



Public Safety & Transportation Committee Agenda

City of Newton In City Council

SPECIAL MEETING

Wednesday, November 2, 2016

7:00 PM
Room 205

Item Scheduled for Discussion:

#345-16 Requesting a review, amendment or elimination of the Winter Overnight Parking Ban
PUBLIC SAFETY & TRANSPORTATION COMMITTEE, requesting a review and possible amendment or elimination of the winter overnight parking ban.
[10/06/16 @ 9:10 AM]

All other items will be held without discussion.

Respectfully submitted,

Allan Ciccone, Jr. Chairman

The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: jfairley@newtonma.gov or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

Sec. 19-174. Parking of commercial vehicles and trailers.

(a) *Parking of commercial vehicles and trailers.*

(1) For the purposes of this section, the following definition shall be used:

Commercial vehicle: Any vehicle which is used in the commercial transportation of goods, wares, merchandise, materials or other property, or which has a commercial registration plate, and which has one or more of the following characteristics:

- a) has a carrying capacity in excess of two and one-half (2 1/2) tons;
- b) is more than eighteen (18) feet in length or seven (7) feet in width;
- c) has more than four wheels or more than two axles;
- d) contains more than four square feet of advertising.

Trailer: Any vehicle or object on wheels and having no motive power of its own, but which is drawn by, or used in combination with, a motor vehicle.

(2) It shall be unlawful year round for any commercial vehicle or trailer to be parked on any street, way, highway, road, parkway or private way dedicated or open to the use of the public for a period of time longer than two hours, provided, however, that this regulation shall not apply in the following instances:

- a) a commercial vehicle or trailer parked at a metered parking space;
- b) a commercial vehicle or trailer parked temporarily during the actual loading or unloading of materials;
- c) a commercial vehicle or trailer acting in an emergency; or
- d) a commercial vehicle or trailer parked within 500 feet of the work site of the driver of such vehicle or trailer. This exemption shall not apply where the work site of the driver or owner of the vehicle or trailer is also the residence for the driver or owner.

(3) The penalty for violation of subsection (2) of this section shall be as follows: for the first offense, a warning; for the second offense, twenty-five dollars (\$25.00); and for each subsequent offense, the vehicle or trailer shall be towed to a convenient place and the owner of the vehicle or trailer towed away shall be liable for the towing and storage charges, if any, within the limits set forth in section 19-226. The owner of any vehicle removed or towed under the provisions of this section shall also be subject to the penalties provided in section 19-8 of this chapter.

~~(b) *Other vehicles:* From November 15th through April 15th, it shall be unlawful for any vehicle, other than one acting in an emergency, to be parked on any street, way, highway, road, parkway or private way dedicated or open to the use of the public for a period of time longer than one hour between the hours of 2:00 a.m. and 6:00 a.m. (Rev. Ords. 1973, § 13-144; Ord. No. S-87, 2-4-85; Ord. No. T-186, 11-18-91; Ord. No. Y-3, 3-19-07; Ord. No. Z-14, 11-5-07)~~

#345-16 DRAFT

CITY OF NEWTON

IN CITY COUNCIL

ORDINANCE NO.

October , 2016

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON AS
FOLLOWS:

That the Revised Ordinances of Newton, Massachusetts, 2012, as amended, be and are
hereby further amended with respect to **Article VII** of **Chapter 19** as follows:

Delete subsection (b) *Other vehicles* of Sec. 19-174 in its entirety.

Approved as to legal form and character:

DONNALYN LYNCH KAHN
City Solicitor

Under Suspension of Rules
Readings Waived and Adopted

EXECUTIVE DEPARTMENT
Approved:

(SGD) DAVID A. OLSON
City Clerk

(SGD) SETTI D. WARREN
Mayor