

## CHAPTER 6

### PARKING

#### SECTION

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**15-601. Generally.** No person shall leave any motor vehicle unattended on any street without first setting the brakes thereon, stopping the motor, removing the ignition key, and turning the front wheels of such vehicle toward the nearest curb or gutter of the street.

Except as hereinafter provided, every vehicle parked upon a street within this municipality shall be so parked that its right wheels are approximately parallel to and within eighteen (18) inches of the right edge or curb of the street. On one-way streets where the municipality has not placed signs prohibiting the same, vehicles may be permitted to park on the left side of the street, and in such cases the left wheels shall be required to be within eighteen (18) inches of the left edge or curb of the street.

Notwithstanding anything else in this code to the contrary, no person shall park or leave a vehicle parked on any public street or alley within the fire limits between the hours of 1:00 A.M. and 5:00 A.M. or on any other public street or alley for more than seventy-two (72) consecutive hours without the prior approval of the chief of police.

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. (1985 Code, § 9-501)

**15-602. Angle parking.** On those streets which have been signed or marked by the municipality for angle parking, no person shall park or stand a vehicle other than at the angle indicated by such signs or markings. No person shall angle park any vehicle which has a trailer attached thereto or which has a length in excess of twenty-four (24) feet. (1985 Code, § 9-502)

**15-603. Occupancy of more than one space.** No person shall park a vehicle in any designated parking space so that any part of such vehicle occupies more than one such space or protrudes beyond the official markings on the street or curb designating such space unless the vehicle is too large to be parked within a single designated space. (1985 Code, § 9-503)

**15-604. Where prohibited.** No person shall park a vehicle in violation of any sign placed or erected by the state or municipality, nor:

- (1) On a sidewalk.
- (2) In front of or within five (5) feet of a public or private driveway.
- (3) Within an intersection or within twenty-five (25) feet thereof.
- (4) Within fifteen (15) feet of a fire hydrant.
- (5) Within a pedestrian crosswalk.
- (6) Within fifty (50) feet of a railroad crossing.
- (7) Within twenty (20) feet of the driveway entrance to any fire station, and on the side of the street opposite the entrance to any fire station within seventy-five (75) feet of the entrance.
- (8) Alongside or opposite any street excavation or obstruction when other traffic would be obstructed.
- (9) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- (10) Upon any bridge.
- (11) Alongside any curb painted yellow or red by the municipality.
- (12) Park at a distance of 65 feet from the intersecting streets of Cunningham Street, Melrose Street, and South Cedar Street along the northern side of Mountain View Avenue.
- (13) On any area within a municipal owned parking lot or garage other than the striped parking stalls. (1985 Code, § 9-504, as amended by Ord. #2003-19, July 2003; Ord. #2003-24, Sept. 2003; and Ord. #2004-33, Aug. 2004)

**15-605. Loading and unloading zones.** No person shall park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers or merchandise in any place marked by the municipality as a loading and unloading zone. (1985 Code, § 9-505)

**15-606. Regulation by parking meters.** In the absence of an official sign to the contrary which has been installed by the municipality, between the

hours of 8:00 A.M. and 6:00 P.M., on all days except Sundays and holidays declared by the governing body, parking shall be regulated by parking meters where the same have been installed by the municipality. The presumption shall be that all installed parking meters were lawfully installed by the municipality. (1985 Code, § 9-506)

**15-607. Lawful parking in parking meter spaces.** Any parking space regulated by a parking meter may be lawfully occupied by a vehicle only after a proper coin has been deposited in the parking meter and the said meter has been activated or placed in operation in accordance with the instructions printed thereon. (1985 Code, § 9-507)

**15-608. Unlawful parking in parking meter spaces.** It shall be unlawful for the owner or operator of any vehicle to park or allow his vehicle to be parked in a parking space regulated by a parking meter for more than the maximum period of time which can be purchased at one time. Insertion of additional coin or coins in the meter to purchase additional time is unlawful.

No owner or operator of any vehicle shall park or allow his vehicle to be parked in such a space when the parking meter therefor indicates no parking time allowed, whether such indication is the result of a failure to deposit a coin or to operate the lever or other actuating device on the meter, or the result of the automatic operation of the meter following the expiration of the lawful parking time subsequent to depositing a coin therein at the time the vehicle was parked. (1985 Code, § 9-508)

**15-609. Unlawful to occupy more than one parking meter space.** It shall be unlawful for the owner or operator of any vehicle to park or allow his vehicle to be parked across any line or marking designating a parking meter space or otherwise so that such vehicle is not entirely within the designated parking meter space; provided, however, that vehicles which are too large to park within one space may be permitted to occupy two adjoining spaces provided proper coins are placed in both meters. (1985 Code, § 9-509)

**15-610. Unlawful to deface or tamper with meters.** It shall be unlawful for any unauthorized person to open, deface, tamper with, willfully break, destroy, or impair the usefulness of any parking meter. (1985 Code, § 9-510)

**15-611. Unlawful to deposit slugs in meters.** It shall be unlawful for any person to deposit in a parking meter any slug or other substitute for a coin of the United States. (1985 Code, § 9-511)

**15-612. Parking on city parking lots regulated.** (1) It shall be unlawful for any person, firm, or corporation to park any motor vehicle all day

upon any public parking lot operated by the city with the exception of the parking lot located between Harper Avenue, McCammon Avenue, Court Street and College Street and the Maryville Municipal Parking Garage located between Broadway Avenue, Cusick Street and Church Avenue. For the purpose of this chapter "all day parking" shall be construed as any period of consecutive parking between 9:00 A.M. and 5:00 P.M. on Monday through Friday of each week, excepting holidays, at the same location for more than two hours.

(2) All day parking is permissible on the public parking lot located between Harper Avenue, McCammon Avenue, Court Street and College Street and the Maryville Municipal Parking Garage located between Broadway Avenue, Cusick Street and Church Avenue.

(3) Parking fees, where applicable, shall be authorized and established by city council. (1985 Code, § 9-512, as amended by Ord. #98-38, Sept. 1998)

**15-613. Handicapped parking.** (1) Any business, firm, or other person transacting business with the public from a permanent location in the City of Maryville may provide on private property and the City of Maryville may provide on public property specially marked parking spaces for the exclusive use of any handicapped driver or handicapped passenger to whom the distinctive license plates or placards were issued pursuant to Tennessee Code Annotated, title 55, chapter 21, and to qualified operators acting under the express direction of a handicapped driver or handicapped passenger.

(2) Each such parking space shall be marked and maintained with the stylized wheelchair symbol designated by Tennessee Code Annotated, § 55-21-104. Provided, however, nonconforming markings or signs shall be acceptable during the useful life of such markings or signs which may not be extended by other than normal maintenance as long as such markings or signs provide reasonable notice of the specially marked parking space.

(3) It shall be unlawful for any person, except those persons designated in sub-section (1) above, to park in any parking space marked and maintained as provided in sub-section (2) above, located on either public or private property, and any violation of the provisions of this section shall be punishable by a fine of not less than \$50.00.

(4) Whether violations occur on public or private property, the provisions of this section shall be enforced in the same manner used to enforce other parking laws of the City of Maryville. (1985 Code, § 9-513, as amended by Ord. #2004-32, Aug. 2004)

**15-614. Parking on private parking lots regulated.**<sup>1</sup> It shall be unlawful for any person to park a truck tractor, a trailer, or semitrailer, as defined in Tennessee Code Annotated, §§ 55-1-104 and 55-1-105, in any parking

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<sup>1</sup>See also Priv. Acts 1986, ch. 144, which also regulates this activity.

lot of a privately owned shopping mall or shopping center in the City of Maryville, or in any other privately owned parking lot in the City of Maryville which will accommodate thirty (30) or more motor vehicles, without obtaining permission to park in such a parking lot from the parking lot owner, manager, or other authorized agent of the owner. It shall not be unlawful for such a truck or trailer to park for the purpose of loading or unloading. Any violation of the provisions of this section shall be punishable under the general penalty clause for this municipal code. The provisions of this section shall be enforced in the same manner used to enforce other parking laws of the City of Maryville. (1985 Code, § 9-514)

**15-615. Parking of trucks, tractor-trailers and buses upon public streets or public ways regulated.** (1) Definitions. (a) "Truck" shall mean every motor vehicle designed, used, or maintained primarily for the transportation of property.

(b) "Truck tractor" shall mean every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

(c) "Trailer" shall mean every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

(d) "Semitrailers" shall mean every vehicle without motive power and not a motor vehicle as herein defined, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

(e) "Pole trailers" shall mean every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connection.

(f) "Buses" and "motor vehicles" shall mean every self-propelled device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excluding motorized bicycles and every vehicle which is not propelled by electric power.

(g) "Roads" relates to streets, highways, avenues, boulevards, parkways, lanes or other ways or any part of the public transportation system and shall mean the entire width between boundary lines of every way publicly maintained, when any part thereof is open to the use of the public for purposes of vehicular travel and passage.

(h) "Loading" and "unloading" shall mean to place or store goods, wares, or merchandise into a trailer or motor vehicle or to remove such items from said vehicle and shall for purposes of this section refer to the actual time consumed in such operation.

(i) "Refrigeration" or "refrigerated" means any unit or individual compartment for the purpose of such storage and preservation of frozen foods, commodities, or goods for human consumption or use.

(j) "Residential area" means area predominately in use for residential purposes.

(2) Parking provisions. It shall be unlawful for any person, firm, or corporation owning, operating or having control of any truck, truck tractor, trailer, semitrailer, pole trailer, bus or motor vehicle in excess of one (1) ton capacity to park the same upon any street or public way within the corporate limits of Maryville, Tennessee.

(3) Refrigerated trucks. It shall be unlawful for any person, firm, or corporation owning, operating or having control of any truck, truck tractor, trailer, semitrailer, pole trailer, bus or motor vehicle which has refrigeration capability or capacity to park the same upon any street or public way or on private property within any residential area within the corporate limits with the refrigeration units operating.

(4) Exclusions. The provisions of subsection (2) shall not be deemed to prohibit the lawful parking of any truck, truck tractor, trailer, semitrailer, pole trailer, bus or motor vehicle and related equipment upon any street within the corporate limits for the loading or unloading of goods, wares, materials, supplies or merchandise.

The provisions of subsection (3) shall not be deemed to prohibit the lawful parking of refrigerated trucks, truck tractors, trailers, semitrailers, pole trailers, bus or motor vehicles with refrigeration capability or capacity upon any street or public way within the corporate limits for the loading or unloading of goods, wares, materials, supplies or merchandise.

The provisions of these subsections shall not be deemed to prohibit the parking of any truck, trailer, truck tractor, bus or motor vehicle within a designated construction or work zone on streets or public ways within the corporate limits. This provision shall be applicable only for the duration of construction within the designated construction or work zone.

(5) Penalty. Any person, firm, or corporation owning, operating or having control of any truck, truck tractor, trailer, semitrailer, pole trailer, bus or motor vehicle or refrigerated type trailers or motor vehicles shall be subject to a fine not less than \$25.00 nor more than \$50.00 for each parking violation of this section. (1985 Code, § 9-515)

**15-616. Parking enforcement in Royal Oaks Subdivision.** In the platted subdivision known as Royal Oaks in the corporate limits, no person shall park a vehicle on the street in violation of restrictions on parking stated on any

official sign placed or erected by the Royal Oaks Property Owners Association, Inc. where such sign has been approved and authorized by the Chief of Police of the City of Maryville. Parking in an area where parking is prohibited pursuant to such signage will result in a parking citation and/or a vehicle being subject to being towed at the owner's expense. Parking in such areas shall further subject the vehicle and its owner to all other enforcement mechanisms found in the city code to regulate illegal parking. (as added by Ord. #2009-30, May 2009)