



## Legislation Details (With Text)

<b>File #:</b>	O-14-20	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>		Adopted	
<b>File created:</b>	4/15/2020	<b>In control:</b>		City Council	
<b>On agenda:</b>	7/13/2020	<b>Final action:</b>		7/13/2020	
<b>Title:</b>	Parking Spaces Reserved for Plug-in Electric Drive Vehicles - For the purpose of establishing reserved parking spaces for plug-in electric drive vehicles; creating certain definitions; establishing penalties; and making stylistic changes.				
<b>Sponsors:</b>	Rob Savidge, Elly Tierney, Gavin Buckley, Rhonda Pindell Charles				
<b>Indexes:</b>	Public Safety Committee, Transportation Committee				
<b>Code sections:</b>					
<b>Attachments:</b>	1. O-14-20 Electric Vehicle Parking Spaces First Reader.pdf, 2. O-14-20 Staff Report.pdf, 3. O-14-20 Fines Cross-filed with R-27-20 Amendment 1 Savidge.pdf, 4. O-14-20 Fiscal Impact Note.pdf, 5. O-14-20 SIGNED.pdf				

Date	Ver.	Action By	Action	Result
7/13/2020	1	City Council	adopt on second reader	Pass
7/13/2020	1	City Council	adopt on third reader	Pass
7/9/2020	1	Transportation Committee	recommend favorably	Pass
7/6/2020	1	Public Safety Committee	recommend favorably	Pass
5/11/2020	1	City Council	declare the public hearing closed	
4/27/2020	1	City Council	refer	
4/27/2020	1	City Council	refer	
4/27/2020	1	City Council	adopt on first reader	Pass

**Parking Spaces Reserved for Plug-in Electric Drive Vehicles** - For the purpose of establishing reserved parking spaces for plug-in electric drive vehicles; creating certain definitions; establishing penalties; and making stylistic changes.

### CITY COUNCIL OF THE City of Annapolis

#### Ordinance 14-20

**Introduced by: Alderman Savidge**  
**Co-sponsored by: Alderwoman Tierney, Mayor Buckley,**  
**and Alderwoman Pindell Charles**

**Referred to**  
**Public Safety Committee**  
**Transportation Committee**  
**90 day Rule: 7/27/20**

**AN ORDINANCE** concerning

**Parking Spaces Reserved for Plug-in Electric Drive Vehicles**

**FOR** the purpose of establishing reserved parking spaces for plug-in electric drive vehicles; creating certain definitions; establishing penalties; and making stylistic changes.

**BY** repealing and re-enacting with amendments the following portions of the Code of the City of Annapolis, 2020 Edition  
12.04.020  
12.20.090  
12.20.210

**SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

**Title 21 - PLANNING AND ZONING**

**Chapter 12.04 - GENERAL APPLICATION PROCEDURES AND FEES**

**Section 12.04.020 - Definitions.**

For the purposes of this title, the following words and phrases have the meanings respectively ascribed to them in this section:

- A. "Authorized agent" means the company or legal entity, and its employees, agents and contractors, that has been designated by the city in writing to perform any duties or responsibilities related to the operation of the parking program, including but not limited to, enforcement personnel, parking garage attendants, parking meter technicians, citation processing personnel, permit issuance, and administrative or management staff.
- B. "Authorized emergency vehicles" means vehicles of the Fire Department, police vehicles, and ambulances and emergency vehicles of municipal departments or public service corporations as are designated or authorized by the Chief of Police.
- C. "Crosswalk" means any portion of a roadway distinctly indicated for pedestrian crossing by lines or other marking on the surface or that portion of a roadway ordinarily included within the prolongation or connection of the lateral lines of sidewalks at intersections.
- D. "Intersection" means the area embraced within the prolongation or connection of the lateral curblines or, if none, the lateral boundary lines of the roadways of two highways ~~which~~ THAT join one another at, or approximately at, right angles or the area within which vehicles traveling upon different highways joining at any other angle may come into conflict.
- E. "Motor vehicle" means ~~every~~ A vehicle ~~which~~ THAT is self-propelled.
- F. "Official traffic-control devices" means all signs, signals, markings and devices, not inconsistent with this title, placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning or guiding traffic.
- G. "Official traffic-control signal" means any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and to proceed.
- H. "Parking" means the standing of a vehicle, whether occupied or not, upon a roadway, other than temporarily for the purpose of and while actually engaged in loading or unloading, or in obedience to traffic regulations or traffic signs or signals.

- I. "Parking meter" means any device, machine, technology or process responsible for regulating parking by accepting legal currency, credit cards, debit cards, smart cards, tokens, or any other approved payment methods to pay for parking.
- J. "Pedestrian" means any person afoot.
- K. "PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE" MEANS A PARKING SPACE THAT PROVIDES ACCESS TO CHARGING EQUIPMENT THAT TRANSFERS ELECTRICAL ENERGY TO A PLUG-IN ELECTRIC DRIVE VEHICLE.
- ~~K~~L. "Private road or driveway" means every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.
- ~~L~~M. "Right-of-way" means the privilege of the immediate use of the street.
- ~~M~~N. "Roadway" means the portion of a street between the regularly established curblines or that portion improved and intended to be used for vehicular travel.
- ~~N~~O. "Safety zone" means the area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.
- ~~O~~P. "Sidewalk" means that portion of a street between the curblines, or the lateral lines, of a roadway, and the adjacent property intended for the use of pedestrians.
- ~~P~~Q. "Street or highways": The terms "street," "highway," "roads," "public highway" or "public roads" include any highway or thoroughfare of any kind used by the public, whether or not actually dedicated to the public and accepted by the proper authorities.
- ~~Q~~R. "Traffic" means pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using streets for purposes of travel.
- ~~R~~S. "Truck" means a pole trailer, semitrailer, special mobile equipment, trailer, truck or truck tractor, as those terms are defined in the Transportation Article of the Annotated Code of Maryland, AS MAY BE AMENDED, whether or not attached to or detached from another vehicle.
- ~~S~~T. "Vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a public street.

**Section 12.20.090 - ~~Parking reserved for persons with disabilities~~PARKING SPACES RESERVED - PERSONS WITH DISABILITIES - ELECTRIC VEHICLES - PENALTIES.**

- A. PERSONS WITH DISABILITIES. It is unlawful and a misdemeanor for the driver of any motor vehicle to park a vehicle in a parking space, whether metered or unmetered, designated or reserved for physically disabled persons, unless the vehicle displays either a valid special registration plate for disabled persons or a valid disabled person's parking permit issued by the Maryland Motor Vehicle Administration.
- B. PLUG-IN ELECTRIC DRIVE VEHICLES. UNLESS THE VEHICLE IS A PLUG-IN ELECTRIC DRIVE VEHICLE AS DEFINED BY THE TRANSPORTATION ARTICLE OF THE MARYLAND ANNOTATED CODE, AS MAY BE AMENDED, A PERSON MAY NOT STOP, STAND, OR PARK A VEHICLE IN A DESIGNATED PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE. A SIGN DESIGNATING A PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE SHALL BE:
  - 1. BE AT LEAST 18 INCHES HIGH AND 12 INCHES WIDE;
  - 2. BE CLEARLY VISIBLE TO THE DRIVER OF A MOTOR VEHICLE ENTERING THE PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE;
  - 3. STATE THE MAXIMUM FINE THAT MAY BE INCURRED FOR A VIOLATION; AND

4. MEET ANY APPLICABLE STATE AND FEDERAL REQUIREMENTS FOR PARKING SIGNS.

A PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE SHALL ALSO BE INDICATED BY GREEN PAVEMENT MARKINGS.

**BC. PENALTIES.** ~~Any~~A person violating this section, upon conviction, is subject to a fine as established by resolution of the City Council.

#### **Section 12.20.210 - Towing of vehicles.**

- A. Any police officer, parking enforcement officer, or the authorized agent may order the towing of the following motor vehicles and trailers:
1. A vehicle violating any parking or parking meter provision of this title if the parking or parking metered area from which the vehicle is to be towed is posted "Tow Zone" or "Cars Impounded," or a notice of similar import, except as otherwise provided in this chapter;
  2. A vehicle remaining parked or standing in any municipal off-street parking facility in the City for longer than forty-eight consecutive hours, and a vehicle remaining parked in any municipal off-street parking facility for longer than has been prepaid for the vehicle;
  3. A vehicle violating the provisions of Sections 12.20.020, 12.20.030, 12.20.110 or 12.20.200;
  4. A vehicle which is left standing or parked in any manner in which the vehicle is a menace, nuisance, or obstacle to the free and effective movement of ~~any~~ traffic or to the operation or potential operation of emergency vehicles, emergency work, or emergency workers;
  5. A vehicle for which five or more citations for municipal parking violations have been issued within one year and which have been adversely adjudicated or are uncontested and ~~remained~~REMAIN unsatisfied; or
  6. A vehicle unlawfully parked in a space reserved ~~to~~FOR A physically handicapped persons, PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING, or any debris, material, vehicle or other object which interferes with or obstructs marked fire lanes, or vehicles parked in designated fire lanes which are for the access of operation of any Fire Department equipment or other emergency vehicles or equipment; or
  7. A vehicle that is abandoned on public property as defined by Maryland Transportation Article, Section 25-201 or its successor; or
  8. A vehicle parking or standing on any City street or in any municipal off-street parking facility for longer than forty-eight consecutive hours, if the vehicle is unregistered according to the laws of the State of Maryland.
- B. Upon the towing of a vehicle as provided for in Subsection A of this section, the City or the authorized agent shall make reasonable efforts to notify the owner as to the location of the vehicle.

**SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect from the date of its passage.

#### **Explanation:**

UPPERCASE indicates matter added to existing law.

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining indicates amendments.