

ORDINANCE NO. 16 – 1529

AN ORDINANCE TO AMEND THE TRAFFIC AND MOTOR VEHICLE CHAPTER (CHAPTER 18) OF THE CODE OF THE CITY OF DEARBORN BY AMENDING SECTION 18-356, ENTITLED “ALL NIGHT PARKING OF COMMERCIAL VEHICLES PROHIBITED.”

THE CITY OF DEARBORN ORDAINS TO:

Amend Chapter 18 of the Code of the City of Dearborn by amending section 18-356, to read as follows:

Sec. 18-356. - Parking of commercial vehicles.

- (a) It shall be unlawful for any person to park any commercial vehicle as defined in section 18-63 or any commercial motor vehicle as defined in section 18-63.1 on any street within the city or upon private property within a residential area of the city.
- (b) This section shall not apply to commercial vehicles or commercial motor vehicles when the operation of such is necessary for the purpose of making deliveries, picking up persons, materials, goods or merchandise, or providing service.
- (c) If a breakdown of a commercial vehicle or commercial motor vehicle prevents its removal from any street, that vehicle shall display warning devices as set forth in section 18-440.
- (d) For the purpose of this section, the term "commercial vehicle" shall also include a trailer used as, or customarily attached to, a commercial vehicle.
- (e) This section shall not apply to pick-up trucks and vans utilized as family vehicles and which bear no commercial message, logo, symbol or equipment.
- (f) Exception: An individual whose employment requires him/her to be on call 24 hours a day, and whose employment requires the use of a commercial vehicle, may present proof of such employment to the traffic commission. The proof presented must include an affidavit from the employer verifying the on-call status and indicating the approximate number of times per month the employee will be called in to work. Upon review of the proof presented, the traffic commission may issue a permit allowing the commercial vehicle to be parked in a residential neighborhood contrary to this section, **subject to the following conditions:** ~~However, no such permit shall be issued to an individual who proposes to park a commercial vehicle on property where a garage exists.~~

1. Conditions:

- a. **If the individual has a garage on the residential property identified on the petition for a permit, and the dimensions of the garage door**

opening would allow the vehicle to be parked fully inside the garage, the commercial vehicle shall be parked within that garage.

- b. If the commercial vehicle does not fit through the door opening of the garage on the residential property identified in the petition for a permit, or if no garage exists, the vehicle shall be parked in the driveway for that property and not on the residential street. When possible, the commercial vehicle shall be parked at the back of the driveway, furthest from the street.
- c. If the commercial vehicle does not fit through the door opening of the garage and there is no driveway on the residential property identified in the petition for a permit, a permit may be issued to allow the commercial vehicle to be parked on the residential street. A permit to park on a residential street shall not be issued if there is a driveway on the residential property identified in the petition for a permit.
- d. Only one commercial vehicle shall be permitted on the residential property identified in the petition for a permit if a permit is granted by the Traffic Commission or City Council. If it is determined that the permit-holder has more than one commercial vehicle on the residential property identified in the petition for a permit, or if it is determined that the permit-holder has obtained additional permits for other residential property within the City of Dearborn, all permits shall be revoked.