

STATE OF GEORGIA

CITY OF STOCKBRIDGE

ORDINANCE NO. OR18-474

AN ORDINANCE TO PROVIDE FOR THE REGULATION OF ON-STREET PARKING; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

WHEREAS, the governing authority of the City of Stockbridge, Georgia desires to adopt a revised ordinance pertaining to on-street parking; and,

WHEREAS, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

Section 1. That Section 10.12.020 of the Stockbridge Municipal Code is hereby deleted in its entirety and replaced with the provisions set forth below:

"Section 10.12.020 – Regulation of On-Street Parking

- a. It is unlawful for the owner or operator of any motor vehicle or other vehicle to park the vehicle in any of the places on the streets and alleys of the city specifically designated by posted signs indicating the prohibited parking.*
- b. The following criteria shall be used to determine whether on-street parking is permitted on any residential road:*

c. *Width of Paved area with parking conditions*

<i>For street width 27 feet or less (curb to curb)</i>
• No parking on streets without a Permit.
• Parking on one side of street as designated by signage only with Permits.
• Overnight Parking with Permit.
• Special Events (Parking Permits required for parties, graduations, etc.) Monday-Thursday
• Emergency Waiver Permit – medical (available upon request).
• Holiday & Weekend Exemptions (No Permit required to park on left side of street - 5:00 p.m. on Friday to 3:00 a.m. Sunday Morning).
• Towing of vehicles by HOA is permissible (must use city towing service).
• Towing by vehicles by City of Stockbridge for all violations.
• A graduated permit fee and structure to be determined by COS.
• Two Courtesy Permits per home.
• Exemption for "trade workers" performing work at a home.
• Vehicles must be parked in compliance with signage provided by the COS which will provide adequate notice to residents and visitors as to the restrictions being imposed.
• Parking areas designated by HOA's are exempt from parking conditions.
• Permits must be visible and located in the designated area as specified by COS

<i>For streets widths 28 feet to 34 feet (curb to curb)</i>
• Parking on one side of the street as designated by signage. No permit required.
• Overnight Parking with Permit.
• Special Events (Parking Permits required for parties, graduations, etc.) Monday-Thursday.
• Emergency Waiver Permit – medical (available upon request).
• Holiday & Weekend Exemptions (No Permit required to park on left side of street - 5:00 p.m. on Friday to 3:00 a.m. Sunday Morning).
• Towing of vehicles by HOA is permissible (must use city towing service).
• Towing by vehicles by City of Stockbridge for all violations.
• A graduated permit fee and structure to be determined by COS.
• Two Courtesy Permits per home.
• Exemption for "trade workers" performing work at a home.
• Vehicles must be parked in compliance with signage provided by the COS which will provide adequate notice to residents and visitors as to the restrictions being imposed.
• Parking areas designated by HOA's are exempt from parking conditions.
• Permits must be visible and located in the designated area as specified by COS

<i>For street widths greater than 34 feet (curb to curb).</i>
• Parking on both sides of the street. No permit required.
• Overnight Parking with Permit.
• Special Events (Parking Permits required for parties, graduations, etc.) Monday-Thursday.
• Emergency Waiver Permit – medical (available upon request).
• Holiday & Weekend Exemptions (No Permit required to park on left side of street - 5:00 p.m. on Friday to 3:00 a.m. Sunday Morning).
• Towing of vehicles by HOA is permissible (must use city towing service).
• Towing by vehicles by City of Stockbridge for all violations.
• A graduated permit fee and structure to be determined by COS.
• Two Courtesy Permits per home.
• Exemption for "trade workers" performing work at a home.
• Vehicles must be parked in compliance with signage provided by the COS which will provide adequate notice to residents and visitors as to the restrictions being imposed.
• Parking areas designated by HOA's are exempt from parking conditions.
• Permits must be visible and located in the designated area as specified by COS.

- d. *The Director of Public Works shall post the appropriate signage on all residential roads restricting parking as provided for in subsection (b) above. Such signage shall comply with the minimum signage standards as promulgated by the Georgia Department of Transportation. If practical, the Director of Public Works is also authorized to paint and/or stripe curbs to further designate parking restrictions as provided for in subsection (b) above.*
- e. *An inventory of all roads along with such parking restrictions as provided for in subsection (b) shall be prepared by the Director of Public Works and maintained in the City Clerk's office.*
- f. *The Director of Community Development shall develop guidelines and oversee the permitting process for parking and permitting.*
- g. *In addition to being subject removal from residential streets, the owner of any motor vehicle parked in violation of this ordinance shall be subject to the following fines:*
- i. *\$100 for the first offense*
 - ii. *\$250 for the second offense*
 - iii. *\$500 for each offense thereafter*
- h. *A licensed towing service specifically authorized for said purpose by the City shall remove vehicles from any street where parking is restricted provided that appropriate signage is installed directing owners and operators of motor vehicles where to locate their motor vehicles in the event such motor vehicles are removed.*

- i. *The prohibitions of this Section 10.12.020 may be waived for limited special purposes and for limited durations subject to the rules and regulations promulgated by the Director of Community and Administrative Services. Such purposes may include but are not specifically limited to: weddings, funerals, holidays, graduations, emergencies and other similar circumstances. A parking pass shall be obtained from the City Clerk for any motor vehicle for which a waiver is sought.”*

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. Penalties in effect for violations of the City of Stockbridge at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 6. The effective date of this Ordinance shall be November 1, 2018, provided however that the Director of Public Works shall immediately install the signage provided for herein.

ORDAINED this 12th day of November 2018.

CITY OF STOCKBRIDGE, GEORGIA



Anthony S. Ford, Mayor

ATTEST:



Vanessa Holiday, City Clerk

APPROVED AS TO FORM:



Michael Williams, City Attorney

Date Presented to Mayor: 11-15-18

Date Received from Mayor: 11-15-18