

Ordinance 2023-277

An Ordinance to Amend Title 17 of the Dyer Municipal Code

WHEREAS, pursuant to Article II, Section 8 (15) of the Charter of the City of Dyer, Tennessee, the City Council shall have power by ordinance to regulate remove all obstructions from all streets, lanes, alleys, walks , and

WHEREAS, automobile parking alongside city streets creates hazards for drivers and impedes traffic, and

WHEREAS, pursuant to Article II, Section 7 of the Charter of the City of Dyer, Tennessee, the City Council is authorized to impose fines for violations of municipal ordinances, and

WHEREAS, the Board of Mayor and Aldermen have determined that is prudent to restrict parking alongside city streets, and, wish to update fines for parking violations,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DYER, TENNESSEE, THAT:

Section 1. Municipal Code Title 15, Chapter 6, Section 604 is deleted in its entirety.

Section 2. Municipal Code Title 15, Chapter 6, Section 604 is replaced by:

15-604. Where prohibited. (1) In general. No person shall park a vehicle in violation of any sign placed or erected by the state or city, nor:

- (a) On a sidewalk.
- (b) In front of a public or private driveway.
- (c) Within an intersection or within fifteen (15) feet thereof.
- (d) Within fifteen (15) feet of a fire hydrant.
- (e) Within a pedestrian crosswalk.
- (f) Within fifty (50) feet of a railroad crossing.
- (g) 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.
- (h) Alongside or opposite any street excavation or obstruction when other traffic would be obstructed.
- (i) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- (j) Upon any bridge.
- (k) Alongside any curb painted yellow or red by the city, or on any street where a no parking sign has been placed.
- (l) On or alongside any portion of Main Street from the north boundary of Ashley Street to the south boundary of Broad Street at those respective intersections with Main Street. Any automobile found to be parked along the section of Main Street between Ashley Street and Broad Street other than for forty-five (45) minute limitation for the purpose of loading or unloading merchandise within designated loading zones shall be subject to the issuance of citations..

(2) Tractor trailer trucks. Except for short-term loading and unloading operations, it shall be unlawful to park a tractor trailer truck on any street of the city except in special areas designated for that purpose.

(3) On any city street. No person shall park any vehicle on any street of the city, except:

(a) Any resident at a home that does not currently have off street parking on the date of the adoption of this ordinance may continue to park on the street, until the residence or property is next sold, whereafter off-street parking will be required at that address.

(b) Guests visiting residents on holidays or for special events.

(c) These exceptions do not apply in areas of restricted parking already described in section (1) of this chapter.

Section 3. Municipal Code Title 15, Chapter 8, Section 806 is deleted in its entirety.

Section 4. Municipal Code Title 15, Chapter 8, Section 806 is replaced by:

15-806. Violation and penalty. Any violation of this title shall be a civil offense punishable as follows: (1) Traffic citations. Traffic citations shall be punishable by a civil penalty up to fifty dollars (\$50.00) for each separate offense.

(2) Parking citations. For parking violations, the offender may waive his right to a judicial hearing and have the charges disposed of out of court, but the fines shall be twenty-five dollars (\$25.00) for the first offense (without court costs), and fifty dollars (\$50.00) for the second or subsequent offense (without court costs). The offender may contest the parking citation in city court and if found guilty, will pay fines and costs as assessed by the city judge.

Section 5. This ordinance shall become effective on its final passage, the public welfare requiring it.

Passed First Reading: _____

Passed Second Reading: _____

Chris Younger, Mayor

Nathan Reed, City Recorder