wraps, stickers, and signs on vehicles.



# Proposed Ordinance



## ▶ Three Class Framework

- ▶ Class 1: Vehicles in this class are not allowed to be parked on private property or public streets within residential areas.
- ▶ Class 2: Vehicles in this class may only be parked on parking surfaces located on private property in residential areas.
- ▶ Class 3: Vehicles in this class may be parked on private driveways or public streets within residential areas, however, all equipment and ladders must be removed if parked on a public street and all equipment except ladders must be removed if parked on a driveway. Only one Class two or three vehicle may be parked at each residence.

# Class 1 Vehicles

- ▶ Heavy Construction Equipment
- ▶ Tow Trucks
- ▶ Ambulances
- ▶ Fire Trucks
- ▶ Dump Trucks
- ▶ Flatbed Trucks
- ▶ Busses,
- ▶ Box Trucks
- ▶ Any Vehicle with a trailer attached.
- ▶ Tractors
- ▶ Semi-tractor Cabs
- ▶ Trailers longer than 16 feet (measured from tip of tongue to rear of trailer)



# Class 2 Vehicles

- ▶ Trailers shorter than or equal to 16 feet in length as measured from the tip of the tongue to the rear of the trailer.



# Class 3 Vehicles

- ▶ All other vehicles with exterior equipment storage.
- ▶ Only one class three vehicle may be parked at each residence.



# Exceptions

- ▶ (1) While any such vehicle is expeditiously loading or unloading passengers, freight, materials or merchandise between the hours of 7:00 a.m. and 9:00 p.m.;
- ▶ (2) While the owners or operators of any such vehicle or equipment are engaged in the performance of a service on the property or on property in the immediate vicinity for a period of time reasonably necessary to complete the service;
- ▶ (3) While effecting emergency repairs when such vehicle is so disabled as to render it unsafe to proceed further;
- ▶ (4) Vehicles engaged in street construction, maintenance or repair of public service utilities;
- ▶ (5) Emergency vehicles including, but not limited to, law enforcement vehicles, fire department vehicles, ambulances, and vehicles operated by emergency medical services.



# Questions & Comments?



- ▶ What additional concerns need to be addressed?
- ▶ Are there any suggestions for vehicles that need to be added to the list?
- ▶ Do the classifications of any vehicles need to be changed?