

**SPONSORED BY:**

**VICE MAYOR JONES**



**ORDINANCE NO. 2020-16**

**A BILL TO BE ENTITLED**

**AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, AMENDING CHAPTER 22 OF THE CODE OF ORDINANCES, TRAFFIC AND MOTOR VEHICLES, BY AMENDING SECTION 22-48, MARKING OF PARKING SPACES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Neptune Beach, adopted Ordinance No. 2019-07, establishing controlled and metered parking within certain designated zones within the City; and

**WHEREAS**, Ordinance No. 2019-07 established Section 22-48, which authorizes the marking of parking spaces and regulates the manner of parking in parking spaces within the designated zones within the City; and

**WHEREAS**, Section 22-48(b) regulates parking in parallel and diagonal spaces, but fails to regulate parking in perpendicular spaces; and

**WHEREAS**, in enforcing the provisions of the Code regarding controlled and metered parking, the district parking operator utilizes equipment to read vehicle license plates from the traffic lane; and

**WHEREAS**, without regulation of parking in perpendicular spaces, the district parking operator is unable to properly implement the parking program described in the Code as the equipment is unable to read plates as intended; and

**WHEREAS**, parking requirements in parallel spaces are currently ambiguous in Section 22-48(b) and the City Council of the City of Neptune Beach also desires to clarify such requirements; and

**WHEREAS**, the City Council of the City of Neptune Beach finds that these revisions to the City of Neptune Beach's Code will preserve, promote, and protect the health, safety, and welfare of its citizens.

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL ON BEHALF OF THE PEOPLE OF THE CITY OF NEPTUNE BEACH, FLORIDA that:**

**SECTION 1.** Chapter 22-48, of the Code of Ordinances of the City of Neptune Beach, Florida is hereby amended as follows:

**Sec. 22-48. – Marking of parking spaces; manner of parking.**

- (a) The city manager, if it is deemed necessary or appropriate in the interest of the proper regulation of traffic and parking, is authorized to clearly mark designated parking spaces by placing painted lines upon the city curbs and streets adjacent to parking meters. It shall be unlawful to park a vehicle across a line or marking so that the vehicle is not entirely within the area for parking designated by lines or markings.
- (b) When a vehicle, with the exception of motorcycles, is parked within a parking space in a controlled and/or metered parking zone, whether marked by lines or not, the manner of parking shall be as follows:
  - (i) When such space is parallel to the traffic lane, the vehicle shall be parked such that the right-hand wheels are parallel to the right-hand curb, sidewalk, or edge of pavement.
  - (ii) When such space is diagonal or perpendicular to the traffic lane, a vehicle shall be parked head-in and in the space so that the front of the vehicle is nearest to the adjacent curb, sidewalk, or edge of pavement and furthest from the traffic lane.

It shall be unlawful to park a vehicle in any such parking space in any other manner.

**SECTION 2. Conflict.** All ordinances, resolutions, official determinations or parts thereof previously adopted or entered by the City or any of its officials and in conflict with this ordinance are repealed to the extent inconsistent herewith.

**SECTION 3. Severability.** If a Court of competent jurisdiction at any time finds any provision of this Ordinance to be unlawful, illegal, or unenforceable, the offending provision shall be deemed severable and removed from the remaining provisions of this Ordinance which shall remain in full force and intact.

**SECTION 4. Effective Date.** This ordinance shall take effect upon final reading and approval.

**VOTE RESULTS OF FIRST READING:**


Mayor Elaine Brown	YES
Vice Mayor Fred Jones	YES
Councilor Kerry Chin	YES
Councilor Lauren Key	YES
Councilor Josh Messinger	YES

Passed on First Reading this 7<sup>th</sup> day of December, 2020.

**VOTE RESULTS OF SECOND AND FINAL READING:**

Mayor Elaine Brown	YES
Vice Mayor Fred Jones	YES
Councilor Kerry Chin	YES
Councilor Lauren Key	YES
Councilor Josh Messinger	YES

Passed on Second and Final Reading this 19<sup>th</sup> day of January, 2021.

  
\_\_\_\_\_  
Elaine Brown, Mayor

ATTEST:

  
\_\_\_\_\_  
Catherine Ponson, City Clerk

Approved as to form and content:

  
\_\_\_\_\_  
Zachary Roth, City Attorney

