

CHAPTER 72: PARKING REGULATIONS

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GENERAL REGULATIONS

72.01 OBSTRUCTIONAL PARKING; DOUBLE PARKING.

(A) It shall be unlawful for any person to leave any vehicle or any other thing that may be a nuisance, obstruction or hindrance in or on any street, alley or sidewalk within the municipality either during the day or night.

(B) It shall be unlawful for any person to stop or park any vehicle on the roadway side of any other vehicle stopped or parked at the edge or curb of a street.

(>97 Code, ' 8-65) Penalty, see ' 10.99

72.02 MANNER OF PARKING.

(A) It shall be unlawful for the operator of any vehicle to stop or park the vehicle in a manner other than with its right-hand side toward and parallel with the curb, except that where parking is permitted on the left side of a one-way street, the left-hand side shall be so parked and except for commercial loading and unloading on one-way streets.

(B) No vehicle shall be parked or left standing on any street unless its two right wheels are within six inches of and parallel with the curb, except that on one-way streets where parking is permitted on the left side, the two left wheels are to be within six inches of and parallel with the curb.

(C) No vehicle shall be backed to the curb on any street except that wagons and trucks may do so when loading and unloading provided that such loading and unloading and delivery of property and material shall not consume more than 30 minutes. The backing of trucks or wagons is prohibited at all times and on all streets in the city where any truck or wagon so backed

interferes with the use of the roadway of moving vehicles or occupies road space within ten feet of the center line of the street.

(D) The Town Marshal may establish diagonal parking at certain places, requiring the parking of vehicles at a certain angle to the curb and within a certain portion of the roadway adjacent thereto. However, diagonal parking shall not be established where the roadway space required therefor would be within ten feet of the center line of any street. The Town Marshal shall designate such places by suitable signs and shall indicate by markings on the pavement the required angle and the width of the roadway space within which the vehicle shall park.

(E) It shall be unlawful for the operator of any vehicle to so park such vehicle that any part thereof shall extend beyond the lines marking the side or the rear of the space assigned for one vehicle.

(>97 Code, ' 8-66) Penalty, see ' 10.99

72.03 LIMITATIONS ON STOPPING AND PARKING; NO SIGNAGE REQUIRED.

It shall be unlawful for the operator of any vehicle to stop or park the vehicle except in a case of real emergency or in compliance with the provisions of this traffic code or when directed by a police officer or traffic sign or signal at any time in the following places:

(A) On the mainly-traveled portion of any roadway or on any other place in the roadway where vehicles stand in any manner other than as specified in ' 72.02;

(B) Within an intersection;

(C) On a sidewalk;

(D) Within four feet of a public or private driveway;

(E) Within 15 feet of a fire hydrant;

(F) Within a crosswalk;

(G) Alongside or opposite any street excavation or obstruction when stopping or parking would obstruct traffic;

(H) Close enough to any railroad track so as to obstruct the movement of locomotives or cars;

(I) On that portion of public property located between the sidewalk and the curb-line of the street;

(J) Within 20 feet of a crosswalk at an intersection;

(K) Within 30 feet upon the approach to any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;

(L) Between a safety zone and the adjacent curb or within 30 feet 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;

(M) Within 50 feet of the nearest rail of a railroad crossing;

(N) Within 20 feet of the driveway entrance to a fire station and, on the side of a street opposite the entrance to a fire station, within 75 feet of the entrance (when properly sign posted);

(O) Alongside or opposite a street excavation or obstruction if stopping, standing or parking would obstruct traffic;

(P) On the roadway side of a vehicle stopped or parked at the edge or curb of a street;

(Q) Upon a bridge or other elevated structure upon a highway or within a highway tunnel; and

(R) At any place where official signs prohibit stopping.

(I.C. 9-21-16-5) (>97 Code, ' 8-67) (Ord. 01-09-97, passed 1-09-97) Penalty, see ' 10.99

72.04 RESTRICTIONS AND PROHIBITIONS WHERE SIGNAGE IS ERECTED.

(A) The provisions of this section prohibiting the stopping and parking of a vehicle shall apply at all times or at those times herein specified or as indicated on official signs except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control devices.

(B) The provisions of this section imposing a time limit on parking shall not relieve any person from his or her duty to observe other and more restrictive provisions prohibiting or limiting the stopping or parking of vehicles in specific places or at specified times.

(C) When signs are erected in compliance with the provision of division (F) of this section, giving notice thereof, no person shall park a vehicle at any time on any street so marked by official signs.

(D) When a curb has been painted in compliance with the provisions of division (F) of this section, in each block giving notice thereof, no person shall park a vehicle at any time at or adjacent to any curb so marked.

(E) When signs are erected in compliance with the provisions of division (F) of this section, in each block giving notice thereof, no person shall park a vehicle between the hours specified by official signs on any day except Sundays on any street so marked.

(F) (1) The Town Marshal shall determine on what streets or portions thereof stopping or parking shall be restricted or prohibited. Whenever under authority of or by this traffic code or any other ordinance any parking limit is imposed or parking is prohibited on designated street, or parking areas are restricted to disabled parking, it shall be the duty of the Town Marshal to erect appropriate signs giving notice thereof. However, in lieu of erecting such signs or in conjunction therewith, the Town Marshal may cause the face and top of a curb or curbs at or adjacent to which parking is prohibited at all times to be painted a solid yellow color.

(2) No such regulations or restrictions shall be effective unless the signs have been erected and are in place or the curbs are painted yellow at the time of any alleged offense, except in the case of those parking restrictions which by their very nature would not require such signs and markings.

(G) When signs are erected in compliance with division (F) of this section, in each block giving notice thereof, no person shall park a vehicle for a time longer than specified on official signs any day except Sunday and on any street so marked.

(>97 Code, ' 8-68) Penalty, see ' 10.99

72.05 PARKING RESTRICTED TO ALLOW STREET CLEANING.

The Town Marshal is authorized to designate daily street cleaning areas and he or she shall provide suitable signs and markings on the street to be cleaned, restricting parking on that particular day. It shall be unlawful for the operator of any vehicle to stop on any street so designated.

(>97 Code, ' 8-69)

72.06 ALL-NIGHT PARKING ON STREET PROHIBITED.

It shall be unlawful for anyone to park in any one place any vehicle on any of the public ways or streets of the municipality for a period of 24 hours or longer. Any vehicle left parked in any one place on any of the public ways or streets of the municipality for a period of 24 hours or longer shall be deemed abandoned and shall be subject to all existing regulations pertaining to abandoned motor vehicles.

(>97 Code, ' 8-70) Penalty, see ' 10.99

72.07 PARKING ON PARADE ROUTE PROHIBITED.

(A) The Town Marshal is authorized, whenever in his or her judgement it is necessary, to prohibit or restrict the parking of vehicles along a street or part thereof constituting a part of the route of a parade or procession to erect temporary traffic signs to that effect and to prohibit and prevent such parking.

(B) It shall be unlawful to park or leave unattended any vehicle in violation of such signs or directions.

(>97 Code, ' 8-71) Penalty, see ' 10.99

72.08 PARKING ON OFF-STREET FACILITY.

It shall be unlawful for the driver of a motor vehicle to park or abandon the vehicle or drive on or otherwise trespass on another=s property or on an area developed as an off-street parking facility without the consent of the owner, lessee or person in charge of any such property or facility. If at any time a vehicle which is parked, abandoned or otherwise trespasses in violation of the provisions of this section, a warrant may be obtained by the owner, lessee or person in charge of the property of facility, and the Police Department, on written complaint of the owner, lessee or person in charge, shall remove the vehicle or cause it to be removed.

(>97 Code, ' 8-72) Penalty, see ' 10.99

72.09 OWNER RESPONSIBILITY.

If any vehicle is found illegally parked in violation of any provisions of this chapter regulating stopping, standing or parking of vehicles, and the identity of the driver cannot be determined, the owner or person in whose name the vehicle is registered shall be held prima facie responsible for the violation. (>97 Code, ' 8-73)

72.10 PARKING IN PARKS.

It shall be unlawful for any person to park any motor vehicle in or on any section of any public park, playground, play lot or tot lot within the municipality not designed as a parking area or designed and regularly maintained as a roadway. However, nothing contained in this section shall be construed as prohibiting the parking of a motor vehicle parallel to a designated and regularly maintained roadway in any such park or playground where at least two wheels of the motor vehicle are resting on such roadway.

(>97 Code, ' 8-74) Penalty, see ' 10.99

Cross-reference:

Parking in parks, see ' 91.05

72.11 DISPLAY OF PARKED VEHICLE FOR SALE.

It shall be unlawful to park a motor vehicle displayed for sale or a motor vehicle on which demonstrations are being made on any street.

(>97 Code, ' 8-75) Penalty, see ' 10.99

72.12 REMOVAL OF PARKED VEHICLES.

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

PARKED. The standing of any vehicle in any street, alley or public place.

VEHICLE. Every conveyance on wheels or runners, except baby carriages.

(B) It shall be the duty of all persons to remove their vehicles from any street, alley or public place at any time that they may be directed to do so by the Town Marshal whenever public safety or convenience requires it. He or she may also under such circumstances direct persons to remove their vehicles from any location on any street, alley or public place, and the driver or person in charge shall be required to obey the order; if no person can be found in charge thereof, then the Town Marshal may remove the same as may be necessary.

(>97 Code, ' 8-76)

SNOW EMERGENCIES

72.25 ANNOUNCEMENT OF SNOW EMERGENCY.

(A) Whenever the Town Marshal finds that falling snow, sleet or freezing rain will create a condition which makes it necessary that the parking of motor vehicles on snow emergency routes be prohibited, or whenever he or she finds on the basis of a firm forecast of snow, sleet or freezing rain that the weather conditions so forecasted may create a condition making it necessary that the parking be prohibited, he or she is authorized to announce such prohibition, to become effective at a time specified by him or her, but not less than one hour after such announcement. After the effective time of the prohibition, no person shall park any vehicle or permit any vehicle to remain parked on a snow emergency route. However, if a fall of snow, sleet or freezing rain occurs after 11:00 p.m. and prior to 6:00 a.m., and the Town Marshal has not announced prior to 11:00 p.m. that parking on snow emergency routes is to be prohibited after a specified time, a vehicle parked on a snow emergency route may remain so parked until 7:00 a.m. following such fall. The prohibition of parking announced by the Town Marshal under the authority of this section shall remain in effect until he or she announces the terminations of the snow emergency, in part or in whole, after which the prohibition of parking authorized by this section shall no longer be in effect.

(B) Each snow emergency parking regulation announcement by the Town Marshal shall be made between the hours of 6:00 a.m. and 11:00 p.m. by means of broadcasts or telecasts from not less than two radio or television stations with a normal operating range covering the municipality, and, if possible, also be made through newspapers of general circulation. Each such announcement shall state the time that these snow emergency parking regulations become effective.

(C) The Town Marshal shall make or cause to be made a record of the date and time when the announcement of a snow emergency parking regulation is first made to the public and the date, time and conditions of any announcements made to the public of the termination of each snow emergency parking regulation, either in part or in whole, in accordance with ' 72.26.

(>97 Code, ' 8-55)

72.26 TERMINATION OF EMERGENCY.

Whenever the Town Marshal shall find that some or all of the conditions which gave rise to the snow emergency prohibition no longer exist, he or she is authorized to declare the termination of the emergency, in part or in whole, effective immediately on announcement. If such announcement is made other than between 6:00 a.m. and 11:00 p.m., it shall be repeated between those hours.

(>97 Code, ' 8-56)