

ORDINANCE No. 5, 1997

An Ordinance Regulating Parking and Parking Tickets within the Civil Town of Mooresville, Indiana

WHEREAS, the Town Council of the Civil Town of Mooresville is the legislative body for purposes of enacting ordinances for the health, safety and general welfare of the residents of the Civil Town of Mooresville;

WHEREAS, it becomes necessary from time to time to regulate parking within the Town of Mooresville for the health, safety and general welfare of the residents of the Town of Mooresville;

NOW, THEREFORE, BE IT HEREBY ORDAINED that the following regulations regulating parking within the Town of Mooresville shall be applicable to all streets within the Town of Mooresville that are not State right-of-ways:

Section I.

- a. This Ordinance does not apply to a person who drives a vehicle that is disabled while on the paved, improved, or the main travel part of the highway in a manner and to the extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle on the highway.
- b. A person may not stop, park or leave standing an attended or unattended vehicle upon the paved or main travel part of the highway outside of a business or residence district, it is practical to stop, park or leave the vehicle off the highway.

Section II. Unobstructed Passage of Vehicles in Clear View of Stopped Vehicle.

A person who stops, parks or leaves a vehicle shall leave a sufficient unobstructed width of the roadway opposite the vehicle for the free passage of other vehicles and a clear view of the stopped vehicle from a distance of two hundred (200) feet in each direction from the highway.

Section III. Removal of Vehicle from Travel Portion of Highway.

When ever a Police Officer finds a vehicle standing upon a highway in violation of this Ordinance, the Officer may require the person driving the vehicle or other person in charge of the vehicle to move the vehicle to a position off the paved, improved or main travel part of the highway. If:

- 1) A person directed by a Police Officer fails or refuses to move the vehicle; or

- 2) The vehicle is unattended; the Officer may provide for the removal of the vehicle to the nearest available garage or other place of safety.

Section IV. Obstruction of a Bridge; Removal of Vehicle.

Whenever a Police Officer finds a vehicle unattended upon a bridge which constitutes an obstruction of traffic, the Officer may provide for the removal of the vehicle to the nearest available garage or other place of safety.

Section V. Avoiding Conflict with Traffic or Law Enforcement Officers; Direction of Police Officers or Traffic Control Devices.

A person may not stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or to avoid conflict with law or the directions of a Police Officer or traffic control device, in any of the following places:

1. On a sidewalk
2. In front of a public or private driveway
3. Within an Intersection
4. Within fifteen (15) feet of a fire hydrant
5. On a crosswalk
6. Within twenty (20) feet of a crosswalk at an intersection
7. Within thirty (30) feet upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of the roadway
8. Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless the traffic authority indicates a different length by signs or markings.
9. Within fifty (50) feet of the nearest rail of a railroad crossing
10. Within twenty (20) feet of the driveway entrance to a fire station and, on the side of the street opposite the entrance to a fire station, within seventy-five (75) feet of the entrance (when properly sign posted)
11. Alongside or opposite a street excavation or obstruction if stopping, standing, or parking would obstruct traffic.
12. On the roadway side of a vehicle stopped or parked on the edge or curb of a street.
13. Upon a bridge or other elevated structure upon a highway or within a highway tunnel.
14. At any place where official signs prohibit stopping.

Section VI. Stopping or Parking in Fire Lane

- a. This section applies to a fire lane that is located on property that is privately or publicly owned.
- b. A person may not stop, stand or park a vehicle in a fire lane

- c. This section may be enforced by any of the following law enforcement officers.
 1. A State Police Officer
 2. A Town Police Officer
 3. A Sheriff

Section VII. Movement of Vehicle by Nonowner.

A person may not move a vehicle not owned by the person into a prohibited area or away from a curb to a distance that is unlawful.

Section VIII. Parallel Parking, Roadways with Adjacent Curbs; Regulations

Except where angle parking is permitted by a local ordinance for streets under the control of the Town of Mooresville a vehicle stopped or parked upon a roadway where there is adjacent curb shall be stopped or parked with the right-hand wheels of the vehicle parallel with and within twelve (12) inches of the right-hand curb.

Section IX. Signs Prohibiting or Restricting Stopping, Standing or Parking; Posting

The Town of Mooresville may, with respect to right-of-ways under the Town of Mooresville's jurisdiction, place signs prohibiting or restricting the stopping, standing or parking of vehicles on a street, alley or highway where an engineering investigation has revealed the need for a restriction. The signs must be official signs. A person may not stop, stand or park a vehicle in violation of the restrictions stated on the signs.

Section X. Violations

A person who violates any Section of this Ordinance shall be cited into the Mooresville Town Court with the option of pre-paying the ticket if it is marked with a fine amount on the citation issued by the law enforcement agency. Violations of this Ordinance shall result in a fine of not less than Five Dollars (\$5.00) for the first offense and up to Fifty Dollars (\$50.00) for each offense thereafter within a twelve (12) month period.

Section XI.

This Ordinance incorporates by reference all Sections of IC 9-30-11-1 through 8 and all amendments thereto.

Section XII.

If any Section of this Ordinance is found to be invalid all other Sections shall remain in full force and effect and fully applicable.

Passed this 15th day of April 1997.

Mooresville Town Council

Toby Dolen
James Hensley
Mark Mathis
Andy Pygman
William Wright

ATTEST:
Sandra Perry, Clerk-Treasurer