

PART II - CODE OF ORDINANCES
Chapter 74 - TRAFFIC AND VEHICLES

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Sec. 74-84. Violations.

- (a) Any person committing a parking violation, other than illegally parking in a parking space provided for disabled persons, shall be cited by the issuance of a parking violation ticket and shall be assessed a penalty of \$15.00 for such violation. Each day such violation is permitted to continue shall constitute a separate violation.
- (b) Any person committing a parking violation by illegally parking in parking spaces provided by governmental or nongovernmental entities and marked for disabled persons as required by this article shall be cited by the issuance of a parking violation ticket under this section and shall be assessed \$100.00 for such violation. Each day such violation is committed shall constitute a separate violation.
- (c) Payment of the penalty shall be made at the police department within ten days of issuance of the violation ticket. In the event that such payment is not made within the ten-day period, a citation shall be issued for a violation of this article which shall be deemed as a misdemeanor in the second degree punishable pursuant to provisions of F.S. § 775.081, F.S. § 775.082 and F.S. § 775.083.
- (d) Any person, being the legal owner of a vehicle, who grants permission and/or lends said vehicle to any other person and said person shall then violate the provisions of this article, shall be held responsible for payment of such violation unless said owner furnishes to the police department evidence that the vehicle was in the control of another person by furnishing the name and address of such person.
- (e) Payment shall be made by cash, cashier's check or money order. Cashier's check and/or money order shall be made payable to the city. Personal checks shall not be accepted.

(Code 1990, § 217-37)

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Sec. 74-85. General prohibitions.

- (a) It shall be unlawful to permit any vehicle to stand, stop and/or park in any of the following places, except in compliance with the direction of a police officer:
- (1) In any intersection or crosswalk.
 - (2) Upon any bridge or viaduct or the approach thereto.
 - (3) Between a safety zone and the adjacent curb.
 - (4) Within 30 feet (9.15 meters) of a traffic signal, beacon or sign on the approaching side.
 - (5) Within 20 feet (6.10 meters) of any intersection or crosswalk.
 - (6) Within 15 feet (4.57 meters) of a fire hydrant.
 - (7) Anyplace where a vehicle would block the use of any driveway.
 - (8) Within 20 feet (6.10 meters) of the driveway entrance to any fire department station nor on the side of the street opposite the entrance to any fire department station.
 - (9) On and/or across any sidewalk.
 - (10) At any place where official signs prohibit parking.
 - (11) Any area clearly marked "fire zone" and/or "safety zone."
 - (12) On a median.
 - (13) On the area in the center or unpaved portion of a cul-de-sac.
- (b) Vehicles can be parked off the roadway (on the berm or shoulder and/or swale) in a manner which conforms to the flow of traffic and in which the vehicle is completely off the roadway (wearing surface). The vehicle must be parallel to the roadway and must be parked on the right-hand side of the roadway (headed in the same direction as the flow of traffic) except where official traffic control devices designate otherwise.
- (c) It shall be unlawful for any person to park or leave standing any vehicle in a space designated for physically handicapped persons. Parking spaces designated for the physically handicapped shall be posted with a sign known as the "international wheelchair symbol," consisting of a profile view of a stylized wheelchair with occupant, in white on a blue background. All such handicapped persons shall obtain the proper license plate insignia indicating such disability.
- (d) Double parking on any roadway is prohibited.
- (e) No vehicle shall be parked with the left side (driver's side) of such vehicle next to the curb, except on a one-way roadway. No person shall be permitted to stand and/or park any vehicle off the roadway pavement other than by parallel parking, with the left two wheels (driver's side) off the roadway pavement, except where official traffic control devices designate otherwise.
- (f) The city commission shall have the authority to designate, by resolution, additional areas as no-parking areas upon a finding that the designation of such areas is necessary for the health, safety and general welfare of the citizens of the city. Upon the adoption of such a resolution, the road and drainage district shall post appropriate official traffic control devices at the designated areas.

(Code 1990, §§ 217-32 (A)-(D, (M)))

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Sec. 74-86. Displaying for sale.

It shall be unlawful to park any vehicle upon any roadway or upon any public or private property for the purpose of displaying it for sale, except where the owner of private property and the owner of said vehicle is one and the same.

(Code 1990, § 217-32(E))

Sec. 74-87. Business property.

It shall be unlawful to park any vehicle upon any roadway in areas commonly accepted as business areas from which vehicle merchandise is peddled without the written consent of the legal owner of said business property.

(Code 1990, § 217-32(F))

Sec. 74-88. Freight-carrying vehicles.

It shall be unlawful for any driver to stand any freight-carrying vehicle in any area other than that clearly marked "loading/unloading zone." Under no circumstances shall a freight-carrying vehicle be permitted to stand and/or park in an area reserved for the orderly movement of vehicular and pedestrian traffic thereby creating a traffic hazard.

(Code 1990, § 217-32(G))

Sec. 74-89. Entrances to public buildings.

It shall be unlawful to stand or park a vehicle at the entrance of hospitals, other medical facilities, hotels, motels, schools, churches, theaters or any public or governmental building that serves the general public, excluding emergency vehicles (police, fire and ambulance).

(Code 1990, § 217-32(H))

Sec. 74-90. Taxicab stands.

No vehicle other than a licensed taxicab shall be parked in any area designated as such either by pavement markings or by posted sign as a "cabstand," nor shall any vehicle other than a bus be parked in an area designated as a "bus loading zone" by pavement and/or postal signs.

(Code 1990, § 217-32(I))

Sec. 74-91. Private property.

It shall be unlawful to park any vehicle on any private property without the consent of the owner of the property where the owner of the vehicle is not the same as the owner of said private property.

(Code 1990, § 217-32(J))

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Sec. 74-92. Storage of certain vehicles.

No trucks, trailers, wagons, motor homes or motor coaches shall be parked for storage purposes, including overnight, on any public right-of-way within any district zoned for residential use.

(Code 1990, § 217-32(K))

Sec. 74-93. Tamiami Trail.

It shall be unlawful to park any vehicle, truck, truck trailer or trailer for a period of more than four hours on any public right-of-way within any commercially or residentially zoned property in the following specific areas along Tamiami Trail (U.S. 41):

- (1) From Espanola Avenue to North Port Boulevard.
- (2) From South Pan American Boulevard to South Biscayne Boulevard.
- (3) From Eager Street to Grobe Street.
- (4) From Hoffman Street to South Pan American Boulevard.
- (5) From Bolander Terrace to Almonte Terrace.

(Code 1990, § 217-32(L))

Sec. 74-94. Parking spaces for disabled persons.

- (a) It shall be unlawful for any person to stop, stand or park a vehicle within such specially designated and marked parking space provided for disabled persons unless such vehicle displays a parking permit issued pursuant to F.S. § 320.0848 and such vehicle is transporting a person eligible for the parking permit.
- (b) Whenever a law enforcement officer finds a vehicle in violation of this section, that officer shall:
 - (1) Have the vehicle in violation removed to any lawful parking space and/or facility or require the operator or other person in charge of the vehicle immediately to remove the unauthorized vehicle from the parking space. Whenever any vehicle is removed by a law enforcement officer to a storage lot, garage or other safe parking space, the cost of such removal and parking shall be a lien against the vehicle.
 - (2) Charge the operator or other person in charge of the vehicle in violation with a noncriminal traffic infraction, punishable as provided in F.S. § 318.18(2). However, any person who is chauffeuring a disabled person shall be allowed, without need for an identification parking permit, momentary parking in any such parking space, for the purpose of loading and/or unloading such disabled person. No penalty shall be imposed upon the driver of such momentary parking.

(Code 1990, § 217-35)

Secs. 74-95—74-130. Reserved.