



**Town of Riverdale Park
Special Legislative Meeting
November 26, 2018
8:00 p.m.**

AGENDA

**Call to Order
Approval of Agenda
Public Comments**

Legislative Action Items:

1. Introduction of Ordinance 2018-OR-14 Amending and Supplementing Ordinance 2013-OR-07 as Amended by Emergency Ordinance 2013-OR-08
2. Introduction of Ordinance 2018-OR-15 regarding Vehicles, Parking and Traffic

**New Business
Unfinished Business
Adjournment**

All members of the public in attendance are honorary members of the Council, and as such may comment on all items under discussion (subject to the same Rules of Order that apply to elected Council Members). If you have questions or comments, please stand at the microphone to be recognized.



Town of Riverdale Park, Maryland

Town Administration

TO: Mayor and Council

FROM: John Lestitian, Town Manager

DATE: November 21, 2018

RE: Introduction of Ordinance 2018-OR-14

Action Requested:

Staff seeks introduction of Ordinance 2018-OR-14. This ordinance will amend and supplement Ordinance 2013-OR-07 as Amended by Emergency Ordinance 2013-OR-08.

Summary:

Ordinance 2018-OR-14 will accomplish the following:

1. Provide all or portion of the funds necessary to finance and refinance the cost of the reconstruction, renovation and improvement of certain town-owned structures and premises, storm water management system improvements, the acquisition of real property, street improvements, sidewalk improvements, park and open space improvements and the demolition of town-owned structures; and
2. Prepay a portion of the 2013 Series A-1 Bonds; and
3. Pay the transaction costs relating to the foregoing.

Additionally, the ordinance authorizes certain officials of the town to approve, execute and deliver amendments, modifications, or supplements to certain documents, agreements, certificates, and instruments executed and delivered in connection with the issuance of the 2013 Bonds, and such additional documents, agreements, certificates or instruments as may be necessary or desirable in order to reflect or effectuate matters provided for in this ordinance.

Staff will be available to respond to questions or concerns.

- c. Paul Smith, Director of Finance and Employee Services
file

COUNCIL OF THE TOWN OF RIVERDALE PARK, MARYLAND
ORDINANCE NO. 2018-OR-14

Introduced by:

Date Introduced: November 26, 2018

Date Adopted: December 3, 2018

Date Effective: December 23, 2018

AN ORDINANCE OF THE TOWN OF RIVERDALE PARK, A MUNICIPAL CORPORATION OF THE STATE OF MARYLAND (THE “TOWN”), AMENDING AND SUPPLEMENTING ORDINANCE NO. 2013-OR-07 ADOPTED BY THE COUNCIL OF THE TOWN ON AUGUST 1, 2013, CERTIFIED BY THE MAYOR OF THE TOWN ON AUGUST 1, 2013 AND EFFECTIVE ON AUGUST 21, 2013 (“ORDINANCE NO. 2013-OR-07”), AS AMENDED BY EMERGENCY ORDINANCE NO. 2013-OR-08, ADOPTED BY THE COUNCIL OF THE TOWN, CERTIFIED BY THE MAYOR OF THE TOWN AND EFFECTIVE ON AUGUST 28, 2018 (“ORDINANCE NO. 2013-OR-08” AND, TOGETHER WITH ORDINANCE NO. 2013-OR-07, THE “2013 ORDINANCE”), IN ORDER TO PROVIDE THAT A PORTION OF THE UNSPENT PROCEEDS OF THE \$2,559,056.19 TOWN OF RIVERDALE PARK INFRASTRUCTURE BOND, 2013 SERIES A-1 (THE “2013 A-1 BOND”) AND THE \$869,150.89 TOWN OF RIVERDALE PARK INFRASTRUCTURE BOND, 2013 SERIES A-2 (THE “2013 A-2 BOND” AND, TOGETHER WITH THE 2013 SERIES A-1 BOND, THE “2013 BONDS”) ISSUED AND SOLD PURSUANT TO THE AUTHORITY OF SECTIONS 4-101 THROUGH 4-255 OF THE HOUSING AND COMMUNITY DEVELOPMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND, AS AMENDED, MAY BE USED, IN ADDITION TO THE PURPOSES SET FORTH IN THE 2013 ORDINANCE, IN ORDER TO (I) PROVIDE ALL OR PORTION OF THE FUNDS NECESSARY TO FINANCE AND REFINANCE THE COSTS OF THE RECONSTRUCTION, RENOVATION AND IMPROVEMENT OF CERTAIN TOWN-OWNED STRUCTURES AND PREMISES, STORM WATER MANAGEMENT SYSTEM IMPROVEMENTS, THE ACQUISITION OF REAL PROPERTY, STREET IMPROVEMENTS, SIDEWALK IMPROVEMENTS, PARK AND OPEN SPACE IMPROVEMENTS AND THE DEMOLITION OF TOWN-OWNED STRUCTURES (COLLECTIVELY, THE 2018 ADDITIONAL PROJECTS), (II) PREPAY A PORTION OF THE 2013 SERIES A-1 BONDS, AND (III) PAY TRANSACTION COSTS RELATING TO THE FOREGOING; AUTHORIZING CERTAIN OFFICIALS OF THE TOWN TO APPROVE, EXECUTE AND DELIVER AMENDMENTS, MODIFICATIONS OR SUPPLEMENTS TO CERTAIN DOCUMENTS, AGREEMENTS, CERTIFICATES AND INSTRUMENTS EXECUTED AND DELIVERED IN CONNECTION WITH THE ISSUANCE OF THE 2013 BONDS, AND SUCH ADDITIONAL DOCUMENTS, AGREEMENTS, CERTIFICATES OR INSTRUMENTS AS MAY BE NECESSARY OR DESIRABLE IN ORDER TO REFLECT OR EFFECTUATE MATTERS PROVIDED FOR IN THIS ORDINANCE; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE SHALL BE LIBERALLY CONSTRUED; PROVIDING THAT THIS TITLE IS A FAIR SUMMARY OF THE SUBSTANCE

OF THIS ORDINANCE; AND OTHERWISE GENERALLY RELATING TO THE USE OF PROCEEDS OF THE 2013 BONDS.

RECITALS

WHEREAS, the Town of Riverdale Park (the “Issuer” or the “Town”) is a municipal corporation of the State of Maryland organized and operating under a charter (the “Charter”) and Article XI-E of the Constitution of Maryland, and the Town is subject to certain provisions of the Annotated Code of Maryland, including provisions codified in the Local Government Article of the Annotated Code of Maryland, as amended; and

WHEREAS, pursuant to Ordinance No. 2013-OR-07, adopted by the Council of the Issuer (the “Council”) on August 1, 2013, certified by the Mayor of the Issuer (the “Mayor”) on August 1, 2013 and effective on August 21, 2013 (“Ordinance No. 2013-OR-07”) as amended by Emergency Ordinance No. 2013-OR-08, adopted by the Council, certified by the Mayor and effective on August 28, 2013 (“Ordinance No. 2013-OR-08” and, together with Ordinance No 2013-OR-07, the “2013 Ordinance”), and the authority of Sections 4-101 through 4-255 of the Housing and Community Development Article of the Annotated Code of Maryland, as amended (the “Act”), the Issuer on October 1, 2013 issued its Town of Riverdale Park Infrastructure Bond, 2013 Series A-1 in the aggregate principal amount of \$2,559,056.19 (the “2013 A-1 Bond”) and its Town of Riverdale Park Infrastructure Bond, 2013 Series A-2 in the aggregate principal amount of \$869,150.89 (the “2013 A-2 Bond” and, together with the 2013 A-1 Bond, the “2013 Bonds”) in order to provide a portion of the funds needed for costs of certain projects identified in the 2013 Ordinance (the “Original Project”), issuance costs, and other related costs; and

WHEREAS, the 2013 Bonds constitute the “Bonds” as identified in the 2013 Ordinance and were sold to the Community Development Administration, an agency in the Division of Development Finance of the Department of Housing and Community Development, a principal department of the government of the State of Maryland (the “Administration”), in connection with the Local Government Infrastructure Financing Program of the Administration in order to evidence loans from the Administration to the Issuer to finance Development Costs (as defined in the Original Repayment Agreement identified below) of the Original Project; and

WHEREAS, in connection with the issuance of the 2013 Bonds to the Administration, (i) the Issuer and the Administration entered into a Repayment Agreement dated as of October 1, 2013 (the “Original Repayment Agreement”) and a Pledge Agreement dated as of October 1, 2013 (the “Original Pledge Agreement”), and (ii) the Issuer executed and delivered certain additional documents, agreements, certificates or instruments (collectively with the Original Pledge Agreement and the Original Repayment Agreement, the “Original Program Documents”), including, without limitation, a Local Government General Certificate dated October 3, 2013 (the “Original General Certificate”), which Original General Certificate, among other matters, contains certain representations and covenants of the Issuer as to the use of the proceeds of the 2013 Bonds and the Original Project and as to compliance with the provisions of the Internal Revenue Code of 1986, as amended, and the Income Tax Regulations promulgated thereunder (together, the “Code”); and

WHEREAS, the Issuer has determined that it may not be able to fully expend the proceeds of the 2013 Bonds on the costs of the Original Project and, accordingly, has Issuer has: (i) identified the 2018 Additional Projects as additional projects, the costs of which the Issuer desires to finance and refinance with a portion of the unspent proceeds of the 2013 Bonds and (ii) determined to deposit a portion of the unspent proceeds of the 2013 Bonds with the Escrow Deposit Agent (herein defined) pursuant to the Escrow Deposit Agreement (herein defined) for the purpose of prepaying a portion of the Series 2013A-1 Bonds subject to optional prepayment on June 1, 2023 (the “Partial Prepayment”); and therefore, the Issuer desires to amend and supplement the 2013 Ordinance in order to authorize the foregoing.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF RIVERDALE PARK AS FOLLOWS:

SECTION 1. Recitals; Definitions. The Recitals to this Ordinance are incorporated by reference herein and deemed a substantive part of this Ordinance. Capitalized terms used in this Ordinance and defined in the Recitals shall have the meanings given to such terms in the Recitals except as otherwise provided in this Ordinance.

SECTION 2. Amendment to 2013 Ordinance.

(a) From and after the effective date of this Ordinance the projects referred to by the Issuer as the 2018 Additional Projects shall be added to the description of the projects in the 2013 Ordinance.

(b) By so amending the 2013 Ordinance as provided for in subsection (a) of this Section 2, the Issuer is adding the 2018 Additional Projects to the projects defined in the 2013 Ordinance. The 2018 Additional Projects and the Original Project shall be referred to herein as the “Project”. Proceeds of the 2013 Bonds may be applied to fund Development Cost of the 2018 Additional Project in accordance with the Original Program Documents, as may be amended, modified or supplemented as provided for herein. It is the intention of the Issuer that the proceeds of the 2013 Bonds may be applied to fund any expenditures of the 2018 Additional Projects that are contemplated by applicable Town budgets and that are permitted by the Administration as Development Cost of the 2018 Additional Projects. From and after the effective date of this Ordinance, all references to the “Project” in the 2013 Ordinance shall be deemed to include the 2018 Additional Projects.

(c) The Issuer, by enactment of this Ordinance, expressly authorizes the Partial Prepayment in an amount not to exceed One Million Seven Hundred Thousand Dollars to be deposited in an escrow fund created under the Escrow Deposit Agreement for the prepayment of a portion of the 2013A-1 Bond. If a lesser amount shall be applied to the Partial Prepayment, excess funds shall be applied to finance and refinance the 2018 Additional Projects. Notwithstanding this Section 2(c), after the Project has been completed and all Development Cost in connection therewith have been paid or a determination has been made to not proceed with any portion of the Project, any unspent proceeds of the 2013 Bonds held by the Administration may be

applied to the next maturing principal installment or to the prepayment of the 2013 Bonds, as permitted by the Administration and in accordance with the 2013 Ordinance.

(d) The Issuer, by enactment of this Ordinance, expressly acknowledges the Administration's authority to approve the expenditure of proceeds of the 2013 Bond. The Mayor of the Issuer (the "Mayor") in consultation with any other appropriate officials of the Issuer, and with the approval of the Administration, is hereby authorized and empowered, on behalf of the Issuer, to determine the components of the Project (as re-defined in accordance with this Ordinance), the manner and terms of the Partial Prepayment and other costs authorized by the 2013 Ordinance to which unspent proceeds of the 2013 Bonds shall be applied.

SECTION 3. Revisions to Bonds and Program Documents.

(a) In furtherance of the authority granted to the Mayor pursuant to Section 2 of the 2013 Ordinance, (i) the Mayor is hereby authorized and empowered to approve the forms, terms and conditions of any amendments, modifications or supplements to or replacements for the Original Program Documents deemed necessary or desirable by the Administration or the Administration's counsel (collectively, the "Amended Program Documents") in order to reflect or provide for the use of the proceeds of the 2013 Bonds in connection with the 2018 Additional Projects and the Partial Prepayment; and (ii) the Mayor is hereby authorized and empowered to approve and execute an escrow deposit agreement (the "Escrow Deposit Agreement") between the Issuer and a banking institution serving as escrow deposit agent (the "Escrow Deposit Agent"), for the purpose of the deposit in the escrow deposit fund established thereby of a portion of the unspent proceeds of the 2013 Bonds to accomplish the Partial Prepayment, which execution shall be conclusive evidence of the approval by the Issuer of the due execution of such instrument on behalf of the Issuer.

(b) Any Amended Program Documents shall be executed on behalf of the Issuer by the Mayor. To the extent required or appropriate, the seal of the Issuer may be affixed to the Amended Program Documents and attested to by the Clerk of the Issuer (the "Town Clerk"). The execution of the Amended Program Documents by the Mayor shall constitute conclusive evidence of such official's approval of the form and substance thereof.

SECTION 4. Tax Matters.

(a) The Mayor and the Town Clerk are each hereby authorized and empowered to approve, execute and deliver any amendments, modifications or supplements to or replacements for the Section 148 Certificate (as defined in Section 13 of the 2013 Ordinance) executed and delivered in connection with the issuance of the 2013 Bonds that are deemed necessary or desirable by the Administration or its counsel (collectively, the "Amended Section 148 Certificate") in order to document the Issuer's reasonable expectations as to relevant facts, estimates and circumstances relating to the use of the Bond Proceeds (as defined in Section 13 of the 2013 Ordinance) of the 2013 Bonds to finance or refinance the 2018 Additional Projects, any other components of the Original Project, fund the Partial Prepayment and related costs authorized by the 2013 Ordinance, as amended and supplemented by this Ordinance. Any such Amended Section 148 Certificate may be contained

within any of the Amended Program Documents at the discretion of the Administration. The Issuer covenants that the facts, estimates and circumstances set forth in the Amended Section 148 Certificate will be based on the Issuer's reasonable expectations as of the date of execution and delivery thereof and will be, to the best of the certifying officials' knowledge, true and correct as of that date. The Mayor and/or the Town Clerk, on behalf of the Issuer, may make such covenants or agreements in connection with the execution and delivery of the Amended Section 148 Certificate as such officers shall deem advisable in order to assure the registered owners of the 2013 Bonds that interest thereon shall be and remain excludable from gross income for federal income tax purposes, and such covenants or agreements shall be binding on the Issuer so long as the observance by the Issuer of any such covenants or agreements is necessary in connection with the maintenance of the exclusion of the interest on the 2013 Bonds from gross income for federal income tax purposes. The foregoing covenants and agreements may include such covenants or agreements on behalf of the Issuer regarding compliance with the provisions of the Code, as the Mayor and/or Town Clerk shall deem advisable in order to assure the registered owners of the 2013 Bonds that the interest thereon shall be and remain excludable from gross income for federal income tax purposes, including (without limitation) covenants or agreements relating to the investment of the proceeds of the 2013 Bonds, the payment of rebate (or payments in lieu of rebate) to the United States, limitations on the times within which, and the purpose for which, such proceeds may be expended, or the use of specified procedures for accounting for and segregating such proceeds.

(b) The Issuer hereby reaffirms the covenants set forth in subsections (c) and (d) of Section 13 of the 2013 Ordinance.

SECTION 5. Effect of this Ordinance. From and after the effective date of this Ordinance, the 2013 Ordinance shall be deemed amended and supplemented as provided herein, and all other terms and provisions of the 2013 Ordinance shall remain in full force and effect.

SECTION 6. Ordinance a Contract. The provisions of the 2013 Ordinance, as amended and supplemented by this Ordinance, shall constitute a contract with the purchasers and owners from time to time of the 2013 Bonds, and the 2013 Ordinance, as amended and supplemented by this Ordinance, shall not be repealed, modified or altered in any manner materially adverse to the Administration and interests of such purchasers or owners while the 2013 Bonds or any portion thereof remain outstanding and unpaid without the consent of the owners of the 2013 Bonds and the Administration.

SECTION 7. Authority to take Action; Publication and Public Hearing.

(a) The officers and employees of the Issuer are hereby authorized and directed to do all acts and things required of them by the provisions of this Ordinance for the full, punctual and complete performance of all the terms, covenants and provisions of the Amended Program Documents, the Amended Section 148 Certificate and this Ordinance and to do and perform all acts and to execute, seal and deliver all documents or instruments of writing which may be necessary or desirable to carry out the full intent and purpose of this Ordinance, the Amended Program Documents and the Amended Section 148 Certificate.

(b) In furtherance of the Act, prior to the passage of this Ordinance, the Issuer shall publish in a newspaper of general circulation in the jurisdiction of the Issuer a notice of the nature of the 2018 Additional Projects to be financed or refinanced from proceeds of the 2013 Bonds, the time and place of the public hearing, the name of the person(s) and address of the place where written comments may be sent, and the Issuer shall hold a public hearing on the such proposed application of proceeds. Such actions have been taken prior to or simultaneously with the adoption of this Ordinance.

(c) Pursuant to the requirements of Section 210(c) of the Charter, the Issuer shall promptly cause this Ordinance or a fair summary of this Ordinance to be published at least once in a newspaper having general circulation in the Town before it is acted upon by the Council.

SECTION 8. Effective Date; Miscellaneous.

(a) This Ordinance shall take effect 20 days from its adoption by the Council, and it is the intent hereof that the laws of the State of Maryland shall govern its construction and the construction of the 2013 Bonds. Any copy of this Ordinance duly certified by the Town Clerk shall constitute evidence of the contents and provisions hereof.

(b) In the event the position of any official who is referred to by title in this Ordinance is vacant at the time any action authorized to be taken by such official in accordance with the provisions of this Ordinance shall occur, and no person has been appointed to such position (including in an “acting” capacity) and is incumbent in such position, references in this Ordinance to such official shall be deemed to refer to any other appropriate official of the Issuer charged with such responsibilities under the Charter or the Town Code or, to the extent not so provided for in the Charter or the Town Code, as designated by the Mayor and the Council. Written evidence of any such designation shall be provided to the Administration. Notwithstanding the foregoing sentence, in the event two or more officials are charged with responsibility for taking any actions in accordance with the provisions of this Ordinance and only one such position is filled at the applicable time, any such action may be taken solely by the remaining official.

(c) References in this Ordinance to the phrases “to finance”, “to pay” or “to fund” or similar phrases shall be deemed to refer to and include “to reimburse” or similar phrases.

(d) The title of this Ordinance shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

(e) The Mayor’s signature on this Ordinance constitutes and signifies his approval of this Ordinance as required by Section 4-232(a)(1)(ii) of the Act.

(f) The provisions of this Ordinance shall be liberally construed in order to effectuate the transactions contemplated hereby.

Adopted this ____ day of _____, 2018 by the Council of the Town of Riverdale Park.

	Yea/Nay
Council Member Marsha Dixon	_____
Council Member Aaron Faulx	_____
Council Member David Lingua	_____
Council Member Chris Henry	_____
Council Member Colleen Richardson	_____
Council Member Hala Mayers	_____

I hereby certify that the above ordinance was passed by a yea and nay vote of the Council of the Town of Riverdale Park this ____ day of _____, 2018.

Alan K. Thompson, Mayor

Attest: _____
Jessica Barnes, Town Clerk

Delivered by the Mayor and recorded by me for the Town of Riverdale Park this ____ day of _____, 2018.

Jessica Barnes, Town Clerk



Town of Riverdale Park, Maryland

Police Department

TO: John Lestitian, Town Manager

FROM: Chief David Morris

DATE: November 20, 2018

RE: Ordinance 2018-OR-15 regarding Vehicles, Parking and Traffic

Action Requested:

Staff requests that the Mayor and Council introduce Ordinance 2018-OR-15 regarding Vehicles, Parking and Traffic at the November 26th Special Legislative Meeting.

Overview:

There are currently seventeen (17) permit parking areas, containing 143 residences. In total there are eighty-seven (87) parking permits issued. Many permit parking areas were established prior to the revised permit parking ordinance of 2012, with some of the areas dating back to the 1990's. A review of parking conditions in some of these areas lead the staff to question whether the area should remain as permit parking.

On February 2, 2018, staff submitted recommendations requesting the Mayor and Council to consider rescinding ten (10) of the current seventeen (17) permit parking areas, italicized in the chart below, and approve changes to Chapter 64 based upon staff recommendations.

Pursuant to those recommendations, the Department sent survey letters to affected residents regarding the need for permit parking identified in the italicized areas. The Department received two (2) responses from residents opposing the change. Accordingly, those two areas are no longer recommended for rescindment, bold, italicized below.

The following table details all the Town Parking Permit Areas.

Parking Permit Areas	Number of current permits issued
<i>6200 block of 44th Avenue</i>	<i>0</i>
<i>5300 block of 50th Avenue</i>	<i>0</i>
<i>4500 block of Oliver Street</i>	<i>0</i>
<i>5000 block of Tuckerman Street</i>	<i>0</i>

<i>6400 block of 51st Avenue</i>	0
<i>5800 block of Cleveland Avenue</i>	1
<i>4700 Rittenhouse Street</i>	2
<i>6200 block of Natoli Place</i>	4
5000 Riverdale Road	0
6100 block 54 th Avenue	1
5000 Nicholson Street	2
<i>5411 Powhatan Street*</i>	2
<i>5000 block of Somerset Road*</i>	3
5300 block Powhatan Street	4
4700 Tuckerman Street	5
5900-6000 block Riverside Drive	8
Madison Hill	55

* These permit areas were initially recommended by staff to be rescinded. In consideration of residents' concerns, staff repeals said recommendation for these two areas.

Signage and Enforcement Considerations:

To properly enforce permit parking areas, signs indicating permit parking areas should be universal throughout the Town. Currently, there are several versions of the permit parking signs spread out in town. Universal signage makes it easier for our residents and visitors to identify permit parking areas; and for our police officers to enforce the program requirements.

Chapter 64 Vehicles and Traffic; Proposed Edits:

Chapter 64 is under comprehensive review as both housekeeping and substantive edits are needed. For the purpose of the Parking Permit Program the following areas have been reviewed and recommendations follow:

Chapter 64-13 Parking Permit Areas:

- Section 64-13 (b)(1) Residential Parking Permit. Permits will be a hanger style with the expiration date boldly displayed. Modify fee schedule reflecting twenty-five dollars (\$25.00) per two (2) hanger style permits, limiting to a maximum of four (4) permits per household, upon presentation of a valid government identification and proof of residence in the parking permit area.
 - This change will simplify the program and allow for easy identification of those in compliance and those in violation.
- Section 64-13 (b)(2) Guest Parking Permit. Delete this section
 - From an enforcement perspective, this section confuses the application of the program and does not add a level of enforcement.

- Section 64-13 (b)(3) Visitor Pass. Available 24/7 at the RPPD. Valid for 48 hours, limit of 10 per address, no fee.
 - Limiting the visitor pass to 10 per address in a 48-hour period is reasonable. Issuing large numbers of these permits is overly burdensome of our support staff.

Attached, please find Ordinance 2018-OR-15 for introduction. Staff will be available to respond to questions at the November 26th Special Legislative Meeting.

Attachment:

Ordinance 2018-OR-15 regarding Vehicles, Parking and Traffic

1 COUNCIL OF THE TOWN OF RIVERDALE PARK

2
3 ORDINANCE 2018-OR-15
4
5

6 **Introduced By:**
7

8 **Date Introduced:**
9

10 **Date Adopted:**
11

12 **Date Effective:**
13

14
15 AN ORDINANCE concerning

16
17 Vehicles, Parking and Traffic
18

19 **FOR** the purpose of comprehensively revising Town laws that regulate vehicles, parking and
20 traffic in the Town; altering the responsibilities of the Town Police Department with
21 respect to enforcement of such laws; altering penalties for violations; altering and adding
22 certain school speed zones; and generally relating to the management of traffic in the
23 Town of Riverdale Park.
24

25 **BY** repealing and reenacting, with amendments
26

27 Chapter 64, VEHICLES AND TRAFFIC

28 Sections 64-1, 64-2, 64-3, 64-4, 64-5, 64-7, 64-8, 64-10, 64-12, 64-13, 64-14, 64-15, 64-
29 16 and 64-20(e)

30 Code of the Town of Riverdale Park

31 (January 2008 Revision as Supplemented)
32

33 **BY** renumbering, repealing and reenacting, with amendments
34

35 Chapter 64, VEHICLES AND TRAFFIC

36 Sections 64-17 and 64-18

37 Code of the Town of Riverdale Park

38 (January 2008 Revision as Supplemented)
39

40 **BY** repealing
41

42 Chapter 64, VEHICLES AND TRAFFIC

43 Sections 64-10.1 and 64-19

44 Code of the Town of Riverdale Park

45 (January 2008 Revision as Supplemented)

46

47 **BY** adding

48

49 Chapter 64, VEHICLES AND TRAFFIC

50 Sections 64-17

51 Code of the Town of Riverdale Park

52 (January 2008 Revision as Supplemented)

53

54 **SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF**
55 **RIVERDALE PARK**, that Sections 64-1, 64-2, 64-3, 64-4, 64-5, 64-7, 64-8, 64-10, 64-12, 64-
56 13, 64-14, 64-15, 64-16 and 64-20(e), of the Code of the Town of Riverdale Park (January 2008
57 Revision as Supplemented), Chapter 64, VEHICLES AND TRAFFIC, are repealed and
58 reenacted, with amendments, to read as follows:

59

60 **Chapter 64 VEHICLES AND TRAFFIC**

61

62 **§64-1. Definitions.**

63

64 For purposes of this chapter, the terms used herein are defined as follows:

65

66 ~~"Vehicle" — Any device in, upon or by which any person or property may be transported~~
67 ~~or drawn upon a highway, excepting devices used exclusively upon stationary rails or tracks.~~

68 -

69 ~~"Motor vehicle" — Any vehicle that is self-propelled.~~

70 -

71 ~~"Parking lot" — Any parking space or facility that is attached to a retail commercial~~
72 ~~center, multiple family dwelling facility, apartment house or apartment complex unit that~~
73 ~~contains greater than three (3) parking spaces.~~

74

75 Definitions of other the terms used in this chapter shall be found in the Maryland Vehicle Laws –
76 MARYLAND TRANSPORTATION ARTICLE, TITLE 11, as amended and supplemented from
77 time to time, and shall HAVE THE SAME MEANINGS IN THIS SECTION AND be made a
78 part of this chapter as though written herein. OTHER DEFINITIONS ARE AS FOLLOWS:

79

80 (A) "PREPARED SURFACE" SHALL MEAN ANY SURFACE COVERED BY
81 ASPHALT, CONCRETE, BRICK, BLOCK, GRAVEL, CRUSHED STONE OR OTHER
82 SIMILAR PERMEABLE OR SEMI-PERMEABLE AGGREGATED MATERIAL ON THE
83 AREA WHICH THE TIRES OF A VEHICLE REST OR TRAVERSE.

84

85 (B) "JUNKED MOTOR VEHICLE" MEANS ANY MOTOR VEHICLE THAT IS
86 IN WRECKED, DISMANTLED OR PARTIALLY DISMANTLED CONDITION, OR FROM
87 WHICH THE WHEELS, ENGINE, TRANSMISSION, OR ANY SUBSTANTIAL PARTS
88 THEREOF HAVE BEEN REMOVED, OR WHICH FOR ANY REASON IS INCAPABLE OF

89 OPERATION ON ITS OWN POWER, OR IS UNLICENSED OR BEARING EXPIRED
90 LICENSE TAGS.

91
92 (C) "ADMINISTRATIVE FEES" MEANS FEES AND CHARGES FOR VEHICLE
93 IMPOUND RELEASE, MVA FLAGGING AND SIMILAR TYPES OF FEES AND
94 CHARGES.

95
96 **§ 64-2. Enforcement.**

97
98 The Town of Riverdale Park's ~~Code Enforcement Officer and/or~~ Police Department shall
99 be responsible for enforcement of the provisions of Chapter 64.

100
101 **§ 64-3. Official signs.**

102
103 The signs referred to in this chapter, when authorized by the Mayor and ~~Common~~
104 Council of Riverdale Park, shall be deemed sufficient when in connection with the inscription
105 thereon there shall appear the words, "Mayor and Council," ~~"Police Department" or other~~
106 ~~language indicating that it is officially authorized.~~ TEMPORARY PARKING RESTRICTIONS
107 MAY BE IMPOSED BY THE POLICE DEPARTMENT AND OR PUBLIC WORKS
108 DEPARTMENT IN EMERGENCY SITUATIONS OR WHEN AUTHORIZED BY THE
109 MAYOR AND COUNCIL.

110
111 **§ 64-4. Vehicles to be ~~licensed~~ REGISTERED AND INSURED; fire lanes and ceremonial**
112 **routes.**

113
114 (a) No vehicle shall BE PARKED UPON, or be operated upon any street, alley or public
115 RIGHT-OF-way, OR PARKING LOT USED BY THE GENERAL PUBLIC, in the Town of
116 Riverdale Park, unless such vehicle bears ~~the appropriate license for the current year if such~~
117 ~~license be~~ A CURRENT AND VALID REGISTRATION PLATE AS required by the state,
118 county or municipal law.

119
120 (b) No vehicle shall be ~~operated~~ PARKED within any fire ~~line~~ LANE established by the
121 ((Fire Department)) TOWN, or in or upon any street, alley or public way or portion thereof from
122 which traffic is excluded by the Mayor and Council for public ceremonies or because of a public
123 emergency. The Police Department is authorized and directed to enforce such temporary traffic
124 regulations.

125
126 (C) ANY VEHICLE IN VIOLATION OF SECTION 64-4(A) IS SUBJECT TO
127 IMPOUND AND REMOVAL. NO VEHICLE IMPOUNDED BY THE TOWN OF
128 RIVERDALE PARK POLICE DEPARTMENT WILL BE RELEASED UNTIL ALL
129 ADMINISTRATIVE FEES ARE SATISFIED.

130
131

132 **§ 64-5. ~~Trucks over five tons' gross weight~~ COMMERCIAL MOTOR VEHICLES.**
133

134 NO COMMERCIAL MOTOR VEHICLES, EXCLUDING SCHOOL &
135 COMMERCIAL BUSES AS DEFINED UNDER SECTION 16-812 OF THE MARYLAND
136 TRANSPORTATION ARTICLE ~~NE~~ AND NO vehicle in excess of five (5) tons' gross weight
137 shall be operated on or in any town street ~~where said town street has been posted by a sign: "No~~
138 ~~Trucks [or Vehicles] Over 5 Tons' Gross Weight."~~ EXCEPT WHEN MAKING DELIVERIES.
139

140 **§ 64-7. Blocking or obstruction of fire department vehicle bays.**
141

142 No vehicle is permitted to block or obstruct the entrances and exits to and from the fire
143 department vehicle bays at any time. To "block" or "obstruct" for purposes of this ordinance
144 shall mean stopping, standing, pausing, or delaying a vehicle anywhere within the area marked
145 by signs and/or yellow stripes on the street in front of the fire department's vehicle bays' doors so
146 that the offending vehicle cannot be removed immediately from the area to permit immediate
147 exit or entrance of any fire department vehicles. ~~Violation of this section is a municipal~~
148 ~~infraction and the penalty for each violation shall be fifty dollars (\$50).~~
149

150 **§ 64-8. Right-side parallel parking.**
151

152 All motor or horse-drawn vehicles on any two-way street within the town shall, when not in
153 motion, MUST be parked or left standing on the right-hand side of the street parallel to and not
154 more than twelve (12) inches from the right-hand curb or curblane of the street, except during an
155 emergency or while actually loading or unloading passengers or merchandise.
156

157 **§ 64-10. Limitations on parking or standing in specified places.**
158

159 It shall be unlawful to park or leave standing any vehicle in any of the following
160 circumstances:

- 161
- 162 (a) Within three (3) feet of the front or rear of another vehicle parked on any street.
 - 163
 - 164 (b) Within three (3) feet of the exit of, or the entrance to, any alley or driveway without
165 the consent of the owner.
 - 166
 - 167 (c) Where a sign prohibits parking.
 - 168
 - 169 (d) In a loading or unloading zone.
 - 170
 - 171 (e) Within twenty-five (25) feet of a stop sign.
 - 172
 - 173 (f) Within twenty-five (25) feet of any intersecting street.
 - 174
 - 175 (g) Within ~~ten~~ FIFTEEN (15) feet of a fire plug.

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(h) On any street or public space for making repairs, except in ~~minor cases~~ EMERGENCY SITUATIONS SUCH AS, BUT NOT LIMITED TO, FLAT TIRES, OVERHEATED RADIATORS AND DEAD BATTERIES.

(i) Within twenty (20) feet of either side of a bus stop.

(j) With respect to any commercial vehicles, on any street or public space unless loading or unloading.

(k) Parking or leaving unattended any gasoline truck or other combustibles conveyance.

(l) Next to a yellow curb.

(m) In a designated handicap parking space without displaying the official Maryland vehicle handicap tag or handicap placard.

(n) In a driveway or on driveway aprons so that the vehicle blocks or overhangs a sidewalk thus obstructing free pedestrian passage.

(o) Upon, over or beyond the curb, within the public right-of-way.

(p) Within twenty-five (25) feet of parking lot entrances and exits.

§ 64-12. Limitations on parking or standing of certain vehicles on streets or highways.

It shall be unlawful to park or leave standing on the streets, highways, and public spaces of the town any truck, COMMERCIAL MOTOR VEHICLE EXCEEDING 10,001 POUNDS, including but not limited to travel trailers, camping trailers, tractor trailers, or any combination of motor vehicles with one (1) or more vehicles propelled or pushed as a unit, mobile homes, special mobile equipment including but not limited to tractors, construction or maintenance machinery, ditch-digging apparatus and concrete mixers (EXCLUDING AT PERMITTED CONSTRUCTION SITES), buses and school buses, and boat trailers except that exception may be made for trucks parked or left standing temporarily in the transaction of some business enterprise. This section shall not apply to any vehicle that is ~~of a type to any vehicle that is of a type~~ capable of being registered under Maryland law as a Class A (passenger) vehicle or as a Class E (truck) and the manufacturer's rated capacity is ~~¾ ton or less and the maximum gross vehicle weight is 7,000 pounds or less~~ UNDER 10,001 POUNDS.

§ 64-13. Parking permit areas.

(a) Designation. The Mayor and Council may, by resolution, designate sections of the town to be permit parking areas. Any such resolution shall be initiated only upon consultation with the affected residents and is subject to public hearing. ~~On street parking in such areas shall~~

220 ~~be restricted to those vehicles displaying a proper parking permit, in general from 7:00 a.m. to~~
221 ~~6:00 p.m. (excluding Saturdays, Sundays and legal holidays) unless specified otherwise by the~~
222 ~~signs posted in a designated area.~~

223

224 (b) Permits.

225

226 (1) ~~Permanent resident permits~~ RESIDENTIAL PERMITS. These permits can be
227 obtained at the ~~Town Office~~ POLICE DEPARTMENT for a fee of twenty-five dollars (\$25) per
228 TWO HANGAR-STYLE PERMITS WITH A MAXIMUM OF FOUR PERMITS PER
229 HOUSEHOLD ~~permit~~ UPON PRESENTATION OF A VALID GOVERNMENT
230 IDENTIFICATION ~~vehicle registration~~ and proof of residency in the parking permit area.
231 ~~Permanent resident~~ RESIDENTIAL permits are valid for two years ~~and are nontransferable. A~~
232 ~~permanent resident permit~~ AND may be renewed for successive two-year periods. THERE IS
233 NO PRORATED AMOUNT FOR PERMIT ISSUANCE. The Town Council, by resolution,
234 may limit the number of ~~permanent resident~~ RESIDENTIAL permits issued for each residence in
235 a permit area. ~~Permit stickers must be attached to the back of the inside rearview mirror~~
236 RESIDENTIAL PERMIT HANGARS MUST BE DISPLAYED FROM THE REAR-VIEW
237 MIRROR IN A VEHICLE WHEN PARKED IN A PERMIT PARKING AREA.

238

239 (2) ~~Guest permits. Residents can obtain up to two (2) permits for use by their~~
240 ~~guests. Guest permits are designated to a certain residence and must be turned in to the Town~~
241 ~~Office if the resident moves. There is no fee for guest permits.~~ VISITOR PASSES MAY BE
242 OBTAINED FROM THE POLICE DEPARTMENT 24 HOURS A DAY. A VISITOR PASS IS
243 VALID FOR A DURATION OF 48 HOURS, LIMITED TO 10 VISITOR PASSES PER
244 ADDRESS PER EVENT.

245

246 (3) ~~Temporary permits. Permits for other than residents and their guests will be~~
247 ~~granted only on a case by case basis by the Town Administrator, subject to review by the Mayor~~
248 ~~and Council. Such permits will be considered on a temporary basis only, and a time period will~~
249 ~~be defined. There is no fee for temporary permits.~~

250

251 (4) ~~The Town Administrator~~ CHIEF OF POLICE OR DESIGNEE shall
252 administer the parking permit program and may promulgate reasonable procedures and forms for
253 this purpose.

254

255 (c) VIOLATIONS ~~Penalty. Any permit not used appropriately is null and void, and a~~
256 ~~vehicle displaying such permit will be subject to a parking violation ticket.~~ A VEHICLE MAY
257 NOT BE PARKED IN A PERMIT PARKING AREA UNLESS THE VEHICLE BEARS A
258 PERMIT PARKING HANGAR OR A GUEST PERMIT ISSUED UNDER THIS SECTION. A
259 VEHICLE MAY NOT BE PARKED IN A PERMIT PARKING AREA OTHER THAN THE
260 AREA FOR WHICH THE PERMIT HAS BEEN ISSUED. ANY PERMIT USED IN
261 VIOLATION OF THE PURPOSE FOR WHICH THE PERMIT WAS ISSUED IS VOID.

262

263 (D) PENALTIES.

264
265 (1) ANY VEHICLE PARKED IN VIOLATION OF THIS SECTION IS
266 LIABLE FOR A CITATION IN AN AMOUNT ESTABLISHED BY THE MAYOR AND
267 COUNCIL BY ORDINANCE.

268
269 (2) ANY PERSON WHO VIOLATES THIS SECTION IS LIABLE FOR A
270 CITATION IN AN AMOUNT ESTABLISHED BY THE MAYOR AND COUNCIL.

271
272 **§ 64-14. Parking meters.**

273
274 (a) Designation. The Mayor and Council may, by resolution, designate certain sections of
275 the town to have parking meters installed.

276
277 (b) Rates. The Mayor and Council shall establish, by ~~resolution at any regular Council~~
278 ~~meeting~~ ORDINANCE, the rates for such metered parking areas as well as hours of operation.

279
280 (C) VIOLATIONS. A PERSON MAY NOT:

281
282 (1) PERMIT ANY VEHICLE TO BE PLACED OR TO REMAIN IN ANY
283 PARKING METER SPACE DURING THE OPERATIONAL HOURS FOR THE PARKING
284 METER WHILE THE METER OR MULTI-SPACE METER IS DISPLAYING A SIGNAL
285 INDICATING THAT THE TIME HAS EXPIRED. HOWEVER, THE LOADING OR
286 UNLOADING OF A TRUCK, VAN OR OTHER COMMERCIAL VEHICLE MAY BE
287 CONDUCTED FOR A REASONABLE PERIOD OF TIME IN A PARKING METER SPACE
288 WITHOUT THE DEPOSIT OF PAYMENT IN THE METER.

289
290 (2) PARK ANY VEHICLE ACROSS ANY LINE OR MARKING OF A
291 PARKING METER SPACE OR IN SUCH POSITION THAT THE VEHICLE SHALL NOT
292 BE ENTIRELY WITHIN THE AREA DESIGNATED BY SUCH LINES OR MARKINGS.

293
294 (3) DEFACE, INJURE, TAMPER WITH, OPEN OR WILLFULLY BREAK,
295 DESTROY OR IMPAIR THE USEFULNESS OF ANY PARKING METER INSTALLED
296 UNDER THE PROVISIONS OF THIS CHAPTER.

297
298 (4) DEPOSIT OR CAUSE TO BE DEPOSITED IN ANY PARKING
299 METER ANY SLUGS, DEVICES, METAL SUBSTANCE OR OTHER SUBSTITUTES FOR
300 LAWFUL COINS.

301
302 (eD) Penalties. Vehicles ((parking in areas with meters indicating violation or expired
303 time)) PARKED IN VIOLATION OF THIS SECTION shall be subject to a penalty of ~~ten~~
304 ~~dollars (\$10) to be paid on or before fifteen (15) days after issuance of the parking violation~~
305 ~~ticket. Tickets paid after fifteen (15) but less than thirty (30) days shall be doubled in cost to~~
306 ~~twenty dollars (\$20). Tickets paid after thirty (30) days shall be thirty dollars (\$30)~~
307 ESTABLISHED BY THE MAYOR AND COUNCIL BY ORDINANCE.

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§ 64-15. Removal and impounding of unattended vehicles.

~~(A) If any vehicle is left unattended upon any public road, highway, alley or parking lot in violation of any law, ordinance or order regarding the parking of vehicles, or if any vehicle is left unattended upon any road, highway, alley or parking lot for an unreasonable length of time so as to impede the movement of traffic or constitute a threat to public safety, the Police Department shall have authority to impound and remove such vehicle. and charge the THE owner thereof OF THE VEHICLE IS LIABLE FOR the ALL costs of RELATED TO towing, storage and any other charges incurred in connection therewith. No vehicle so impounded for a parking violation UNDER THIS SECTION shall be released until all applicable costs, charges, and fines have been paid ADMINISTRATIVE FEES ARE SATISFIED.~~

(B) THE POLICE DEPARTMENT MAY IMPOUND AND REMOVE A VEHICLE THAT IS FUNCTIONALLY DISABLED OR DAMAGED AND IMPEDES THE MOVEMENT OF TRAFFIC ON ANY ROAD, HIGHWAY, ALLEY OR PARKING LOT OR CONSTITUTES A THREAT TO PUBLIC SAFETY, WHEN THE VEHICLE OWNER OR OPERATOR IS PRESENT AND FAILS OR REFUSES TO REMOVE THE VEHICLE PROMPTLY UPON REQUEST. THE POLICE DEPARTMENT MAY IMPOUND A VEHICLE AS NECESSARY FOR SAFE KEEPING AND/OR EVIDENTIARY PURPOSES WHEN THE VEHICLE OWNER/OPERATOR IS ARRESTED.

§ 64-16. Junked motor vehicles.

~~(a) Definitions. "Junked motor vehicle" means any motor vehicle that is in wrecked, dismantled or partially dismantled condition, or from which the wheels, engine, transmission, or any substantial parts thereof have been removed, or which for any reason is incapable of operation on its own power, or is unlicensed or bearing expired license tags.~~

~~(b) It shall be unlawful for any person to junk any motor vehicle at any place within the town, nor shall any owner or lessee permit any junked motor vehicle to remain on property within the town except in an enclosed garage.~~

~~(eB) Exempt properties. Properties exempt from this section are licensed motor vehicle dealers, motor vehicle mechanical or body repair facilities, and towing storage compounds. Such vehicles must be stored on the licensed property.~~

~~(dC) Notice of intent to impound. The Code Enforcement Officer or his designee may impound a junked motor vehicle after first attaching a notice on the presumed junked vehicle that shall state, in part, "This vehicle is presumed junked. If not removed within seventy two (72) hours of the date of this notice, this vehicle shall be impounded and sent to a scrap processor." NOTICE OF IMPOUND. A POLICE OFFICER MAY PLACE A NOTICE OF INTENT TO REMOVE BY IMPOUND. IF THE VIOLATION IS NOT CORRECTED AND OR VEHICLE IS NOT REMOVED WITHIN 72 HOURS OF NOTICE, THE VEHICLE MAY BE~~

352 IMPOUNDED.

353

354 ~~(eD) Authority to grant extension. The Code Enforcement Officer~~ CHIEF OF POLICE or
355 ~~his~~ designee shall have the authority to grant an extension of the seventy-two (72) hour limit for
356 a period not to exceed an additional seven (7) calendar days. ~~Upon receipt of a written statement~~
357 ~~prior to completion of the extension already granted, setting forth the reasons necessitating~~
358 ~~additional time beyond the fourteen (14) day period, the Council shall have the right to extend~~
359 ~~the seven day period for any definite time.~~

360

361 (fE) Notice to property owner of completed impoundment.

362

363 (1) ~~Within twenty-four (24) hours~~ THREE BUSINESS DAYS after impoundment
364 of any vehicle pursuant to this section, the ~~town Code Enforcement Officer~~ POLICE
365 DEPARTMENT shall send by registered or certified mail a notice to the last known registered
366 owner of the vehicle and/or the property owner of record from which the vehicle was removed.

367

368 (2) The notice shall contain the following:

369

370 (A) A statement as to the reason why the vehicle has been impounded;

371

372 (B) The year, make and model and vehicle identification number (VIN) of
373 the vehicle as available;

374

375 (C) The location of the impounding facility where the vehicle is being
376 held; and

377

378 (D) A statement that the owner has the right to reclaim the vehicle upon
379 payment of all towing, storage, and other charges, penalties, and fines relating to the disposition
380 of the vehicle. No vehicle so impounded shall be released until all ~~applicable costs, charges, and~~
381 ~~fines~~ ADMINISTRATIVE FEES have been ~~paid~~-SATISFIED. UNCLAIMED VEHICLES
382 DISPOSITION WILL BE IN ACCORDANCE WITH STATE LAW.

383

384 ~~(g) Removal of junked motor vehicles. Whenever any person fails to comply with the~~
385 ~~requirements of this section within thirty (30) days of the notice of impoundment, the cost of~~
386 ~~removal and storage of the junked motor vehicle, as well as any reasonable administrative and~~
387 ~~legal costs, shall be chargeable. Any costs and expenses incurred shall constitute a lien on the~~
388 ~~property from which the junked motor vehicle was removed if not paid within thirty (30) days of~~
389 ~~notice of impoundment.~~

390 -

391 ~~(h) It shall be unlawful for any person or persons, firm or corporation to violate any of the~~
392 ~~provisions of this section, which violations are declared to be municipal infractions and for~~
393 ~~which the penalty for each violation shall be one hundred dollars (\$100). Each day a violation~~
394 ~~continues after initial notice shall constitute a separate or repeat offense.~~

395 -

396 (iF) Nothing in this section shall be construed as limiting the authority of the town to
397 further regulate parking, vehicles or traffic.

398

399 **§ 64-20 School Zone Speed Monitoring Systems Authorized.**

400

401 (E) The following school zones are established within the Town of Riverdale Park
402 pursuant to Transportation Article, § 21-803.1, of the Maryland Annotated Code:

403

404 (1) Riverdale Elementary School zone. the limits of this school zone, and the
405 maximum speed limits within this zone, are as follows:

406

407 a. State Highway 410 (East West Highway) eastbound from Beale Circle
408 east to State Highway 201 (Kenilworth Avenue), maximum speed set at 35 miles per hour.

409

410 b. State Highway 410 (East West Highway) westbound from State
411 Highway 201 (Kenilworth Avenue) to 46th Avenue, maximum speed set at 35 miles per hour.

412

413 c. Taylor Road from Longfellow Street to Tuckerman Street, maximum
414 speed set at 25 miles per hour.

415

416 d. Riverdale Road from 54th Avenue to Lafayette Avenue, maximum
417 speed set at 20 miles per hour.

418

419 e. Queensbury Road from the Town's Public Works facility to Lafayette
420 Avenue, maximum speed set at 25 miles per hour.

421

422 (2) Parkdale High School zone. The limits of this school zone, and the maximum
423 speed limits within this zone, are as follows:

424

425 a. Good Luck Road eastbound and westbound from approximately 500
426 feet east of State Highway 201 (Kenilworth Avenue) to approximately 100 feet west of Crest
427 Park Drive, maximum speed set at 35 miles per hour.

428

429 (3) De Matha Catholic High School zone. The limits of this school zone and the
430 maximum speed limits within this zone, are as follows:

431

432 A. Federal Highway 1 (Baltimore Avenue) northbound from
433 approximately 100 feet south of Madison Street to Sheridan Street, maximum speed set at 30
434 miles per hour.

435

436 B. Federal Highway 1 (Baltimore Avenue) southbound from state highway
437 410 (East West Highway) to approximately 100 feet north of Oliver Street, maximum speed set
438 at 30 miles per hour.

439

440 (4) ~~Saint Bernard’s Elementary School zone. The limits of this school zone and~~
 441 ~~the maximum speed limits within this zone, are as follows:-~~

442 -

443 A. ~~Riverdale Road from State Highway 201 (Kenilworth Avenue) to State~~
 444 ~~Highway 410 (East West Highway), maximum speed set at 25 miles per hour.-~~

445 -

446 B. ~~State Highway 410 (East West Highway) eastbound and westbound~~
 447 ~~from the Anacostia River northeast branch bridge to Riverdale Road, maximum speed set at 35~~
 448 ~~miles per hour. C. State Highway 201 (Kenilworth Avenue) northbound and southbound from~~
 449 ~~Carters Lane to River Road, maximum speed set at 35 miles per hour.-~~

450 -

451 (5) William Wirt Middle School zone. The limits of this school zone and the
 452 maximum speed limits within this zone, are as follows:

453

454 A. State Highway 201 (Kenilworth Avenue) northbound and southbound
 455 from River Road to Good Luck Road, maximum speed set at 35 miles per hour.

456

457 (5) UNIVERSITY OF MARYLAND DISCOVERY DISTRICT/COLLEGE
 458 PARK ACADEMY SCHOOL ZONE. THE LIMITS OF THIS SCHOOL ZONE AND THE
 459 MAXIMUM SPEED LIMITS WITHIN THIS ZONE ARE AS FOLLOWS:

460

461 A. RIVER TECH COURT NORTHBOUND AND SOUTHBOUND
 462 FROM RIVER ROAD TO LAFAYETTE AVENUE, MAXIMUM SPEED SET AT 30 MILES
 463 PER HOUR.

464

465 B. RIVER ROAD EASTBOUND AND WESTBOUND FROM THE CITY OF COLLEGE
 466 PARK TO STATE HWY 201 KENILWORTH AVENUE, MAXIMUM SPEED SET AT 35
 467 MILES PER HOUR.

468

469 **SECTION 2: AND BE IT FURTHER ENACTED** that Sections 64-17 and 67-18 of
 470 the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), Chapter 64,
 471 VEHICLES AND TRAFFIC, are renumbered to be Sections 64-18 and 64-19, respectively, and
 472 repealed and reenacted, with amendments, to read as follows:

473

474 **Chapter 64 VEHICLES AND TRAFFIC**

475

476 **~~§64-17~~ 64-18. Violations and penalties.**

477

478 (a) Violations of ~~§§ 64-4 through 64-10(k) (except § 64-7) and §§ 64-10(n) through 64-~~
 479 ~~13 THIS CHAPTER~~ are declared to be municipal infractions, ~~for which the penalty for each~~
 480 ~~violation shall be fifty dollars (\$50) AND SUBJECT TO ISSUANCE OF A PARKING~~
 481 ~~CITATION FROM A POLICE OFFICER.~~

482

483 (b) ~~Violations of §§ 64-10(l-m) and 64-19 are declared to be municipal infractions, for~~

484 ~~which the penalty for each violation shall be two hundred dollars (\$250)~~ EACH VIOLATION OF
485 THE FOLLOWING PROVISIONS OF THIS CHAPTER IS SUBJECT TO A FINE IN THE
486 AMOUNT OF \$50:-

- 487
- 488 (1) 64-4(A) EXPIRED TAGS/UNREGISTERED VEHICLE;
- 489
- 490 (2) 64-5 VEHICLE IN EXCESS OF 5 TONS (10,001 LBS);
- 491
- 492 (3) 64-6(A) STOPPING WITHIN INTERSECTION;
- 493
- 494 (4) 64-6(B) STOPPING ON A CROSSWALK;
- 495
- 496 (5) 64-6(C) STOPPING ON A SIDEWALK;
- 497
- 498 (6) 64-6(D) STOPPING ALONGSIDE OR OPPOSITE EXCAVATION OR
499 OBSTRUCTION SO AS TO IMPEDE TRAFFIC;
- 500
- 501 (7) 64-6(E) STOPPING ON A BRIDGE OR APPROACH;
- 502
- 503 (8) 64-6(F) STOPPING ON STREETCAR OR RAILROAD TRACKS;
- 504
- 505 (9) 64-7 BLOCKING FIRE DEPARTMENT BAYS;
- 506
- 507 (10) 64-8(A) PARKED WRONG WHEELS TO CURB;
- 508
- 509 (11). 64-8(B) PARKED MORE THAN 12 INCHES FROM CURB OR CURB
510 LINE;
- 511
- 512 (12) 64-9 DOUBLE PARKING;
- 513
- 514 (13) 64-10(A) PARKING WITHIN 3 FEET OF ANOTHER VEHICLE;
- 515
- 516 (14) 64-10(B) PARKING WITHIN 3 FEET OF ALLEY OR DRIVEWAY
517 WITHOUT OWNER CONSENT;
- 518
- 519 (15) 64-10(C) PARKING WHERE PROHIBITED BY SIGN;
- 520
- 521 (16) 64-10(D) PARKING IN LOADING/UNLOADING ZONE;
- 522
- 523 (17) 64-10(E) PARKING WITHIN 25 FEET OF STOP SIGN;
- 524
- 525 (18) 64-10(F) PARKING WITHIN 25 FEET OF INTERSECTION;
- 526
- 527 (19) 64-10(G) PARKING WITHIN 15 FEET OF FIRE HYDRANT

- 528
- 529 (20) 64-10(H) MAKING REPAIRS ON PUBLIC STREET;
- 530
- 531 (21) 64-10(I) PARKING WITHIN 20 FEET OF BUS STOP;
- 532
- 533 (21) 64-10(J) PARKING COMMERCIAL VEHICLE ON STREET UNLESS
- 534 LOADING/UNLOADING;
- 535
- 536 (22) 64-10(K) UNATTENDED COMBUSTIBLES CONVEYANCE;
- 537
- 538 (23) 64-10(L) PARKING NEXT TO YELLOW CURB;
- 539
- 540 (24) 64-10(N) PARKING IN DRIVEWAY SO AS TO OBSTRUCT
- 541 SIDEWALK OR OTHER PEDESTRIAN PASSAGE;
- 542
- 543 (25) 64-10(O) PARKING UPON, OVER OR BEYOND CURB WITHIN
- 544 PUBLIC RIGHT OF WAY;
- 545
- 546 (26) 64-10(P) PARKING WITHIN 25 FEET OF PARKING LOT ENTRANCES
- 547 OR EXITS;
- 548
- 549 (27) 64-11(A) OVERTIME PARKING WHERE SIGN DESIGNATES;
- 550
- 551 (28) 64-11(B) PARKING IN EXCESS OF 48 HOURS;
- 552
- 553 (29) 64-12 PARKING IN VIOLATION OF LIMITATIONS, CERTAIN
- 554 VEHICLES;
- 555
- 556 (30) 64-13 PARKING IN VIOLATION OF PARKING PERMIT;
- 557
- 558 (31) 64-14(C) PARKING IN VIOLATION OF PARKING METER
- 559 RESTRICTIONS; AND
- 560
- 561 (32) 64-16(A) UNLAWFUL PARKING OF JUNK VEHICLE.
- 562

563 (C) EACH VIOLATION OF THE FOLLOWING PROVISIONS OF THIS CHAPTER
564 IS SUBJECT TO A FINE IN THE AMOUNT OF \$250:

- 565
- 566 (1) 64-4(B) PARKING IN A FIRE LANE;
- 567
- 568 (2) 64-10(M) PARKING IN HANDICAPPED SPACE; AND
- 569
- 570 (3) 64-17 SNOW EMERGENCIES.
- 571

572 **§ 64-1864-19. Payment of fines; penalty for late payment.**
573

574 If a person elects to stand trial for a violation under Chapter 64, the request for a trial date
575 must be made in writing to the TOWN OF RIVERDALE PARK AT SUCH ADDRESS AS THE
576 Police Department DIRECTS no later than ten (10) days from issuance of the citation. If no such
577 request is received within the stated ten (10) days, the following shall apply:
578

579 (a) Any person issued a citation for violation of any section of this chapter shall pay the
580 fine imposed as a penalty for violation of that section at SUCH ADDRESS AS the Police
581 Department DIRECTS within fifteen (15) days from the date of notice of violation.
582

583 (b) Any person who fails to pay a required fine within fifteen (15) days of the date of
584 notice of violation shall pay at SUCH ADDRESS AS the Police Department DIRECTS:
585

586 (1) Twice the amount of the fine if paid after fifteen (15) days but not more than
587 thirty (30) days after the notice of violation; or
588

589 (2) Three (3) times the amount of the fine if paid more than thirty (30) days after
590 the date of notice of violation.
591

592 (c) If a vehicle is observed in Town and the vehicle has two or more parking violations
593 that are outstanding for more than thirty (30) days, the vehicle may be impounded at the
594 discretion of the officer. The vehicle will not be released until all fines and fees have been ~~paid~~
595 SATISFIED.
596

597 **SECTION 3: AND BE IT FURTHER ENACTED** that Sections 64-10.1 and 64-19 of
598 the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), Chapter 64,
599 VEHICLES AND TRAFFIC, are repealed.
600

601 **SECTION 4: AND BE IT FURTHER ENACTED** that new Section 64-17 be and it is
602 hereby added to the Code of the Town of Riverdale Park (January 2008 Revision as
603 Supplemented), Chapter 64, VEHICLES AND TRAFFIC, to follow immediately after Section
604 64-16 and to read as follows:
605

606 **Chapter 64 VEHICLES AND TRAFFIC**
607

608 **§64-17 SNOW EMERGENCIES.**
609

610 (A) THE TOWN COUNCIL IS AUTHORIZED TO ADOPT SPECIAL PARKING
611 RESTRICTIONS WHICH SHALL BE IN EFFECT DURING ANY TIME THAT A SNOW
612 EMERGENCY CONDITION EXISTS. FOR PURPOSES OF THIS SECTION, A "SNOW
613 EMERGENCY CONDITION" SHALL BE CONSIDERED IN EFFECT WITHIN THE TOWN
614 OF RIVERDALE PARK WHENEVER A SNOW EMERGENCY IS DECLARED IN EFFECT
615 IN PRINCE GEORGE'S COUNTY BY THE PRINCE GEORGE'S COUNTY EXECUTIVE,

616 THE MARYLAND STATE HIGHWAY ADMINISTRATION OR THE MARYLAND STATE
617 POLICE.

618
619 (B) DURING ANY PERIOD IN WHICH A SNOW EMERGENCY CONDITION
620 EXISTS AND A SNOW EMERGENCY IS IN EFFECT, IT SHALL BE UNLAWFUL TO
621 PARK ANY VEHICLE ON ANY PART OF ANY STREET DESIGNATED AS A SNOW
622 EMERGENCY STREET, PROVIDED THAT SIGNS HAVE BEEN ERECTED ON THAT
623 STREET GIVING NOTICE THAT SUCH STREET IS A DESIGNATED SNOW
624 EMERGENCY STREET.

625
626 (C) DURING ANY PERIOD IN WHICH A SNOW EMERGENCY CONDITION IS IN
627 EFFECT, IT SHALL BE UNLAWFUL TO PARK ANY VEHICLE ON THE ODD-
628 NUMBERED SIDE OF ANY PUBLIC STREET IN THE TOWN OF RIVERDALE PARK
629 REGARDLESS OF WHETHER SUCH STREET HAS BEEN DESIGNATED A SNOW
630 EMERGENCY STREET. STREETS WITH PARKING RESTRICTED ON ONE SIDE ARE
631 EXEMPT FROM THIS SECTION.

632
633 (D) ANY VEHICLE PARKED IN VIOLATION OF THE SNOW EMERGENCY
634 PROVISIONS OF THE SECTION MAY BE REMOVED AND IMPOUNDED BY OR
635 UNDER THE DIRECTION OF ANY AUTHORIZED POLICE OFFICER.

636
637 **SECTION 5: AND BE IT FURTHER ENACTED** that this Ordinance shall become
638 effective twenty (20) calendar days after its passage by the Council.

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641 ATTEST: COUNCIL OF THE TOWN OF
642 RIVERDALE PARK

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646 _____
647 John Lestitian, Town Manager Alan K. Thompson, Mayor

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650 EXPLANATION:

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652 CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
653 Underlining indicates amendments to the Ordinance.
654 ~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.
655 *** indicate omission of existing text not modified by this Ordinance.