

**COMMON COUNCIL
CITY OF FRANKFORT, INDIANA**

**ORDINANCE NO. 22-06
(Revised June 13, 2022)**

**AN ORDINANCE AMENDING CERTAIN SECTIONS
TITLE VII OF THE CITY OF FRANKFORT CODE
OF ORDINANCES**

BE IT ORDAINED by the Common Council of the City of Frankfort, Indiana, that the Traffic Code as set out in Title VII of the Frankfort Code of Ordinances is hereby amended in the following particulars:

ARTICLE I:

A Section 70.01 DEFINITIONS is amended to include the following definition:

CONGESTED TRAFFIC AREA. A portion of a roadway at a particular time resulting in speeds that are slower than the normal vehicular traffic flow or that result in stopped traffic due to conditions that restrict or disrupt traffic movement in the area.

B. Section 70.01 DEFINITIONS is amended to restate the definition of “vehicle” as follows:

VEHICLE. Every device, in upon or by which any person or property is or may be transported or drawn or moved upon a street, highway, waterway or airway shall include any automobile, bus, truck, motorcycle, moped, motor home, boat, aircraft, recreational vehicle, trailer, fifth-wheel trailer, campers or camper shell.

B. Section 70.02 PARKING IN CONGESTED PARKING AREAS is amended and restated in its entirety to provide and state as follows:

70.02 PARKING WITHIN MARKED PARKING SPACES.

(A) Parking spaces shall be marked upon the streets of the City only upon the order of the Board of Public Works and Safety.

(B) All vehicles parked upon or in streets upon which parking spaces have been designated by lines, painted or otherwise placed upon the streets of the City, shall be parked within a space so that no part of the vehicle touches any of the lines designating the parking space, and it shall be unlawful for any vehicle to be parked upon or in any such street in any other manner. However, nothing in this section shall prohibit trucks from parking on any street where parking spaces are parallel with the curb within the parallel spaces between the hours of 11:00 P.M. and 7:00 A.M.

C. **Section 72.03 PARKING ON STREETS WITH NO MARKED PARKING SPACES** is amended and restated in its entirety to provide and state as follows:

72.03 PARKING ON STREETS WITH NO MARKED PARKING SPACES.

All vehicles parked upon or in streets upon which no parking spaces have been designated shall be parked parallel to the curb, with the right-hand wheels of the vehicle not further than one foot from the curb, and on the right side of the street. It shall be unlawful for any vehicle to be parked upon on in any such street in any other manner.

D. **Section 72.05 PARKING IN ALLEYS, SIDEWALKS AND OTHER AREAS** is amended and restated in its entirety to provide and state as follows:

72.05 PARKING IN ALLEYS, SIDEWALKS AND OTHER AREAS.

(A) It shall be unlawful for any vehicle to park in any alley. However, this section shall not apply to vehicles parking in alleys for a period of not more than 30 minutes for the purpose of loading or unloading the vehicles. ('75 Code, § 29.06)

(B) It shall be unlawful to park any vehicle or any part of a vehicle on any sidewalk in the City. ('75 Code, § 29.07)

(C) (1) It shall be unlawful for any person to operate or park any vehicle on any portion of a lot, lawn or greenspace in any residential district other than on a drive of approved parking area. No person shall operate or park any vehicle over the curb or curb area unless through a properly designed and designated curb cut.

(2) Exception: parking on any portion of a lot, lawn or greenspace in a residential district for the purpose of loading or unloading or washing of the motor vehicle shall not exceed a reasonable amount of time necessary to accomplish the task.

(D) It shall be unlawful to park any RV, camper or trailer unattended or unattached to a vehicle on any public street or highway.

(E) It shall be unlawful to park any vehicle with expired or no registration on any public street or highway.

(F) It shall be unlawful to park or cause to be parked a vehicle on a residential lot without consent of the deeded owner or controlling agent of the property. Vehicles parked on private residential property without express authorization may be moved with a signed affidavit from the property owner or controlling agent by any member of the Frankfort Police Department. The vehicle owner shall be liable for costs incurred with removing the vehicle.

(G) It shall be unlawful to park in any manner that will impede egress to a private drive or alley or park in any manner that does not allow a vehicle to safely enter the flow of traffic.

(H) It shall be unlawful to park a vehicle on any public street or highway for the purposes of:

- (1) Displaying a vehicle for sale
- (2) Washing, greasing or repairing such vehicle for commercial purposes, except when repairs are necessitated by an emergency.

(I) It shall be unlawful to park any type of vehicle within an intersection.

(J) It shall be unlawful to park within fifteen (15) feet of a fire hydrant.

(K) It shall be unlawful to park any type of vehicle in a yellow marked curbed area.

(L) It shall be unlawful to park any type of vehicle within twenty (20) feet of an intersection.

(M) It shall be unlawful to park any type of vehicle within fifty (50) feet of the nearest railroad crossing.

(N) It shall be unlawful to park any type of vehicle along side or opposite a street excavation if stopping, standing or parking would obstruct traffic.

(O) It shall be unlawful to park any type of vehicle within twenty (20) feet of the driveway entrance to a fire station or on the side of a street opposite the entrance to a fire station.

E. **Section 72.09 PARKING LONGER THAN TWO DAYS PROHIBITED** is amended and restated in its entirety to provide and state as follows:

72.09 PARKING LONGER THAN TWO DAYS PROHIBITED.

It shall be unlawful to park any vehicle, other than a trailer used for construction or repair purposes, on any street in the City for a period of more than 48 hours continuously. Vehicles must be moved a minimum of 10 feet from original location to be in compliance with this ordinance. In the case of a trailer used for construction or repair purposes, such trailer must be removed upon completion of the work. In any case, a trailer must be parked in front of the premises at which the work is being performed.

F. **Section 72.10 PARKING ON NARROW STREETS** is amended and restated in its entirety to provide and state as follows:

72.10 PARKING ON NARROW STREETS.

The Board of Public Works and Safety of the City shall have the power to restrict parking along one side of any street thirty (30) feet or less in width from curb to curb, and to cause to be posted thereon signs prohibiting parking. These signs shall be posted not less than one sign to each 100 feet if the street in the area thereby restricted.

G. **Section 72.13 PARKING VEHICLES FACING ONCOMING TRAFFIC** is amended and restated in its entirety to provide and state as follows:

72.13 PARKING VEHICLES FACING ONCOMING TRAFFIC.

It shall be unlawful to park any vehicle along the side of any street so that the vehicle faces oncoming traffic from the nearest lane of travel.

H. **Section 72.22 TOWING AND STORAGE CHARGES** is amended and restated in its entirety to provide and state as follows:

72.22 TOWING AND STORAGE CHARGES.

Before the owner or person in charge of any impounded vehicle shall be permitted to remove it from the custody of the owner, agent, employer, or lessee of the parking area or garage where the vehicle has been stored, he will pay any and all towing charges plus storage charges. He will also read and adhere to the instructions on the violation ticket placed on the vehicle by the investigating officer.

(A) Members of the Frankfort Police Department are authorized to immediately remove a vehicle under the circumstances herein enumerated as determined by the officer:

(1) When any vehicle is left unattended upon any bridge, viaduct or causeway where such a vehicle constitutes an obstruction of traffic;

(2) When a vehicle upon a public street or highway is so disabled as to constitute an obstruction to traffic and the person in charge of the vehicle is by reason of physical injury incapacitated to such an extent as to provide for it custody or removal;

(3) When any vehicle is left unattended in any so marked emergency access lane, fire lane or within fifteen (15) feet of any fire hydrant;

(4) When any vehicle is left unattended on any public street, highway or alley and is so parked illegally as to constitute a hazard or obstruction to the normal movement of traffic;

(5) When any unauthorized vehicle is left unattended on any private property, including multifamily residential housing property, retail establishments, professional offices, a house of worship, or public building where all vehicular entrances to such parking lots have signs posted prohibiting unauthorized parking, in a form prescribed by the Chief of Police;

(6) When any authorized vehicle is left unattended in parking spaces that are designed and marked as reserved spaces;

(7) When the illegal parking of the vehicle is causing any emergency situation by preventing ingress or egress of any foot or vehicular traffic or by preventing free movement of traffic, or the record shows that the vehicle has had a prior citation for unauthorized parking at the same location;

(8) When any vehicle is remaining on a snow emergency route twelve (12) hours after a snow emergency had been declared by the Mayor, designee or the City Street Commissioner.

(B) In the event a vehicle is towed or personal property is removed pursuant to this chapter, the owner of the vehicle shall be liable for all tow-in and resulting storage fee.

I. **Section 72.24 PARKING PROHIBITED IN SPECIFIC PLACES** is hereby added to and incorporated into Chapter 72 of the Frankfort Code of Ordinances to provide and state as follows:

72.24 PARKING PROHIBITED IN SPECIFIC PLACES

(A) No person shall stop, stand or park a vehicle, except with the directions of a police officer or traffic control device, in of the following locations:

(1) Within ten (10) feet of a crosswalk or an intersection;

(2) On a crosswalk;

(3) Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway;

(4) On any bridge or elevated structure, except where indicated otherwise;

(5) Upon any islands which separate traffic lanes;

(6) At any place where official signs or markings have been temporarily erected or painted prohibiting parking or stopping.

(7) Backed into any diagonal space within or including a block from the downtown square.

(B) This section shall not apply to any emergency vehicle of a Fire Department, Police or Sheriff's Department, Emergency Medical Services, official vehicles of the City, County, State or Federal government, official volunteer firefighters and emergency medical technicians, and any other type of department equipment used by them, while they are actually engaged in authorized work upon the surface or other portions or appurtenances to the highway, except that all such persons shall exercise reasonable care to avoid injury to any person or damage to any property.

This section shall not apply to those vehicles stopping or standing when in a line of traffic due to official traffic-control devices, signals or orders of public safety officers.

ARTICLE 2.

This ordinance shall take effect immediately upon its adoption by the Common Council and its approval by the Mayor.

ADOPTED this 13th day of June, 2022.

COMMON COUNCIL
CITY OF FRANKFORT, INDIANA

BY: Judith E. Sheets
Judith E. Sheets, President

ATTEST:

Carol J. Bartley
Carol J. Bartley, Clerk-Treasurer

Presented by me to the Mayor of the City of Frankfort, Indiana, for approval and signature,
this 13th day of June, 2022, at 7:00 P m.

Carol J. Bartley
Carol Bartley, Clerk-Treasurer

Approved and signed by me to the Mayor of the City of Frankfort, Indiana, for approval
and signature this 13th day of JUNE, 2022, at 7:00 P m.

Judith E. Sheets
Judith E. Sheets, Mayor