City of Pawtucket

CHAPTER 3172

APPROVED 10/25/2018

AN ORDINANCE IN AMENDMENT OF CHAPTERS 388 AND 392 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "VEHICLES AND TRAFFIC" AND "VEHICLES, REMOVAL OF" (CONSOLIDATION OF ARTICLES)

Be it ordained by the city of Pawtucket as follows:

SECTION 1. Article II of Chapter 392 of the Code of Ordinances of the City of Pawtucket entitled, "Vehicles, Removal of " shall be repealed in its entirety, as follows:

~~**Article II. Weather Emergency Parking**~~

~~§ 392-3 **Total parking ban during weather emergencies.**~~

~~All parking is prohibited on all streets and highways of the city during a weather emergency as declared by the Public Safety Director of his/her designee until such emergency is declared over.~~

~~§ 392-4 **Removal of vehicles; authority.**~~

~~The Chief of the Pawtucket Police Department is hereby empowered and shall summarily remove or cause to be removed from the streets, highways and public places of the city any vehicle, by whatsoever means propelled, which is parked or located in violation of this section.~~

~~§ 392-5 **Violations and penalties.**~~

~~Vehicles in violation of this article shall be subject to a fine not to exceed $25 per offense.~~

~~§ 392-6 **Notices.**~~

~~A notice shall be printed in all local newspapers, including non-English newspapers, in late October apprising residents of the impending parking ban as per this article. In the first year of this article, said notice shall be printed once per month from October until February.~~

~~§ 392-7 **Temporary parking areas.**~~

~~A. City-designated parking.~~

~~(1) The City of Pawtucket may at its discretion make available certain parcels for temporary parking during the emergencies described in § **392-3**. The City of Pawtucket shall post notice that any vehicle parked at said designated parking area be at the owner's risk regardless of whether or not the parking of said vehicle was voluntary or involuntary.~~

~~2) The City of Pawtucket assumes no liability for any damage or loss occurring to any vehicle or personal property contained within said vehicle while same is parked at the aforesaid designated temporary parking area.~~

~~B. Parking on private residential property.~~

~~(1) Notwithstanding the provisions of § **410-77A(3)** or any other ordinances of the City to the contrary, when a parking ban is called due to a weather emergency, all legal residents of a residential property may, upon receipt of permission from the residential property owner, park on nonpaved areas of the premises during the parking ban and up to 24 hours after the parking ban is lifted.~~

~~(2) No vehicle so parked may be parked on a sidewalk, which shall be defined as that portion of a street between the curblines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians, or in such a way that it blocks or otherwise obstructs any part of a sidewalk.~~

~~§ 392-8 **Repeal of prior ordinances.**~~

~~The following ordinances or sections of ordinances shall be repealed in their entirety: Ch. No. 2183 of the Ordinances of the City of Pawtucket, also known as Section 19-32 of the Revised Ordinances of the City of Pawtucket; and Sections 3 and 4 of Ch. No. 1581 of the Ordinances of the City of Pawtucket, also known as Sections 19-33 and 19-34 of the revised ordinances of the City of Pawtucket.~~

SECTION 2. Article IX of Chapter 388 of the Code of Ordinances of the City of Pawtucket entitled, "Vehicles and Traffic" shall be repealed in its entirety and replaced, as follows:

~~**Article IX. Winter Parking Restrictions**~~

~~§ 388-29 **On-street parking.**~~

~~On-street parking shall be on both sides of the streets within the City of Pawtucket, 24 hours a day, except on those streets already permanently posted with parking regulations in accordance with existing ordinances.~~

~~§ 388-30 **Removal of vehicles required.**~~

~~Owners of vehicles shall be required to remove their vehicles off all streets during declared winter storm emergencies.~~

~~§ 388-31 **Issuance of warnings through news media.**~~

~~Warnings that snowfall is probably to reach a depth of two inches shall be timely issued by the Director of Public Safety or person or persons designated by him/her through the medium of the press, radio and television.~~

~~§ 388-32 **Tagging of vehicles; fine.**~~

~~Vehicles parked in violation of § **388-30** hereof will be tagged and fined $100 for each offense.~~

~~§ 388-33 **Towing of vehicles.**~~

~~When and where conditions warrant such action, vehicles parked in violation of this chapter shall be towed from the highways upon which they are so parked by order of the Director of Public Safety or person or persons designated by him/her.~~

Article IX. Winter and Weather Emergency Parking Restrictions

§ 388-29 **Total parking ban during winter storm and other weather emergencies.**

All parking is prohibited on all streets and highways of the city during a winter storm or other weather emergency as declared by the Public Works Director or his/her designee in conjunction with the Public Safety Director or his/her designee until such emergency is declared over.

§ 388-30 **Violations and penalties**

A. Tagging of vehicles; fine.

Vehicles parked in violation of this Article shall be tagged and fined $100 for each offense.

B. Towing of vehicles.

The Public Safety Director or his/her designee is hereby empowered and shall summarily remove or cause to be removed from the streets, highways and public places of the city any vehicle, by whatsoever means propelled, which is parked or located in violation of this section.

§ 388-31 **Notices.**

A notice shall be printed in all local newspapers, including non-English newspapers, in late October apprising residents of the impending parking ban as per this article.

Warnings that snowfall is probably to reach a depth of two inches shall be timely issued by the Director of Public Safety or his/her designee through the medium of the press, radio, television the city website and/or social media.

§ 388-32 **Temporary parking areas.**

A. City-designated parking.

(1) The City of Pawtucket may at its discretion make available certain parcels for temporary parking during the emergencies described in § **388-29**. The City of Pawtucket shall post notice that any vehicle parked at said designated parking area be at the owner's risk regardless of whether or not the parking of said vehicle was voluntary or involuntary.

(2) The City of Pawtucket assumes no liability for any damage or loss occurring to any vehicle or personal property contained within said vehicle while same is parked at the aforesaid designated temporary parking area.

B. Parking on private residential property.

(1) Notwithstanding the provisions of § **410-77A(3)** or any other ordinances of the City to the contrary, when a parking ban is called due to a weather emergency, all legal residents of a residential property may, upon receipt of permission from the residential property owner, park on nonpaved areas of the premises during the parking ban and up to 24 hours after the parking ban is lifted.

(2) No vehicle so parked may be parked on a sidewalk, which shall be defined as that portion of a street between the curblines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians, or in such a way that it blocks or otherwise obstructs any part of a sidewalk.

SECTION 3. Article X of Chapter 388 of the Code of Ordinances of the City of Pawtucket entitled, "Vehicles and Traffic" shall be amended by adding the following section, as follows:

Article X. General Parking Regulations

§ 388-33 **On-street parking.**

On-street parking shall be on both sides of the streets within the City of Pawtucket, 24 hours a day, except on those streets already permanently posted with parking regulations in accordance with existing ordinances.

SECTION 4. This ordinance shall take effect upon final passage.

ORDINANCE OF THE
CITY OF PAWTUCKET

CHAPTER # 3172

AN ORDINANCE IN AMENDMENT OF CHAPTERS 388 AND 392 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "VEHICLES AND TRAFFIC" AND "VEHICLES, REMOVAL OF" (CONSOLIDATION OF ARTICLES)

INTRODUCED AND
LAID ON THE TABLE
/ /
Clerk

LAID ON THE TABLE AND REFERRED TO THE
ORDINANCE **COMMITTEE**
9 / 5 / 2018
Richard Goldstein Clerk

ORDINANCE **COMMITTEE**
RECOMMENDS APPROVAL
9 /19 / 2018
Terrence E. Meyer Chair

READ AND GIVEN FIRST PASSAGE
AYES 8 **NOES** 0
10/ 10 / 2018
Richard Goldstein Clerk

READ AND GIVEN SECOND PASSAGE
AYES 9 **NOES** 0
10/24 / 2018
Richard Goldstein Clerk

APPROVED
10/25 / 2018
MAYOR