

REPEALED BY ORDINANCE 151

61. AN ORDINANCE IMPOSING RESTRICTION ON PARKING IN DESIGNATED RESIDENTIAL DISTRICTS AND AUTHORIZING THE CONDITIONAL ISSUANCE OF PARKING PERMITS TO RESIDENTS OF SUCH DISTRICTS (JANUARY 5, 1981, AMENDED APRIL 15, 1985)

Section 1. Definitions

As used in this Ordinance,

- a. **Residential District** shall mean a contiguous or nearly contiguous area containing public highways or parts thereof primarily abutted by residential property or residential and non-business property such as schools, parks, churches, hospitals and nursing homes;
- b. **Residential Parking Permit Area** shall mean a residential district where curbside parking on public highways is limited to not more than two (2) consecutive hours between 7 a.m. and 10 p.m. on weekdays, excepting holidays, unless the vehicle properly displays a parking permit authorized by this ordinance; and
- c. **Curbside Parking Space** shall mean twenty (20) linear feet of curb, exclusive of those portions of the curb where parking, apart from the provisions of this ordinance, is not presently permitted.

Section 2. Designation of Residential Parking Permit Area

- a. Upon receipt of a request for designation of a street or streets as a residential parking permit area, the Mayor and Council may designate by resolution a residential district or portion thereof a residential parking permit area. In considering whether or not so to designate an area, the Mayor and Council shall consider the following criteria:
 - (1) Parking demand;
 - (2) The proportion of residential parking and nonresidential parking;
 - (3) Widths of streets in the area;
 - (4) Traffic flow in the area;
 - (5) General availability of off-street parking; and
 - (6) Other criteria as set forth in Section 10 of this Ordinance

Section 3. Withdrawal of Designation of Residential Parking Permit Area

The Mayor and Council may, at any time, withdraw the designation of an existing residential parking permit area or portions thereof by a majority vote of those members present and voting. Such withdrawal shall become effective thirty (30) days after such vote. Notice of such action shall be mailed to all holders of residential parking permits within the area affected.

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Section 4. Posting of Residential Parking Permit Signs

- a. Following the City Council's affirmative vote to designate a residential parking permit area, parking signs shall be erected in the designated area.
- b. The signs shall be of such character as to inform readily an ordinarily observant person that curbside parking on public highways in the designated area is limited to not more than two (2) consecutive hours between 7 a.m. and 10 p.m. on weekdays, excepting holidays, unless the vehicle properly displays a parking permit authorized by this Ordinance.

Section 5. Issuance of Residential Parking Permits

- a. Any person over the age of sixteen (16) who resides within the residential parking permit area may apply for a residential parking permit by completing and signing an application designed to provide the following information:
 - (1) The name and residential address of the owner of the vehicle;
 - (2) The name, residential address and driver's license number of the principal operator of the vehicle;
 - (3) The make, model, color and registration number of the vehicle;
 - (4) The number of vehicles whose owners or principal operators reside at the applicant's residence and the number of off-street parking spaces available for such vehicles within the residential parking permit area.
- b. No residential parking permit shall be issued to a person who has exclusive access to off-street parking space within the residential parking permit area.
- c. No residential parking permit shall be issued for a vehicle whose owner or principal operator does not reside within the residential parking permit area or which is not registered in the State of Connecticut unless such registration is not required.
- d. Whenever the chief of police or his designee shall find that the applicant qualifies under the provisions of this ordinance for a residential parking permit, he shall issue to the one (1) residential parking permit for the vehicle described in the application. The permit shall be affixed by a member of the police department to the vehicle in a conspicuous location and shall contain the following information:

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- (1) The registration number of the vehicle;
- (2) The designation of the residential parking permit area;
- (3) The expiration date of the permit which shall be December 31st of the year in which it is issued.

Section 6. Renewal and Transfer of Permits

- a. Upon submission of evidence to the chief of police that he is still qualified for a residential parking permit, a holder of a valid permit for the previous year shall be entitled to a new residential parking permit for the current year.
- b. Upon surrender of his existing residential parking permit and completion of a new application, the holder of a valid residential parking permit shall receive a new parking permit to be transferred to another qualifying vehicle.

Section 7. Use of Residential Parking Permits

- a. A parking permit shall not guarantee or reserve a parking space nor shall it excuse the observance of any traffic or parking regulation other than the time limit on parking.
- b. It shall be a violation of this ordinance to use a permit in any residential parking permit area other than the one for which the permit was issued.
- c. It shall be a violation of this ordinance for the holder of a residential parking permit to use his permit when he or his vehicle no longer fulfills one or more of the applicable provisions of this Ordinance controlling issuance of residential parking permits.
- d. It shall be a violation of this ordinance for any person to represent in any fashion that a vehicle is entitled to a parking permit authorized by this ordinance when it is not so entitled. The display of a parking permit on a vehicle not entitled to such permit shall constitute such a representation.
- e. It shall be a violation of this ordinance for any person to duplicate or attempt to duplicate a residential parking permit or to display on any vehicle such a duplicate parking permit.

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Section 8. Penalty

Any person who shall violate any of the provisions of this ordinance shall, upon conviction, be fined not more than one hundred dollars (100.00) or imprisoned not more than thirty (30) days or both and his permit may be revoked. Revocation of the permit or conviction of a violation in a court of law shall be considered as just cause for denial of future residential parking permits to such person.

Section 9. Separability

The provisions of this Ordinance are separable, and, if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or

impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of the regulation or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance, to which the ordinance or part thereof is held inapplicable, had been specifically exempted therefrom.

Section 10. Statement of Purpose

The Mayor and Council of the City of Groton finds and declares that the provisions of this Ordinance are enacted for the following reasons:

- (a) to reduce hazardous traffic conditions resulting from the use of streets within residential districts for vehicles parked by persons not residing within the residential districts;
- (b) to protect the residential districts from polluted air, excessive noise, and refuse caused by the entry of such vehicles;
- (c) to protect the residents of these residential districts from unreasonable burdens in gaining access to their residences;
- (d) to preserve the character of these districts as residential districts;
- (e) to encourage the use of public transportation;

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- (f) to promote efficiency in the maintenance of streets in these residential districts in a clean and safe condition;
- (g) to preserve the value of the property in these residential districts;
- (h) to promote traffic safety and the safety of children and other pedestrians in these residential districts;
- (i) to forestall dangers arising from the blocking of fire lanes, hydrants and other facilities required by emergency vehicles, both in reaching victims and in transporting them to hospitals;
- (j) to facilitate the movement of traffic in the event of accidents and other disasters; and
- (k) to promote the peace, comfort, convenience, and welfare of all inhabitants of the city.

Section 11. Effective Date

This Ordinance shall take effect upon passage.

Initially approved: December 1, 1980
Finally approved: January 5, 1981
Initially amended: March 4, 1985
Finally amended: April 15, 1985