

ORDINANCE NO. 1987

AN ORDINANCE AMENDING CPMC CHAPTER 10.04.100 PARKING PROHIBITIONS AND 10.04.112 MOBILE HOME, MOTOR HOME, CAMPER, VAN, CAR OR TRUCK PARKING PROHIBITIONS

RECITALS:

- A. Words ~~lined through~~ are to be deleted and words **in bold** are added.
- B. Amending Central Point Municipal Code 10.04.100 deleting subsection (I) regarding the loading and unloading of passengers or anything within any part of the street or intersection.
- C. Amending Central Point Municipal Code 10.04.112 subsection (A) Motor Vehicle, Motor Home, Trailer and Commercial Vehicle prohibitions. Adding Section (C) as it is not an affirmative defense to subsections (A)(1) or (A)(2) to be moved from one place to another, so long as it is left on a street, alley, or other municipal property for more than a cumulative seventy-two consecutive hours. Adding subsection (D) definitions.

THE PEOPLE OF CENTRAL POINT DO ORDAIN AS FOLLOWS:

SECTION 1. Amendments to Chapter 10.04.100 and Chapter 10.04.112 are amended as presented below:

Chapter 10.04
TRAFFIC REGULATIONS

Sections:

- 10.04.100 Parking – Prohibitions
- 10.04.112 Parking ~~Mobile home, motor home, camper, van, car, trailer or truck~~
Motor Vehicle, Motor Home, Trailer and Commercial Vehicle parking--Prohibitions.

10.04.100 Parking – Prohibitions.

In addition to provisions of the Motor Vehicle Laws of Oregon prohibiting parking, no person shall stop or park a vehicle:

- A. Upon a bridge, viaduct or other elevated structure used as a street, unless otherwise indicated by lawfully installed signs;

B. In an alley or across an entrance to an alley or private driveway except to load or unload persons or materials and in no event for a longer period of time than necessary for said purpose;

C. Upon a street for the principal purpose of:

1. Displaying the vehicle for sale,
2. Displaying advertising from the vehicle,
3. Selling merchandise from the vehicle except in an established market place or when so authorized or licensed under the ordinances of the city;

D. Within ten feet of any fire hydrant or within thirty feet of any fire station;

E. Between the curb or traveled portion of the street or alleyway where there is no curb and the private property line, except where such parking is within a driveway and does not obstruct a sidewalk or other established use of the city's right-of-way or clear vision areas for vehicular or pedestrian traffic.

F. For a period of time in excess of any duly posted parking time limit;

G. On the roadway side of a vehicle already parked;

H. With the front or rear of such vehicle, as the case may be, within less than twenty-five feet from the intersection of the property lines at an intersection;

I. ~~For the purpose of loading or unloading passengers or anything within any part of the streets, intersection, crosswalk or pedestrian lane;~~

J. I. Upon a street where the portion of the street is so designated by a no parking sign, or yellow-painted curb, or both. Presence of a no parking sign or a yellow-painted curb shall be prima facie evidence that the sign or paint has been lawfully placed pursuant to Section 10.04.020 of this chapter.

10.04.112 ~~Mobile home, motor home, camper, van, car, trailer or truck~~ **Motor Vehicle, Motor Home, Trailer and Commercial Vehicle** parking--Prohibitions.

A. No person shall park any **Motor Vehicle, Motor Home, Trailer and Commercial Vehicle: mobile home, motor home, van, car, camper, trailer, boat or other recreational vehicle**

1. In one location on any portion of any public street or alley for any period longer than seventy-two consecutive hours, except that short-term out of town visitors may park such recreational vehicles for a period not to exceed two weeks in any one calendar year; or

2. In one location on any portion of any public street or alley or in the front setback area of any residential property, when parking in such setback area impairs clear vision for traffic safety.

B. No person shall reside in any Motor Vehicle, Motor Home, Trailer or Commercial Vehicle except that persons may temporarily reside in a motor home, van, camper, tent trailer, Motor Home, including specifically a camper, tent trailer, car, truck, tent, or any other type of non-dwelling living structure, in any front, side or rear yard area of any residential property for a period not to exceed more than two weeks in any one calendar year.

C. It is no defense to subsections (A)(1) or (A)(2) that the Motor Vehicle, Motor Home, Trailer or Commercial Vehicle described therein has been moved from one place to another, so long as it is left on a street, alley or other municipal property for more than a cumulative seventy-two consecutive hours. This act is defined as intentionally moving a Motor Vehicle, Motor Home or Trailer or Commercial Vehicle a limited distance and re-parking the subject vehicle or trailer to appear as though it is being used in violation of this section.

D. Definitions:

1. **Motor Vehicle means any self-propelled vehicle and any such vehicle in combination with any trailing units, used or physically capable of being used upon any public highway in this state in the transportation of persons or property, except vehicles operating wholly on fixed rails or tracks and electric trolley buses, including but not limited to motor homes, vans, cars, campers, trailers, boats, recreational vehicles and commercial vehicles. "Motor vehicle" includes over dimension vehicles or vehicles permitted excessive weights pursuant to a special authorization issued by a city, county or the Department of Transportation.**

2. **Motor Home means a vehicle that has been designed, reconstructed, or permanently altered to provide facilities for human habitation, i.e., permanent sleeping and cooking facilities. This includes permanently mounted campers on pickup trucks or other truck frames.**

3. Trailer shall include: boat trailer, camping trailer including what is commonly known as a "fifth wheeler," horse trailer, utility trailer or any other vehicle or conveyance designed to be connected to and drawn by a motor vehicle or recreational vehicle.

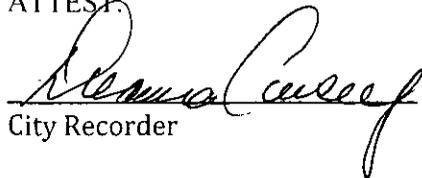
4. Commercial Vehicle means a vehicle that will be operating at a gross vehicle weight rating or combination weight over 26,000 pounds and includes vehicles designed to transport 16 or more persons and vehicles designed to transport hazardous materials regardless of weight.

PASSED by the Council and signed by me in authentication of its passage this 10th day of April, 2014.



Mayor Hank Williams

ATTEST:



City Recorder