

ORDINANCE NO. 59-9

AN ORDINANCE TO REGULATE STOPPING, STANDING AND PARKING OF VEHICLES ON THE STREETS, HIGHWAYS AND PUBLIC WAYS OF THE CITY OF BELLE MEADE; AND PROVIDING FOR DESIGNATION BY RESOLUTION OF CERTAIN AREAS WHEREIN PARKING IS PROHIBITED OR RESTRICTED TO CERTAIN HOURS OR OCCASIONS, OR IS TO BE ALLOWED BY SPECIAL PERMIT ONLY; AND PROVIDING FOR DESIGNATION OF PARKING AREAS BY POSTING SIGNS; AND REQUIRING THAT BRAKES BE SET AND OTHER SAFETY PRECAUTIONS TAKEN AS TO PARKED CARS LEFT UNATTENDED; AND PROVIDING FOR REMOVAL AND STORAGE OF CARS ILLEGALLY PARKED; AND PROVIDING PENALTIES FOR THE VIOLATION OF SAME.

BE IT ORDAINED BY THE CITY OF BELLE MEADE AS FOLLOWS:

SECTION 1. (a) No person shall stop, stand or park any vehicle upon a street, highway or other public way other than Harding Road or Belle Meade Boulevard in the City of Belle Meade in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway, for free movement of vehicular traffic, except that a driver may stop temporarily during the actual loading or unloading of passengers, or when necessary in obedience to traffic regulations, or traffic signs or signals of a police officer.

(b) No person shall stop, stand or park a vehicle 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) within an intersection
- (2) within 15 feet of a fire hydrant
- (3) within 10 feet of a U. S. mail box
- (4) upon a marked crosswalk
- (5) within 50 feet of the nearest rail of a main line railroad grade crossing
- (6) alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic
- (7) alongside any unpaved plot within the street right-of-way of Belle Meade Boulevard
- (8) on the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (9) with the left side of the vehicle next to the curb except on one-way streets, unless otherwise permitted;
- (10) upon any bridge or other elevated structure upon a street;
- (11) in such a manner as to block ingress or egress to or from any private or public driveway or garage
- (12) in such a manner as to prevent delivery of U. S. Mail to privately owned mail boxes along the margins of streets by driver-mail delivery men;
- (13) within 50 feet of a designated location for loading or discharging of passengers of Nashville Transit Company motor busses.

(c) No person shall stop, stand or park a vehicle at any place where official signs are erected indicating special parking restrictions pursuant to resolution adopted by the Board of Commissioners of the City of Belle Meade.

SECTION 2. The Board of Commissioners may by resolution adopted upon one reading at any regular or special meeting of said Board, designate certain areas within the rights of ways of streets and public ways within the city, which shall be indicated by official signs erected so as to mark such areas, wherein stopping, standing or parking, at all times, or upon certain days, or at certain hours of certain days, may be prohibited. Such resolution may provide that on certain occasions, upon permit granted by the City Manager or Chief of Police, limited numbers of vehicles may be stopped, stood or parked within certain areas designated by such resolution .

SECTION 3. No person shall stand or park any vehicle in any street right-of-way or other public way in any manner other than parallel with the edge of the roadway headed in the direction of traffic, and with the curb side wheels of the vehicle within twelve inches of the edge of the roadway, except by permit granted as hereinabove provided. No person driving or in charge of a vehicle shall permit it to stand without effectively setting the brakes thereon and turning the front wheels to the curb or near margin of the street.

SECTION 4. No person shall stand or park a vehicle upon street or public way of the City for the principal purpose of:

- (a) Displaying it for sale; or
- (b) Displaying merchandise for sale on or near such vehicle or making sales of merchandise from such vehicle; or
- (c) Washing, greasing, or repairing such vehicle, except repairs made necessary by an emergency.

SECTION 5. (a) Any vehicle which shall be stopped, parked, or permitted to stand upon any street or alley in violation of this ordinance or of any other valid traffic regulation of the city, is hereby declared to constitute a nuisance, and by order or direction of a police officer or other official charged with the enforcement of the City ordinances shall be removed from such street or public way and taken to a place of storage for safekeeping pending the application of the owner or authorized driver or operator thereof to be permitted to take possession of same. Before such application is granted and such owner or driver is permitted to remove such vehicle from the place to which it has been removed for storage, such owner or driver shall pay the cost of removing the vehicle from such street or public way, and all charges which may have accrued for storage of the vehicle; provided, however, that if the driver shall be found not guilty of the alleged violation for which said car was towed in and stored, said tow-in and storage charge shall be refunded to the person paying same.

(b) Any vehicle which shall be left stopped or parked on any street or public way of the city for a period of one week, or under such other circumstances as to indicate that ownership of same has been abandoned, may be removed and stored at the discretion of the City Manager, or of the Chief of Police. Any such vehicle so removed and stored, unless same shall be claimed by its owner within three (3) months of such removal, may be sold at public auction, and the proceeds of such sale, after the satisfaction of towing and storage charges, shall be turned into the Recorder's Court of the City of Belle Meade.

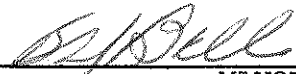
(c) Places for the storage of vehicles so removed from streets and public ways shall be designated by the Chief of Police. All charges for the storage of such vehicles shall be uniform as to all such places and shall be plainly posted thereon.


(d) Any person who takes possession of and removes any such vehicle, or attempts to take possession of and remove same from the place where it is stored by order or direction of a police officer or other authorized official without paying the costs of removal and storage shall be prosecuted for the illegal parking of such vehicle and, if convicted of such illegal parking, shall be fined not less than five dollars nor more than fifty dollars.

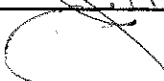
SECTION 6. It shall be unlawful for any person owning or operating a tank truck, or any other vehicle used for transporting more than fifty gallons of gasoline, kerosene, benzol, naphtha, or other volatile liquids or liquified gases, to leave such vehicle parked on any of the streets or public ways of the City during the hours between sunset and sunrise.


SECTION 7. Any person who shall violate any of the foregoing Sections of this ordinance, except for Section 5, wherein a penalty is specifically provided, shall, upon being found guilty by the Recorder's Court of the City of Belle Meade be fined not less than two dollars nor more than fifty dollars for each offense.

Passed First Reading  
July 2, 1959.  
Passed Second Reading  
July 23, 1959.  
Passed Third Reading  
and Adopted  
November 16, 1959.

  
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MAYOR

  
\_\_\_\_\_  
VICE MAYOR

  
\_\_\_\_\_  
COMMISSIONER

  
\_\_\_\_\_  
RECORDER