

TITLE

AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 6, TITLED "STOPPING, STANDING AND PARKING," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE," BY DELETING SECTION 15-601, TITLED "EQUAL RIGHTS TO PARKING SPACES," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 15-601, TITLED "EQUAL RIGHTS TO PARKING SPACES FOR MOTORIZED VEHICLES, EXCEPTIONS"; BY AMENDING SECTION 15-603, TITLED "PROHIBITED IN SPECIFIED PLACES," BY RE-DESIGNATING THE SECTION AS SUBSECTION (A), ADDING LANGUAGE TO SUBSECTION (A)(1) PERTAINING TO SIDEWALKS, CREATING TWO NEW SUBPARTS (A)(21) AND (A)(22) PERTAINING TO PARKING ON CURBS AND WITHIN MARKED PARKED SPACES, AND CREATING A NEW SUBSECTION (B); AND BY DELETING SECTION 15-604, TITLED "METHOD OF PARKING," SUBSECTION (1), IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SUBSECTION (1), WITH ALL AMENDMENTS FOR THE PURPOSE OF CLARIFYING ON-STREET PARKING REQUIREMENTS AND FOR COMPATIBILITY WITH RECENTLY ENACTED SECTION 15-617.

WHEREAS, the Code of Ordinances, City of Oak Ridge, Tennessee, (City Code) contains provisions for on-street parking, however, it is in need of clarification with respect to parking within the confines of a marked parking space and within a specified distance of the curb; and

WHEREAS, additionally, with newly enacted City Code §15-617 pertaining to parking of certain vehicles on the street, City Code §15-601 pertaining to equal parking rights must be amended to compatibility with the new ordinance; and

WHEREAS, the City desires to amend the City Code to address those concerns.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

Section 1. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Section 15-601, titled "Equal Rights to Parking Spaces," in its entirety and substituting therefor a new Section 15-601, titled "Equal Rights to Parking Spaces for Motorized Vehicles, Exceptions," which new section shall read as follows:

Sec. 15-601. Equal rights to parking spaces for motorized vehicles, exceptions.

Unless specifically designed by a city-authorized sign, all persons parking motorized vehicles (except recreational vehicles) have equal rights and privileges to any parking space on all public streets. The parking of recreational vehicles in any parking space on public streets is governed by City Code §15-617.

Section 2. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by designating the existing language in Section 15-603, titled "Prohibited in specified places," as Subsection (a), with items (1) through (20) being designated as subparts to subsection (a).

Section 3. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," Section 15-603, titled "Prohibited in specified places," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by adding the phrase "or pedestrian walking area" after the word "sidewalk" in subsection (a)(1).

Section 4. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," Section 15-603, titled "Prohibited in specified places," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by adding two new subparts to subsection (a), which new subparts shall read as follows:

Sec. 15-603. Prohibited in specified places.

- (a)
 - (21) On or over the curb of any public street.
 - (22) Outside of any marked parking space lines on any public street. This not be preclude the ability to park in unmarked parking spaces provided such parking is allowed, however, it does require a vehicle parked in marked on-street parking to be contained entirely within the marked space (white lines and curbing).

Section 5. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," Section 15-603, titled "Prohibited in specified places," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by adding a new subsection (b), which new subsection shall read as follows:

Sec. 15-603. Prohibited in specified places.

- (b) The requirements of this section apply to the entire portion of the vehicle, including but not limited to side mirrors and tailgates, and to any items placed on said vehicle that are not completely contained within said vehicle, including but not limited to protruding lumber or other materials. If any portion of the vehicle or any items placed on said vehicle are within any of the prohibited parking areas set forth in subsection (a) above, the vehicle is parked unlawfully. For example, if a vehicle's side mirrors overhang onto the sidewalk or if materials protrude from the vehicle and overhang the marked parking lines, the vehicle is parked unlawfully.

Section 6. Title 15, titled "Motor Vehicles, Traffic and Parking," Chapter 6, titled "Stopping, Standing and Parking," Section 15-605, titled "Method of Parking," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting subsection (1) in its entirety and substituting therefor a new subsection (1), which new subsection shall read as follows:

Sec. 15-605. Method of parking.

- (1) Every vehicle parked or standing unattended upon any two-way street, road, avenue or other public way within the city shall be so parked or stopped in the direction of the flow of traffic with the right hand wheels parallel to and within twelve (12) inches street side of the right hand curb or edge of the roadway. Every vehicle parked or standing unattended upon any one-way street, road, avenue or other public way within the city shall be so parked or stopped in the direction of the flow of traffic with its right hand wheels parallel to and within twelve (12) inches street side of the right hand curb or edge of the roadway, or its left hand wheels parallel to and within twelve (12) inches street side of the left hand curb or edge of the roadway, whichever is applicable. Where parking stalls or spaces are marked or designated as such on the curbs or pavement, vehicles shall be parked or stopped only within such designated stalls or spaces with the vehicle headed in the direction of the flow of traffic or an angle indicated by appropriate markings.

Section 7. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:

Kenneth R. Krushenski, City Attorney

Thomas L. Beehan, Mayor

Diana R. Stanley, City Clerk

First Reading: 03/26/2012
Publication Date: _____
Second Reading: _____
Publication Date: _____
Effective Date: _____