



## Hiram Parking and Operating Ordinance

Parking and Operating Ordinance Authority: This Parking and Operating Ordinance (hereinafter “the Ordinance”) is adopted pursuant to 30-A M.R.S.A. § 3009.

This ordinance applies to all state and local roads within the Town of Hiram, and publicly accessible roads and parking areas on private property within the Town of Hiram, including those located on the property of MSAD 55.

### 1. Words and Phrases Defined

Any words or phrases used in this Ordinance shall have the same meaning as those given to them in Title 29A, Section 1, of the Maine Revised Statutes Annotated as amended.

Any words or phrases not defined therein and used in this Ordinance shall be given ordinary accepted meanings unless the context otherwise indicates.

### 2. Parking

Parked vehicles must be within the confines of parking spaces designated by painted lines when applicable and in compliance with Maine state statute Title 29A, Chapter 19, Section 2068, 1B. It shall be unlawful for any person to park or leave unattended a motor vehicle other than an authorized emergency response vehicle in the following places:

#### a. Restrictions

1. On a sidewalk
2. In front of a public or private driveway
3. Within an intersection
4. Upon any place where official signs or markings prohibit stopping or parking
5. Within 20 feet of a fire hydrant
6. Upon any bridge or elevated structure of a roadway.
7. In the travel lane of a street in a manner to obstruct traffic.

#### b. Emergency Parking

1. If, in the judgment of the Municipal Officers or their authorized designee(s), there exists within the town of Hiram a snow emergency, the acting official shall have the authority to declare a snow emergency and place such restrictions on parking in Town ways as deemed necessary for the protection of the health and safety of the public.

2. The acting official shall direct the Road Commissioner of the snow emergency parking restrictions and to have it announced on TV.

3. Authorized law enforcement from Maine State Police and Oxford County Sheriff's Office, Road Commissioner and the fire chief or his designees are authorized to enter or relocate by any means necessary any parked vehicle(s) that violate this ordinance during a town declared emergency for the purpose of facilitating emergency operations. The town and its agents shall not be liable for any damages incurred to any such vehicle.

#### c. Prohibited Parking

1. The Municipal Officers are hereby authorized to have signs posted indicating no parking upon any street or way when the parking site is considered to represent a hazard to public safety.

2. In the event of a planned parking ban, public notification will be made available prior to the event through means to include added signage.

#### d. Handicapped parking

It shall be unlawful for any vehicle to park in a parking space(s) designated as a handicapped parking space without first displaying a special registration plate or placard issued under Title 29A, Section 521 of M.R.S.A. or a similar plate issued by another state, providing that such area(s) after being designated as a handicapped parking space(s) are signed and posted adjacent to and visible for each handicapped parking space. The sign shall consist of a profile view of a wheelchair with occupant in white on a blue background, and bearing the following warning: Handicapped Parking.

#### e. Violations

Any vehicle parked in violation of the restrictions imposed in this ordinance shall be towed at the owner's and/or operator's expense to an authorized location at the discretion of the acting official.

### 3. Operating

The operation of vehicles within the Town of Hiram on all state and local roads, and all publicly accessible roads and parking areas, shall be in compliance with all Maine Laws, including Maine Statute Title 29A and all subsections thereof. It shall be unlawful for any person to operate a motor vehicle other than an authorized emergency response vehicle in the following manner.

1. Operate a vehicle in violation of posted signs.

#### **4. Penalties**

1. Any person found in violation of any of the provision of this Ordinance shall be guilty of a civil violation and upon conviction thereof shall be fined not less than fifty dollars (\$50) for a first offense. A person found in violation of a second and subsequent offense of this ordinance shall be fined not less than one hundred dollars (\$100).
2. The registered owner of any vehicle parked in violation of this ordinance shall be deemed to have committed the violation and shall be responsible for all penalties and charges assessed.
3. An appearance request for a District Court hearing shall be made to the Town Clerk, acting on behalf of the Town of Hiram, by checking off the appropriate block on the notice of violation and returning it within 20 days of the violation.
4. Parking offenses listed above may have the penalty reduced in half by uncontested payment within 20 days of the offense; towing and storage excluded.

To be recovered by a complaint before the Maine District Court, Cumberland County Bridgton, ME subject to the rights of exception and appeal as are provided by law. All fines collected shall be recovered to use of the Town of Hiram and deposited into the general roads maintenance account.

#### **5. Validity and Severability**

Should any section or provision of this Ordinance be declared by the courts to be invalid, such decision shall not invalidate any other section or provision of this Ordinance.