

ORDINANCE NO. 17-5516

AN ORDINANCE OF THE CITY COUNCIL OF LEBANON TO AMEND THE LEBANON MUNICIPAL CODE RELATIVE TO PARKING REGULATIONS

WHEREAS, the Lebanon Municipal Code (LMC) regulates vehicle parking within the City of Lebanon in Title 15, Chapter 6, and in Title 15, Chapter 8, Section 803; and

WHEREAS, the LMC needs updating relative to parking regulations in order to protect the health, welfare, and safety of Lebanon's citizens.

NOW, THEREFORE, BE IT ORDAINED by the City of Lebanon, Tennessee, as follows:

Section 1. The Mayor and the Commissioner of Finance and Revenue are hereby authorized to amend the Lebanon Municipal Code in the following manners relative to regulating vehicle parking within the City of Lebanon:

A. The current Chapter 6 of Title 15 (entitled "Parking") shall be deleted in its entirety and the new Title 15, Chapter 6 (entitled "Parking") attached to this ordinance as Exhibit A and incorporated herein as if appearing verbatim shall be substituted in its place.

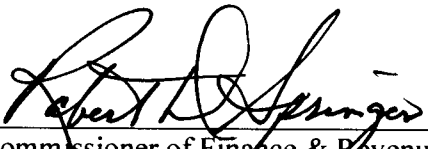
B. The current LMC 15-803 (entitled "Illegal Parking") shall be deleted in its entirety and the following new LMC 15-803 shall be substituted in its place:

15-803. Illegal parking. Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by this code, the officer finding the vehicle shall take its license number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to the vehicle a citation for the driver and/or owner to answer for the violation within city court. Vehicles found parked and or abandoned that obstruct the flow of traffic may be deemed a risk to the safety and well being to other motorists. Vehicles found to be a possible risk to the public may be towed (at the owners expense) to avoid potential accidents. (Ord. No. 17-5516, 2007).

Section 2. This ordinance shall take effect immediately upon its passage, the public welfare requiring the same.

Attest:

Approved:

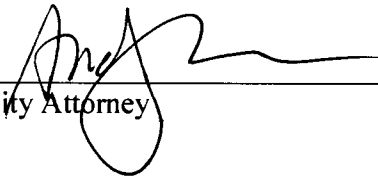


Commissioner of Finance & Revenue



Mayor

Approved as to form:



City Attorney

Passed first reading: 8/15/17

Passed second reading: 9/05/17

EXHIBIT A
ORD. NO. 17-5516

CHAPTER 6

PARKING

SECTION

- 15-601. Generally.
- 15-602. Angle parking.
- 15-603. Occupancy of more than one space.
- 15-604. Where prohibited.
- 15-605. Loading and unloading zones.
- 15-606. Designation of public carrier stops and stands.
- 15-607. Stopping, standing, and parking of buses and taxicabs regulated.
- 15-608. Restricted use of bus and taxicab stands.
- 15-609. Presumption with respect to illegal parking.

15-601. Generally. No person shall leave any motor vehicle unattended on any street without first setting the brakes thereon, stopping the motor, removing the ignition key, and turning the front wheels of the vehicle toward the nearest curb or gutter of the street.

Except as hereinafter provided, every vehicle parked upon a street within the City of Lebanon shall be so parked that its right wheels are approximately parallel to and within eighteen (18) inches of the right edge or curb of the street. On one-way streets where the city has not placed signs prohibiting it, vehicles may be permitted to park on the left side of the street, and in such cases the left wheels shall be within eighteen (18) inches of the left edge or curb of the street.

Notwithstanding anything else in this code to the contrary, no person shall park or leave a vehicle parked on any public street or alley within the fire limits between the hours of 1:00 A.M. and 5:00 A.M. or on any other public street or alley for more than twenty-four (24) consecutive hours without the prior approval of the chief of police or his designee.

Furthermore, no person shall wash, grease, or work on any vehicle, except to make repairs necessitated by an emergency, while the vehicle is parked on a public street. (1968 code, § 9-501; as amended by Ord. No. 17-5516, September 2017)

15-602. Angle parking. On those streets which have been signed or marked by the city for angle parking, no person shall park or stand a vehicle other than at the angle indicated by the signs or markings. No person shall angle park any vehicle which has a trailer attached thereto or which has a length in excess of twenty-four (24) feet. (1968 code, § 9-502)

15-603. Occupancy of more than one space. No person shall park a vehicle in any designated parking space so that any part of the vehicle occupies more than one such space or protrudes beyond the official markings on the street or curb designating the space unless the vehicle is too large to be parked within a single designated space. (1968 code, § 9-503)

15-604. Where prohibited. No person shall park a vehicle in violation of any sign placed or erected by the state or city, nor:

- (1) On a sidewalk; provided, however, a bicycle may be parked on a sidewalk if it does not impede the normal and reasonable movement of pedestrian or other traffic;
- (2) In front of a public or private driveway;
- (3) Within an intersection;
- (4) Within fifteen (15) feet of a fire hydrant;
- (5) Within a pedestrian crosswalk.
- (6) Within twenty feet (20') of a crosswalk at an intersection;
- (7) Within thirty feet (30') upon the approach of any flashing beacon, stop sign or traffic control signal located at the side of a roadway;
- (8) Within fifty (50') feet of the nearest rail of a railroad crossing;
- (9) Within twenty feet (20') of the driveway entrance to any fire station, and on the side of the street opposite the entrance to any fire station within seventy-five feet (75') of such entrance when properly signposted;
- (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 edge or curb of a street;
- (12) Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
- (13) In a parking space clearly identified by an official sign as being reserved for the physically handicapped, unless, however, the person driving the vehicle is (a) physically handicapped, or (b) parking such vehicle for the benefit of a physically handicapped person. A vehicle parking in such a space shall display a certificate of identification or a disabled veteran's license plate issued under Tennessee Code Annotated, title 55, chapter 21.
- (14)
 - (a) In an alleyway, fire lane and/or driveway of a private parking lot, in such a manner that shall block access of fire equipment to buildings located on or about said alleyways, fire lanes and/or parking lot driveways.
 - (b) Temporary parking of vehicles in a public alley or parking lot driveway for the express purpose of loading or unloading merchandise or supplies shall not be a violation under this chapter so long as said vehicle is not left unattended.
 - (c) The parking of vehicles in a public alley and/or public driveway located on private parking lots for a period greater than thirty (30) minutes shall be presumed to be other than temporary parking under this section.
 - (d) No vehicle shall be parked on any public accessible street or alley that would result in the obstruction to normal traffic flow patterns, this would include causing a driver to change lanes into oncoming traffic to avoid a parked vehicle. Vehicles found parked and or abandoned that obstruct the flow of traffic may be deemed a risk to the safety and well-being to other motorists. Vehicles found to be a possible risk to the public may be towed to avoid potential accidents.

- (e) No temporary parking or blocking shall be allowed in any area designed and noted as a fire lane under the fire codes for the City of Lebanon.
- (f) This section expressly applies to all public alleyways and also to all public parking lots located in the City of Lebanon which contain more than ten (10) parking spaces.
- (g) Those persons found guilty of the violation of this section shall be subject to a fine according to the general penalty provision of this municipal code of ordinances. (1968 code, § 9-504, modified; ord. 88-661, §§ 1-6; as amended by Ord. No. 17-5516, September 2017)

15-605. Loading and unloading zones. No person shall park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers or merchandise in any place marked by the city as a loading and unloading zone.

All loading and unloading zones designated as merchant loading zones shall be for the express purpose of loading and unloading merchandise by merchants and shall be subject to a maximum two (2) hour time limit and general public parking in such designated areas shall be limited to fifteen (15) minutes for the purpose of loading and unloading passengers. Any owner or operator of a vehicle found to be violating the fifteen (15) minute time limit shall be subject to a fine not to exceed fifty dollars (\$50.00). (1968 code, § 9-505; as amended by Ord. #05-2736, May 2005)

15-606. Designation of public carrier stops and stands. The commissioner of public works is hereby authorized to establish bus stops, bus stands, taxicab stands, and stands for other passenger common-carrier motor vehicles on such public streets, in such places, and in such number as he determines to be of the greatest benefit and convenience to the public, and every such bus stop, bus stand, taxicab stand, or other stand shall be designated by appropriate signs.

When a public carrier stop or stand has been designated for the use of a particular carrier, the carrier shall pay five dollars (\$5.00) per month for each parking space so designated. (1968 code, § 9-506)

15-607. Stopping, standing, and parking of buses and taxicabs regulated.

- (1) The operator of a bus shall not stand or park it upon any street at any place other than a bus stand so designated as provided herein.
- (2) The operator of a bus shall not stop it upon any street at any place for the purpose of loading or unloading passengers or their baggage other than at a bus stop, bus stand, or passenger loading zone so designated as provided herein, except in case of an emergency.
- (3) The operator of a bus shall enter a bus stop, bus stand, or passenger loading zone on a public street in such a manner that the bus when stopped to load or unload passengers or baggage is in a position with the right front wheel not further than eighteen (18) inches from the curb and the bus approximately parallel to the curb so as not unduly to impede the movement of other vehicular traffic.

- (4) The operator of a taxicab shall not stand or park it upon any street at any place other than in a taxicab stand so designated as provided herein. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers. (1968 code, § 9-507)

15-608. Restricted use of bus and taxicab stands. No person shall stop, stand, or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated and appropriately signed, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter the zone. (1968 code, § 9-508)

15-610. Presumption with respect to illegal parking. When any unoccupied vehicle is found parked in violation of any provision of this chapter, there shall be a prima facie presumption that the registered owner of the vehicle is responsible for the illegal parking. (1968 code, § 9-515)