

# **TOWN OF LINCOLNVILLE ORDINANCE TO PROHIBIT OVERNIGHT PARKING**

## **Section 1. Title:**

Prohibition of Overnight Parking in the Municipal Parking Lots in the Town of Lincolnville.

## **Section 2. Purpose:**

There has been an increase in the number of vehicles found parked for extended periods of time in the Lincolnville Beach public parking lot. Large trucks have been parked in such a manner as to block the view of the Lincolnville Harbor from the public parking lot. This parking lot is not large; therefore, if large vehicles, or several smaller vehicles, utilize this lot for extended periods, this denies the use of the lot for residents and public use and detracts from the intended use of the parking lot. The purpose of this Ordinance is to promote the health, safety and general welfare of the citizens of the Town of Lincolnville as well as the public's use of all Lincolnville public parking lots.

## **Section 3. Applicability:**

This Ordinance applies to the public use of all Municipal Parking Lots in the Town of Lincolnville.

## **Section 4. Effective Date: June 24, 1986**

The effective date of this Ordinance is the day after Town approval.

## **Section 5. Validity and Severability:**

Should any section or provision of this Ordinance be declared invalid, such decision shall not invalidate other sections or provisions of this Ordinance.

## **Section 6. Amendments:**

This Ordinance may be amended by majority vote of the Town voters.

## **Section 7. Prohibitions:**

No person shall overnight stop, park or leave standing any vehicle, whether attended or unattended, upon any Municipal Parking Lot in the Town of Lincolnville.

The Board of Selectmen of the Town of Lincolnville, with respect to the parking lots under their jurisdiction, shall place signs prohibiting or restricting the overnight parking, stopping or standing of vehicles on any Municipal Parking Lots in the Town of Lincolnville. These signs shall be placed in each Municipal Parking Lot in plain view of

any space in each lot. Such signs shall be official signs and no person shall overnight park, stop or stand any vehicle in violation of the restriction stated on such signs.

**Section 8. Compliance:**

This Ordinance shall not repeal, annul or in any way impair or remove the necessity of compliance with any other regulation, permit, ordinance or statute. Where this Ordinance imposes greater restrictions than set forth in the foregoing, the provisions of this Ordinance shall control.

**Section 9. Enforcement:**

The Municipal Officers may cause any vehicle parked, stopped or standing overnight in any Municipal Parking Lot in Lincolnville to be removed from the parking lot and placed in a suitable parking place, at the expense of the person in whose name such vehicle is registered. The person bearing the expense of such removal, such as a service station owner, or manager, shall, by registered mail, notify such registered owner, or holder of a security interest thereon if his identity can reasonably be ascertained, of the place where such vehicle can be reclaimed and mail a copy of the notice to the Chief of the Maine State Police. The Town of Lincolnville and its Municipal Officers shall not be liable for any damage that may be caused by such removal.

The Board of Selection of the Town of Lincolnville, with respect to the parking lots under their jurisdiction and the enforcement of the parking restrictions stated in this Ordinance, shall place signs in all Municipal Parking Lots notifying all users of the towing enforcement provisions of this Ordinance. Such signs shall be official signs.

**Section 10. Attorney's Fees:**

If, in any action brought in the name of the Town of Lincolnville under this Ordinance, the Town prevails against the person violating the Ordinance, then such person shall be liable and responsible for the Town's legal fees and court costs involved in bringing such suit or action.

Adopted: June 24, 1986