

## ORDINANCE NO. \_\_\_\_

ORDINANCE NO. \_\_\_\_ AMENDS THE ASHLAND TOWN CODE, CHAPTER 10, "MOTOR VEHICLES AND TRAFFIC," BY ADDING ARTICLE VII, "RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD). ORDINANCE NO. \_\_\_\_ IS PROPOSED TO CREATE A PERMIT PARKING SYSTEM in three specific areas SO AS TO ENSURE PARKING FOR residents. ORDINANCE NO. \_\_\_\_ CREATES A PARKING DISTRICT IN THE COLLEGE PARK AREA (NORTH OF ENGLAND ST. BOUNDED ON THE EAST BY WASHINGTON HIGHWAY, ON THE WEST BY HENRY STREET AND SOUTH OF BERKLEY WOODS DRIVE, EXCLUDING BERKLEY WOODS DRIVE), ANOTHER PARKING DISTRICT IS PROPOSED IN THE BERKLEYTOWN AREA (FROM BERKLEY WOODS NORTH, BOUNDED ON THE WEST BY THE RAILROAD TRACKS, ON THE EAST BY WASHINGTON HIGHWAY, AND THE NORTH BY ACHIE CANNON ROAD), AND A IN THIRD PARKING DISTRICT IN NORTH ASHLAND, NORTH OF HENRY CLAY ROAD, WEST OF RAILROAD TRACKS, SOUTH OF VAUGHAN ROAD AND EAST OF NORTH SNEAD STREET. ORDINANCE NO. \_\_\_\_ PRESCRIBES REGULATIONS FOR THE OPERATION AND ENFORCEMENT OF THE PARKING DISTRICTS AND CIVIL PENALTIES OF TWENTY-FIVE DOLLARS (\$25.00) OR ONE HUNDRED DOLLARS (\$100.00) DEPENDING UPON THE VIOLATION.

BE IT ORDAINED by the Ashland Town Council that Chapter 10, "Motor Vehicles and Traffic," be amended by adding Article VII, "Residential Permit Parking Districts (RPPD)" to read in its entirety as follows:

### **"Section 10-100. Purpose and intent.**

In order to reduce or prevent congestion and/or hazardous traffic conditions in residential areas, to protect those areas from polluted air, excessive noise, and other adverse environmental impacts of automobile commuting, to protect the residents of these areas from unreasonable burdens in gaining access to their property, to preserve the residential character of these areas and the property values, Residential Permit Parking Districts are created to impose on-street parking restrictions in certain designated areas of the Town on public streets.

### **Section 10-101. Definitions.**

For the purposes of this Article, the following words and phrases shall have the meanings ascribed to them in this Section, except in those instances where the context clearly indicates a different meaning:

*Block* shall mean that land abutting on two (2) sides of a street, extending to the rear lot lines of lots fronting on said street, Blocks shall start at an intersecting street and end at the next intersecting street; or the end of the street; or the boundary of any railroad right-of-way, park,

school ground, or other significant division of a street as determined by the Town of Ashland.

*Block face* shall mean the land abutting one side of a block.

*Proper display—Decal.* Residential Permit Parking decal shall be displayed in the lower left corner of the rear window of the vehicle issued to. The decal must be adhered to the window and may not be taped on to the window or displayed in any manner which may allow the transfer of the decal to another vehicle. If the vehicle does not have a rear window or is legally obscured (i.e. louvers), the decal may be displayed on the driver's side on the lower right corner of the window furthest to the rear of the vehicle. Any alteration of the decal (i.e. district number changed and/or serial number changed) shall deem the permit invalid.

*Proper display—Motorcycle sticker.* The Residential Permit Parking District motorcycle sticker shall be displayed beside the State inspection sticker and the Town motorcycle license on the motorcycle front fork. Any alteration to the sticker (i.e. change to the district number and/or serial number) shall deem the permit invalid.

*Proper display of Temporary Pass—*A Temporary Pass is any pass other than an RPPD decal issued by the Town. Every Temporary Pass shall be displayed on the vehicle dashboard rearview mirror so that the pass and all of the information displayed on the pass is entirely visible through the vehicle windshield. Any alterations to the pass including changes to the address the pass is issued to and/or to the district number shall deem the pass invalid. Any obscuring of information displayed on the pass (i.e. folding under the address issued to) shall also deem the pass invalid.

*Residential area* shall mean that side of any street, road or highway adjacent to property: used exclusively as a residence; contained in any one of the residential districts; or contained in the residential portion of any of the planned development districts.

RPPD shall mean a Residential Parking Permit District established by the Ashland Town Council.

*RPPD allowable vehicle* shall mean a motor vehicle having a Gross Vehicle Weight Rating (GVWR) of less than 12,000 pounds. This term shall not be deemed to include a commercial vehicle.

*Temporary RPPD* shall mean any RPPD created by the Town Council to address a short-term situation or event, such as a construction project, that may cause significant, short-term parking problems in surrounding residential areas.

**Section 10-102. District designation.**

The Town Manager shall be authorized to add or remove streets within a District. Additional Districts may be added, or a District deleted, by the Ashland Town Council.

**Section 10-103. Signs.**

All signs to designate a Residential Permit Parking District shall be erected by the Town and shall be of such design and character as to readily inform the operators of vehicles in Residential Permit Parking Districts of the existence, nature and requirements of the regulations pertaining to the particular District. All signs shall include at least the following information, from top to bottom of the sign, in the order listed below:

- a) Restriction or prohibition;
- b) Time of day the restriction or prohibition is applicable, if not at all hours;
- c) The days of the week applicable, if not every day;
- d) Indication that permit/pass holders are exempt;
- e) The letter of the Residential Parking District.

**Section 10-103. Parking restrictions.**

- a) On-street parking during specified hours in any Residential Permit Parking District shall be permitted only upon display of a valid parking permit or pass on an RPPD allowable vehicle as defined in this Article; provided, however, that the parking limitations of this Article shall not apply to vehicles owned or leased by a public agency, or marked service or delivery vehicles which are being used to provide services or make deliveries to dwellings within the designated District.
- b) In Residential Permit Parking Districts, the hours during which the regulations of this Article shall apply shall be 8:00 to 5:00 p.m.

**Section 10-104. Administration.**

- a) Permits, in the form of decals, will be available from Town Hall. Permanent Decals shall be issued for to resident property owners for each vehicle that is registered in the Town of Ashland located within the RPPD.
- b) Temporary RPPD passes shall be issued to the affected residents in the temporary RPPD and shall be valid for a period of two years or until the construction project or other situation that caused the establishment of the temporary RPPD has ended, whichever occurs first. Passes may be renewed if the construction project or other situation that caused the establishment of the temporary RPPD is still in effect.
- c) Permits/passes shall be applied for in person, by mail, or by electronic means in accordance with procedures established by the Town Manager or his designee. The Town of Ashland shall validate the applicant's residency in the District and proof of vehicle ownership. In validating residency, the Town of Ashland may request such documentation and information as necessary

- d) A maximum of three permits/decals may be issued for rental properties. Permits/decals are not transferable between tenants. Permits for lease holders shall be of a different color than permanent resident decals and shall be valid from July 1 to June 30. Lease holders must present vehicle registration and a copy of the lease to acquire a Permit.
- e) Any person on active duty in the military service, absent from his state of residence or domicile solely by reason of compliance with military orders, may prove vehicle ownership by showing a current military identification and a current vehicle registration.
  - I. Applications for renewal of permits/passes shall be processed in the same manner as an original permit application.
  - II. Decals and passes shall be removed from the vehicle upon moving from the District.
  - III. Decals and passes shall remain the property of Ashland Town and may be revoked without notice and must be surrendered on demand by the Town.

**Section 10-105. Visitor parking.**

- a) Two transferable visitor parking passes shall be issued to property owners upon request in accordance with the provisions designated by the Town Council in adopting the District.
- b) Visitor passes shall not be issued to multi-family or townhouse addresses which have off-street parking lots provided.
- c) One additional visitor pass may be issued for a long-term medical condition that requires the frequent services of a health care provider in a residence within a Residential Permit Parking District. In order to qualify, the resident must provide a statement from a physician stating the need for a long-term health care provider, the frequency the health care provider needs to go to the residence, and the duration of the need for the health care provider visits.
- d) A visitor pass may only be used on an RPPD allowable vehicle as defined in this Article.
- e) The Town Manager shall possess the authority to issue additional permits or passes as he or she may deem in keeping with this Article.

**Section 10-106. Enforcement and penalties.**

- a) It shall be unlawful for any person to park a motor vehicle in violation of the provisions of this Article.
- b) It shall be unlawful for any person to represent that he or she is entitled to a parking permit/pass when he or she is not so entitled, to fail to destroy a permit/pass to which he or she is no longer entitled, or to park a vehicle displaying such a permit /pass at any time when the user of such permit/pass is not entitled to it.
- c) It shall be unlawful for any person to represent that they are entitled to a pass when they are not so entitled or to park a vehicle displaying such a pass at any time when the user of such a pass is not entitled to it.

- d) It shall be unlawful for any person entitled to a visitor pass to allow said pass to be used by anyone other than a person visiting a residence in the specified Residential Permit Parking District.
- e) It shall be unlawful to improperly display Residential Permit Parking Decals/Passes as required by this Article. Failure to properly display decals/passes shall be punishable by a civil penalty of \$25.00 for each violation.
- f) Enforcement of Residential Permit Parking District regulations shall be under the jurisdiction of the Ashland Town Police Department, who shall issue citations against those persons who violate the provisions of this Article.
- g) Violation of Paragraphs (b), (c) or (d) of this Section shall be subject to a civil penalty of \$100.00 for each violation. Violation of any other provisions of this Article shall be punishable by a civil penalty of \$25.00 for each violation. Vehicles parked in violation of these provisions may be towed at the owner's expense.
- h) The Town Manager, or his or her designee, shall collect and account for all uncontested payments of parking citations penalties under this Article; and any contest by any person of any parking citation shall be certified by the Town Manager, or his or her designee, on an appropriate form, to the Hanover General District Court.
- i) The Town Manager, or his or her designee, shall enforce payment of delinquent parking citations.
- j) The Ashland Police Department may waive the enforcement of Residential Permit Parking District for the purpose of providing parking for special events. Generally, this waiver shall be valid for one day only. In addition, the Police Department shall maintain temporary vehicle exemption passes as an alternative to the enforcement waiver. Temporary vehicle exemption passes are intended to enable discretionary authority on behalf of the Police Department to allow vehicles to park within restricted areas on a temporary basis when justified by unique circumstances.

**Section 10-107. Residential Permit Parking Districts.**

- a) Purpose and Intent. The following Residential Permit Parking District(s) are established to protect residential areas from polluted air, excessive noise; to protect the residents of these areas from unreasonable burdens in gaining access to their property; and to preserve the residential character of the area and the property values therein.
- b) District Designation
  - i. The Residential Permit Parking District(s) are designated as Residential Permit Parking Districts A, B and C for the purposes of signing and vehicle decal identification.
  - ii. The blocks included in the Residential Permit Parking Districts are shown on the Official Residential Permit Parking District Map and are as described below:

**District A: College Park Area (Map Below)**

The areas North of England Street bounded on the east by Washington Highway, bounded on the West by Henry Street and south of Berkley Woods Drive, but not including Berkley Woods Drive.

College Avenue beginning at 205 continuing east ending at the 500 block of College Avenue.

Calhoun in its entirety

North Taylor Street any area contiguous to private property not owned by the college

Louisiana Street in its entirety

Caroline Street from the 400 block to Washington Highway

Macon Circle in its entirety

Randolph Circle in its entirety

Henry Place in its entirety



**District B: Berkleytown Area (Map Below)**

The areas from Berkley Woods north, bounded on the west by the railroad tracks, on the east by Washington Highway, and the north by Archie Cannon Road.

Henry Street beginning at 505 and ending at Archie Cannon Drive

Berkley Woods Dr. in its entirety

Old Station Street in its entirety

Smith Street in its entirety

A Street in its entirety

B Street in its entirety

Berkley Street in its entirety

School Street in its entirety

North Center Street beginning at 601 and continuing north ending at the intersection of Berkley Street



**District C: North Ashland (Map Below)**

The areas north of Henry Clay Road, west of railroad tracks, south of Vaughan Road and east of north Snead Street.

Park Street in its entirety

Linden Street in its entirety

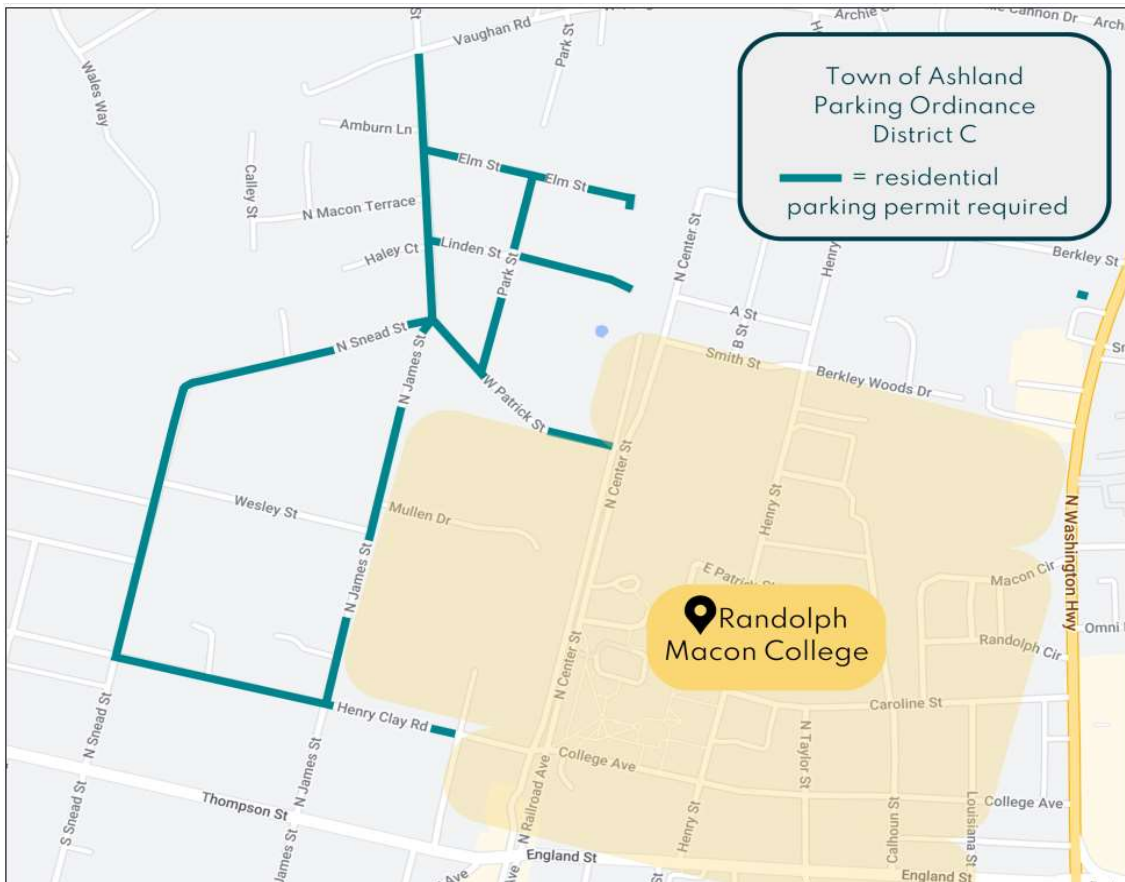
Elm Street in its entirety

North James Street beginning at Henry Clay Road to Vaughan Road

Henry Clay Road from the railroad tracks west ending at North Snead Street

Wesley Street from James west until North Snead Street

Patrick Street adjacent to any area that is contiguous to private property not owned by the college





- c) District Provisions.  
These Districts are established in accordance with and are subject to the provisions set forth in this Article.
- d) Parking is prohibited along all the above-described street blocks, both sides, within the Residential Permit Parking District(s) from 8:00 a.m. until 5:00 p.m., Monday through Friday.
- e) One (2) free transferable visitor parking pass per address shall be issued in the name of a bona fide resident of said address.
- f) Owners of property in the District who are not bona fide residents of that address may obtain a temporary visitor parking pass for periods not to exceed two (2) weeks. Such passes must be registered with the town.
- g) Signs. Signs delineating the Residential Permit Parking District(s) shall indicate the following:

NO PARKING  
8:00 A.M. - 5:00 P.M.  
Monday through Friday  
Except by Permit  
[Name of District]"

This Ordinance shall take effect on August 1, 2023.