

## ORDINANCE NO. 697

### **AN ORDINANCE RELATING TO THE PARKING OF VEHICLES AND TRAILERS ON CITY STREETS, PRIVATE OR PUBLIC PROPERTY; SETTING REGULATIONS AND PENALTIES FOR VIOLATIONS; AND REPEALING ORDINANCE 171.**

**The city of Aumsville does ordain as follows:**

**Section 1. Definitions.** Except where the context indicates otherwise, the singular includes the plural and the masculine includes the feminine. The following mean:

- (A) City. City of Aumsville.
- (B) Person. Every natural person, firm, partnership, association or corporation, whether acting for itself or as an employee or agent.
- (C) Motor vehicle. A vehicle that is self-propelled or designed for self-propulsion.
- (D) Vehicle. Any device in, upon or by which any person or property is or may be transported or drawn upon a public highway including vehicles propelled or powered by any means, other than human-propelled or powered.
- (E) Trailer. Every vehicle without motive power designed to be drawn by another vehicle.
- (F) Sidewalk means the area on a street having a shoulder, that portion of the between the outside lateral line of the shoulder and the adjacent property line capable of being used by a pedestrian or, on the side of a street having no shoulder, that portion of the street between the lateral line of the roadway and the adjacent property line capable of being used by a pedestrian.
- (G) Streets. Every public way, road, street, thoroughfare and place, including but not limited to improved or unimproved city right-of-way, bridges, viaducts, and other structures within the boundaries of the City open, used, or intended use.
- (H) City Council. Governing body of the City.
- (I) Camper means a structure that:
  - 1. Has a floor;
  - 2. Is designed to be mounted upon a motor vehicle;
  - 3. Is not permanently attached to a motor vehicle upon which it is mounted;
  - 4. Is designed to provide facilities for human habitation or for camping;
  - 5. Is six feet or more in overall length;
  - 6. Is five and one-half feet or more in height from floor to ceiling at any point; and
  - 7. Has no more than one axle designed to support a portion of the weight of the camper.
- (J) Motor home means a motor vehicle that:
  - 1. Is reconstructed, permanently altered or originally designed to provide facilities for human habitation; or
  - 2. Has a structure permanently attached to it that would be a camper if the structure was not permanently attached to the motor vehicle.

(K) Recreational vehicle means a vehicle with or without motive power designed for use as temporary living quarters and as further defined by rule by the State of Oregon's Director of Transportation.

1. Recreation Area. A, playground, watercourse, creek, or other area in the City, devoted to active or passive recreational use by the public.
2. Abandoned Vehicle. A Vehicle with one or more of the following conditions for more than 24 hours:
  - a) The vehicle fails to have a lawfully affixed, unexpired registration plate, or fails to display current registration.
  - b) The vehicle appears to be inoperative or disabled.
  - c) The vehicle appears to be wrecked, partially dismantled, or junked.

**Section 2. Violations.** It is unlawful for:

- (A) Any vehicle to be parked on or across any portion of a sidewalk.
- (B) A trailer to remain on a city street, for a period of more than five (5) days in any 30-day period.
  1. Parking or storage of vehicles, trailer, recreation vehicle, or personal property within the City's improved or unimproved right-of-way.
- (C) Abandoned Vehicles to be on a city street at any time.
- (D) Vehicles, within 20 feet of an intersection, or vehicles parked in a manner otherwise that creates a sight obstruction for vehicular traffic or capable of impeding pedestrian travel as determined by an official officer of the Aumsville police department.
- (E) A Vehicle to block any private or public driveway.
- (F) A Vehicle to be parked within 10 feet of a fire hydrant.
- (G) A Vehicle to be parked in a City posted or authorized "NO PARKING" Zone
- (H) An unattended vehicle with the engine running to be left on any city street or public property.
- (I) Parking of a vehicle of over 15,000 pounds gross weight on a city street overnight.
- (J) Parking of a vehicle or trailer on a city street, to make any mechanical repairs, other than those of a minor nature, and not to involve more than 24 hours to complete.
- (K) Parking of an unattended vehicle, trailer, or camper on a city street, or public property, that has any part thereof suspended by a vehicle jack, or any other unstable device.
- (L) Parking a vehicle in any alley, except to load or unload persons or materials.
- (M) Parking, other than in front of the home of the vehicle owner, upon any street for the principal purpose of displaying such vehicle for sale.
- (N) Parking upon any street for the principal purpose of storing, or permitting to be stored, a motor vehicle, recreational vehicle, boat, trailer, or other personal property. It shall constitute prima facie evidence of storage of a motor vehicle if the same is not moved for a period of 72 hours. The continuity of the time shall not be deemed broken by movement of the vehicle elsewhere on the block unless the movement removes the vehicle from the block where it was located before it is returned.

- (O) Parking perpendicular or diagonally to the sidewalk or curb, except in areas designated and posted for this type parking.
1. No person shall stand or park a vehicle in a street other than parallel with the edge of the roadway, headed in the direction of lawful traffic movement, and with the curbside wheels of the vehicle within twelve inches of the edge of the curb, except where the street is marked or signed for angle parking.
- (P) Placing a camper on a city street at any time, when not mounted on a motor vehicle.
- (Q) Parking a recreational vehicle on a city street or city right-of-way for a period of more than five days in any 30-day period.
- (R) No person in a park shall:
1. Drive any vehicle on any area except designated paved park roads, driveways, or parking areas.
  2. Park a vehicle in other than an established parking area or other such areas as may on occasion be specifically designated as temporary parking.
  3. Double park any vehicle on any road or parkway unless directed by a park official or traffic officer.

**Section 3. Violation.** Violation of Section 2 of this ordinance shall be subject to a penalty of no more than \$100.00.

**Section 4. Separate Violation.** Each day and/or violation of a provision of this ordinance constitutes a separate offense.

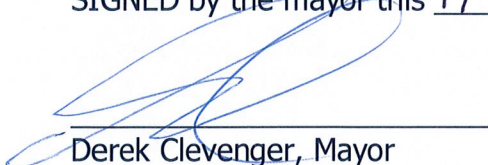
**Section 5. Repeal.** Ordinance 171 is hereby repealed.

**Section 6. Effective Date.** This ordinance shall take effect on the thirtieth day after its enactment.

Read first on the 23<sup>rd</sup> day of November 2020. READ a second time on the 14<sup>th</sup> day of December, 2020. ADOPTED AND PASSED by the Aumsville City Council on the 14<sup>th</sup> day of December, 2020.

  
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Ron Harding, City Administrator

SIGNED by the mayor this 17<sup>th</sup> day of December, 2020

  
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Derek Clevenger, Mayor