

The Mayor and Council of the Town of Townsend

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Introduced by: Mayor Rudy Sutton
Introduced on: March 22, 2017

ORDINANCE NO. 17-02

AN ACT TO AMEND CHAPTER 58 OF THE CODE OF ORDINANCES OF THE TOWN OF TOWNSEND CONCERNING THE PROHIBITING OF PARKING ALONG RAILROAD AVENUE - WIGGINS MILL ROAD IN THE TOWN OF TOWNSEND

Mayor
Rudy Sutton

Councilman
John Ness

Councilwoman
Lorraine Gorman

Councilman
Jermaine Hatton

Councilwoman
Cindy Cook

Town Manager
Dawson Green

WHEREAS, the Town Council finds that the parking of vehicles along Wiggins Mill Road from.... Poses a threat to the health, safety and welfare of the residents of the community and those traveling through the community

BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF TOWNSEND (a majority of the members elected thereto concurring therein):

Section 1. Amend Chapter 58 of the Code of Ordinances, Town of Townsend, Delaware by adding thereto a new sub-section, 58-1B therein to read as follows:

“58-1B. THE PARKING OF VEHICLES ALONG WIGGINS MILL ROAD FROM NEW CASTLE COUNTY BRIDGE #NC-423 TO BRIDGE #NC-424.

- (a) The parking of vehicles along each side of Wiggins Mill Road, from the single lane bridge (Bridge #NC-423) at the Southern End to the bridge (Bridge #NC-423) at the Northern End (near the incorporated Town limits) is prohibited.
- (b) Whoever violates this sub-section shall be fined **three hundred (\$300.00) dollars** for each offense.
- (c) Jurisdiction over this offense shall be with the Justice of the Peace Court.
- (d) For the purpose of this ordinance, “vehicle” shall mean every device in, upon or by which any person or property is or may be transported or drawn upon the roadway, excepting devices moved by human power.
- (e) A summons in an appropriate form as adopted by the Town Council may be attached to an unattended vehicle found in violation of this ordinance by any police officer or authorized person(s) for violation of this ordinance.

- (f) Any vehicle found in violation of this ordinance which at the time of discovery of the violation is unattended and identity of the operator is not otherwise apparent, the person in whose name the vehicle is registered as the owner shall be held prima facie responsible for such violation.
- (g) The Town Council may provide for a mail-in procedure for voluntary payment of fines pursuant to summons under this ordinance.

Section 2. If any provision of this Act, or its application to any person or circumstance is held invalid, the remainder of this Act, or the application of the provision to other persons or circumstances shall remain unaffected.

Section 3. This Act shall become effective upon adoption.

SYNOPSIS

This Act will prohibit any vehicle from parking along Wiggins Mill Road from Bridge #NC-423 to Bridge #NC-424.

Introduction:	March 22, 2017
Publication of Fair Summary:	March 30, 2017
Public Hearing:	April 5, 2017
Final Reading:	April 5, 2017
Adoption:	April 5, 2017

Rudolph Sutton, Jr.
Mayor of Townsend
Town of Townsend, New Castle County, DE