



Introduction and First Reading on February 15, 2015

Amended on March 1, 2017

Second Reading and on March 15, 2017

Hearing and Adoption on April 19, 2017

## TOWN OF BRENTWOOD

### ORDINANCE NO: 2017-01

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An Ordinance concerning

#### PARKING SPACES FOR INDIVIDUALS WITH DISABILITIES

WHEREAS, Section 305-15 of the Brentwood Code establishes that the Mayor and Council have the authority to “(b) *install, remove any or all traffic signs or signals as necessary*” and “(h) *Take or promulgate any other safety measure deemed necessary in the interest of public safety, health and general welfare within the Town of Brentwood*” and

WHEREAS, the Mayor and Council deem it necessary to properly accommodate residents with disabilities; and

WHEREAS, requests have been made by residents with disabilities to have accessible parking in close proximity to their homes;

This Ordinance is enacted for the purpose of authorizing, under certain circumstances, the designation of and posting of signs for parking spaces, at certain locations on Town streets, reserved for certain vehicles bearing special disability registration plates or a disability parking placard; providing an application process and fee for such signs; prohibiting the parking or standing of vehicles that do not bear certain special disability registration plates or a disability parking placard at such locations; and generally relating to parking for individuals with disabilities in the Town of Brentwood.

SECTION 1: BE IT ENACTED AND ORDAINED BY THE TOWN OF BRENTWOOD that new Section 305-49 (Article VII) is added to the Code of the Town of Brentwood (10/01/13 as amended), Chapter 305, Vehicles and Traffic, to follow immediately after Section 305-48 (Article VI) and to read as follows:

## CHAPTER 305, VEHICLES AND TRAFFIC

### ARTICLE VII

#### 305-49 Accessible Parking Spaces

(A) An individual who possesses a vehicle having a valid special disability registration plates or who has a valid disability parking placard, and who resides at a location on a Town street that does not have a driveway or other off-street parking, may apply to the Town for the designation of an accessible parking space for that individual's exclusive use in close proximity to the individual's residence. Individuals having driveways will have their applications reviewed and considered on a case by case basis.

(B) The Brentwood Chief of Police shall prescribe the form of the application, which shall include an oath. The application shall contain such information, and shall be accompanied by such documentation as the Chief reasonably shall prescribe. The application shall be accompanied by a non-refundable application fee in the amount of \$50 (Fifty dollars).

(C) The Chief of Police, with recommendation from the Code Enforcement Department shall approve the application if the application and supporting documentation demonstrate that the applicant satisfies the requirements of subsection (A) and that the designation of a space at the requested location will not violate existing parking restrictions or otherwise present a potential hazard to public safety. The Chief will then submit the application to the Mayor and Council for approval. Once space is selected then notice will be sent to adjacent properties.

(D) An individual whose application has been approved shall certify annually to the Chief of Police, under oath, on a form prescribed by the Chief that the individual continues to satisfy the requirements of subsection (A).

(E) After the Chief of Police approves an application submitted under Subsection (A), and the Mayor and Council approve, the Town shall erect appropriate signage restricting parking in a designated parking space or area to vehicles bearing special disability registration plates, or a disability parking placard, issued to the applicant.

(F) An individual may not stand or stop a vehicle in a designated and restricted parking space unless the vehicle bears special disability registration plates, or a disability parking placard, issued to the applicant. An individual who stands or stops a vehicle in a designated or restricted parking space in violation of this section shall be subject to fines and or impoundment of their vehicle.

SECTION 2: AND BE IT FURTHER ENACTED AND ORDAINED BY THE MAYOR AND COUNCIL that this Ordinance shall become effective thirty (30) days after its passage.

INTRODUCED by the Mayor and Council at a meeting of the Mayor and Council on February 15, 2017, at which meeting copies were available to the public for inspection.

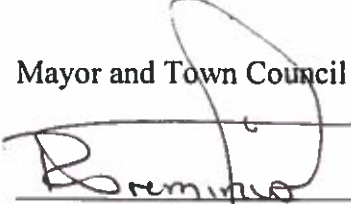
ADOPTED by the Mayor and Council at a meeting of the Mayor and Council on April 19, 2017, at which meeting copies were available to the public for inspection.

READ AND ADOPTED THIS 19<sup>th</sup> day of April 2017.

ATTEST/WITNESS:

  
Magdalena Rojas, Clerk

Mayor and Town Council of the Town of Brentwood

  
Rocio Treminio-Lopez, Mayor

  
Jeffrey Clark, Vice-Mayor

  
Tonya Y. Harrison, Council Member

  
Regina Merlan, Council Member

  
Victor R. Olano, Council Member



