

CHAPTER 2

PARKING REGULATIONS

(Ord. 011-2011, 11/08/2011; Ord. 007-2012, 05/08/2012)

SECTION:

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6-2-1: **SIGN REPLACEMENT; AUTHORITY:** The City Council may direct the placement of signs prohibiting, restricting or otherwise directing the stopping, standing or parking of vehicles on any public property, street or highway where it is determined that such stopping, standing or parking would unduly interfere with the free movement of traffic thereof, or to otherwise indicate standing or parking regulations. Such signs as are placed at the direction of the City Council or the State Road Commission shall be official signs, and no person shall stop, stand or park any vehicle in violation of the restrictions stated on such signs. (Ord. 94-1, 1-25-1994)

6-2-2: **RULES AND REGULATIONS; GENERALLY:**

A. Approach:

1. Every driver about to enter a parking space being vacated shall stop his or her vehicle and wait to the rear of the vehicle in the actual process of vacating the parking space.
2. No driver shall stop her or his vehicle ahead of a parking space being vacated and attempt to interfere with a driver who had waited properly in the rear of a parking space being vacated.
3. No driver shall stop and wait for a parking space unless the vehicle vacating the space is actually in motion in the process of vacating.

B. Parallel:

1. Two-Way Streets: Except as otherwise provided in this Section, every vehicle stopped or parked upon a two-way roadway shall be stopped or parked with the right-hand wheels parallel to and within twelve inches (12") of the right-hand curb or sidewalk if curb is not present. (For parking where a precipitate grade is present, see subsection 6-2-2L of this Section.)
 2. One-Way Streets: On one-way streets, vehicles may also park parallel with the curb and with the left-hand wheels adjacent to and within eighteen inches (18") of the left-hand curb.
- C. Angle: Angle parking is permitted on any street containing painted lines designating parking at an angle to the curb.
 - D. Traffic Obstruction: No person shall stop or park any vehicle upon a street in such a manner or under such conditions as to leave available less than twelve feet (12') of width of the roadway for free movement of vehicular traffic, nor upon any laned roadway within the lanes designated for moving traffic, nor on any public street or alley where the width of the roadway or traveled portion is less than twenty feet (20').
 - E. Alleys: No person shall park a vehicle within an alley, except during the necessary and expeditious loading and unloading of merchandise, and no person shall stop, stand or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property or interfere with free movement of traffic through the alley.
 - F. Cutting Through Corners: No driver of a motor vehicle, motorcycle or vehicle of any kind shall drive through any private driveway or private property, such as a gas station/convenience store or lot or similar area, whether vacant or not, with intent to avoid obedience to any traffic regulations set forth in this Title; and no person shall drive a motor vehicle, motorcycle or any other vehicle through any private driveway, lot or similar area where any business establishment, manufactory, retail store, drugstore, café, confectionary, drive-in food and drink establishment, or drive-in market or any other kind of business or trade is maintained or carried on for the purpose and with the intent of avoiding obedience to any traffic regulation or for the purpose and with the intent of harassing and annoying the owner thereof or the owner's patrons.
 - G. Stop When Intersection Obstructed: No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle the driver is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic-control signal indication to proceed.

- H. Ditches: It is unlawful for any person to park a vehicle in any ditch or gutter in such a manner as to hinder the free flow of the full stream of water through such ditch or gutter.
- I. Overnight Camping: Overnight and extended camping is prohibited in any City park or street, and no tents or other temporary structures are to be erected for camping purposes. The City may grant permission for one night stopovers for tourists or travelers who have and utilize self-contained stopover units such as campers or house trailers. Such units will be placed in designated areas after permission has been obtained from the City office and subject to personnel jurisdiction and supervision. Extended stopovers for more than one night for tourists and travelers is prohibited, unless specific approval is granted for such extension by the Mayor, Councilmember in charge of parks, or his designee.
- J. Blocking Streets or Highways: In addition to the parking provisions contained in the Utah Traffic Code, as adopted by the City¹, it shall be a Class B misdemeanor, subject to penalty as provided in Section 1-4-1 of this Code, for any person to:
1. Remain standing, lying or sitting on any street or highway in such a manner as to obstruct the free passage of vehicular or pedestrian traffic thereon.
 2. Willfully remain standing, lying or sitting on any street or highway in such manner for more than one minute after being requested to move by any police officer.
 3. Willfully remain on such street or highway in such manner as to obstruct the free passage of any person or vehicle into or out of any property abutting upon the street or highway or any property having access to such street or highway.
- K. Loading and Unloading: When not otherwise posted or subject to another ordinance of the City, it shall be unlawful for the driver of a passenger vehicle to stand or park such vehicle for a period of time longer than necessary for the loading or unloading of passengers, not to exceed ten (10) minutes, and for the driver to stand or park any freight-carrying motor vehicle for a period of time longer than is necessary to load, unload and deliver materials, not to exceed thirty (30) minutes in any place designated by resolution of the City Council as a loading zone and marked as such.
- L. Unattended Vehicles: No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition and removing the key, placing the transmission in park or the gears in low or reverse of the vehicle has a manual shift, or effectively setting the brakes thereon; and when standing upon any perceptible grade, turning the front wheels to the curb or side of

¹ See Section 6-1-1 of this Title.

the highway.

- M. Placing Signs: No person shall, without the permission of the City Council, place or cause to be placed on any street or sidewalk or on any building any sign preventing or forbidding the parking of vehicles in the street in front of any building or place of business. (Ord. 94-1, 1-25-1994)

6-2-3: **HANDICAPPED SPACES:** Only those vehicles carrying a distinctive (logo) handicapped license plate or transferable identification card may park in a parking space which is clearly identified as reserved for use by the handicapped. This Section applies to and may be enforced on public property and on private property which is used or intended for use by the public. (Ord. 94-1, 1-25-1994)

6-2-4: **SCHOOLS:**

- A. Authority To Post: Providence Elementary and Springcreek Middle School may post the school parking lots with appropriate signs prohibiting parking except as directed on the signs, between the hours of seven thirty o'clock (7:30) A.M. and four o'clock (4:00) P.M., inclusive. It is unlawful to park any vehicle on Providence Elementary and Springcreek Middle School property in violation of the direction given by such signs.
- B. Enforcement: The City has received a request from the Cache County School District to enforce such parking regulations and the City's designated law enforcement agency shall have full authority to patrol any parking lot on the school grounds to enforce this Section or any other ordinance. (Ord. 94-1, 1-25-1994; 1998 Code)

6-2-5: **PROHIBITED AREAS:**

- A. Specified: No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device, in any of the following places:
 - 1. On a sidewalk;
 - 2. In front of a public or private driveway;
 - 3. Within an intersection;
 - 4. Within fifteen feet (15') of a fire hydrant;
 - 5. On a crosswalk;

6. Within twenty feet (20') of a crosswalk at an intersection;
 7. Within thirty feet (30') upon the approach to any flashing beacon, stop sign or traffic-control signal located at the side of a roadway, except it shall be twenty feet (20') upon the approach to a flashing school crossing warning sign;
 8. Between a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless the traffic authority indicates a different length by signs or markings;
 9. Within twenty feet (20') of the driveway entrance to any fire station or within seventy five feet (75') of said entrance when properly sign posted;
 10. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
 11. On the roadway side of any vehicle stopped or parked at the end or curb of a street;
 12. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
 13. At any place where signs or markings placed by order of the City Council prohibit stopping, standing or parking, or in a manner contrary to the directions of such signs or markings;
 14. In any parking stall marked for angle parking with the rear wheels of the vehicle adjacent to the curb;
 15. In any parking stall marked by painted lines, unless the vehicle is entirely within such parking space or painted lines upon the surface of the street or parking area.
 16. On that portion of an unlaned roadway which is within fifteen feet (15') from the center of such roadway on a street not having adjacent curbs;
 17. Parking in a direction opposite to the direction of the traffic flow on a one-way street;
- B. Unlawfully Controlled Vehicle: No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful. (Ord. 94-1, 1-25-1994)
- C. Semi-Truck and Trailer Parking:
1. No refrigeration units may be left running within Providence City residential zones between the hours of 10:00 p.m. and 6:00 a.m.

2. Semi-trucks and/or trailers may not be parked closer than twenty-five feet to any residential, agricultural, or commercial driveway.
3. Semi-trucks and/or trailers parked in the City right-of-way must be parked right side to curb; in the absence of curb, left side to asphalt. (Ord. 007-2012, 05/08/2012)

6-2-6: **CERTAIN PURPOSES PROHIBITED:** No person shall park a vehicle upon any roadway or right of way for the principal purpose of:

- A. Displaying For Sale: Displaying such vehicle for sale;
- B. Repairs: Greasing or repairing such vehicle, except repairs necessitated by an emergency;
- C. Advertising: Displaying advertising; or
- D. Merchandise Sales: The sale of foodstuffs or other merchandise in any business district. (Ord. 94-1, 1-25-1994)
- E. Hour Limitation: No person who owns or has possession, custody or control of any trailer or vehicle shall park or leave standing any such vehicle on any public road, street, alley or City property for forty eight (48) or more consecutive hours and any vehicle so parked or left standing may be impounded and removed by the police. For purposes of impoundment and removal, the police may impound and remove any vehicle which reasonably appears to have remained unmoved for forty eight (48) consecutive hours. The cost of impoundment and removal shall be charged to the owner or any person who claims the impounded vehicle. (1998 Code)

6-2-7: **PUBLIC PARKING AREAS:**

- A. Defined: "Public parking area" means any land within the corporate limits of the City, other than public streets owned by or under the supervision and control of the City, county or any instrumentality of the State or Federal government, which has been specifically designated or made available for off-street parking purposes for the public at large or for a particularly limited or specified purpose.
- B. Sign Placement; Authority: The City Council is authorized to cause to be placed upon any public parking area within the City appropriate signs regulating parking thereon, including regulations pertaining to the maximum duration during which parking is allowed, periods of time when parking may be prohibited, specified uses for particular parking facilities, the designation of certain parking spaces for City, County, State or Federal employees and other matters pertaining to the efficient regulations and control of public parking areas.

- C. Violation Unlawful: When signs are in place in public parking areas controlling or regulating parking thereon and have been so placed in conformity with the provisions of this Chapter, it is unlawful to park any vehicle in a public parking area within the City in violation of the direction given on such signs. (Ord. 94-1, 1-25-1994)

6-2-8: **WINTER REGULATIONS:**

- A. Night Parking: It shall be unlawful for the driver or owner of any vehicle to park any vehicle or equipment on any street or right of way within eight feet (8') of the pavement in the City beginning 24 hours after the first measurable snowfall (enough to require City snow removal, which occurs after October 31) or December 1, whichever comes earlier, of each year and ending April 15 of the following year, between the hours of twelve o'clock (12:00) midnight and six o'clock (6:00) A.M. the next day, for a period of time longer than three (3) minutes when loading or unloading passengers. This subsection shall not apply to doctors on house calls, emergency vehicles, or vehicles used in the repair of utilities. (Ord. 011-2011, 11/08/2011)

The City will not be liable for any damage occurring to any vehicle or equipment parked on any street or right of way, during street and right of way maintenance. (OM 98-027 11/10/98)

- B. Hour Limitation: No person who owns or has possession, custody or control of any trailer or vehicle shall park or leave standing any such vehicle on any public road, street, alley or City property for forty eight (48) or more consecutive hours, and any vehicle so parked or left standing may be impounded and remove by the police. For purposes of impoundment and removal, the police may impound and remove any vehicle which reasonably appears to have remained unmoved for forty eight (48) consecutive hours. The cost of impoundment and removal shall be charged to the owner or any person who claims the impounded vehicle. These restrictions are only effective during the same time limitations stated in subsection A of this Section. (Ord. 94-1, 1-25-1994; 1998 Code)

6-2-9: **IMPOUNDING; AUTHORITY:** Every designated law enforcement officer is authorized summarily to seize and take possession of every abandoned or illegally parked or operated vehicle, which is declared to be an obstruction to traffic and a nuisance, wherever found, by removing or causing such vehicle to be removed and impounded in any authorized vehicle pound. Every designated law enforcement officer is also further authorized to seize and take possession of any vehicle which is being operated upon the public streets of the City with improper registration, or which the officer has good reason to believe has been stolen, or on which any motor number, manufacturer's number or identification mark has been defaced, altered or obliterated, and to remove or cause such vehicle to be removed and impounded in any authorized vehicle pound. An impounded

vehicle shall be stored and disposed of in accordance with the provisions of State law. (Ord. 94-1, 1-25-1994; 1998 Code)

6-2-10: PENALTY:

- A. Civil Penalties: Any person engaged in the unauthorized stopping, standing or parking of a vehicle within the City shall be liable for a civil penalty. Any penalty assessed herein, in appropriate cases, may be in addition to such other penalties as may be provided in the Uniform Traffic Code.
- B. Liability; Exception: Whenever a vehicle shall have been employed in the unauthorized stopping, standing or parking on the streets within the City, the person in whose name such vehicle is registered shall be strictly liable for such unauthorized stopping, standing or parking and the penalty thereof. Except that the person in whose name such vehicle is registered shall not be liable for a civil penalty for violations of subsections 6-2-2A, 6-2-2F, 6-2-2G, 6-2-2I, 6-2-2M and 6-2-5B. Penalties for violations of subsections 6-2-2A, 6-2-2F, 6-2-2G, 6-2-2I, 6-2-2M and 6-2-5B shall be imposed as provided in subsection C of this Section.
- C. Infraction: Any person who violates any of the provisions of subsections 6-2-2A, 6-2-2F, 6-2-2G, 6-2-2I, 6-2-2M and 6-2-5B shall for each and every violation and compliance, be guilty of an infraction, and upon conviction thereof shall be subject to penalty as provided in Section 1-4-1 of this Code for each offense or violation. (Ord. 94-1, 1-25-1994; 1998 Code)