

August 10, 2021

Dear Board of Representatives colleagues,

As Chairman of the Transportation Committee I was asked by several Board of Representatives members to put the following item before Steering (as amended) which I agreed to do:

**1. T30.068 REVIEW; The Ability of Commercial Vehicles to Park in Front of Residential Properties. 08/03/21 – Submitted by Reps. Sherwood, Graziosi, Figueroa, Morson, Stella, Pratt, Di Costanzo, and Miller**

As I considered the item I realized that there were substantial and substantive issues in our existing Ordinance which should be a cause for review. It may well be that my sponsoring Board Colleagues will have other issues they wish to raise, and I welcome that.

In order to ensure a productive Review session I have written the following comments that I would expect the Traffic and Transportation Department to speak to, and I look forward to additional comments and thoughts during our discussion on August 19<sup>th</sup> at 7:00 pm

**Sec. 231-46. - Parking restricted.<sup>[9]</sup>**

A. No person shall park:

(1) On the street within five hundred (500) feet of a residential dwelling between the hours of 9:00 p.m. and 6:00 a.m.; or

**DW: This suggests that no one can park anything on the street between 9:00 pm and 6:00 am. Surely this is not what was intended and has never been enforced**

(2) On a street located in a residential zone, including but not limited to the RA-3, RA-2, RA-1, RA-20, R-10, R-7½, R-5 or RMF Zone as defined in the City of Stamford Zoning Regulations, for longer than two hours in any twenty-four-hour period unless the parking of said vehicle is in connection with and incidental to a permitted use in any one of the aforementioned zones because it is a legal nonconforming use as defined under the Zoning Regulations of the City of Stamford, any of the following:

**DW: Note that all of the following descriptions are referred from Section A (2), not Section A (1)**

(a) Any vehicle requiring a Class 1 or Class 2 motor vehicle operator's license or commercial driver's license to operate.

**DW: Can Traffic and Transportation Department explain the relationship between vehicles that have a commercial license plate and vehicles that require a Class 1, Class 2 motor vehicle license or a commercial driver's license. Do all vehicles with a**

**commercial license plate require drivers to hold a Class 1, or Class 2 or Commercial driver's license. If a vehicle requires a Class 1, Class 2 or commercial driver's license, must it be registered with Commercial license plates?**

(b) Any motor vehicle which exceeds a gross weight of eighteen thousand (18,000) pounds or has more than two (2) axles.

(c) Any nonmotorized vehicle, whether attached or not attached to a motor vehicle, which together exceeds a gross weight of eighteen thousand (18,000) pounds, including but not limited to semitrailers, boat trailers, horse trailers and house trailers.

**DW: I have no idea what the expression "which together exceeds a gross weight of eighteen thousand pounds" means. If it isn't attached, to what does the "together" refer? If there is a boat trailer or horse trailer that is less than 18,000 pounds is it supposed to be prohibited or not? It is worth noting that an unattached boat trailer or horse trailer or even most house trailers would never exceed 18,000 pounds**

(d) Any motor vehicle which exceeds three-fourths ( $\frac{3}{4}$ ) ton in capacity, is not used solely by the occupants of the premises and has been prohibited by the Zoning Regulations of the City of Stamford from parking on or being garaged on private residential property.

**DW: Can Traffic and Transportation Department provide some examples of vehicles that have been prohibited by the Zoning Regulations of the City of Stamford from parking or being garaged on private residential property?**

B. Said regulations shall not apply if the vehicle is parked on the street in any one (1) of the locations set forth in Subsection A(2) on a temporary basis for the following purposes:

(1) Construction and/or work related to repairs or services to the structures or dwellings on the property adjacent to the street.

(2) Moving personal property in or out of the structures or dwellings on the property adjacent to the street because an occupant of the property is moving his or her residence.

C. Violations and penalties. [Adopted 7-6-1999 as Ord. No. 898]

1. The parking of a qualifying truck within five hundred (500) feet of a residential dwelling between the hours of 9:00 p.m. and 6:00 a.m. shall be a Class IV parking violation under [§ 231-6](#) of Article I of this chapter.

**DW: First, the description of "qualifying" vehicles does not relate to Section A (1). Second, the wording is open to challenge. Is it meant to cover trucks who are disqualified from parking or trucks who are qualified to park? In any event, it only covers trucks. What about boat trailers and horse trailers, etc?**

2. The parking of a qualifying truck on a street in a residential zone for longer than two hours in any twenty-four hour period, except as exempted hereinabove, shall be a class III parking violation under [§ 231-6](#) of Article I of this chapter

**DW: The wording is open to challenge. Is it meant to cover trucks who are disqualified from parking or trucks who are qualified to park? In any event, it only covers trucks. What about boat trailers and horse trailers, etc**