

ORDINANCE 77-1

AN ORDINANCE PROVIDING RULES AND REGULATIONS FOR PARKING IN THE CITY OF DAHLONEGA, GEORGIA, PROVIDING PENALTIES FOR VIOLATIONS THEREOF, AND REPEALING CONFLICTING ORDINANCES.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF DAHLONEGA, GEORGIA, AS FOLLOWS:

ARTICLE I. STOPPING, STANDING OR PARKING

DIVISION 1. PROHIBITED IN SPECIFIED PLACES

Section 1. No signs required.

(a) No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device, in any of the following places:

- (1) Within an intersection;
- (2) On a crosswalk;
- (3) Between a safety zone and the adjacent curb or within thirty feet (30') of a point of the curb immediately opposite the end of a safety zone, unless the traffic authority indicates a different length by signs or markings;
- (4) Within thirty feet (30') upon the approach to any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;
- (5) Within twenty feet (20') of a crosswalk at an intersection;
- (6) Within fifteen feet (15') of a fire hydrant;
- (7) At any place where the vehicle would block the use of a driveway;
- (8) Within twenty feet (20') of the driveway entrance to any fire station and on the side of the street opposite the entrance when properly sign posted;
- (9) On any sidewalk;
- (10) Along or opposite any street excavation or excavation or obstruction when stopping, standing, or parking would obstruct traffic;
- (11) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (12) Upon any bridge or other elevated structure upon a highway;
- (13) At any place where official signs prohibit stopping

(b) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.

(c) Any vehicle parked or left standing in violation of any provisions of this code or any ordinance of the city prohibiting

or regulating parking of vehicles upon the streets or other places of the city, or for a period exceeding twenty-four (24) hours, is hereby declared a public nuisance and a trespasser on the public right-of-way, and an obstruction upon the streets, and a hazard to traffic thereon, and any law enforcement officer upon discovering any such vehicle shall remove such vehicle or cause the same to be removed to any city-owned or operated property, where the same shall be kept and detained until the owner of such vehicle, his agent or representative obtains an order from the law enforcement officer authorizing such vehicle to be surrendered, or upon the order from the city manager of the city after a hearing shall be had thereon as herein provided.

(d) If such vehicle remains in the custody of the city exceeding a period of thirty (30) days, under any one of the circumstances enumerated in subsection (c) above, and after a reasonable effort has been made on the part of the law enforcement officers to locate the owner of such vehicle, then and in that event, the same may be advertised for sale one (1) time in the official county organ and ten (10) days after such advertisement same may be sold at public sale on the property where the vehicle is located. Proceeds of said sale, after expenses, are to be deposited in the general funds of the city.

Section 2. Parking not to obstruct traffic.

No person shall park any vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten feet (10') of the width of the roadway for free movement of vehicular traffic.

Section 3. Parking in alleys.

No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten feet (10') of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property.

Section 4. Parking for certain purposes prohibited.

No person shall park a vehicle upon any roadway for the principal purpose of:

- (1) Displaying such vehicle for sale;
- (2) Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

Section 5. Parking adjacent to schools.

(a) The city manager is hereby authorized to erect signs indicating no parking upon either or both sides of any street adjacent to any school property when such parking would, in his opinion, interfere with traffic or create a hazardous situation.

(b) When official signs are erected indicating no parking upon either side of a street adjacent to any school property as

authorized herein, no person shall park a vehicle in any such designated place.

Section 6. Parking prohibited on narrow streets.

(a) The city traffic engineer is hereby authorized to erect signs indicating no parking upon any street when the width of the roadway does not exceed twenty feet (20') or upon one side of a street as indicated by such signs when the width of the roadway does not exceed thirty feet (30').

(b) When official signs prohibiting parking are erected upon narrow streets as authorized herein, no person shall park a vehicle upon any such street in violation of any such sign.

Section 7. Standing or parking on one-way streets.

The city manager is authorized to erect signs upon the left-hand side of any one-way street to prohibit the standing or parking of vehicles, and when such signs are in place, no person shall stand or park a vehicle upon such left-hand side in violation of any such sign.

Section 8. Standing or parking on one-way roadways.

In the event a highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person shall stand or park a vehicle upon the left-hand side of such one-way roadway unless signs are erected to permit such standing or parking. The city manager is authorized to determine when standing or parking may be permitted upon the left-hand side of any such one-way roadway and to erect signs giving notice thereof.

Section 9. No stopping, standing or parking near hazardous or congested places.

(a) The city manager is hereby authorized to determine and designate by proper signs placed not exceeding one hundred feet (100') in length in which the stopping, standing, or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

(b) When official signs are erected at hazardous or congested places as authorized herein, no person shall stop, stand, or park a vehicle in any such designated place.

DIVISION 2. RESTRICTED OR PROHIBITED ON CERTAIN STREETS

Section 1. Application of division provisions.

The provisions of this division prohibiting the standing or parking of a vehicle shall apply at all times or at those times herein specified or as indicated on official signs except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer or official traffic-control device.

Section 2. Regulations not exclusive.

The provisions of this division imposing a time limit on parking shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at specified times.

Section 3. Parking prohibited at all times on certain streets.

When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the streets deter.

Section 4. Parking on restricted sides of streets.

When signs are erected giving notice thereof, no person shall park a vehicle at any time upon the restricted side of any street.

Section 5. Parking signs required.

Whenever by this or any other ordinance of this city any parking time limit is imposed or parking is prohibited on designated streets, it shall be the duty of the city manager to erect appropriate signs giving notice thereof and no such regulation shall be effective unless said signs are erected and in place at the time of any alleged offense.

Section 6. Vehicle vending food, limitation on time for parking or standing.

(a) No automobile, truck, wagon, buggy, cart or other vehicles of any kind from which vegetables, fruit, produce or meat or any unsealed article of food of any nature or any other peddler's item is being sold or being offered for sale shall stand or be parked upon the public sidewalks, streets, alleys or other public places in this city on any day except Sundays, Gold Rush and holidays when the other businesses in town are closed.

(b) This section would not apply to a designated area of the city where the county has designated this area as a produce sales area for local farmers to sell their produce.

ARTICLE II. PARKING ZONES

Section 1. Parking zones.

Limited parking zones will be established by the city manager by erecting a sign not less than one hundred feet (100') apart with a minimum of at least three (3) signs per block stating what limitations apply to parking in the area.

ARTICLE III.

Section 1. The Lumpkin County Probate Court shall be the court of law to hold any and all cases on violations of this ordinance.

The penalties shall be set by this court not to be less than \$7.50 or more than \$100.00 on each offense.

Section 2. All monies received, after expenses, are to be deposited in the general funds of Lumpkin County, Georgia.

Section 3. Cars towed away for illegal parking shall be stored in a safe place and shall be restored to the owner or operator of such car upon payment of a fee of twenty-five dollars (\$25.00) within twenty-four (24) hours after the time such car was removed, plus five dollars (\$5.00) for each additional twenty-four (24) hours or fraction thereof.

ARTICLE IV.

This ordinance shall be codified as part of the Code of the City of Dahlonega, Georgia.

ARTICLE V.

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Approved this 11th day of March, 1977.

Robert L. Rogers
Councilman

James D. Mulford
Councilman

Thomas Keith
Councilman

Lin Owens
Mayor

W. W. Moore
Councilman

Councilman

Councilman

ATTEST:

Rae Ann Head
City Clerk

SEAL

1st Reading 2-8-77

2nd Reading 3-11-77