

ORDINANCE 2011-9

AN ORDINANCE AMENDING TITLE 15, CHAPTERS 6 and 7
OF THE BELLE MEADE MUNICIPAL CODE
TO FURTHER DEFINE "PARKING VIOLATIONS" AND
TO SET THE FINE FOR ILLEGAL PARKING

BE IT ORDAINED BY THE CITY OF BELLE MEADE, as follows:

Title 15, Chapter 6, Section 15-601 entitled "Generally" of the Belle Meade Municipal Code is hereby amended further define the crime of illegal parking and to read as follows:

15-601. "Illegal Parking" Generally.

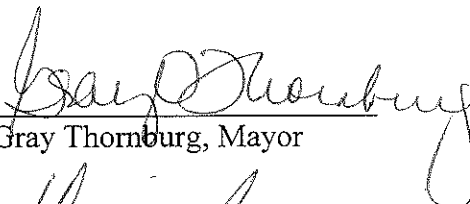
- (1) Every vehicle parked upon a street within the City of Belle Meade shall be so parked that it does not create a hazard to traffic.
- (2) Every vehicle parked upon a street within the City of Belle Meade shall be so parked that it does not encroach into a lane of traffic.
 - a. Vehicles shall only be parked on the right side of the street and/or lane(s) of traffic.
 - b. Any vehicle parked in such a manner to require vehicles passing in the same direction to cross any line that marks a lane of traffic violates the prohibition of Section 2 above.
 - c. It is presumed that any vehicle parked such that its left wheels are within the driving lane encroaches into a lane for traffic.
 - i. The "lane for traffic" is the area bounded on the left and right as designating the path for vehicles traveling in that direction.
 - ii. On a two way street, the "lane for traffic" is designated by center line of the street and the outside, right-hand boundary of the street.
 - iii. In the case of adjoining lanes on Belle Meade Boulevard, the area between the left hand line and center line, and the area between the center line and line on the outer, right hand side of Belle Meade Boulevard.
 - d. Where traffic lanes are not marked, vehicles shall be so parked that vehicles passing them in the same direction are not required to cross the centerline of the street into the opposite lane to avoid the parked vehicles.
 - e. The actions set forth in subsections a-d above are not exclusive, as all actions that create a hazard for traffic are prohibited.
- (3) The actions prohibited by Title 15, Article 6, Section 605 of this Code likewise constitute actions that create a hazard for traffic.
- (4) Notwithstanding anything else in this code to the contrary, no person shall park or leave a vehicle parked on any public street or alley for more than forty-eight (48) consecutive hours without the prior approval of the chief of police.
- (5) No person shall stand or park a vehicle upon a street or public way of the city for the principal purpose of displaying it for sale or displaying merchandise for sale on or near such vehicle or making sales of merchandise from such vehicle.
- (6) 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.

Title 15, Chapter 7, Section 15-703 entitled "Illegal Parking" of the Belle Meade Municipal Code is hereby amended to increase the fine for illegal parking to Twenty-five Dollars (\$25.00), and to clarify that if a warrant is issued that the total fine will be Twenty-five Dollars (\$25.00) plus the cost of issuing the warrant. Accordingly, it shall now read as follows:

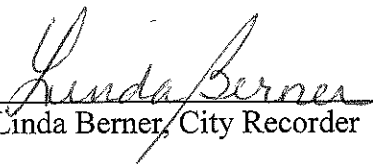
15-703. Illegal Parking. Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by this title, the officer finding such vehicle shall take its license number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a citation for the driver and/or owner to answer for the violation within ten (10) days during the hours at a place specified in the citation. In the event the owner shall appeal and waive his right to a judicial hearing after ten (10) days from the date of violation but before a warrant for his arrest is issued, his fine shall be Twenty-five dollars (\$25.00); if such appearance shall be made after issuance of warrant but before service of same, the fine shall be increased to include the cost of issuing the warrant. (Ord. 71-5, § 6.04. 1987 Code, § 9-604)

This Ordinance shall become effective fifteen days after its passage.

Passed on first reading:
July 20, 2011


Gray Thornburg, Mayor

Passed on Second Reading:
August 17, 2011


Linda Berner, City Recorder