



## **Ordinance 667**

### **AN ORDINANCE AMENDING CHAPTER 215, SECTION 215-2 (E), OF THE CODE OF THE TOWN OF ELSMERE CONCERNING COMMERCIAL AND CONSTRUCTION VEHICLE PARKING IN RESIDENTIAL ZONES.**

**Sponsored By:** 5<sup>th</sup> District Councilwoman Joann I. Personti

**First and Second Reading:** October 13, 2022 Council Meeting

**Results:** 6 In Favor, 0 Opposed with 1 Absent

**Third and Final Reading:** November 10, 2022 Council Meeting

**Results:**

# Ordinance 667

## AN ORDINANCE AMENDING CHAPTER 215, SECTION 215-2 (E), OF THE CODE OF THE TOWN OF ELSMERE CONCERNING COMMERCIAL AND CONSTRUCTION VEHICLE PARKING IN RESIDENTIAL ZONES.

**WHEREAS**, on August 14, 2014, Ordinance 581 amending Chapter 225, Section 225-8 (I) of the Code of the Town of Elsmere was passed by a majority vote of Council to allow for certain commercial and construction vehicles to be parked between sunset of one day and sunrise of the next day (overnight) in any district other than a “GI” General Industrial District; and

**WHEREAS**, Appendix A of Ordinance 581 established commercial truck classifications for Light Duty Vehicles, Medium Duty Vehicles, and Heavy Duty Vehicles; and

**WHEREAS**, Ordinance 581 which amended Chapter 225, Section 225-8(I) permits commercial and construction vehicles classified as Light Duty Vehicles to be parked overnight in all districts; and

**WHEREAS**, it was discovered on September 19, 2022, that Chapter 215, Section 215-2 (E) was never amended to reflect the passage of Ordinance 581.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF ELSMERE, THE FOLLOWING:**

That Chapter 215, Section 215-2 (E) of the Code of the Town of Elsmere be amended to read as follows.

- I. No commercial or construction vehicle classified as a “Medium or Heavy-Duty Vehicle” in “Appendix A’ of Chapter 225 shall be parked in any residential zone except:
  - (1) When making deliveries within the residential zone,
  - (2) When in actual use by a contractor performing work within the residential zone; or
  - (3) Within an enclosed garage.

First and Second Reading  
October 13, 2022

Third and Final Reading  
November 10, 2022

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Eric Thompson, Mayor

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Sally Jensen, Secretary

Approved as to form:

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Town Solicitor

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## **SYNOPSIS**

This is a “housekeeping” Ordinance amending Chapter 215, “Vehicles and Traffic” to be consistent with the changes Ordinance 518 made to Chapter 225, “Zoning” on August 14, 2014.

## **FISCAL IMPACT**

None