

TITLE 10
VEHICLES AND TRAFFIC

CHAPTERS:
10.12 PARKING

CHAPTER 10.12

PARKING

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10.12.010 DEFINITIONS

As used in this chapter the following words shall be defined as follows, unless the context otherwise requires:

“Commercial motor vehicle” shall have the same meaning as provided for in A.R.S. § 28-5201 as currently constituted and as may be amended from time to time.

“Individual parking space” means a portion of the paved surface of the street of sufficient length and depth from the sidewalk curb to accommodate a vehicle to be parked as shall be specified and marked off by the Public Works Director and Chief of Police of the Town.

“Motor vehicles” means self-propelled vehicle.

“Parking” means the standing of a vehicle upon a street whether such vehicle is occupied or not and whether such vehicle is accompanied or not by an operator for a period of time in excess of two minutes.

“Vehicle” means any device in, upon or by which any person or property is or may be transported upon a public highway except such as are used exclusively upon stationary rails or tracks and such devices as are propelled exclusively by human power.

(Ord. No. 127 § 1, 1947:Ord. No. 379)

10.12.020 METHOD OF PARKING

- A. Except as otherwise posted, every vehicle stopped or parked upon a roadway where there are adjacent curbs shall be so stopped or parked with the passenger side wheels of such vehicle parallel to and within eighteen (18) inches of the passenger side curb
- B. Except as otherwise provided, where there is no adjacent curb, vehicles should be parked off main traveled portions of the roadway facing in the direction of travel
- C. It is a civil traffic violation for anyone to leave any type of vehicle unattended without first having secured such vehicle to prevent it from rolling or moving, so as to constitute a hazard.

(Ord. No. 127 § 2, 1947:Ord. No. 379)

10.12.030

DESIGNATION OF INDIVIDUAL PARKING SPACES

The Public Works Director and Chief of Police are authorized and directed to designate and mark off such individual parking spaces as they deem proper along the streets in the congested traffic area, for the parking of vehicles. At each place where individual parking is so marked off, each vehicle shall be parked entirely within an individual parking space.
(Ord. No. 127 § 3, 1947:Ord. No. 379)

10.12.040

BLOCKING TRAFFIC

- A. No person shall stop, stand, or park any motor vehicle, vehicle, or object upon a street in such a manner as to leave available less than ten (10) feet of the width of the roadway for the free movement of vehicular traffic, except that a person may stop temporarily, in the actual loading or unloading of passengers, or as required by traffic signs or signals of a police officer or other duly authorized town agent.
- B. No person shall stop, stand, or park a motor vehicle, vehicle, or object within an alley or entrance to a private driveway except for loading or unloading of materials, and not then unless such loading or unloading can be accomplished without blocking the alley to the free movement of vehicular traffic.
- C. No person shall permit a vehicle or object to be stopped, stood, or parked upon a street or designated public parking area in such a manner as to constitute a nuisance or to obstruct or impede the flow of traffic or emergency vehicle access.

(Ord. No. 127 § 4, 1947:Ord. No. 379)

10.12.050

AUTHORITY TO ERECT SIGNS RESTRICTING PARKING

- A. The Police Chief or duly authorized town agent, upon approval of the Council, may erect signs requiring parking at an angle to the curb, allowing parking on the left-hand curb on one-way street, notifying drivers that parking is prohibited and restricting parking in any way that may be necessary. When such signs have been erected, no person shall stop or stand a vehicle in disobedience to such parking restrictions.
- B. The Police Chief or duly authorized town agent, with approval by the Town Council, is authorized to change parking signs, color codes, marks, stripes, or other parking indicators to regulate the parking of vehicles on the streets and in public parking areas within the Town.
- C. The Police Chief or Public Works Director, with approval by the Town Council, shall cause to be placed and maintained signs, or other parking indicators on any areas, curbs, walls, or other places reasonably designed to provide adequate public notice of restrictions and regulations related to parking of vehicles on the streets and public parking areas located within the Town.

(Ord. No. 127 § 5, 1947:Ord. No. 379)

10.12.060

RESTRICTED PARKING

- A. All areas and parking places which are marked in the color red or with "no parking" signs shall be designated "no parking" zones and no person shall park a vehicle in such a designated area, excepting for emergency vehicles.

- B. All areas and parking places which are marked in the color yellow or with limited parking signs shall be designated loading zones, and no person shall park a vehicle in such a designated area, except for the express purpose of loading or unloading a vehicle and for no greater time than is permitted by the signage to load or unload such vehicle.
- C. All areas and parking places which are marked in the color blue or with handicap parking shall be designated parking for person(s) with physical disabilities. No person shall park a vehicle in a parking space set aside and identified for use only by person(s) with physical disabilities, unless the vehicle is transporting a person who has a disability and the vehicle has displayed thereon a distinguishing insignia or numbered plates bearing the international wheelchair symbol as provide in A.R.S. § 28-884.
- D. The Council may prohibit parking on certain streets or during certain hours. The Public Works Director shall erect signs to give notice of such prohibitions or shall paint the curb red. It shall be unlawful to park in such prohibited areas.

(Ord. No. 127 § 6, 1947:Ord. No. 379)

10.12.70 PARKING REGULATED

- A. Vehicles may be parked on all streets and in public parking spaces located within the corporate limits of the town, except where parking is restricted, regulated, limited, or prohibited by this code or as set forth in A.R.S. § 28-873.
- B. No person shall park a vehicle at any time that is prohibited by official signs, where there are red curb markings, or by order of a police officer or duly authorized agent of the town.
- C. It is unlawful for any person to stop, stand, or park any motor vehicle, or other vehicle, upon a street in such manner or under such conditions as to leave available less than ten feet of width of the roadway for the free movement of vehicular traffic, except that a person may stop temporarily, in the actual loading or unloading of passengers, or, when necessary, in the observance of traffic signs or signals of the police.
- D. It is unlawful for any person to park a motor vehicle, or other vehicle, within an alley or entrance to a private driveway except for temporary loading or unloading.
- E. No person shall park a vehicle upon any roadway for the principal purpose of:
 - a. Displaying such vehicle for sale; or
 - b. Repairing, servicing, or overhauling such vehicle, except to make actual emergency repairs necessary to move the vehicle from the parking lot, street, highway, or alley; or
 - c. Storing such vehicle or for the purpose of salvaging parts of such vehicle.
- F. No commercial vehicles shall be parked on any street, except for the purpose and during the time of the loading or unloading of such vehicles, or without a permit issued by the Police Department.
 - a. The Police Department shall make a record specifying an indicated time, date, address or location, and name of the individual obtaining the permit for loading or unloading purposes.
 - b. Over-parking or improper use of the permit shall be punishable by the issuance of a parking citation or court complaint. The cost of such permit shall be a minimum of five dollars (\$5.00).
- G. No person shall stop, stand or park any motor home, camping trailer, boat trailer, recreational vehicle or similar vehicles, on the streets and alleys of the town for a period

of more than forty-eight (48) hours consecutive hours. Movement from one location within the town to another location in the town shall not interrupt the running of number of hours required to constitute a violation of this section.

(Ord. No. 127 § 7, 1947:Ord. No. 379)

10.12.080 **PENALTY**

Any violation of or failure or refusal to do or perform any act required by Chapter 10 of this Code commits a civil traffic violation. Civil traffic violations are subject to the provisions of A.R.S. Title 28, any amendments thereto, and the rules of procedure for civil traffic offenses.

The notice of parking violation shall include the date, time, and location of the violation, the vehicle registration number, reference to the Town Code provisions violated, and a warning that failure either to pay the fine indicated on the notice or to appear at the location indicated on the notice of parking violation and otherwise dispose of the charge within twenty (20) calendar days from the date on which the notice was issued may result in a judgment by default being entered against the registered owner of the vehicle, plus additional fees and court costs, and that the vehicle may thereafter be subject to towing and impoundment.

The notice of parking violation attached to the vehicle pursuant to this section shall be deemed constructive notice to the registered owner that the vehicle may be impounded in accordance with Section 10.12.100 of this chapter.

In addition to a traffic citation, a violation of this chapter may, at the discretion of the Police Department, result in the vehicle being towed pursuant to Section 10.12.100 of this chapter. (Ord. No. 127 § 8, 1947:Ord. No. 379)

10.12.090 **VIOLATORS TO BE TICKETED**

It shall be the duty of the police officers of the Town, acting in accordance with the instructions issued by the Chief of Police of the Town to report:

- A. The state license number of such vehicle which is parking in violation of any of the provisions of this chapter;
- B. The time during which such vehicle is parking in violation of any of the provisions of this chapter;
- C. Any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violations.

Each officer shall also attach to such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of the provisions of this chapter and instructing the owner or operator to report to the Town Magistrate of the Town, or such other instructions as are hereinafter provided in lieu thereof, in regards to such violation.

(Ord. No. 127 § 9, 1947:Ord. No. 379)

10.12.100

TOWING AND IMPOUNDMENT

- A. In addition to a traffic citation, a violation of this Chapter may, at the discretion of the Police Department, result in the vehicle being towed away at the owners expense and liability by a towing service designated by the Town to location designated by the Police Department, where it shall be stored until the owner of said vehicle retrieves it. If the owner of the vehicle so requests, in lieu of towing to a Town-designated storage facility, the owner of the vehicle may designate a repair facility to which the vehicle may be towed. The owner of the vehicle shall be responsible for all costs of towing and storage.
- B. The Police Department shall maintain a record of all vehicles impounded. Such records shall show the date and the location from which the vehicle was removed, the reason for such removal and impounding, and location at which the vehicle is stored. The Police Department shall further arrange for adequate towing service to implement the provisions of the title. The Police Department is authorized to use a commercial towing service for the towing and storage of any impounded vehicles.
- C. The Police Department shall direct the return to the owner of an impounded vehicle when the owner has furnished evidence of his/her identity and ownership, signed a receipt and paid the cost for towing and storage fees set for the by the commercial towing service authorized and designated to carry out such function under the direction of the Police Department. The payment of such removal and storage fees shall not release the owner or driver of such vehicles of any other penalty imposed for a violation of this title or any of the ordinances of the Town or the laws of the State of Arizona.
- D. The registered owner(s) of any vehicle which has been parked in violation of any of the provisions of this chapter or any other town ordinance prohibiting or restricting parking shall be responsible for such violation and subject to penalty therefore.

(Ord. No. 127 § 10, 1947:Ord. No. 379)

10.12.110

CHAPTER TO SUPPLEMENT GENERAL TRAFFIC ORDINANCE

- A. This chapter shall be construed as a supplement to the general traffic ordinance and all other ordinances of the Town regulating traffic, parking and the use of the streets, which shall be in force and effect in the congested district except insofar as modified by the provisions hereinbefore set forth. Any authority heretofore or hereafter exercised by the Town under any ordinance, rule or regulation restricting or prohibiting parking, independent of time limits, shall in no manner be affected by this chapter or any of the provisions thereof.
- B. Nothing in this chapter shall be construed as prohibiting the Town from providing for free parking space for, loading and unloading, for taxicabs, stands, and for other matters of similar nature.

(Ord. No. 159, 1964: Ord. No. 127 § 11, 1947:Ord. No. 379)