AN ORDINANCE TO UPDATE PARKING REGULATIONS WITHIN THE TOWN OF LANDIS

BE IT ORDAINED by the Board of Aldermen of the Town of Landis: that Chapter §72 of the Code of Ordinances of the Town of Landis reads as rewritten:

CHAPTER §72: PARKING REGULATIONS

§72.01 General parking restrictions

No person shall stop, stand, or park a vehicle:

(1) In a space designated with a sign for handicapped persons when the vehicle does not display the distinguishing registration plate, windshield placard, or disabled veteran registration plate or placard issued pursuant to G.S. 20-37.6 or G.S. 20-79.4.

(2) So as to obstruct a curb ramp or curb cut for handicapped persons.

(3) In front of or within 15 feet of a fire hydrant.

(4) In an area designated as a fire lane.

(5) In a marked off parking space in a manner that its overall dimensions are not entirely within the parking space as marked off.

(6) On a sidewalk.

(7) On a street in front of a public or private driveway.

(8) Within 25 feet of an intersection, unless authorized to do otherwise by appropriate signs or pavement markings.

(9) On a crosswalk.

(10) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.

(11) Upon any bridge or other elevated structure upon a street.

(12) On a street, other than parallel with the edge of the roadway, headed in the direction of traffic, and with the curbside wheels of the vehicle within 12 inches of the edge of the roadway, unless authorized to do otherwise by appropriate signs or pavement markings.

(13) On a street so as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic.

§72.02 Parking in prohibited zones

(A) No person shall park a vehicle at any time in any zone designated as a no-parking zone as provided in section §72.100.

(B) No person shall park a vehicle at any time, manner, or duration prohibited in a restricted parking zone as provided in section §71.101, or in a short-term parking zone as provided in section §71.102.

(C) Persons loading or unloading supplies, passengers or merchandise may temporarily stop in a zone designated in subsection (A) or (B) of this section as long as the vehicle is not left unattended and does not interfere with the regular flow of traffic or otherwise constitute a hazard.

§72.03 Abandoned and junked motor vehicles

(A) No abandoned or junked motor vehicle may be parked upon any public street, nor upon any public property within the Town of Landis. For the purposes of this chapter, the definitions of "abandoned motor vehicle" and "junked motor vehicle" are incorporated as set forth in G.S. §160A-303.

(B) Any abandoned or junked motor vehicle parked upon any public street or public property may be removed by any Landis police officer, in accordance with G.S. §160A-303.

§72.04 Inoperable motor vehicles

(A) The improper parking or storage of motor vehicles that are inoperable due to mechanical damage or defect, or failure to comply with the requirements of §20-313 or §20-111 are hereby declared to be detrimental to public safety & welfare.

(B) It shall be unlawful to park, leave standing, place or otherwise cause to be placed any motor vehicle: upon any portion of any public street, road, highway or within 10 feet thereof; any public vehicular area; or any property owned or leased by the Town of Landis, if the motor vehicle:

(1) Does not comply with the requirements of §20-313, or

(2) Does not comply with the requirements of §20-111, or

(3) Is mechanically inoperable.

(C) Subsections (A) and (B) of this section shall not apply to a motor vehicle parked or stored:

(1) Entirely upon the property owned or leased by the ownerof the motor vehicle.

(2) Upon private property or a public vehicular area for a period of two (2) hours or less.

(3) Upon private property or a public vehicular area with the written permission of the property owner, provided such written permission particularly describes the motor vehicle and the place of permitted storage, and is conspicuously posted on or within the vehicle in such a manner as to be readily legible from outside the vehicle.

(3) With permission upon property owned, leased, or otherwise legally used in connection with any business engaged in the sale or service of motor vehicles.

§72.05 Parking prohibited for certain purposes

No person shall stop, stand or park a vehicle upon any public street for the purpose of:

(1) Displaying it for sale.

(2) Washing, greasing or repairing such vehicle, except repairs necessitated by an emergency.

(3) Storing such vehicle by a garage, dealer or other person when such storage is not incident to the bona fide use and operation of the vehicle.

(4) Storing any detached trailer or van when the towing unit has been disconnected.

(5) Advertising.

§72.06 Parking of large vehicles

It shall be unlawful to park and leave standing on any public street any vehicle having a length in excess of twenty-five (25) feet, or in excess of ten (10) feet in height within the corporate limits of the town. This section shall not apply to attended trucks immediately delivering items to or receiving items from a residence or business, nor to trucks parked or standing within a loading zone as provided in §72.103.

§72.07 Temporary police orders

Notwithstanding any other provision of this chapter, the Chief of Police or his designee is authorized to put into effect special restrictions on parking or temporarily permit parking in otherwise prohibited areas or times, when justified by special temporary conditions.

§72.08 Appointment and authority of parking enforcement officers

The Chief of Police is authorized to appoint parking enforcement officers. Parking enforcement officers may issue civil citations and, with the concurrence of a Landis police officer, may order the towing of any vehicle parked in violation of this chapter.

§72.09 Handicapped parking

The Town Manager or his designee is authorized to establish handicapped parking spaces upon publicly-owned or controlled street or property. Any parking space so designated shall be clearly marked in accordance with G.S. § 20-37.6

§72.10 - §72.89 Reserved for future codification purposes.

§72.90 Exemptions for Town-owned and public safety vehicles

(A) Vehicles owned or operated by the Town of Landis are exempted from the parking regulations set forth in this chapter and may park at any place upon a public roadway, within the right-of-way of a public roadway, or upon any public property located within the Town of Landis.

(B) Emergency service vehicles owned or operated by public law enforcement agencies, fire departments, rescue squads, or emergency medical services agencies are exempted from the parking regulations set forth in this chapter when such vehicles are operated by members of those organizations in accordance with their official duties.

§72.91 Enforcement

(A) Upon receiving a citation, serving as notice of a violation of the parking regulations set forth in this chapter, the owner or operator of the vehicle found in violation shall be responsible for the penalties established.

(B) Each hour a vehicle remains parked in violation of this chapter is a separate offense, and the violator may be issued a citation for each offense.

(C) Any person, firm or corporation violating the provisions of this ordinance shall pay a civil penalty of ten dollars ($10) to the Town Clerk within 7 days after receiving a citation for violation. Any penalty not paid within the prescribed period shall be subject to an additional late penalty of forty ($40) dollars.

(D) The penalties imposed under this section shall be collected solely as civil penalties and no parking penalties or fines shall be enforced through criminal misdemeanor process, nor shall they be enforced as infractions pursuant to G.S. § 14-4.

§72.92 Towing and removal

(A) The owner of a vehicle parked in violation of this chapter shall be deemed to have appointed any Landis police officer as his agent for the purpose of arranging for the transportation and safe storage of such vehicle.

(B) Any vehicle that has been towed for a parking violation is to be held until the penalties related to all outstanding parking citations owed to the Town are paid in full. Payment of the penalties shall not constitute a waiver of a person's right to contest the towing or the outstanding parking tickets and penalties.

(C) This section shall not be construed as limiting any authority of the Town to tow or remove any vehicle in violation of any provision for which the removal is otherwise authorized and to charge the owner of such vehicle with the costs of removal and storage.

(D) The owner of a motor vehicle towed under this section shall be notified and may request a hearing as provided for in Chapter 20, Article 7A of the North Carolina General Statutes.

§72.93 - §72.99 Reserved for future codification purposes.

§72.100 Parking prohibited at any time

The following streets or portions thereof are designated as no parking at any time zones:

Cherry Bark Place	Both sides, from Overcup Court to cul-de-sac
Durmast Oak Lane	Both sides, from US-29/North Cannon Boulevard to Sawtooth Oak Drive
East Garden Street	South side, from North Central Avenue to North Chapel Street
East Ryder Avenue	Both sides, from US-29A/Main Street to US-29/North Cannon Boulevard
English Oak Lane	Both sides, from Sawtooth Oak Drive to Landis Oak Way
Flat Rock Road	Both sides, from Mount Moriah Church Road to the northern corporate limits
Georgia Oak Lane	Both sides, from English Oak Lane to Landis Oak Way
Kimball Road	Both sides, from US-29A/Main Street to the northern corporate limits
Landis Oak Way	Both sides, from North Chapel Street to Georgia Oak Lane
Mount Moriah Church Road	Both sides, from US-29A/Main Street to the southern corporate limits
West Rice Street/ NC-153	Both sides, from South Zion Street to the western corporate limits

North Beaver Street	Both sides, from East Ryder Avenue to from US-29/North Cannon Boulevard
North Chapel Street	Both sides, from the northern corporate limits to East Ryder Avenue
Overcup Court	Both sides, from N Chapel Street to cul-de-sac
Pin Oak Court	Both sides, from Georgia Oak Lane to the cul-de-sac
Sandhill Oak Court	Both sides, from Georgia Oak Lane to the cul-de-sac
Sawtooth Court	Both sides, from Georgia Oak Lane to the cul-de-sac
Sawtooth Oak Drive	Both sides, from the northern cul-de-sac to the southern cul-de-sac
South Beaver Street	West side, from East Ryder Ave to East Mill Street
South Central Avenue	Both sides, from East Mill Street to East Corriher Street
South Chapel Street	Both sides, from East Ryder Avenue to the southern corporate limits
Tranquil Lake Drive	Both sides, from western most intersection northward to the town property located at 265 Tranquil Lake Drive, but not including any portion of the eastern private drive section of Tranquil Lake Drive
US-29A / Main Street	Both sides, from the northern corporate limits to the southern corporate limits
West 5th Street/ West A Street	Both sides, from US-29A/Main Street to the southern corporate limits
West Ryder Avenue	Both sides, from US-29A/Main Street to Mount Moriah Church Road
Town Street	Both sides, from East Taylor Street to North Beaver Street

§71.101 Parking restricted to certain times

Reserved for future codification purposes.

§71.102 Short-term parking only

Reserved for future codification purposes.

§71.103 Loading zones

Thefollowing streets or portions thereof shall be designated as loading zones:

South Zion Street (west side)	Between West Ryder Avenue and West Mill Street
Pinnacle Way Drive (east side)	Between Sprinkler Drive and the cul-de-sac

Approved and adopted this date, March 7, 2022:

s/ Meredith Bare Smith
Meredith Bare Smith, Mayor

s/ Amber S. Levi
Amber Levi, Town Clerk