

For:

Introduction 7-13-21

Public Hearing _____

Adoption _____

THE TOWN OF MANCHESTER, MARYLAND

ORDINANCE NO. 248

**AN ORDINANCE TO AMEND PART II
OF THE CODE OF THE TOWN OF MANCHESTER
ENTITLED “GENERAL LEGISLATION”,
CHAPTER 220 ENTITLED “VEHICLES AND TRAFFIC”; ARTICLE II ENTITLED
“TRAFFIC REGULATIONS”, SECTION 220-5 ENTITLED “SPEED LIMITS
ESTABLISHED”, SECTION 220-6 ENTITLED “TRAFFIC CONTROL SIGNALS”,
SECTION 220-9 ENTITLED “TURNS AT INTERSECTIONS”, AND SECTION 220-10
ENTITLED “STOP INTERSECTIONS”; ARTICLE III ENTITLED “PARKING
REGULATIONS”, SECTION 220-19 ENTITLED “PARKING OF VEHICLES
WITHOUT CURRENT VALID REGISTRATION”, AND SECTION 220-21 ENTITLED
“ADDITIONAL PARKING REGULATIONS”; ARTICLE V ENTITLED
“INTERPRETATION AND REPEAL; PENALTIES”, SECTION 220-25 ENTITLED
“VIOLATIONS AND PENALTIES”, AND SECTION 220-26 ENTITLED
“APPLICABILITY OF STATE LAW”**

WHEREAS, the Town Council has determined it to be in the best interests of the Town and its residents to modify and update certain provisions of Chapter 220 of the Town Code in order to comply with the Transportation Article of the Maryland Code, to allow for the Town to post stop signs, traffic control signals and speed limit signs at intersections or on Town streets and highways in the interests of safety without having to amend the Town Code each time, to allow turns at certain intersections that are not otherwise permitted at certain times for local traffic, *i.e.*, motorists going to or from home who obtain a Town issued sticker, to reduce the time that a vehicle may remain parked on a public property within the Town from 10 days to 48 hours to be deemed abandoned, to delete reference to painted curbs as a means to mark no parking zones, to update and increase fines for illegal parking and to provide for a doubling of fines for habitual offenders.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF MANCHESTER:

Section 1. That Part II, Chapter 220 to the Town Code, Article II, Sections 220-5, 220-6, 220-9, and 220-10 of the Code as follows:

§220-5. Speed limits established.

~~The speed limit for both directions of traffic along the streets and highways or parts thereof described below is hereby established at the rate of speed indicated:~~

Name of Street	Speed Limit (mph)
All Town controlled streets except as noted	20
Bert Fowler Road	25
Charmil Drive	20
Christmas Tree Lane	15
Church Street	15
Fridinger Mill Road	30
Main Street	30
Park Avenue	25
Victory Street	15
Westminster Street	20
York Street	25

Operators of motor vehicles and tractors operated upon any highway or street in the Town shall obey the posted speed limit and otherwise comply with the provisions of the Transportation Article of the Maryland Code as applicable to vehicle speed. In absence of a posted speed limit governing a highway or street in the Town, the speed limit shall be 15 mph.

* * *

§220-6. Traffic control signals.

Traffic control signals shall be installed and operated at the intersection of those streets described below:

Intersection

Main, Manchester Road
Main, Westminster and York Streets

Whenever in the judgment of the Town Council it is necessary for the safety or control of vehicular and/or pedestrian traffic at an intersection of one or more public roads by means of traffic control signals, the Town may erect traffic control signals in such a position so as to face traffic that is to be controlled by the traffic control signals. All vehicles, tractors and/or pedestrians approaching any traffic control signal facing them, including those governing traffic on State and/or County roads in the Town, shall obey the signal in accordance with the requirements of the Transportation Article of the Maryland Code.

* * *

§220-9. Turns at intersections.

A. No person shall make a turn of the kind designated (left, right, all) at any of the intersections described below, except motorists going to or coming from home whose vehicles display a permit described in Subsection B below exempting them from this Section :

Name of Street	Direction of Travel	Prohibited Turn	Days; Hours	At Intersection of
Augusta Road	South	All	Weekdays; between 6:00 a.m. and 8:30 a.m. with the exception of school buses	Fridinger Mill Road
Millie Way	South	All	Weekdays; between 6:00 a.m. and 8:30 a.m. with the exception of school buses	Fridinger Mill Road

B. A motorist residing in the 3300 and 3400 blocks of Augusta Road, the 3300 block of Janet Court, the 2700-2800 block of Rachele Court and the 3400 block of Millie Way may apply for and obtain from the Town a permit exempting him or her from the restrictions set forth in this Section for travel from or to home (i.e., not through traffic) to be prominently displayed on his or her vehicle(s).

(1) Upon application, the applicant shall provide sufficient proof of residency such as a government issued identification, tax bill, water or other utility bill or other proof deemed acceptable to the Town.

(2) A permit issued pursuant to this Subsection shall expire upon the earlier of the termination of the applicant’s residency in the aforementioned blocks of Augusta Road or Millie Way or two years from issuance.

(3) A permit issued pursuant to this Subsection may be renewed every two years for the period set forth in Subsection B(2) above with sufficient proof of residency as required in Subsection B(1) above.

§220-10. Stop intersections.

~~The intersections described below are hereby established as stop intersections, and official stop signs shall be erected in such a position upon the first named street as to face traffic approaching the second named street in the direction or directions indicated. All vehicles and tractors approaching any such intersection upon the first named street, in the direction or directions indicated in each case, shall come to a full stop before entering any such intersection:~~

Stop Sign on	Direction of Travel	At Intersection of
Augusta Road	Both	Michelle Drive
Augusta Road	North	Fridinger Mill Road
Augusta Road	North	Rachele Court
Augusta Road	South	Bachman Road
Augusta Road	South	Rachele Court
Bachman Court	East	Main Street
Bachman Court	North	Holland Drive
Bachman Court	South	Bachman Road
Bachman Road	East	Bachman Court
Bachman Road	North	Augusta Road
Bachman Road	North	Michelle Road
Bachman Road	South	Augusta Road
Bachman Road	South	Overlook Court
Bachman Road	West	Bachman Road
Baughman Road		
Beaver Street	West	Main Street
Bert Fowler Road	North	Park Avenue
Brightside Drive	North	Park Avenue
Brightside Drive	South	Ridgeleigh Court
Camel Court	East	Southwestern Avenue
Carr Alley	West	Main Street
Charmil Drive	East	Main Street
Charmil Drive	East	Susanann Drive
Charmil Drive	West	Southwestern Avenue
Charmil Drive	West	Susanann Drive
Chestnut Street	East	Oak Street
Chestnut Street	West	Grafton Street

Christmas Tree Lane	East	Water Street
Christmas Tree Lane	West	Victory Street
Church Street	East	Long Lane
Church Street	North	York Street
Ciesta Court	East	Susanann Drive
Coachman Way	North	Brougham Court
Coachman Way	South	Park Avenue
Corona Court	East	Southwestern Avenue
Deep Alley	East	Long Lane
Forest Street	South	Park Avenue
Graffie Lane	West	Maiden Lane
Grafton Street	North	York Street
Hallie Avenue	West	Swiper Road
Hallie Avenue	East	Swiper Road
High Street	East	Maiden Lane
High Street	East	Main Street
High Street	East	Wertz Street
Hilltop Drive	North	Park Avenue
Holland Drive	East	Hanover Pike
Holland Drive	West	Bachman Court
Janet Court	North	Michelle Road
Jeanne Drive	North	Charmil Drive
Kensington Drive	North	Bachman Court
Kensington Square	East	Kensington Drive
Locust Street	North	York Street
Long Lane	Both	Church Street
Long Lane	Both	Wood Alley
Long Lane	North	Carr Alley

Long Lane	North	Deep Alley
Long Lane	North	York Street
Long Lane	South	Beaver Street
Long Lane	South	Carr Alley
Long Lane	South	Deep Alley
Long Lane	South	York Street
Maiden Lane	Both	Westminster Street
Maiden Lane	North	Graffie Lane
Maiden Lane	North	High Street
Maiden Lane	South	Graffie Lane
Maiden Lane	South	High Street
Maiden Lane	South	New Street
Maiden Lane	South	Westminster Street
Maple Avenue	East	Locust Street
Maple Avenue	West	Grafton Street
Michelle Road	Both	Augusta Road
Michelle Road	East	Hanover Pike
Michelle Road	East	Millie Way
Michelle Road	West	Bachman Road
Michelle Road	West	Millie Way
Millie Way	North	Fridinger Mill Road
Millie Way	North	Rachele Court
Millie Way	South	Michelle Road
Millie Way	South	Rachele Court
Mindi Drive	North	Bert Fowler Road
Mindi Drive	South	Southwestern Avenue
Monroe Street	South	Beaver Street
Moorefield Court	North	Overlook Court

New Street	East	Main Street
Oak Street	North	Maple Avenue
Overlook Court	East	Westminster Street
Patricia Court	West	Mindi Drive
Princess Court	North	Park Avenue
Princess Court	South	Crown Circle
Pyramid Circle	North	Susanann Drive
Pyramid Circle	West	Susanann Drive
Rachele Court	East	Augusta Road
Rachele Court	East	Millie Way
Regal Oak	North	Brougham Court
Ridgeleigh Court	West	Washington Way
Route 27	East	Main Street
Silva Court	West	Pyramid Circle
Southwestern Avenue	Both	Charmil Drive
Southwestern Avenue	Both	Mindi Drive
Southwestern Avenue	Both	Washington Way
Susanann Drive	North	Charmil Drive
Sutton Court	South	Bachman Court
Tulip Court	South	Bachman Court
Valley View Court	West	Charmil Drive
Victory Street	East	Road to ball fields
Victory Street	North	York Street
Washington Way	Both	Ridgeleigh Court
Washington Way	North	Southwestern Avenue
Washington Way	South	Southwestern Avenue
Washington Way	West	Bert Fowler Road
Washington Way	West	Southwestern Avenue

~~Water Street~~ ————— North ————— ~~York Street~~
~~Wertz Avenue~~ ————— North ————— ~~High Street~~
~~Wertz Avenue~~ ————— South ————— ~~New Street~~
~~Westminster Street~~ ————— East ————— ~~Park Avenue~~
~~Westminster Street~~ ————— North ————— ~~Bachman Road~~
~~Westminster Street~~ ————— North ————— ~~Keating Court~~
~~Westminster Street~~ ————— South ————— ~~Keating Court~~
~~Wilhelm Lane~~ ————— South ————— ~~York Street~~
~~Wood Alley~~ ————— East ————— ~~Long Lane~~
~~Wood Alley~~ ————— East ————— ~~Main Street~~
~~Wood Alley~~
~~Wood Alley~~

Whenever in the judgment of the Town Council it is necessary for the safety or control of vehicular and/or pedestrian traffic at an intersection of one or more public roads by means of stop sign(s), the Town may erect official stop signs in such a position so as to face traffic that is to be controlled by the stop sign. All vehicles and tractors approaching any such stop sign facing them shall come to a full stop before entering any such intersection and shall otherwise observe the requirements of the Transportation Article of the Maryland Code as they apply to intersections governed by stop signs, including stop signs erected on State and/or County roads in the Town.

Section 2. That Part II, Chapter 220 to the Town Code, Article III, Sections 220-19 and 220-21 of the Code as follows:

§220-19. Parking of vehicles without current valid registration.

- A. It shall be unlawful to park a motor vehicle which is not displaying currently valid registration plates or is displaying registration plates of another vehicle on any public road, highway, street, avenue or alley in the Town of Manchester. The operator of such vehicle shall be subject to the penalty set forth in § 220-25 of this chapter. In the absence of the operator, the registered owner of the vehicle shall be conclusively presumed to be the operator. Any such vehicle which has remained on such public property for more than ~~10 days~~ 48 hours shall be deemed to be an abandoned vehicle and may be impounded and disposed of by the Police Department as provided herein.
- B. Whenever the Police Department is authorized to impound a vehicle under Subsection A hereof, it may take possession of and remove any such motor vehicle and may cause such vehicle to be stored upon private property by suitable contract. The cost of removing or

towing any such vehicle and of storing the same must be paid by the owner before such vehicle may be repossessed by the owner, and such charges will be in addition to any fine or other penalty imposed for violation of this section. If the owner fails to repossess such vehicle within 30 days after it is impounded, such vehicle may be sold by the Town at public auction and the proceeds of such sale, after payment of the cost thereof, shall be applied first to reimbursing the Town for the cost of removing or towing the vehicle and of storing the same; second, to the payment of all liens on the same and the balance to be paid to the owner if claimed by the owner within six months from the date of sale. If the owner fails to claim such balance within such period of time it shall be forfeited and paid into the Town treasury.

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§220-21. Additional parking regulations.

- A. Fire hydrants. Parking is prohibited within 15 feet of all fire hydrants.
- B. Manner of parking. Every vehicle parked or stopped shall do so with the right-hand wheels parallel to and within 12 inches of the right-hand curb or edge of the roadway.
- C. Double parking. Double parking is prohibited on all Town streets except for necessary home deliveries or emergency vehicles.
- D. Commercial vehicles. It shall be unlawful for any owner, operator, lessee or possessor of any truck, trailer, semitrailer, tractor, bus or other commercial vehicle to:
 - (1) Park the same on any road, lane, street or avenue in Town for a continuous space of time of more than 30 minutes.
 - (2) Park the same in any public parking lot between 9:00 p.m. and 6:00 a.m., except in case of emergency.
- E. Stopping, standing or parking is prohibited:
 - (1) In front of or in any way blocking a public or private driveway.
 - (2) On a crosswalk or sidewalk.
 - (3) Within an intersection.
 - (4) Along side of or opposite any street excavations or obstructions when such stopping, standing or parking would obstruct traffic.
 - (5) At any place where an official sign ~~or painted curb~~ of the State of Maryland or of the Town of Manchester prohibits parking, stopping or standing. ~~It is hereby specifically provided that wherever a curb is painted red or yellow, there shall be no parking, stopping or standing parallel to said curb.~~

- (6) Within any area designated as a fire lane.
- (7) Within any area designated for handicapped parking unless the vehicle so stopping, standing or parking displays a handicapped registration plate duly issued to said vehicle.
- (8) Parking in any manner that obstructs the normal flow of traffic.

Section 3. That Part II, Chapter 233 to the Town Code, Article V Sections 220-25 and 220-26 of the Code as follows:

§220-25. Violations and penalties.

Violation of this chapter is a ~~misdemeanor~~ municipal infraction. Unless another penalty is expressly provided for in the Transportation Article of the Annotated Code of Maryland, every person ~~convicted~~ found guilty of a violation of a provision of this chapter or supplement thereto shall be liable to pay a penalty as provided in the Charter, Section 12-3B, provided that the penalty for all parking violations, ~~except for handicap parking~~, shall be \$2550; except for the following: the penalty for handicap parking violations shall be \$100; the penalty for parking an abandoned vehicle and/or a vehicle without valid registration plates shall be \$100 for the first offense; and the penalty for parking during snow emergencies shall be \$75; and the penalty for moving violations shall be \$35. These fines may be doubled for each subsequent offense for any offender who receives more than one fine for the same offense within thirty (30) days of each other. Each day that any violation of this Section shall continue shall constitute a separate infraction.

§220-26. Applicability of state law.

All motor vehicle laws described in § 11-101, *et seq.* of the Transportation Article, including the Rules of the Road set forth in Title 21 therein, of the ~~Annotated~~ Code of Maryland shall apply in addition to the regulations set down in this chapter.

BE IT ENACTED AND ORDAINED BY THE AUTHORITY AFORESAID, that

this Ordinance shall take effect on the _____ day of _____, 2021.

Introduced this ___ day of _____, 2021.

Enacted this _____ day of _____, 2019 by a vote of _____ in favor and _____ opposed.

ATTEST:

Kelly J. Baldwin, Secretary

Vincent Pacelli, Vice-President

Approved this _____ day of _____, 2021.

ATTEST:

Kelly J. Baldwin, Secretary

Ryan Warner, Mayor

REVIEWED AND APPROVED AS TO LEGAL FORM AND SUFFICIENCY.

This _____ day of _____, 2021.

Thomas V. McCarron, Town Attorney

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