



**ORDINANCE 2017-028A OF THE MORRISVILLE TOWN
COUNCIL AMENDING THE TOWN CODE OF ORDINANCES
CHAPTER 58, STOPPING, STANDING AND PARKING**

WHEREAS, the Town Code of Ordinances reserves Chapter 58 for matters pertaining to Parking and Enforcement; and

WHEREAS, the Town of Morrisville has grown tremendously since the last evaluation of the parking ordinance; and

WHEREAS, “No Parking” signs have become a concern within several communities since the town cannot enforce those guidelines through our current ordinance provisions. Additionally, the signs have become difficult to decipher, regulations differ from community to community, and the ordinance does not provide clarification on appropriate signage; and

WHEREAS, staff has met internally and with community stakeholders to review and recommend amendment of the current ordinance to enhance the town’s ability to assist communities with parking issues and more effectively address other related non-moving violations throughout town; and

WHEREAS, amendment of the ordinance would also allow Morrisville officers to identify violators and issue tickets at the time of violation without the presence of the vehicle operator or owner; and

WHEREAS, the proposed civil penalty adjustment differs depending upon the violation with minimal civil penalties beginning at \$15 and substantial penalties listed at \$100; and

WHEREAS, staff plans to develop a comprehensive awareness campaign prior to the proposed effective date of July 1, 2017 for the recommended changes to the ordinance.

NOW, THEREFORE, BE IT RESOLVED THAT THE MORRISVILLE TOWN COUNCIL hereby amends Chapter 58, Article IV of the Code of Ordinances of the Town of Morrisville, North Carolina by adding the underlined text and removing ~~stricken text~~ as follows:

ARTICLE IV.

STOPPING, STANDING AND PARKING*

_____ * State Law References: Parking generally, G.S. 20-161 et seq.; municipal regulation of parking, G.S. 160A-301. ; fine for violation of town ordinance, G.S. 14-4 (b).; Authority to regulate parking of vehicles, G.S. 160A-301.

Sec. 58-91. Vehicles not to obstruct traffic.

~~No vehicle shall so stand on any street as to interrupt, or interfere with, the passage of public conveyances or other vehicles.~~ No vehicle shall so stand or stop on any street as to interrupt, or interfere with, the passage of public conveyances, emergency vehicles, or other vehicles.

(Ord. of 8-27-79, § 4-45)

Sec. 58-92. Service vehicles to be equipped with warning devices.

No person shall permit or cause to permit any construction, service, or maintenance vehicles to stand or be parked within the right-of-way of public roads and streets of the town in such a manner as to obstruct, impede, or interfere with the normal traffic use on the streets; provided, that such vehicles may be temporarily used outside of the right-of-way or on a necessary portion thereof; facing in the same direction as the flow of traffic; provided further, that warning signs indicating "Men Working," together with red flags thereon shall be placed not less than 200 feet in the front and rear of such vehicle or equipment. Such red flags shall be displayed on the signs from sunup to sundown, and after sundown red flares or lanterns shall be displayed adjacent to the warning signs. These warning signs and signals shall be displayed as long as such vehicle is being so used.

(Ord. of 8-27-79, § 4-46)

Sec. 58-93. Parallel parking.

Where not otherwise indicated by this chapter, and where the street is not marked to show how vehicles shall park, all vehicles shall park parallel to the curb and not more than 12 inches therefrom.

(Ord. of 8-27-79, § 4-49)

Sec. 58-94. Vehicles backed up to curb.

No vehicle shall remain backed up to the curb, except when actually loading or unloading. If the vehicle is horse-drawn, the horse shall stand parallel to the curb and face the direction of the traffic.

(Ord. of 8-27-79, § 4-50)

Sec. 58-95. ~~Stopping on left side to curb prohibited.~~ Stopping or parking on left side to curb prohibited.

~~No vehicle shall stop with its left side to the curb in the business district, except that on one-way streets vehicles shall stop headed in the direction of traffic. No vehicle shall stop or park with its' left side to the curb in any residential or commercial area, except that on one-way streets vehicles shall stop or park headed in the direction of traffic.~~

(Ord. of 8-27-79, § 4-51)

Sec. 58-96. Parking within lines.

On any place which is marked off with lines indicating the parking spaces, cars shall be parked between the lines.

(Ord. of 8-27-79, § 4-52)

Sec. 58-97. Illegal parking.

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

- (1) Displaying it for sale.
- (2) Washing, greasing, or repairing such vehicle except repairs necessitated by an emergency.
- (3) Storage thereof by garages, dealers or other persons when such storage is not incident to the bona fide use and operation of such automobile or other vehicles.
- (4) Storage of any detached trailer, or van when the towing unit has been disconnected, or for the purpose of transferring merchandise, or freight, from one vehicle to another.

Sec. 58-98. Standing or parking for advertising prohibited.

No person shall stand or park on any street any vehicle for the primary purpose of advertising.
(Ord. of 8-27-79, § 4-54)

Sec. 58-99. Reserved parking spaces.

Those streets, or portions of streets, where signs are placed, or marked off in any way to designate a specific purpose shall be reserved and no automobile or other vehicle except those for which the space has been designated shall park therein.
(Ord. of 8-27-79, § 4-47)

Sec. 58-100. Taxicabs parked in same block.

Not more than two taxicabs owned by the same company shall be parked in one block at the same time, except such taxicabs as may be parked in established taxi stands and designated as such.
(Ord. of 8-27-79, § 4-48)

Sec. 58-101. Stopping, standing or parking prohibited.

(a) No person shall stop, stand, or park a vehicle, attended or unattended, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer or traffic control device in any of the following places:

(1) On the sidewalk.

(2) ~~Within an intersection or in front of a private driveway.~~ Within 25 feet of an intersection or in front of a private driveway.

(3) On a crosswalk.

(4) Within 30 feet of any flashing beacon, stop sign, or traffic control signal located at the side of a street or roadway.

(5) On either side of any street approaching a railroad underpass, or overhead bridge, within 50 feet in any direction of the outer edge of such underpass or overhead bridge.

(6) On either side of any approaching grade crossing within 50 feet of the closest rail; provided, that where existing permanent structures are located along the street and closer than 50 feet, parking may be permitted in front of such structures, unless otherwise prohibited if the parking does not interfere with the view in either direction of an approaching locomotive or train.

(7) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic.

(8) Upon any bridge or other elevated structure.

(9) Within 15 feet in either direction of the entrance to a hotel, theater, hospital, sanitarium, or any public building or a fire hydrant or a fire station.

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

(11) Within 25 feet from the intersection of curblines or if none, then within 15 feet of the intersection of property lines at an intersection of highways or streets.
(Ord. of 8-27-79, § 4-55)

(12) ~~In any bicycle lane within Morrisville as indicated by "No Parking" signs.~~ In any bicycle lane within the Town of Morrisville as indicated by "No Parking" signs.
(Ord. 2007-110/7-23-07)

~~(c) Any person, firm or corporation violating Section 58-101 (b) shall be subject to a civil penalty in the amount of \$10.00 per violation. This penalty shall be due and payable at Town Hall within thirty (30) days after issuance of the appropriate citation. Failure to pay the civil penalty shall subject the offender to an additional late fee of \$5.00 per month until the penalty is paid in full.~~ (b) Any person, firm, or corporation violating Section 58-101 (a) shall be subject to the following civil penalties per violation:

(1) <u>Over Marked Lines (double parking)</u>	\$15	Municipal Code
(2) <u>Left Side to Curb</u>	\$50	Municipal Code
(3) <u>Parking on Sidewalk</u>	\$50	Municipal Code
(4) <u>Crosswalk Violation</u>	\$50	Municipal Code
(5) <u>Within 25 feet of Intersection</u>	\$50	NC General Statute
(6) <u>No Parking This Side of Street</u>	\$50	Municipal Code
(7) <u>No Parking Zone</u>	\$50	Municipal Code
(8) <u>Blocking Driveway</u>	\$50	Municipal Code
(9) <u>Parking in Bicycle Lane Marked No Parking</u>	\$50	Municipal Code
(10) <u>Fire Lane Violation</u>	\$100	NC General Statute
(11) <u>15 Feet of Fire Hydrant</u>	\$100	NC General Statute
(12) <u>Handicap Zone</u>	\$100	NC General Statute

This penalty shall be due to the Town of Morrisville within thirty (30) days after issuance of appropriate ticket. Failure to pay the civil penalty shall subject the offender to an additional late fee of \$10 per month until the penalty is paid in full.

~~(d) (c)~~ Section 58-101 ~~(e) (b)~~ shall be effective upon adoption by ordinance and upon appropriate "No Parking" signs being erected in the designated locations.

Sec. 58-102. Moving of vehicles into prohibited area.

No person shall move a vehicle into any prohibited area, or sufficiently away from the curb to make such distance unlawful.

(Ord. of 8-27-79, § 4-56)

Sec. 58-103. Vehicles moving from parked positions.

Vehicles moving from parked positions shall move out in the direction headed, or if they are parked at any angle with the curb they shall back out on that angle until they have cleared the other vehicles and shall then proceed in the direction they are most nearly headed.
(Ord. of 8-27-79, § 4-39)

Sec. 58-104. Lights on parked vehicles.

The displaying of lights upon a vehicle, when lawfully parked at night upon a street in accordance with this article, shall not be required when there is sufficient light to reveal any person within a distance of 200 feet upon such street.
(Ord. of 8-27-79, § 4-38)

Sec. 58-105. Vehicles stopping in streets prohibited; exceptions.

No person shall stop in any street except for the purpose of parking as prescribed in this article, unless such stop is made necessary by the approach of fire apparatus, by the approach of a funeral or other procession which is given the right-of-way, by the stopping of a public conveyance, by the lowering of railway gates, by the giving of traffic signals, by the passing of some other vehicle or a pedestrian, or by some emergency; and in any case covered by these exceptions such vehicle shall stop so as not to obstruct any footway, pedestrian aisle, safety zone, crossing or street intersection if such can be avoided.
(Ord. of 8-27-79, § 4-44)

Secs. 58-106--58-120. Reserved

BE IT FURTHER RESOLVED, the effective date of this ordinance amendment will be July 1, 2017.

Adopted this the _____ day of _____, 2017.

Mark Stohlman, Mayor

ATTEST:

Erin L. Hudson, Town Clerk



**ORDINANCE 2017-028B OF THE MORRISVILLE TOWN
COUNCIL AMENDING THE TOWN CODE OF ORDINANCES
CHAPTER 22, ARTICLE II RELATED TO FIRE HYDRANT AND
FIRE LANE REGULATIONS**

WHEREAS, the Town Code of Ordinances reserves Chapter 22 for matters pertaining to fire prevention and protection; and

WHEREAS, the Town of Morrisville has grown tremendously with residential development; and

WHEREAS, fire lane requirements have been updated to reflect the differing needs between commercial versus residential; and

WHEREAS, fire lane requirements in residential neighborhoods have been updated to allow for increased flexibility for parking while maintaining necessary clearances for emergency access; and

WHEREAS, staff has met internally to develop consistent fire lane marking requirements for residential developments; and

NOW, THEREFORE, BE IT RESOLVED THAT THE MORRISVILLE TOWN COUNCIL hereby amends Chapter 22, Article II of the Code of Ordinances of the Town of Morrisville, North Carolina by adding the underlined text and removing ~~stricken text~~ as follows:

BE IT FURTHER RESOLVED, the effective date of this ordinance amendment will be July 1, 2017.

Sec. 22-62. Fire Hydrant and Fire Lane Regulations.

- (a) *Parking prohibited near fire hydrants and in fire lanes.*
- (1) It shall be unlawful for any person to stop, stand or park any vehicle or equipment within 25 feet in either direction of a fire hydrant and ten feet in front of or behind the hydrant between street right-of-way unless a greater or lesser distance is designated by action of the Town Council and appropriate signs or markings are displayed.
 - (2) For commercial properties, fire lanes shall be marked with painting/outlining or signage or a combination thereof as outlined below. Requirements for fire lanes to be marked utilizing both paint and signs in conjunction shall be determined by the Fire Chief or his designee. Said specifications shall include, but are not limited to, to the following:

- a. Signs shall measure 12 inch by 18 inch and have red letters on a white reflective background.
- b. Signs must be metal construction only. Plastic or wooden signs are not acceptable.
- c. Signs shall be mounted at a minimum height of four feet to the maximum of seven feet.
- d. Signs shall be placed along the fire lane at intervals not to exceed 50 feet and as designated by the Fire Code Official.
- e. Signs shall be placed on both sides of the lane when striping is required on both sides of the lane by the North Carolina Fire Code.
- f. Outlining or painting the fire lane & hydrant zone on the roadway surfaces shall be done as follows:
 - 1. Curb top and side shall be painted red and the words, "NO PARKING FIRE LANE" shall be stenciled in reflective white on the top and side of all red curbs at a maximum interval of 50 feet. Letters shall be a minimum of three inches (3") in height with a minimum 3/4 inch stroke.
 - 2. Alternatively, if the roadway has no curbing, a 6 inch wide red stripe with the words "NO PARKING FIRE LANE" in white may be painted along the curb and parallel with the roadway. The lettering shall be a minimum 3 inches high with a 3/4 inch stroke.



- g. Existing fire lanes shall continue in effect as installed until such time as they are in need of re-striping due to wear or re-paving. Responsibility for properly maintaining the fire lanes and signs shall be that of the owner of the property or owner's designee
- (3) For residential properties, limited to townhomes, one and two family dwellings (detached and attached), fire lanes shall be marked as follows:
 - a. Fire access roads 20'-25'11". parking shall not be allowed on either side. For fire access roads 26'-32', parking shall be allowed on one side. For fire access roads greater than 32', parking shall be allowed on both sides. Aerial fire access road requirements shall be separately evaluated in accordance with the adopted appendices of the North

Carolina Fire Code and may result in wider fire access road requirements.

b. Fire access roads shall be marked with signage, as indicated below. Signage shall be placed at intervals not to exceed 150', or as otherwise designated by the Fire Code Official.

1. Signs shall measure 12x18 inches, and have red letters on white reflective background. Lettering shall indicate "No Parking- This Side" and shall include directional arrows.

(Ord. 2012-032/3.27.2012)

Adopted this the _____ day of _____, 2017.

Mark Stohlman, Mayor

ATTEST:

Erin L. Hudson, Town Clerk