

CITY OF BEECHWOOD VILLAGE
ORDINANCE NO. __4__, SERIES 2015

AN ORDINANCE REPEALING, IN THEIR ENTIRETY, ANY AND ALL CODE OF ORDINANCES REGULATING THE STANDING AND PARKING OF VEHICLES ON PUBLIC STREETS AND PUBLIC RIGHT OF WAY, AND SO AS TO PROHIBIT STANDING AND PARKING OF BUSES, BOATS, RECREATIONAL VEHICLES AND UTILITY TRAILERS ON PUBLIC STREETS & ADOPTING A NEW ORDINANCE FOR THE PARKING OF VEHICLES ON PUBLIC STREETS, PUBLIC RIGHT OF WAYS & FOR PRIVATE DRIVEWAYS IN THE CITY OF BEECHWOOD VILLAGE

BE IT ORDAINED by the City of Beechwood Village, a municipal entity organized and existing pursuant to the laws of the Commonwealth of Kentucky.

WHEREAS, the City desires to repeal all ordinances relating to public parking and adopt one ordinance for clarity and ease of understanding.

NOW THEREFORE, it is hereby ordained by the City of Beechwood Village as follows:

SECTION 1: REPEAL. Any and all ordinances relating to parking are hereby repealed in their entirety.

SECTION 2: DEFINITIONS. For purposes of this Ordinance, the following terms, words and phrases shall have the following meanings, respectively:

Opposite: A vehicle is parked or left standing “opposite” another when both are on a paved street, and whenever:

- a) The vehicle is approximately parallel to, and its position overlaps the position of, another vehicle previously parked or left standing; or
- b) It is so parked or left standing that the resulting separation distance between it and the vehicle previously parked or left standing is less than (16) sixteen feet.

Service and Repair: The making of repairs to or the replacement of major parts or systems of a vehicle, such as body and fender repair and replacement, painting, engine or transmission removal or replacement, or any work using welders, torches, or air driven power tools, as well as minor service and repair, such as tune-up, replacement and servicing of oil and other fluids, and replacement and adjustment of minor parts such as tires, hoses, belts, filters, fuses, and similar items.

Utility trailer: A non-motorized device typically pulled by a vehicle, and which is used to carry trash, refuse, equipment, materials and other items.

Vehicle: A device that has its own motive power (excepting a non-motorized bicycle), and that is used for transporting people, things, materials, supplies, and other items on and

over public streets. The term includes, but is not limited to, motorcycles, motorbikes, motor scooters, passenger vehicles, trucks, buses, and recreational vehicles.

Emergency Vehicle: A kind of vehicle used for emergency purposes by a fire department, the Kentucky State Police, a public police department, a sheriff's office, or an emergency rescue squad, or a civil defense agency or emergency preparedness office; an ambulance; a vehicle legally commandeered by a police officer; or any vehicle used by a volunteer fireman in the course of responding to an emergency.

Recreational Vehicle: A kind of vehicle commonly used primarily for recreational purposes, including, but not limited to campers, off-road vehicles and motor homes.

SECTION 3. LIMITATIONS ON STANDING, PARKING OF VEHICLES ON STREETS.

- A. Limitations as to location, manner of parking, leaving vehicle standing. Except as provided in Subsection C hereof, no person shall park, or otherwise let or leave standing in or on any street, or in or on any other portion of the public right of way, any vehicle:
- 1) Within the intersection of two or more streets, or within thirty (30) feet thereof;
 - 2) Within thirty (30) feet of a "stop sign";
 - 3) Opposite any other vehicle;
 - 4) At any place where the vehicle would block all or any part of a driveway connecting to the street directly with private property;
 - 5) At any place where an official traffic control device prohibits parking;
 - 6) At any place in or on that lane to the left (as viewed from the operator's position) where oncoming traffic typically passes in the opposite direction;
 - 7) Within ten (10) feet of a fire hydrant;
 - 8) Upon which service and repair is being performed;
 - 9) Any one or more wheels of which are not situated entirely upon the street pavement;
 - 10) Any one or more wheels on the right side of which are more than twelve (12) inches from the edge of the street pavement;
 - 11) At any place on the street pavement that is adjacent to, and within extended sidelines of, a driveway connecting the street directly with private property.
- B. Limitation on hours of parking. Except as provided in Subsection C hereof, no person shall park, or otherwise let or leave standing, any vehicle on or in any street, for a period of more than ten (10) minutes consecutively, at any time during a period commencing at 2:00 a.m. and ending at 6:00 a.m., each day.
- C. Exemptions. Restrictions in Subsections A and B of this Section 2 shall not apply to:
- 1) Emergency Vehicles when in use on official business;
 - 2) Vehicles that have become disabled while traveling on the street at that location and/or hour, and as a result it is impossible or impractical to move them from the

street until assistance reasonably necessary to removal shall have been obtained or procured with reasonable promptness.

- 3) Vehicles required to stop, or to be let or left standing, in compliance with Kentucky Revised Statutes or traffic ordinance, regulation or traffic control device, or in response to command of any peace officer.
- 4) Vehicles operating as common carriers of passengers for hire, and school buses taking on passengers or discharging them, provided, however, that no such vehicle shall be left standing or parked, at any location on the street that does not afford reasonable visibility to other vehicles approaching from any direction.
- 5) Vehicles reasonably required to be stopped, left standing or parked, because of obstruction(s).
- 6) Nonresident service provider vehicles.

SECTION 4. PROHIBITED STANDING, PARKING OF BUSES, BOATS, UTILITY TRAILERS, AND RECREATIONAL VEHICLES.

A. No person shall let stand or park any bus, utility trailer, boat or recreational vehicle on or in any street, or in or on any other portion of the public right of way.

B. Items mentioned in (A) above shall be permitted to remain in a driveway for a twice yearly 7 day period, for maintenance, repair and or cleaning purposes.

SECTION 5: MOTORCYCLES. Any motorcycle and or motorized two wheel vehicle shall be prohibited from parking on any sidewalk, walkway, or yard in the front of an any residence, or side of any residence if the residence is on a corner lot.

SECTION 6. CONTROLLED INTERSECTIONS.

A. Vehicles required to stop at controlled intersections. Vehicles of all kinds shall come to a complete stop before proceeding into any of the following intersections, when proceeding in the directions as specified. Each of said intersections hereby is designated as a controlled intersection.

- 1) Vehicles northbound on Bramton Rd. shall stop at:
 - a) Cordova Road
 - b) Blenheim Road
 - c) Fox Run Road
- 2) Vehicles southbound on Bramton Rd. shall stop at:
 - a) Blenheim Road
 - b) Cordova Road
- 3) Vehicles northbound on Ring Road shall stop at:
 - a) Blenheim Road
- 4) Vehicles southbound on Ring Road shall stop at:
 - a) Blenheim Road
 - b) Cordova Road
- 5) Vehicles northbound on Sage Road shall stop at:
 - a) Cordova Road
 - b) Blenheim Road

- 6) Vehicles southbound on Sage Road shall stop at:
 - a) Blenheim Road
 - b) Cordova Road
 - c) Shelbyville Road
- 7) Vehicles northbound on Tyne Road shall stop at:
 - a) Blenheim Road
- 8) Vehicles southbound on Tyne Road shall stop at:
 - a) Blenheim Road
- 9) Vehicles northbound on Marshall Drive shall stop at:
 - a) Taggart Drive
 - b) Blenheim Road
- 10) Vehicles southbound on Marshall Drive shall stop at:
 - a) Blenheim Road
 - b) Taggart Drive
 - c) Shelbyville Road
- 11) Vehicles northbound on Biltmore Road shall stop at:
 - a) Blenheim Road
 - b) Fox Run Road
- 12) Vehicles southbound on Biltmore Road shall stop at:
 - a) Blenheim Road
 - b) Cordova Road
- 13) Vehicles northbound on Brunswick Road shall stop at:
 - a) Blenheim Road
 - b) Fox Run Road
- 14) Vehicles southbound on Brunswick Road shall stop at:
 - a) Blenheim Road
 - b) Biltmore Road
- 15) Vehicles eastbound on Cordova Road shall stop at:
 - a) Sage Road
 - b) Bramton Road
 - c) Stonehedge Road
- 16) Vehicles westbound on Cordova Road shall stop at:
 - a) Bramton Road
 - b) Sage Road
- 17) Vehicles westbound on Taggart Drive shall stop at:
 - a) Marshall Drive
- 18) Vehicles eastbound on Taggart Drive shall stop at:
 - a) Marshall Drive
 - b) Tyne Road
- 19) Vehicles eastbound on Blenheim Road shall stop at:
 - a) Marshall Drive
 - b) Tyne Road
 - c) Sage Road
 - d) Ring Road
 - e) Bramton Road
 - f) Biltmore Road

- g) Brunswick Road
- 20) Vehicles westbound on Blenheim Road shall stop at:
 - a) Brunswick Road
 - b) Biltmore Road
 - c) Bramton Road
 - d) Ring Road
 - e) Sage Road
 - f) Tyne Road
 - g) Marshall Drive
- 21) Vehicles going southwest on Beaver Road shall stop at:
 - a) Brunswick Road
- 22) Vehicles going northeast on Tween Road shall stop at:
 - a) Short Road
- 23) Vehicles going southwest on Fox Run Road shall stop at:
 - a) Brunswick Road
- 24) Vehicles going northeast on Fox Run Road shall stop at:
 - a) Bramton Road
 - b) Biltmore Road
 - c) Brunswick Road
- 25) Vehicles going southwest on Fox Run Road shall stop at:
 - a) Brunswick Road
 - b) Bramton Road
- 26) Vehicles going northwest on Short Road shall stop at:
 - a) Fox Run Road
- 27) Vehicles going southeast on Short Road shall stop at:
 - a) Beaver Road

B. Proceeding after stop at controlled intersections; conditions.

Upon having come to a stop at a controlled intersection, the operator of the stopped vehicle shall not thereafter cause the vehicle to proceed upon, into, across or through such intersection until and unless the vehicle can do so safely and without causing a collision with another vehicle or pedestrian to change course or otherwise take evasive action to avoid such collision.

SECTION 7. NO-PARKING ZONES

A. Parking prohibited in designated no-parking zones. No person shall park or leave standing any vehicle on or in a City street or other reserved public right of way, in any of the following-described specific locations. Each such location hereby is designated as a controlled no-parking zone.

- 1) Both sides of Bramton Road, between its intersections with Shelbyville Road and Cordova Road.
- 2) Both sides of Sage Road, between its intersections with Shelbyville Road and Cordova Road.

- 3) Both sides of Marshall Drive, between its intersections with Shelbyville Road on the south; and Marshall Drive's intersection with the extended line of the north exterior wall of the apartment building at 103 Marshall Drive.
- 4) The south side of Cordova Road, between its intersections with Bramton Road and Stonehenge Road
- 5) The north side of Cordova Road, between its intersections with Biltmore Road and Stone Henge Road.
- 6) The east side of Biltmore Road, between its intersections with Cordova Road and Brunswick Road
- 7) The south side of Brunswick Road, between its intersection with Biltmore Road, on the west; and Brunswick Road's intersection with the driveway leading onto the Beechwood Village Baptist Church parking lot, on the east.

SECTION 8. TRAFFIC CONTROL DEVICES AUTHORIZED; COUNCIL DESIGNEE RESPONSIBLE FOR INSTALLATION; OFFICIAL PLAT, CLERK AS CUSTODIAN.

- A. The City Counsel, by resolution or motion, shall designate one of its members to be responsible for causing those certain official traffic control devices, commonly known as "stop signs" and other such devices typically bearing the notice "no parking between the signs", or "no parking on this block", as the case may be, to be installed at controlled intersections and in no-parking zones, respectively, as appropriate. The designated Council member also shall be responsible for causing to be prepared a map or plat identifying the controlled intersections, and identifying the controlled no-parking zones, together with diagrams of locations at which official traffic devices of each type have been installed, and he or she shall be responsible for keeping the map or plat current, if and as the Council shall amend the list of such controlled intersections and no-parking zones. The City Clerk shall be the official custodian of all such plats.

SECTION 9. PENALTY FOR VIOLATION; PARTIES LIABLE; RECOVERY IN CIVIL ACTION

- A. A violation of this ordinance shall subject the offender to a civil penalty in the sum of \$50 per day.
- B. The fact that any vehicle which is illegally parked is registered in the name of any individual or entity shall constitute prima facie proof that such person or entity was in control of the vehicle when it was parked or left standing.
- C. If the penalty shall not have been paid in full to the City within thirty (30) days after citation alleging the offense has been served, the City may recover the penalty in a civil action.

SECTION 10. SEPARATE OFFENSES. Each day that a violation of this ordinance continues shall constitute a separate and distinct offense.

SECTION 11. This ordinance shall take effect upon its reading, adoption and publication, according to law.

First Reading _____

Second Reading _____

Passed and Approved _____

Mayor

City Clerk

Votes in Favor _____

Votes Opposed _____

SECTION 11. This ordinance shall take effect upon its reading, adoption and publication, according to law.

First Reading 8-11-15

Second Reading 9-8-15

Passed and Approved 9-8-15



Mayor

Cherie Brewer,

City Clerk

Votes in Favor 6

Votes Opposed 0