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ORDINANCE NO. 19-18:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AMENDING CHAPTER 18, SECTION 18.1 (TRAFFIC CONTROL DEVICES) OF THE SOUTH DAYTONA CODE OF ORDINANCES MODIFYING PARKING REGULATIONS FOR PERSONAL USE, COMMERCIAL AND DELIVERY VEHICLES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 18, Section 18.1 of the City of South Daytona's Code of Ordinances regulates parking of personal use, commercial and delivery vehicles; and

WHEREAS, the City wishes to prohibit parking of personal vehicles on public streets except when attending a residential gathering of friends and family, such as a children's birthday party, limited to an occurrence of not more than once per calendar month per property; and

WHEREAS, the City wishes to regulate parking of work trucks and utility trailers on public streets between the hours of 7:00 am and 7:00 pm; and

WHEREAS, words which are underlined (underlined) are proposed additions to the existing text and words with strike through (~~strike through~~) characters are proposed deletions from the existing text.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA:

Section 1. The City Council of the City of South Daytona hereby

amends statements in Chapter 18, Section 18.1 of the Code of Ordinances to read as follows:

Chapter 18, Section 18.1(e) (6)

(e) *Vehicles considered to be illegally parked.* A motor vehicle, including cars, trucks or motorcycles, shall be considered to be illegally parked at any time that it is stopped, standing or parked:

~~(6) In the paved or graded portion of any street and any residential area where alternative parking is available in a driveway or designated parking area. Parking is permitted on the package of the immediately adjoining public property only when the driveway and other designated parking areas are full~~ In front of the front plane of the house except on a hard surface (concrete or asphalt pavement) driveway or grassed package area as long as the hard surface driveway is not empty; or

Chapter 18, Section 18.1(e) (7) (a)

(e) *Vehicles considered to be illegally parked.* A motor vehicle, including cars, trucks or motorcycles, shall be considered to be illegally parked at any time that it is stopped, standing or parked:

(7) a. On any paved portion of a public street in the city if the vehicle is a personal use vehicle and not attending a residential gathering limited to an occurrence of not more than once per calendar month per property.

Chapter 18, Section 18.1(e) (7) (b)

(e) *Vehicles considered to be illegally parked.* A motor vehicle, including cars, trucks or motorcycles, shall be considered to be illegally parked at any time that it is stopped, standing or parked:

b. On paved portion of the following public streets in the city if it is a commercial or delivery vehicle: U.S. 1 / South Ridgewood Avenue, South Palmetto Avenue, Big Tree Road, Ridge Boulevard, Magnolia Avenue, Reed Canal Road, Pope, Florida Boulevard, Anastasia Drive , Segrave Street, Sauls Street, Kenilworth Avenue (from north of Ridge Boulevard to Big Tree Road only when the public school is in session), Elizabeth Place and Golfview

Boulevard.

Chapter 18, Section 18.1(e) (7) (c) (3)

3. Vehicles, such as utility trailers and trucks, which are actively doing work within the right of way or on a property immediately adjacent to the right of way at that location and are lawfully parked on an allowed paved portion of a public street shall ~~not remain adjacent to a particular parcel of real property for more than one (1) continuous hour~~ only do so between the hours of 7:00 am and 7:00 pm.

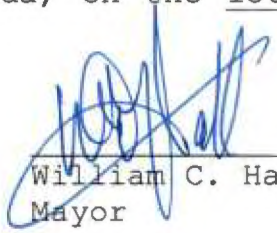
Section 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

Section 3. That all ordinances made in conflict with this Ordinance are hereby repealed.

Section 4. That this Ordinance shall become effective immediately upon its adoption.

PASSED upon first reading at a regular meeting of the City Council of the City of South Daytona held in the City of South Daytona, Florida, on the 23rd day of July, 2019.

PASSED AND ADOPTED upon second and final reading at a regular meeting of the City Council of the City of South Daytona held in the City of South Daytona, Florida, on the 13th day of August, 2019.



William C. Hall
Mayor

ATTEST:



James L. Gillis, Jr.
City Manager