

Sec. 9-12.3.1. - Parking prohibited on certain residential streets.

1. Town Council discretion.
  - A. Whenever the Town Council shall determine that any street or streets, or portions thereof located in one or more residential (RS) zones are being used for the parking of vehicles while the operators of such vehicles are elsewhere, so that the average number of such vehicles so parked occupies more than 25 percent of the total parking spaces on such street or streets or portions thereof, while the total number of parking spaces then occupied by all vehicles parked on such streets or portions thereof exceeds 65 percent of the total parking spaces on such streets or portions thereof on a significant number of weekdays, except holidays, of any month between the hours of 7:00 a.m. and 6:30 p.m., as disclosed by a Police Department survey, the Town Council may prohibit parking during such hours on any or all of any such streets or portions thereof and on streets in proximity thereto as the council determines necessary to effectuate the purpose of this section.
  - B. In addition to the provisions of subsection 1.A. of this section, the Town Council may prohibit parking on streets, or portions thereof, at such time or times and during such hours as it deems necessary to effectuate the purpose of this section upon a finding that all of the following exist:
    - (a) Such streets or portions thereof are located in one or more single-family detached residential (RS) zones, which zones are adjacent to, or abut upon, one or more multifamily (RM-2) zones wherein which are located one or more multifamily structures which do not comply with the parking space requirements of section 18-130.
    - (b) Such streets are being used for the parking of vehicles owned, or in the care, custody, or control of residents, or guests of residents, of said RM-2 zones.
    - (c) On-site parking facilities for multifamily residential dwelling units located in such RM-2 zone, or zones, existed prior to the December 3, 1990, amendment of the parking regulations pertaining thereto as contained in section 18-130.
    - (d) The average number of such vehicles so parked occupies more than 25 percent of the total parking spaces on such street, or streets or portions thereof, while the total number of parking spaces then occupied by all vehicles parked on such street, or streets or portions thereof, exceeds 65 percent of the total parking spaces on such street, or streets or portions thereof, on a significant number of days per week including Sundays and holidays.
2. The prohibition of parking on certain streets as set forth in subsections 1.A and B of this section shall not apply to holders of parking permits provided for in sections 9-12.3.2 and 9-12.3.3; to police, fire, rescue, or utility service vehicles parked or stopped in the performance of emergency service to public utility facilities or vehicles bearing public use license plates issued by the commonwealth, or to service or delivery vehicles while in use to provide service or make deliveries to nearby dwellings.
3. All parking permits issued pursuant to sections 9-12.3.2 and 9-12.3.3 shall be displayed at such location on vehicles as specified by the Town Manager or his designee and indicated on the permit. Such permits shall be issued by the Town Manager or his designee, and are not transferable. No such permit

shall be construed to authorize the parking in any residential (RS) zoned area of any vehicle prohibited from such parking by any other section of this Code.

(Code 1969, § 9-12.3.1; Ord. of 1-1986; Ord. of 6-1986; Ord. of 9-1992; Ord. of 1-1995)

Sec. 9-12.3.2. - Permits to be issued to residents.

There shall be issued to each person who is a resident of property abutting streets or portions thereof on which parking is restricted pursuant to section 9-12.3.1, one parking permit for each vehicle owned by such person and registered in the Town. Any permit issued hereunder shall be valid only for so long as the vehicle for which it is issued and upon which it is affixed shall be registered at the address indicated on the permit application therefor. No such permit shall be valid for more than three years, but may be renewed upon expiration, provided the conditions for issuance exist.

(Code 1969, § 9-12.3.2; Ord. of 1-1986; Ord. of 2-1993)

Sec. 9-12.3.3. - Visitor parking permits.

1. To accommodate guests and visitors of persons resident in properties which abut portions of streets on which parking is restricted pursuant to section 9-12.3.1, additional parking permits shall be issued as follows:
  - A. To persons who are overnight guests of any such resident, such permits to be valid for a specified period not to exceed two weeks, and for not more than one vehicle per residence. Such permit may be renewed for an additional period of two weeks upon application.
  - B. To persons who are social guests of or conduct business at the home of any such resident during the day or evening hours of a single 24-hour period, such permits to be valid for not more than 12 hours and to be limited to not more than five vehicles per residence.
  - C. To any such resident, upon written request, one visitor parking permit. Such permit shall be valid for not more than three months and may be renewed for an additional three-month period by written application of the resident.
  - D. Upon application of any such resident, the Town Manager or his designee shall have discretion to issue one or more parking permits to such resident to be valid for not more than 48 hours upon a finding by the Town Manager or his designee that special extraordinary circumstances, which are not likely to reoccur or be experienced by other such residents similarly situated, will cause strict application of this section to impose on such resident an unusual undue hardship. The Town Manager or his designee may limit the number, duration, and streets or portions of streets on which any such permits shall be valid.
2. Whenever the conditions under which any parking permit is issued no longer exist, the person holding such a permit shall surrender it to the Town Manager or his designee. It shall be unlawful for any person to represent that he is entitled to such a permit when he is not so entitled, to fail to surrender a