

Parking Ordinance

Town of Manchester

1. AUTHORITY AND PURPOSE: This ordinance is adopted by the Board of Selectmen of the Town of Manchester in accordance with 30-A M.R.S.A. § 3009. The Selectmen find that unrestricted parking of motor vehicles on certain portions of public ways in Town during sanding, snowplowing and snow removal operations creates a traffic hazard and hampers the Town's winter maintenance operations. The purpose of this ordinance is to regulate parking as necessary during winter maintenance operations in order to protect the public health, safety and welfare.

2. DEFINITIONS: Words used in this ordinance shall be defined in accordance with 29-A M.R.S.A. §101; any undefined word shall have its common, ordinary meaning.

3. RESTRICTIONS:

(A) Posted restrictions. From October 15 through April 1, where "No Parking / Tow Away Zone" signs or signs bearing similar language have been erected by the Town.

(B) Snow/ice removal operations. No person shall park a motor vehicle within the right-of-way of any public way in a manner which interferes with plowing, sanding or snow/ice removal operations by the Town.

4. TOWING: A motor vehicle parked in violation of this ordinance may be towed by a towing company authorized by the Town, at the request of and under the direction of the Town Manager or other official duly authorized and appointed by the Board of Selectmen. Within 3 business days of the tow, the municipal official who supervised the tow shall send to the registered owner a notice stating the date and time of the tow, the location where the motor vehicle is impounded, and the requirements for release of the motor vehicle.

5. RELEASE OF TOWED VEHICLE: Any person seeking release of a motor vehicle towed pursuant to this ordinance must first (a) pay all towing charges and storage charges and (b) present satisfactory evidence of his or her right to possession and sign a receipt for the vehicle. The Town is not liable for any damage that may be caused by towing of a vehicle, or for any towing or storage charges.

6. PRIMA FACIE EVIDENCE OF OPERATION: No person shall cause, allow or permit a motor vehicle registered in his or her name to park in violation of this ordinance. The fact that a motor vehicle is unlawfully parked shall be prima facie evidence of the unlawful parking of such vehicle by the person in whose name such vehicle is registered.

7. ENFORCEMENT: This ordinance shall be enforced by the town manager or other official duly appointed and authorized by the Selectmen.

8. SEVERABILITY AND EFFECTIVE DATE: In the event that any provision of this ordinance is declared by a court to be unenforceable, the remaining provisions continue in full force and effect. This ordinance shall become effective when adopted by a majority of the Board of Selectmen.

Date adopted: ____2-9-21_____