

From the City of Kalamazoo Code of Ordinances

Sec. 36-170. Parking limited between 2:00 a.m. and 6:00 a.m.

(a) It shall be unlawful for any person to park, allow to be parked, or allow to remain parked, any motor vehicle on any paved surface of any public street of the city between the hours of 2:00 a.m. and 6:00 a.m.

(b) The traffic engineer shall erect signs giving notice of the provisions of this section.

(c) Specific blocks of specific streets may be permitted as exceptions to the foregoing general provisions [in subsection (a)], when so designated by the traffic engineer with the consent of the city commission.

(d) Vehicles parked in violation of subsection (a) shall be subject to immediate impoundment, in addition to being ticketed, if, in the opinion of the director of public works or his designee, the vehicle or vehicles are interfering or will interfere with the performance of necessary street maintenance service, including but not limited to street cleaning or snow plowing operations.

(Traf. Code, §§ 25, 83k; Ord. No. 1187, 2-18-80)

Sec. 36-173. Parking or standing between curb or drainage line and sidewalk or grassy parkway.

No motor vehicle shall be parked or allowed to stand between the curb and sidewalks, between the curb and the right-of-way line, or on any grassy parkway of any curbed public street including driveway approaches within the public right-of-way. Unless otherwise prohibited, motor vehicles may be parked or allowed to stand between the drainage line and sidewalk, between the drainage line and the right-of-way line, or on a grassy parkway along uncurbed public streets provided the vehicles are parked parallel to the road edge no more than one (1) vehicle deep and do not obstruct traffic. Any vehicle lawfully parked on a curblawn area overnight must be completely off of and not overhang the paved street surface. The Traffic Board may, in its discretion, prohibit parking adjacent to uncurbed streets. Any vehicle parked upon any curblawn area which is not equipped with proper and current registration or a proper and current license plate shall be subject to impoundment.

(Traf. Code, § 23; Ord. No. 1603, § 1, 10-30-95)

Sec. 36-186. Parking or storage of motor vehicles at or adjacent to residential properties.

(a) For the purposes of protecting the public health, safety and general welfare, for the enhancement of the visual environment of the city and for the purpose of preserving residential neighborhoods, the parking, storage or leaving unattended of any motor vehicle on any surface other than an approved parking surface at any property used primarily or exclusively as a single-family residence, duplex, or multi-family dwelling, or at a vacant lot adjacent to any property used primarily or exclusively for residential purposes anywhere in the city is hereby declared to be a public nuisance and is hereby prohibited.

(b) For the purposes of this section, the term *approved parking surface* shall mean an area surfaced with concrete, asphalt, gravel, or similar material. Such surfacing shall

have adequate coverage and barriers sufficient to confine the material. A driveway shall be surfaced with concrete, asphalt, gravel or similar material. Such surfacing also shall have adequate coverage and barriers sufficient to confine the material, as approved by the Building Official.

(c) For the purposes of this section, the term *driveway* shall mean an access roadway leading from an authorized curb cut to a garage, carport or required parking space, including turnaround and other vehicle maneuvering areas, and including circular driveways from an authorized curb cut to another authorized curb cut.

(d) Nothing in this section shall prohibit the parking of motor vehicles upon driveways.

(e) Nothing in this section shall be deemed to prohibit the City from taking action to abate any nuisance or blighting condition caused by the parking of vehicles in any residential district or at any property used primarily or exclusively as a single family residence, duplex, or multi-family dwelling.

(f) The prohibitions in this section shall not apply to the following:

(1) Recreational vehicles parked at any single family home or duplex, provided that they are stored in the side or back yard.

(2) Vehicles being used for governmental or utility purposes.

(3) Vehicles used for moving, construction, repair, cleaning, or similar activities at a single-family residence, duplex, or multi-family dwelling.

(4) Any other parking of vehicles expressly authorized by another section of this code, or by special permission of the Kalamazoo City Commission, or by the Chief of Public Safety or his or her designee.

(g) Each day that any vehicle is parked, stored, or left unattended in violation of this section shall be deemed a separate violation. Any vehicle parked, stored, or left unattended in violation of this section may be issued a parking citation. Upon a finding of responsibility, the owner of the vehicle shall be assessed a fine of \$25.00 per vehicle. Upon a finding of responsibility for any violation occurring within two years of a previous finding of responsibility, the owner of the vehicle shall be assessed a fine of \$50.00 per vehicle. If any vehicle owned by a person found responsible for a violation of this section is again parked, stored or left unattended at the same property in violation of this ordinance within two years of a finding of responsibility for a violation of this section, that vehicle may be impounded by the Kalamazoo Department of Public Safety at the owner's sole expense without prior notice to the owner.

(h) In addition to parking citations issued to any vehicle parked, stored, or left unattended in violation of this ordinance, the owner and/or occupant of any such property where a vehicle is stored or parked in violation of this ordinance shall be guilty of a misdemeanor. Each day that a vehicle is parked, stored, or left unattended in violation of this section shall be deemed a separate violation. Upon conviction for a misdemeanor violation of this section, the owner and/or occupant of the property shall be assessed a fine of \$50.00 for each violation. Upon conviction for any misdemeanor violation of this section occurring within two years of a previous conviction, the owner and/or occupant of the property shall be assessed a fine of \$250.00. Upon a conviction for a violation of this section, the City may serve written notice by first class mail to the owner of the property and by posting at the property notice of its intent to remove and impound any vehicle parked, stored, or left unattended at the property in violation of this section.

(Ord. No. 1662, § 1, 11-16-98; Ord. No. 1673, § 1, 5-3-99; Ord. No. 1742, § 1, 8-5-02)

Editor's note: Ord. No. 1662, adopted May 3, 1999, repealed Ord. No. 1483, adopted January 29, 1990, which also regulated parking or storage of motor vehicles in required front yard in residential districts. Ord. No. 1483 and text of the previous provisions of

Section 36-186, referred to in subsection 13-186(i) above, are available in the Kalamazoo City Clerk's Office.