

## Chapter 10.20

### STOPPING, STANDING AND PARKING

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#### **10.20.010 Presumption in reference to illegal parking.**

In any prosecution charging a violation of this chapter, proof that the particular vehicle described in the complaint was parked in violation of this chapter, together with proof that the defendant named in the complaint was, at the time of such parking, the registered owner of such vehicle shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred. [Code 2004 § 12-51.]

#### **10.20.020 Method of parking.**

The city engineer may have erected signs requiring parking at an angle to the curb, allowing parking on the left hand curb on one-way streets, notifying operators that parking is prohibited and restricting parking in any way that may be necessary. When such signs have been erected, no person shall stop or stand a vehicle in disobedience to such parking restrictions. City employees, or their agents, may disobey such parking restrictions if necessary to perform their public duties. [Code 2004 § 12-52.]

### **10.20.030    Prohibited parking.**

Unless otherwise directed by a police officer or other duly authorized city agent or in accordance with properly erected signage to the contrary, no person shall stop, stand, or park any motorized or nonmotorized vehicle on any city street, roadway, or right-of-way:

- A. In such a manner or under such conditions as to obstruct or impede traffic in any manner;
- B. In such a manner as to block an alley or the entrance to a private driveway except for the loading or unloading of materials, and not then unless such loading or unloading can be accomplished without interference to the free movement of vehicular traffic;
- C. In any area designated, signed, and marked as a fire lane;
- D. Within 33 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance when properly posted;
- E. Within 15 feet of a fire hydrant;
- F. For the principal purpose of displaying such vehicle thereon for sale, hire or rental;
- G. For the principal purpose of painting, greasing or repairing said vehicle except for repairs necessitated by an emergency;
- H. For the principal purpose of washing or polishing such vehicle or any part thereof when a charge is made for such services;
- I. Within a lane designated for the making of turning movements or for the operation of bicycles;
- J. Within an intersection;

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- K. On a crosswalk;
- L. Within 20 feet of a crosswalk at an intersection;
- M. Within 30 feet upon the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway;
- N. Within an area designated as a public transit stop;
- O. Within 50 feet of the nearest rail of a railroad crossing or within eight feet six inches of the center of any railroad track, except while a motor vehicle with motive power attached is loading or unloading railroad cars;
- P. On the roadway side of any vehicle stopped or parked at the edge or curb of a street (double parking);
- Q. On a sidewalk or in that area between the curb and sidewalk or on those roadways without curbs in a manner so as to force a pedestrian to walk in the traveled portion of the roadway;
- R. Upon any bridge or other elevated structure upon a street;
- S. Alongside or opposite any street excavation or obstructions when stopping, standing or parking would impede traffic;
- T. Upon any public street, public right-of-way or public property when such vehicle does not display current registration;
- U. Except as otherwise provided in this title, no person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the curbside wheels of the vehicle within 18 inches of the curb or edge of the roadway;
- V. Directly in front of a community or individual postal box served by the U.S. Postal Service except for the purpose of delivering or collecting mail;
- W. In violation of posted no parking signs or within the area of a painted red curb;
- X. Any person, or persons, violating or failing to comply with any provision of this section shall be fined, upon conviction, a sum of forty dollars (\$40.00);

Y. Vehicles parked in violation of these subsections are subject to removal and storage at the expense of the registered owner under A.R.S. § [28-872](#). [Code 2004 § 12-53.]

#### **10.20.040    Parking duration.**

A. No person shall park any vehicle upon any public street or upon publicly owned, maintained or operated property for a period of 72 or more consecutive hours. For purposes of this section, the vehicle shall be considered to have remained parked unless, during the 72-hour period, said vehicle has been moved at least 100 feet from the position it previously occupied, or the odometer on said vehicle exhibits a change of at least one-tenth of one mile.

B. Vehicles parked in violation of subsection [\(A\)](#) of this section are subject to removal and storage at the expense of the registered owner.

C. Any violation of this section shall be punishable by a fine of forty dollars (\$40.00). [Code 2004 § 12-54.]

#### **10.20.050    Parking on private property.**

A. It is unlawful for the operator of a motor vehicle to park the vehicle in or upon property of another without first obtaining permission of the person legally entitled to possession of the property.

B. Vehicles in violation of this section may be subject to removal pursuant to A.R.S. § [9-499.05](#).

C. Any violation of this section shall be punishable by a fine of fifty dollars (\$50.00). [Code 2004 § 12-55.]

#### **10.20.060    Emergency – No parking.**

A. No person shall park a vehicle upon any public highway, street or parking lot in violation of an emergency no parking sign that has been conspicuously posted.

B. The chief of police or designee is authorized to post emergency no parking signs on public highways, streets or parking lots for the purpose of street maintenance, construction, special

events or any community related event. The duration of emergency no parking shall be no longer than 72 hours. After a reasonable attempt has been made to contact the owner, any vehicle parked in violation shall be removed at the owner's expense.

C. Any violation of this section shall be punishable by a fine of fifty dollars (\$50.00). [Code 2004 § 12-56.]

### **10.20.070      Prohibition against the parking of oversized motor vehicles and nonmotorized vehicles.**

A. Subject to the exceptions below, no person shall stop, stand, or park any oversized or nonmotorized vehicle on any public street, road or alleyway within any residential or commercial district.

B. The prohibition set forth in subsection (A) of this section shall not apply to oversized vehicles or nonmotorized vehicles parked for a period of less than 12 hours for the purpose of loading, unloading, cleaning, or other activity preparatory to or incidental to travel.

C. The prohibition set forth in subsection (A) of this section shall not apply to oversized vehicles or nonmotorized vehicles parked in residential areas zoned as rural where the minimum lot size is one acre or more.

D. Any person, or persons, violating or failing to comply with any provision of this section shall be fined, upon conviction, not less than one hundred dollars (\$100.00). [Code 2004 § 12-57.]

### **10.20.080      Restricted parking areas for the physically disabled – Identification – Sanctions.**

A. Except as provided in subsection (D) of this section, no person may stop, stand or park a motor vehicle within any specially designated and marked parking space provided for a physically disabled person, which includes the area indicated by hash marks painted adjacent to each such space, in accordance with this section, A.R.S. § [28-882](#), or any related statute or city code provision, whether on public or private property, unless the motor vehicle is transporting a person eligible for the distinguishing insignia placard or number plates bearing the international wheelchair symbol, and either the motor vehicle displays the distinguishing

insignia placard, or the motor vehicle displays number plates bearing the international wheelchair symbol.

B. Parking spaces subject to this section shall be clearly and conspicuously designated as being reserved for the physically disabled in the following manner:

1. Each such space shall be prominently outlined with paint and the internationally accepted wheelchair symbol shall be painted conspicuously on the ground to the rear of the parking space.

2. Each space shall be posted with a permanent sign, located not less than three feet or more than six feet above the grade. The sign shall bear the internationally accepted wheelchair symbol and shall indicate that the parking space is "reserved" or "reserved parking."

3. Each sign posted on a parking place reserved for the physically disabled on private property shall additionally indicate: "Posted pursuant to MCC [10.20.080](#)." The addition of this statement on such sign or signs shall constitute a waiver of any objection by the owner of the property to enforcement of this section by the police department and shall authorize police officers and other duly authorized agents to enforce the provisions of this section.

C. If a police officer or other duly authorized agent finds a motor vehicle in violation of this section, a complaint shall be issued to the operator or other person in charge of the motor vehicle, or a notice of violation placed on the vehicle, as appropriate.

D. Any person who is chauffeuring a physically disabled person shall be allowed, without a distinguishing insignia placard or number plates bearing the international wheelchair symbol, to park momentarily in any such parking space for the purpose of loading or unloading such physically disabled person. No complaint shall be issued to the driver for such momentary parking.

E. "Physically disabled person," as used herein, means a person who is physically disabled within the meaning of A.R.S. § [28-2409](#), or any superseding statute.

F. It is unlawful to stop, stand, or park a vehicle in such a manner as to block or deny access to a wheelchair curb access ramp, except that this provision shall not prohibit the operator of a vehicle from temporarily stopping in accordance with other parking regulations for the purpose of and while actually engaged in loading or unloading physically disabled passengers.

G. Any person, or persons, violating or failing to comply with any provision of this section shall be fined, upon conviction, a sum of one hundred fifty dollars (\$150.00). [Code 2004 § 12-58.]

### **10.20.090    Placement of temporary storage units and dumpsters.**

- A. Unless permitted by the city engineer, temporary storage units and dumpsters are prohibited from being placed in the public right-of-way or streets.
- B. The property owner(s) and/or lessee(s) of the property and supplier that is found in violation of this section shall be fined, upon conviction, a sum of one hundred dollars (\$100.00).
- C. The property owner(s) and/or lessee(s) of the property and supplier shall be jointly and severably liable for all costs incurred by the city for the removal of the temporary storage unit or dumpster. [Code 2004 § 12-59.]

### **10.20.100    Obedience to markings; double parking prohibited and vehicle type restrictions.**

- A. It shall be unlawful to park a vehicle in off-street parking facilities, designed and maintained in accordance with MCC 18.105, except within the individually marked parking spaces or by a permitted use. It shall be unlawful to park a vehicle in such a manner as to block ingress or egress to another legal parking space.
- B. Where signs are erected, giving notice thereof, it shall be unlawful to park a vehicle of body style, or type, different than that body style, or type of which the signs(s) indicate **(motorcycle, RV, etc.)**.