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**DEPARTMENT MEMO**

**DEPARTMENT:** Police  
**FROM:** Billy Cordell, Police Chief  
**MEETING:** April 18, 2022

**SUBJECT:**

Consider approval of an ordinance amending sections 78-41 “definitions” by adding and amending definitions, 78-42 “stopping, standing, or parking prohibited in certain places” by modifying the maximum parking time of certain vehicles in residential and non-residential districts, 78-46 “storing motor vehicles on public streets prohibited” by modifying the prohibition of storing vehicles on public streets, 78-47 “unauthorized parking on certain public property prohibited” by making grammatical edits, and 78-51 “citation; towing; evidence” by clarifying the removal of a vehicle; providing a cumulative clause; providing a severability clause; providing a penalty clause; providing for publication and providing an effective date. (First Reading) (Staff Presenter: Billy Cordell, Police Chief)

**SUMMARY:**

On March 7, 2022, City Council received a presentation and discussed various provisions in the code of ordinances regarding stopping, standing, parking, and storing vehicles on public streets. At the conclusion of the discussion, Council directed staff to bring back for consideration an ordinance modifying the parking provisions contained in Chapter 78 of the code of ordinances.

Staff believes the proposed ordinance provides needed clarification and makes the changes suggested by Council. The two primary changes suggested by Council that are included in the proposed ordinance include allowing recreational vehicles to be parked on a public street continuously for up to 72 hours and removing the limitation on parking vehicles in residential districts for no more than 24 hours.

The proposed ordinance modifies five different sections in the code. First, the ordinance modifies Section 78-41 by adding a definition for non-residential districts and editing the definition for recreational vehicles. Second, the ordinance modifies Section 78-42. The modifications include (i) the removal of the 24 hour limitation on parking vehicles in residential districts, (ii) the allowance of recreational vehicles to be parked on public streets in residential districts for up to 72 hours, and (iii) the removal of subsection (e) concerning vehicles with expired license plates or registration.

Third, the proposed ordinance modifies Section 78-46 regarding storing motor vehicles, including trailers, on a public street. The modifications include adding language that more specifically defines a stored vehicle, specifically the vehicle must have one of the following characteristics: inoperability, deflated tire or tires, wrecked, dismantled or partially dismantled, no valid license plate, expired license plate, or no registration windshield sticker for the current registration period. The amendment also reduces the time

limitation for a motor vehicle to be parked from five days to 48 hours. The modification also defines a stored trailer as separate from a stored vehicle. Under the proposed ordinance, a trailer is considered stored if it is parked on a public street for more than 24 hours and is unhitched to a motor vehicle.

The Fourth, the proposed ordinance amends Section 78-47 to make a couple of grammatical changes. And, finally, the ordinance modifies Section 78-51 by stating more clearly that a vehicle may be towed without the necessity of receiving a citation.

**OPTIONS:**

- 1) Approve the ordinance;
- 2) Approve the ordinance with modifications; or
- 3) Deny the ordinance.

**RECOMMENDATION:**

Approve the ordinance.

**PRIOR ACTION/INPUT (Council, Boards, Citizens):**

On March 7, 2022, the City Council held a work session to discuss the parking ordinance.

**FISCAL IMPACT:**

No Fiscal Impact

**STAFF CONTACT:**

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