

ORDINANCE NO. 132

AN ORDINANCE PROHIBITING HEAVY TRUCK PARKING IN RESIDENTIAL AREAS; MAKING IT UNLAWFUL TO PARK ANY TRUCK, SEMI-TRAILER OR TRACTOR TRUCK IN A RESIDENTIAL AREA; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR VIOLATION AND DECLARING AN EMERGENCY.

WHEREAS THE RESIDENTIAL CITY STREETS OF THE CITY OF TIOGA HAVE NOT BEEN PREPARED WITH A BASE SUFFICIENT TO SUPPORT EXTREMELY HEAVY OR OVERSIZED TRUCK TRAFFIC; AND

WHEREAS SERIOUS DAMAGE THAT IS EXPENSIVE TO CORRECT AND REPAIR AND DANGEROUS TO OTHER DRIVERS AND CITIZENS OCCURS WHEN HEAVY, OVER-SIZED VEHICLES TRAVEL AND PARK ON RESIDENTIAL STREETS NOT BUILT FOR SUCH TRAFFIC, AND

WHEREAS IT IS IN THE PUBLIC INTEREST AND WELFARE TO REGULATE THE TRAFFIC AND PARKING OF HEAVY TRUCKS IN THE RESIDENTIAL AREAS OF THE CITY OF TIOGA;

NOW, THEREFORE;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TIOGA:

SECTION 1. HEAVY TRUCK PARKING IN RESIDENTIAL AREAS.

A. IT SHALL BE UNLAWFUL FOR ANY PERSON TO PARK ANY TRUCK, SEMI-TRAILER, OR TRACTOR TRUCK HAVING A RATED CAPACITY OF 20,000 POUNDS GROSS VEHICLE WEIGHT (GVW) OR MORE, ANYWHERE ON DONATION STREET; OR IN ANY RESIDENTIAL AREA, OR C-3 CENTRAL COMMERCIAL AREA, AS DESIGNATED BY THE ZONING ORDINANCES AND MAPS OF THE CITY OF TIOGA EXCEPT FOR THE PURPOSES OF LOADING OR UNLOADING. THIS PROHIBITION SHALL APPLY NOT ONLY ON PUBLIC STREETS BUT ALSO ON PRIVATE PROPERTY, DRIVEWAYS OR PARKING AREAS.

B. VEHICLES EXCEEDING 35 FEET IN LENGTH, WHICH WILL READ "IT SHALL BE UNLAWFUL FOR ANY PERSON TO PARK ANY VEHICLE, TRAILER OR COMBINATION THEREOF ON THE STREETS, ALLEYS OR OTHER PUBLIC WAYS IN THE CITY OF TIOGA WHICH SHALL EXCEED 35 FEET IN LENGTH.

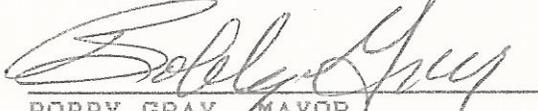
SECTION II. PENALTY.

ANY PERSON WHO SHALL VIOLATE ANY OF THE PROVISIONS OF THIS ORDINANCE SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND, UPON CONVICTION THEREOF, SHALL BE PUNISHED BY A FINE NOT TO EXCEED \$200.00.

SECTION III. EFFECTIVE DATE.

WHEREAS, AN EMERGENCY IS APPARENT FOR THE IMMEDIATE PRESERVATION OF ORDER, GOOD GOVERNMENT AND PUBLIC SAFETY THAT REQUIRES THIS ORDINANCE TO BECOME EFFECTIVE AT ONCE; THEREFORE, UPON PASSAGE OF THIS ORDINANCE BY A VOTE OF A MAJORITY OF THE COUNCIL, IT SHALL BE EFFECTIVE FROM AND AFTER THE DATE OF ITS PASSAGE AND NOTICE REQUIREMENTS OF STATE LAW.

PASSED AND APPROVED THIS 13th DAY OF June 1994.


BOBBY GRAY, MAYOR

ATTEST:


KELLY PETTIET, CITY SECRETARY