

CHAPTER 6

PARKING

SECTION

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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 such vehicle toward the nearest curb or gutter of the street.

Except as hereinafter provided, every vehicle parked upon a street within this town 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 town has not placed signs prohibiting the same, vehicles may be permitted to park on the left side of the street, and in such cases the left wheels shall be required to 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 seventy-two (72) consecutive hours without the prior approval of the chief of police.

Furthermore, no person shall wash, grease, or work on any vehicle, except to make repairs necessitated by an emergency, while such vehicle is parked on a public street.

15-602. Angle parking. On those streets which have been signed or marked by the town for angle parking, no person shall park or stand a vehicle other than at the angle indicated by such 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.

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

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

- (1) On a sidewalk.
- (2) In front of a public or private driveway.
- (3) Within an intersection or within fifteen (15) feet thereof.
- (4) Within fifteen (15) feet of a fire hydrant.
- (5) Within a pedestrian crosswalk.
- (6) Within twenty (20) feet 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 (75) feet of the entrance.
- (7) Alongside or opposite any street excavation or obstruction when other traffic would be obstructed.
- (8) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- (9) Upon any bridge.
- (10) Alongside any curb painted yellow or red by the town.

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 town as a loading and unloading zone.

15-606. 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 such illegal parking.

15-607. Certain vehicles parking on residential streets and lots.
(1) **Definitions.** For the purpose of enforcing this section, the term:

- (a) "Canopy" shall mean an extension of the roof of a building or a freestanding structure that has a roof with support, but no walls.
- (b) "Carport" shall mean a canopy attached to the main building, open and to remain open on two sides providing a sheltered place for parking an automobile and for entering and alighting from said automobile.
- (c) "Driveway" shall mean a paved or gravel way, on private property, providing access from a public way, street or alley, to the main buildings, carport, garage, parking space or other portion of the premises.
- (d) "Front yard" shall mean the area of a residential lot which lies between the property line adjacent to a public street or right-of-way and the building wall of the residential structure, extending from the outward corners of the building parallel to the street;
- (e) "Garage" shall mean a building or portion thereof for the storage of motor vehicles owned or used by the residents.

(f) "Improved surface" shall mean a continuous area constructed of concrete, asphalt, brick, pavers, or other equivalent material approved by the town prior to installation, but not including gravel or crushed stone.

(g) "Pads" shall mean the surface on which a trailer, recreational vehicle, boat, camper, or similar type vehicle is located consisting of paving or gravel.

(h) "Rear yard" shall mean the area extending across the full width of a residential lot between the rear lot line and the rear building wall of the residence. For a corner lot, the rear yard includes that portion of the residential lot which is the deepest area of the lot lying between the wall of the residential structure and the property line and is not continued within the side yard.

(i) "Recreational vehicle" shall mean a vehicle which is built on a single chassis, has four hundred (400) square feet or less when measured at the largest horizontal projection, is designed to be self-propelled or permanently towable by a light duty truck, and is not designed primarily for use as a permanent dwelling but as a temporary living quarters for recreational, canoeing travel, or seasonal use.

(j) "Truck type and weight class" shall mean (weight is Gross Vehicle Weight Rating GVWR):

(i) Class One, six thousand pounds (6,000 lbs.) or less and includes, but not limited to, full size pickup, minim pickup, minivan, SUV, and utility van.

(ii) Class Two, six thousand one to ten thousand pounds (6,001 to 10,000 lbs.) and includes, but not limited to, crew size pickup, full size pickup, mini bus, minivan, step van, and utility van.

(iii) Class Three, ten thousand one to fourteen thousand pounds (10,001 to 14,000 lbs.) and includes, but not limited to, city delivery trucks, minibus, and walk in trucks.

(iv) Class Four, fourteen thousand one to sixteen thousand pounds (14,001 to 16,000 lbs.) and includes, but not limited to, city delivery trucks, commercial van, landscape utility, and large walk in trucks.

(v) Class Five, sixteen thousand one to nine thousand five hundred pounds (16,001 to 19,500 lbs.) and includes, but not limited to, bucket, city delivery, and large walk in trucks.

(vi) Class Six, nineteen thousand five hundred one to twenty six thousand pounds (19,501 to 26,000 lbs.) and includes, but not limited to, beverage, rack, school bus, single axle van, and stake body trucks.

(vii) Class Seven, twenty six thousand one to thirty three thousand pounds (26,001 to 33,000 lbs.) and includes, but not

limited to, city transit bus, furniture, high profile semi, home fuel, medium semi tractor, refuse, and tow trucks.

(viii) Class Eight, thirty three thousand pounds (33,001 lbs.) and over includes, but not limited to, cement mixer, dump, fire truck, fuel, heavy semi tractor, refrigerated van, semi sleeper, and tour bus.

(k) "Commercial trailer" includes, but not limited to, auto transport, double van, drop frame, dry bulk, dump trailer, flatbed, flatbed low boy, reefer, tanker, van trailer.

(2) Vehicle parking on residential lots. (a) It shall be unlawful for any person to park or store any automobile, recreational vehicle or any other vehicle designed for passenger use on any unimproved, residentially-zoned building lot in the Town of Oakland.

(b) It shall be unlawful for any person to park or store any automobile or any other vehicle designed for passenger use which exceeds eight feet (8') in height at any point, exceeds twenty (20) feet in length, or which exceeds eight thousand pounds (8,000 lbs.) gross vehicle weight in any portion of the front yard of any residentially-zoned lot in Oakland, except for that portion of the front yard having an improved surface and considered the driveway area of the lot.

(c) It shall be unlawful for any person to store any vehicle which exceeds eight feet (8') in height at any point, exceeds twenty feet (20') in length, or which exceeds eight thousand pounds (8,000 lbs.) gross vehicle weight, and, without regard to size, any recreational vehicles, boats, personal water crafts, motor homes, truck campers, travel trailers, tent trailers, camping trailers, motorized dwellings, fifth wheels, mobile homes, house trailers, trailers, semi-trailers, horse trailers, airplanes, gliders, off-highway motor vehicles, snowmobiles, sand buggies, dune buggies, all-terrain vehicles, tractors, implements of husbandry, special mobile equipment, or any other major recreational equipment except as follow:

- (i) In a garage;
- (ii) In a carport;
- (iii) In a fenced area in the rear yard, but no closer than five feet (5') to any property boundary line and no closer than fifteen feet (15') to the rear line of the principal building, however, motor homes may be parked on a driveway at a residence for up to seventy-two (72) hours in a thirty (30) day period.

(d) Nothing in this section shall be construed to prohibit the short-term, temporary parking of vehicles engaged in the provision of services to the building owners or occupants, including but not limited to, the loading or unloading of furniture, household appliances or other bulky items; construction activities for which a building permit has been secured; building maintenance or repair, emergency activities; any

activity involving the use of a bucket truck or similar equipment; and other temporary activities for which no reasonable parking alternatives exists.

(3) Heavy vehicle parking on residential streets. (a) Heavy vehicle parking prohibited.

(i) Prohibition. It shall be unlawful for any person, firm or corporation owning, operating or having control of any commercial vehicle that is rated as Class Five, Six, Seven, or Eight to park the same upon any street, avenue, alley, public way or yard in any residential area of the town, except on a paved or gravel driveway.

(ii) Nothing in this section shall be construed to prohibit the short-term, temporary parking of vehicles engaged in the provision of services to the building owners or occupants, including but not limited to, the loading or unloading of furniture, household appliances or other bulky items; construction activities for which a building permit has been secured; building maintenance or repair, emergency activities; any activity involving the use of a bucket truck or similar equipment; and other temporary activities for which no reasonable parking alternatives exists.

(3) Penalties. It shall be unlawful for any person to violate this section. Any owner or operator or other person having control of such vehicle or equipment parked upon any street, avenue, alley, unpaved grassy, public way or yard in any residential area of the town in violation of this section may be cited by the police department to appear in the Oakland Municipal Court, may be punishable by a fine of fifty dollars (\$50.00) for each offense, and a separate offense shall be deemed committed for each day in which each separate violation continues, and the court costs shall be charged to the owner or operator or other person having control of such vehicle or equipment. (as added by Ord. #15-9, Dec. 2015)