

CITY OF MEADOW VALE

Ordinance #3, Series 2002-2003

AN ORDINANCE REPEALING AND REPLACING ALL CITY ORDINANCES RELATING TO

- (1) TRAFFIC CONTROL AND VEHICULAR PARKING;
- (2) PUBLIC NUISANCES;
- (3) JUVENILE CURFEW;
- (4) DISCHARGE OF WATER ONTO PUBLIC ROADWAYS; AND
- (5) ANIMALS

WHEREAS, the City of Meadow Vale desires to repeal and replace the ordinances most often utilized by the Meadow Vale Police Department in day to day enforcement,

AND WHEREAS, the City of Meadow Vale has reviewed those ordinances most often enforced by the Police Department, namely, all those involved with Traffic Control and Parking; Nuisance, Animals and Juvenile Curfew and has re-drafted same,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MEADOW VALE, KENTUCKY:

SECTION I: All City of Meadow Vale ordinances concerning Traffic Control and Parking; Nuisances and Juvenile Curfew are hereby repealed and replaced as follows:

CHAPTER 1 - Traffic Control and Vehicular Parking

SECTION 1: Definitions

- (a) Intersection: the portion of the public way located within the extensions of the street curbs or pavement edges of two or more streets which meet at any angle, regardless of whether or not the streets cross each other.
- (b) Park: to leave a vehicle in a stationary position, whether occupied or unoccupied, for a time period longer than that required to load or discharge passengers or property.
- (c) Public Way: the entire area between property lines of every street set aside for public travel.
- (d) Sidewalk: that portion of the public walkway between the curb or pavement edge and property lines intended for pedestrian travel.
- (e) Back yard: the area located behind the rear exterior wall of the dwelling.
- (f) Hard surface: concrete, asphalt or paver blocks.
- (g) Stop: to allow the vehicle to remain stationary longer than required to load and unload passengers.
- (h) Street: public ways, including alleys intended for vehicular travel.

- (i) Vehicle: the use of the term "vehicle": as found herein includes, but is not limited to, automobiles, vans, tractors (including garden tractors), trailers, trucks, campers, and all types of recreational vehicles, motorcycles, mopeds, or any other type of device designed to operate under its own power or to be pulled or pushed by any other type of vehicle.
- (j) Inoperable Vehicle: Any vehicle which remains unable to operate, and unregistered for a period of seven (7) days or longer.
- (k) Special Vehicle: Includes van, housecar or mobile home exceeding 6,000 pounds gross vehicle weight; airplane, boat, boat trailer, work trailer, other trailers, camper, tractor, work truck or any part of such aforementioned vehicles.
- (l) Abandoned vehicle: A vehicle that is:
 - 1. parked in any one place on any of the public ways and streets of the City for a period of seventy-two (72) consecutive hours or more; or
 - 2. parked in any other place, including, but not limited to, any parking lot, lawn or yard within the City for a period of seventy-two (72) hours or more: or
 - 3. parked in a designated fire lane for two (2) hours or more.

SECTION 2: Special Vehicle Parking

- (a) No Special vehicle or part of such vehicle of any weight shall be parked or stored on any property zoned single family residential (R1-through R-5), or on the side of any street adjacent to such property in the city unless the special vehicle:
 - 1. Is stored in a garage, or, if the lot does not contain an adequate garage, then;
 - 2. Is stored in the back yard on a hard surface, or if the lot does not have a back yard suitable for parking then;
 - 3. Is stored on the driveway of the home, provided the vehicle does not extend past the front wall of the house; or
 - 4. Was exempted by previous action of the City Commission as provided by previous legislation. *The grandfathered exemption is void and of no effect to any subsequent non-conforming vehicles owned by such exempt.

SECTION 3: Parking Inoperable Vehicles

- (a) No vehicle or special vehicle, which is inoperable, shall be parked or kept on any lot (except in garage), or on any street in the city.

SECTION 4: Parking Time Limits

- (a) Notwithstanding the provisions of the foregoing sections, nothing in here shall prohibit the temporary parking of a vehicle, described in Section 1 above, on a legal drive or street, (a) for cumulative periods of twelve (12) days or less during any calendar year, or (b) for continuous periods of 72 hours or less of a motor

vehicle being used in connection with improvements to or maintenance of the residence served during the periods of construction or maintenance, or while such vehicle is inoperable and awaiting removal by a commercial towing contractor.

SECTION 5: Vehicle Parking

- (a) No work vehicles over 6000 pounds gross vehicle weight shall be left on any premises except in a garage, or parked behind the rear wall of the residence and no more than five (5) vehicles (owned by the resident) of any type may be present on any premises at any one time. In addition, no vehicle (other than a vehicle grandfathered under Section 2 above) which is longer than 21 feet is allowed to be parked anywhere in the city.

SECTION 6: Responsibility for Vehicle When Parked

- (a) If any vehicle is found to be in violation of any provision of the ordinances, rules or regulations of the City and the identity of the person responsible for the violation cannot be determined, the owner or person or entity in whose name the vehicle is registered shall be held responsible for each such violation.
- (b) The fact that any vehicle, which is illegally parked, is registered in the name of a person, firm or corporation shall be considered prima facie proof that such person was in control of the automobile at the time of such parking.
- (c) The owner of the property on which there is any vehicle parked in violation of this ordinance shall be subject to the same penalties as the owner of the vehicle or person illegally parking or storing the vehicle.

SECTION 7: Abandoned Vehicles

- (a) No person shall abandon a vehicle on any public street, parking lot, lawn or yard within the City of Meadow Vale.
- (b) Any person who violates the provisions of this section shall be subject to the penalties set forth in Chapter Six (6).

SECTION 8: Stopped Vehicles

- (a) No person shall stop a vehicle, leave it standing or cause it to stop or to be left standing upon the main traveled portion of a road or street.
- (b) Whenever a police officer finds a vehicle standing upon such a road or street in violation of this Section, said officer may remove the vehicle, at the owner's expense, or require the operator or other person in charge of the vehicle to remove it.
- (c) No vehicle shall be left unattended with the keys in the ignition or in plain sight in the vehicle.

SECTION 9: Vehicle Operating Speed

- (a) It shall be unlawful to operate any vehicle or to drive on any street in the City at a speed in excess of twenty (20) miles per hour, unless posted otherwise.

SECTION 10: Vehicle Operation

- (a) The operator of any vehicle upon the streets of the City shall operate said vehicle in a careful manner, with regard for the safety and convenience of pedestrians and other vehicles upon the streets.

SECTION 11: Traffic Control Devices

- (a) It shall be unlawful for the driver of any vehicle to disobey the signal of any official traffic control device or sign erected in the City by the authority of the City Commissioners, or to disobey the personal direction of a police officer. Such sign, signal, marking or barrier shall be held to have the same authority as the personal direction of a police officer.

SECTION 12: Vehicle Weight

- (a) It shall be unlawful to operate any vehicle over the gross weight of 7 tons upon the streets and ways of the City. Those vehicles traveling within the City of Meadow Vale being used in connection with improvements to or maintenance of a residence located in the City, are hereby exempt from this provision.

SECTION 13: Vehicle Working Order

- (a) No person shall operate any vehicle on the streets or ways of the City unless it is in good working order and in such safe mechanical condition, including a properly functioning sound control device, and emergency lighting such as brake lights, so as to not endanger the driver or other occupants or any person using said streets and ways.

SECTION 14: Valid Driver's License

- (a) Every person operating a vehicle on the streets and ways of the City shall have a valid driver's license in his/her immediate possession at all times and shall display it upon the demand of any City police officer.

SECTION 15: Vehicle License Plates

- (a) It shall be unlawful to operate a vehicle upon the City streets and ways, that does not have displayed, thereon, the proper Motor Vehicle License Plate and a renewed registration tag.

SECTION 16: Vehicle As Nuisance or Obstruction

- (a) It shall be unlawful for any person to leave any type of vehicle in such a manner as to cause or constitute a nuisance, obstruction or hindrance upon any public way or sidewalk within the City at any time.

SECTION 17: Parking Near Fire Hydrant

- (a) It shall be unlawful for any person to stop or park a vehicle closer than-WP on either side of a fire hydrant.

SECTION 18: Parking on Sidewalk

- (a) It shall be unlawful for any person to park a vehicle on a sidewalk, or park in such a manner as to block a sidewalk or a driveway.

SECTION 19: Parking on Lawns and Yards

- (a) It shall be unlawful for any vehicle to be parked on any other place except an area specifically and properly designed for the purpose of parking vehicles and constructed of asphalt blacktop, concrete or paver blocks. No vehicle shall be parked, stopped or left standing in any yard or lawn immediately to the front, rear, or either side of any house, garage or structure within the City which does not actually constitute an area specifically and purposely designed for the parking of vehicles. Any vehicle parked on a street or public way in a manner such that one or more wheels rest in a yard, lot or lawn more than twelve inches (12") from the curb or pavement edge shall be deemed to be in violation of this paragraph.

SECTION 20: Exceptions to Parking Code

- (a) If a resident's driveway is completely full to the extent that no other vehicle can physically park in it with all four tires resting in the resident's driveway, then it is permissible to park on one side of the street subject to other limitations set forth by this Chapter. Parking must be limited to the side of the street where the private social occasion is taking place. Parking on both sides is prohibited in order to maintain access to emergency vehicles.
- (b) Except in the event of an emergency, any citizen of the City must notify the Police Chief of his or her intent to park vehicles in locations otherwise prohibited under the provisions of this chapter. Notice must be submitted to the Chief before the date on which exceptions are to be made. Parking must be limited to the side of the street where the event is taking place. Parking on both sides is prohibited in order to maintain access to emergency vehicles.

SECTION 21: Handicapped Parking Regulations

- (a) Provision for handicapped parking spaces: All owners of off-street parking facilities intended for public use shall have a number of level parking spaces, and each space shall be identified by above ground signs as a reserved parking space shall be not less than twelve (12) feet wide.
- (b) Forbidden parking: No person or owner of a vehicle shall park in an authorized "Handicapped Only" parking space.
- (d) Exceptions to section 24: Owners of vehicles that have special parking permits, that have not expired, issued by the Jefferson County Clerk, and owners of vehicles that have a handicapped license plate are exempt from the provisions of Section 23.

SECTION 22: VIOLATIONS

- (a) Violators of any Section of this Chapter will be subject to the penalties set forth in Chapter Six (6) of this ordinance.