

Bill No. 23-11

Concerning: Parking Restrictions on County Roads

Introduced: May 2, 2023

Revised: _____ Draft No. _____

Enacted: June 6, 2023

Effective: August 5, 2023

Expires: July 31, 2023

Frederick County Code, Chapter 1-15

Section(s) 30

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Council President Brad W. Young on behalf of County Executive Jessica Fitzwater

AN ACT to: Amend the parking restrictions on county roads, including clarifying the definition of a restricted vehicle and clarifying parking regulations for trailers on public rights-of-way.

Date Council Approved: 6/6/2023 Date Transmitted to Executive: 6/8/2023

Executive: Jessica Fitzwater Date Received: 6/8/2023

Approved: ✓ Date: 6/8/23

Vetoed: _____ Date: _____

Date returned by County Executive with no action: _____

By amending:

Frederick County Code, 1-15 30

Other: _____

Boldface

Underlining

[Single boldface brackets]

* * *

Heading or defined term.

Added to existing law.

Deleted from existing law.

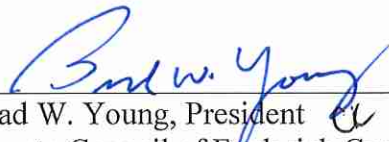
Existing law unaffected by bill.

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3 The County Council of Frederick County, Maryland, finds it necessary and appropriate to
4 amend Chapter § 1-15 of the County Code to clarify the definition of a restricted vehicle and
5 clarify parking regulations for trailers on public rights-of-way.

6 NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF
7 FREDERICK COUNTY, MARYLAND, that the Frederick County Code be, and it is hereby,
8 amended as shown on the attached Exhibit 1.

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Brad W. Young, President
County Council of Frederick County,
Maryland

§ 1-15-30. PARKING RESTRICTIONS ON COUNTY ROADS.

(A) Definitions. As used herein:

PARK. To halt a vehicle, whether or not it is occupied, other than temporarily:

(a) When necessary to avoid a conflict with other traffic or in compliance with the directions of a police officer or a traffic control device; or

(b) For the purpose of and while actually engaged in loading or unloading property or passengers.

RESTRICTED VEHICLE.

(a) A motorized vehicle having a gross vehicle weight rating, or gross vehicle weight, of 14,001 pounds or more [rated at or capable of a gross vehicle weight or gross vehicle combination weight of 14,001 pounds or more];

(b) A motorized vehicle with attached trailer(s) having a gross combination weight rating, or gross combination weight, of 14,001 pounds or more [A trailer rated at or capable of a gross vehicle weight of 10,001 pounds or more]; or

(c) A trailer having a gross vehicle weight rating, or gross vehicle weight, of 10,001 pounds or more [which may be used for commercial purposes].

(d) Motor homes, recreational vehicles and buses are deemed to be RESTRICTED VEHICLES.

(e) Vehicles owned by a public utility, the county, or by any other governmental agency and used primarily for carrying property or passengers are not RESTRICTED VEHICLES.

TRAILER. A vehicle that:

(a) Has no motive power; and

(b) Is designed to carry people or property and to be towed by a motor vehicle.

Underlining indicates entirely new matter added to existing law.

[Single boldface brackets] indicates matter deleted from existing law.

*** - indicates existing law unaffected by bill

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1 **VEHICLE.** Any device in, on, or by which any individual or property is or might be
2 transported or towed on a highway, with the exception of an electronic personal assistive
3 mobility device as defined in Md. Code Ann., Transportation Article, § 21-101(G-1).
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5 (B) It shall be unlawful to park a restricted vehicle on a public right-of-way.
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7 (C) It shall be unlawful to park a trailer that is not properly coupled to a motor
8 vehicle, which is rated for towing the trailer, [detached from a motor vehicle] on a public right-
9 of-way.
10

11 (D) It shall be unlawful to park any vehicle for more than 48 hours on any public
12 right-of-way, except when the vehicle is parked:
13

- 14 (1) Adjacent to the property lines of the owner's residence or business;
15 and
16 (2) Where parking is not otherwise prohibited.
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18 (E) This section shall not be construed to prohibit any vehicle from parking on a
19 public right-of-way for a reasonable period of time necessary to load or unload property or
20 passengers.
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22 (F) Any person violating this section shall be guilty of a misdemeanor and, upon
23 conviction thereof, shall be fined an amount not exceeding \$100 for each offense. Each day that
24 a violation of this section continues shall constitute a separate offense.
25

26 (G) Any law enforcement agency may tow and impound any vehicle parked in
27 violation of this section, and the owner of the vehicle shall be responsible for paying all towing,
28 storage and other fees.

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